

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 for a Provisional Permit received by the Department of Natural Resources & Conservation on JULY 8, 2025. 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.

Application Number:

43B 30171298

Owners:

LKM PROPERTIES LLC
216 MOORE LN
BILLINGS, MT 59101-3417

Priority Date:

JULY 8, 2025 at 01:30 P.M.

Purpose (Use):

LAWN AND GARDEN

Maximum Flow Rate:

50.00 GPM

Maximum Volume:

3.10 AC-FT

Maximum Acres:

1.25

Source Name:

YELLOWSTONE RIVER

Source Type:

SURFACE WATER

Point of Diversion and Means of Diversion:

| ID | | Govt Lot | QtrSec | Sec | Twp | Rge | County |
|----|----------------------|---|--------|-----|-----|-----|-------------|
| 1 | | | SWSWSE | 35 | 1N | 13E | SWEET GRASS |
| | Period of Diversion: | MAY 1 TO SEPTEMBER 30 | | | | | |
| | Diversion Means: | PUMP | | | | | |
| | Subdivision: | NIGHT SKY MINOR SUBDIVISION | | | | | |
| | Survey Tract: | 3-A-1 | | | | | |
| | Well Location: | 127 N YELLOWSTONE TRAIL RD | | | | | |
| | | THE POINT OF DIVERSION IS LOCATED IN CERTIFICATE OF SURVEY NO. 160769 RCB, TR 3-A-1. | | | | | |
| | | THE POINT OF DIVERSION IS TRANSITORY ALONG THE YELLOWSTONE RIVER ACROSS THE APPLICANT'S PROPERTY LOCATED IN THE SWSWSE SECTION 35, T1N, R13E. | | | | | |
| | Purpose (Use): | LAWN AND GARDEN | | | | | |
| | Climatic Area: | 3 - MODERATE | | | | | |
| | Volume: | 3.10 AC-FT | | | | | |
| | Period of Use: | APRIL 1 to OCTOBER 31 | | | | | |
| | Place of Use: | | | | | | |
| ID | Acres | Govt Lot | QtrSec | Sec | Twp | Rge | County |
| 1 | 1.25 | | SWSWSE | 35 | 1N | 13E | SWEET GRASS |
| | Subdivision: | NIGHT SKY MINOR SUBDIVISION TRACT/LOT: 3-A-1 BLOCK: | | | | | |
| | Total: | 1.25 | | | | | |

IF ISSUED, THE RIGHT WILL BE SUBJECT TO PRIOR EXISTING WATER RIGHTS.

In general, the Department will make a draft preliminary determination to grant or deny this application within 60 or 120 days of the date the application is deemed and correct and complete (60 days if a preapplication meeting was held, 120 days if a preapplication meeting was not held). That date is currently unknown as the application has not yet been determined to be correct and complete. If the draft 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 30 days to submit a public comment about this application under §85-2-307, MCA, after the application has been published in the newspaper. If public comments are received, the Department will consider the public comments and update the preliminary determination. If the preliminary determination is to grant the application, the application will again be published in a local newspaper and a notice will be sent to anyone who submitted a public comment, along with appropriators who, according to the department records may be affected by the proposed appropriation. Individuals will have 30 days 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, 1371 RIMTOP DRIVE, BILLINGS, MT 59105-1978 PHONE: 406-247-4419 FAX: 406-247-4416.