

PUBLIC NOTICE

PUBLIC COMMENT PERIOD

Notice to Water Users  
(Pursuant to Section 85-2-307, MCA)

The following application has been submitted to appropriate water in the State of Montana.

THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION PROPOSES TO GRANT AN APPLICATION FOR BENEFICIAL WATER USE PERMIT. 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: OCTOBER 19, 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 1371 RIMTOP DRIVE, BILLINGS, MT 59105-1978, PHONE: 406-247-4415, FAX: 406-247-4416.

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

Application Number:

43Q 30164891

Owners:

COUGAR INVESTMENTS LLC  
C/O ERIN KIRSCHENMANN & BRYCE KIRSCHENMANN  
PO BOX 81153  
BILLINGS, MT 59108

Priority Date:

APRIL 3, 2025 at 09:40 A.M.

Purpose (Use):

COMMERCIAL  
LAWN AND GARDEN

Maximum Flow Rate:

135.00 GPM

Maximum Volume:

48.01 AC-FT

Maximum Acres:

14.31

Source Name:

GROUNDWATER

Source Type:

GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>	
1		NE	SESW	30	1S	25E	YELLOWSTONE
Period of Diversion:		JANUARY 1 TO DECEMBER 31					
Diversion Means:		WELL					
Subdivision:		PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 3 BLOCK: 2					
2		NE	SESW	30	1S	25E	YELLOWSTONE
Period of Diversion:		JANUARY 1 TO DECEMBER 31					
Diversion Means:		WELL					
Subdivision:		PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 2 BLOCK: 2					
3		NW	SESW	30	1S	25E	YELLOWSTONE
Period of Diversion:		JANUARY 1 TO DECEMBER 31					
Diversion Means:		WELL					
Subdivision:		PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 1 BLOCK: 2					
4		NW	SESW	30	1S	25E	YELLOWSTONE
Period of Diversion:		JANUARY 1 TO DECEMBER 31					
Diversion Means:		WELL					
Subdivision:		PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 4 BLOCK: 1					
5		SE	SESW	30	1S	25E	YELLOWSTONE
Period of Diversion:		JANUARY 1 TO DECEMBER 31					
Diversion Means:		WELL					
Subdivision:		PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 6 BLOCK: 3					

6			SWSESW	30	1S	25E	YELLOWSTONE
	Period of Diversion:	JANUARY 1 TO DECEMBER 31					
	Diversion Means:	WELL					
	Subdivision:	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 5 BLOCK: 3					
7			SWSESW	30	1S	25E	YELLOWSTONE
	Period of Diversion:	APRIL 1 TO OCTOBER 31					
	Diversion Means:	WELL					
	Subdivision:	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 7 BLOCK: 3					
8			SWSESW	30	1S	25E	YELLOWSTONE
	Period of Diversion:	JANUARY 1 TO DECEMBER 31					
	Diversion Means:	WELL					
	Subdivision:	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 4 BLOCK: 3					
9		4	NESWSW	30	1S	25E	YELLOWSTONE
	Period of Diversion:	JANUARY 1 TO DECEMBER 31					
	Diversion Means:	WELL					
	Subdivision:	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 3 BLOCK: 1					
10		4	NWSWSW	30	1S	25E	YELLOWSTONE
	Period of Diversion:	JANUARY 1 TO DECEMBER 31					
	Diversion Means:	WELL					
	Subdivision:	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 1 BLOCK: 1					
	Well Depth:	38.00 FEET					
	Static Water Level:	8.00 FEET					
	Casing Diameter:	6.62 INCHES					
	Flowing:	YES					
11		4	NWSWSW	30	1S	25E	YELLOWSTONE
	Period of Diversion:	JANUARY 1 TO DECEMBER 31					
	Diversion Means:	WELL					
	Subdivision:	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 2 BLOCK: 1					
12		4	SESWSW	30	1S	25E	YELLOWSTONE
	Period of Diversion:	JANUARY 1 TO DECEMBER 31					
	Diversion Means:	WELL					
	Subdivision:	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 3 BLOCK: 3					
13		4	SWSWSW	30	1S	25E	YELLOWSTONE
	Period of Diversion:	JANUARY 1 TO DECEMBER 31					
	Diversion Means:	WELL					
	Subdivision:	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 2 BLOCK: 3					
14		4	SWSWSW	30	1S	25E	YELLOWSTONE
	Period of Diversion:	JANUARY 1 TO DECEMBER 31					
	Diversion Means:	WELL					
	Subdivision:	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 1 BLOCK: 3					
	Purpose (Use):	COMMERCIAL					
	Volume:	12.23 AC-FT					
	Period of Use:	JANUARY 1 to DECEMBER 31					
	Place of Use:						
<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NESESW	30	1S	25E	YELLOWSTONE
	Subdivision:	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 3 BLOCK: 2					
2			NESESW	30	1S	25E	YELLOWSTONE
	Subdivision:	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 2 BLOCK: 2					
3			NWSESW	30	1S	25E	YELLOWSTONE
	Subdivision:	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 1 BLOCK: 2					
4			NWSESW	30	1S	25E	YELLOWSTONE

	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 4 BLOCK: 1						
5		SESESW 30 1S 25E YELLOWSTONE						
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 6 BLOCK: 3						
6		SWSESW 30 1S 25E YELLOWSTONE						
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 5 BLOCK: 3						
7		SWSESW 30 1S 25E YELLOWSTONE						
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 4 BLOCK: 3						
8		4	NESWSW 30 1S 25E YELLOWSTONE					
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 3 BLOCK: 1						
9		4	NWSWSW 30 1S 25E YELLOWSTONE					
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 1 BLOCK: 1						
10		4	NWSWSW 30 1S 25E YELLOWSTONE					
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 2 BLOCK: 1						
11		4	SESWSW 30 1S 25E YELLOWSTONE					
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 3 BLOCK: 3						
12		4	SWSWSW 30 1S 25E YELLOWSTONE					
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 2 BLOCK: 3						
13		4	SWSWSW 30 1S 25E YELLOWSTONE					
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 1 BLOCK: 3						
<b>Purpose (Use):</b>		LAWN AND GARDEN						
<b>Volume:</b>		35.78 AC-FT						
<b>Period of Use:</b>		APRIL 1 to OCTOBER 31						
<b>Place of Use:</b>								
<b>ID</b>	<b>Acres</b>	<b>Govt Lot</b>	<b>Qtr</b>	<b>Sec</b>	<b>Twp</b>	<b>Rge</b>	<b>County</b>	
1	0.61		NE	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 3 BLOCK: 2						
2	0.80		NE	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 2 BLOCK: 2						
3	0.55		NW	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 1 BLOCK: 2						
4	3.61		NW	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 7 BLOCK: 3						
5	0.55		NW	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 4 BLOCK: 1						
6	0.49		SE	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 6 BLOCK: 3						
7	0.53		SW	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 5 BLOCK: 3						
8	1.14		SW	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 4 BLOCK: 3						
9	0.97	4	NE	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 3 BLOCK: 1						
10	1.13	4	NW	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 1 BLOCK: 1						
11	0.96	4	NW	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 2 BLOCK: 1						
12	0.94	4	SE	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 3 BLOCK: 3						
13	0.94	4	SW	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 2 BLOCK: 3						
14	1.09	4	SW	SESW	30	1S	25E	YELLOWSTONE
	<b>Subdivision:</b>	PLATINUM COMMERCIAL PARK SUBDIVISION TRACT/LOT: 1 BLOCK: 3						
<b>Total:</b>		14.31						

Remarks:

**IMPORTANT INFORMATION**

THE APPROPRIATOR MUST PERFORM 8-HOUR DRAWDOWN AND YIELD TESTS ON EACH PRODUCTION WELL UNTIL THE REQUESTED FLOW RATE OF 135 GPM HAS BEEN ATTAINED. THE RESULTS OF THE 8-HOUR DRAWDOWN AND YIELD TESTS MUST BE SUBMITTED TO THE DEPARTMENT ON FORM 633 AS THE PRODUCTION WELLS ARE COMPLETED.

**IMPORTANT INFORMATION**

THE APPROPRIATOR SHALL INSTALL DEPARTMENT APPROVED WATER USE MEASURING DEVICES ON ALL WELLS AS THEY ARE INSTALLED. WATER MUST NOT BE DIVERTED UNTIL THE REQUIRED MEASURING DEVICE IS IN PLACE AND OPERATING. ON A FORM PROVIDED BY THE DEPARTMENT, THE APPROPRIATOR SHALL KEEP A WRITTEN RECORD OF THE FLOW RATE AND VOLUME OF ALL WATER DIVERTED, INCLUDING THE PERIOD OF TIME. RECORDS SHALL BE SUBMITTED BY NOVEMBER 30 OF EACH YEAR AND UPON REQUEST AT OTHER TIMES DURING THE YEAR. FAILURE TO SUBMIT REPORTS MAY BE CAUSE FOR REVOCATION OF A PERMIT OR CHANGE. THE RECORDS MUST BE SENT TO THE WATER RESOURCE REGIONAL OFFICE. THE APPROPRIATOR SHALL MAINTAIN THE MEASURING DEVICE SO IT ALWAYS OPERATES PROPERLY AND MEASURES FLOW RATE AND VOLUME ACCURATELY.

**PUBLISHED IN:** YELLOWSTONE COUNTY NEWS ON SEPTEMBER 19, 2025.