

# NOTICE OF RECEIPT WATER RIGHT APPLICATION

(Pursuant to Section § 85-2-307(1), MCA)

Summarized below are the application details as described in an Application to Change of Appropriation Water Right received by the Department of Natural Resources & Conservation on MARCH 14, 2023. This notice reflects the application details only as originally submitted. The notice does not reflect changes to the application details made during the review process.

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**Application Number:** 43A 30159760  
**Applicant:** CMR RANCH OWNER LLC  
% MIKE DUCUENNOIS  
602 S FERGUSON AVE STE 2  
BOZEMAN, MT 59718

## **WATER RIGHT NUMBER(S) BEING CHANGED**

<b>Water Right Type</b>	<b>Water Right Number</b>	<b>Priority Date</b>
STATEMENT OF CLAIM	43A-40463	JULY 28, 1965

## **PAST USE OF WATER**

WATER STORED IN ROCK LAKE FOR 43A 40463 00 WAS USED TO IRRIGATE 1035 ACRES IN SECTIONS 20, 21, 22, 23, 24, AND 28, T2N R10E, PARK COUNTY. THE HISTORIC POINT OF DIVERSION IS AT NESWSW SECTION 11, T3N R11E, PARK COUNTY (ROCK LAKE DAM). ROCK CREEK ACTED AS A NATURAL CARRIER TO THE SECONDARY POINT OF DIVERSION IN SESESE SECTION 7, T2N R11E, PARK COUNTY (UPPER CRISWELL DITCH). THE PERIOD OF USE IS 04/01-11/15.

## **PROPOSED CHANGE**

THIS APPLICATION PROPOSES TO CHANGE ROCK LAKE STORAGE CLAIM 43A 40463 00 TO PROVIDE LATE SEASON WATER FOR THE PROPOSED PROJECT WHEN NATURAL FLOW RIGHTS FROM ROCK CREEK ARE OUT OF PRIORITY. THE PROPOSED PROJECT IS 112 ACRES OF IRRIGATED TURF GRASS AND LANDSCAPING FOR A NEW GOLF FACILITY. APPLICANT PROPOSES TO ADD 112 ACRES AND CONTINUE IRRIGATION ON THE 1035 ACRE HISTORIC PLACE OF USE. THE NEW ACRES WILL BE: 10.6 ACRES IN S2S2 SECTION 11, 2.00 ACRE IN W2W2NW SECTION 13, 90.10 ACRES IN SECTION 14, 8.04 ACRES IN NWNW SECTION 23, AND 1.26 ACRES IN NWNENW SECTION 23, ALL IN T2N R10E, PARK COUNTY. APPLICANT PROPOSES TO USE A MAXIMUM OF 725.4 AF, WHICH IS THE DECREED VOLUME FOR WATER STORED IN ROCK LAKE FOR 43A 40463 00. THE PRIMARY POINT OF DIVERSION WILL REMAIN AT NESWSW SECTION 11, T3N R11E, PARK COUNTY (ROCK LAKE DAM) AND ROCK CREEK WILL CONTINUE TO ACT AS A NATURAL CARRIER TO THE SECONDARY POINT OF DIVERSION IN SESESE SECTION 7, T2N R11E, PARK COUNTY (UPPER CRISWELL DITCH). APPLICANT PROPOSES A SECOND PLACE OF STORAGE AT RAINBOW LAKE (HAMMOND CREEK RESERVOIR); AN EXISTING LAKE WITH STORAGE AND EVAPORATION PERMITTED BY 43A 40431 00.

## **ADDITIONAL INFORMATION**

ONE OF THREE CHANGE APPLICATIONS SUBMITTED CONCURRENTLY.

In general, the department will make a preliminary determination to grant or deny this application within 120 days of the date the application is deemed correct and complete. That date is currently unknown. If the preliminary determination is to grant the application, the application will be published in the local newspaper and a notice will be sent to appropriators who, according to the department records may be affected by the proposed appropriation. Individuals will have at least 15 days and no more than 60 days (specific deadline will be identified at time of notice) to submit an objection under § 85-2-308, MCA, after the application has been published in the newspaper.

Direct questions regarding this application to the Water Resources Regional Office, 2273 BOOT HILL COURT, SUITE 110, BOZEMAN, MT 59715-7249 FAX: 406-587-9726 PHONE: 406-586-3136