

**PUBLIC NOTICE**  
**PUBLIC COMMENT PERIOD**

Notice to Water Users

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

The following application has been submitted to change a water right in the State of Montana.

THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION PROPOSES TO GRANT AN APPLICATION TO CHANGE A WATER RIGHT. DESCRIBED BELOW ARE THE PERTINENT FACTS WHICH SUMMARIZE THE APPLICATION. THE DRAFT PRELIMINARY DETERMINATION (PD) DOCUMENTING THE FINDINGS OF FACT AND CONCLUSIONS OF LAW AND ANY CONDITIONS ATTACHED TO THE WATER RIGHT ARE AVAILABLE ON THE INTERNET AT <https://dnrc.mt.gov/Water-Resources/Water-Rights/application-status-environmental-assessments/>.

**PUBLIC COMMENT DEADLINE: JULY 14, 2025.** THE DEPARTMENT CAN ONLY ACCEPT PUBLIC COMMENTS FILED ON A PUBLIC COMMENT FORM, FORM 654. MAIL THE COMPLETED FORM TO THE DNRC, PO BOX 201601, HELENA, MT 59620-1601 BY THE DEADLINE SPECIFIED. THE FORM IS AVAILABLE ON THE DEPARTMENT'S WEBSITE. PER 85-2-307(5)(C), MCA, IF NO PUBLIC COMMENTS ARE RECEIVED, THE DRAFT PD WILL BE ADOPTED AS FINAL AND THERE WILL BE NO OPPORTUNITY TO OBJECT TO THIS APPLICATION.

DIRECT ANY QUESTIONS PERTAINING TO THE APPLICATION, OR REQUESTS TO OBTAIN THE DRAFT PD OR PUBLIC COMMENT FORM TO THE WATER RESOURCES OFFICE AT 2273 BOOT HILL COURT, SUITE 110, BOZEMAN, MT 59715-7249 FAX: 406-587-9726 PHONE: 406-586-3136.

**Application Number:** 43B 30164489

**Applicant:** PARK CONSERVATION DIST  
5242 US HIGHWAY 89 S  
LIVINGSTON, MT 59047 9133

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

<b><u>Water Right Type</u></b>	<b><u>Water Right Number</u></b>	<b><u>Priority Date</u></b>
CONSERVATION DISTRICT RECORD	43B 30164990	DECEMBER 15, 1978

**PAST USE OF WATER**

THE APPLICANT PROPOSES TO CHANGE A PORTION OF A CONSERVATION DISTRICT WATER RESERVATION THAT HAS NOT YET BEEN PUT TO USE AND THEREFORE NO HISTORICAL USE FOR THE AMOUNT OF WATER BEING CHANGED EXISTS.

**PROPOSED CHANGE**

**FLOW RATE:** 2.60 CFS                      **VOLUME:** 161.20 AC-FT                      **ACRES:** 189.60

THE APPLICANT PROPOSES TO DIVERT WATER FROM THE YELLOWSTONE RIVER BY MEANS OF A STEM AND HANDWHEEL HEADGATE OPENING INTO A THREE-FOOT CULVERT ON THE NORTHWEST BANK OF THE YELLOWSTONE RIVER IN GOV'T LOT 10 NWSEW OF SECTION OF 34, T6S, R7E, IN PARK COUNTY. THE WEST CREEK RANCH LLC, CURRENTLY USES THE DIVERSION UNDER IRRIGATION STATEMENT OF CLAIM 43B 190625-00. WATER IS CONVEYED FROM THE POINT OF DIVERSION THROUGH A DITCH TO A PUMP SITE IN THE SW OF SECTION 34, T6S, R7E, WITHIN PARCELS 4 AND 4A OF CERTIFICATE OF SURVEY 1400. AT THE PUMP SITE THERE ARE TWO SEPARATE PUMPS. BOTH PUMPS WERE INSTALLED BETWEEN 1998 AND 2004. FROM EACH OF THE PUMPS, WATER IS PUMPED FROM THE DITCH INTO A SYSTEM OF PIPELINES, WHICH SUPPLIES WATER TO THE VARIOUS PIVOTS AND SPRINKLER SYSTEMS ACROSS THE PLACE OF USE. EXCESS WATER NOT DIVERTED AT THE PUMPING SITE IS RETURNED TO THE YELLOWSTONE RIVER VIA A NATURAL CHANNEL/DITCH.

**PUBLISHED IN:** LIVINGSTON ENTERPRISE ON JUNE 14, 2025.