

PUBLIC NOTICE

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 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/>.

OBJECTION DEADLINE: JUNE 15, 2026. OBJECTIONS MUST BE FILED ON AN OBJECTION TO APPLICATION FORM, FORM 611, AND MUST BE RECEIVED BY THE STATED DEADLINE. THE FORM IS AVAILABLE ON THE DEPARTMENT'S WEBSITE OR CAN BE OBTAINED FROM ANY WATER RESOURCES REGIONAL OFFICE. MAIL PAPER COPIES OF THE COMPLETED FORM AND THE \$50.00 FILING FEE TO: DNRC WATER RIGHTS BUREAU, PO BOX 201601, HELENA, MT 59620-1601. SUBMIT ELECTRONIC COPIES OF THE COMPLETED FORM TO: DNRCWATERRIGHTSCOMMENTOBJECTION@MT.GOV. IF YOU SUBMIT THE FORM ELECTRONICALLY, MAIL THE \$50.00 FILING FEE TO THE ADDRESS ABOVE OR PAY BY PHONE AT (406) 444-6610 BY THE DEADLINE SPECIFIED.

DIRECT ANY QUESTIONS PERTAINING TO THE APPLICATION, OR REQUESTS TO OBTAIN THE PD OR OBJECTION FORM TO THE WATER RESOURCES OFFICE AT 2705 SPURGIN RD, BLDG C, PO BOX 5004, MISSOULA, MT 59804-5004 FAX: 406-542-5899 PHONE: 406-721-4284.

Application Number: 76E 30158160

Applicant: ROCKING J RANCH LLC
79 CARRIAGE HOUSE LN
PHILIPSBURG, MT 59858 9556

WATER RIGHT NUMBER(S) BEING CHANGED

<u>Water Right Type</u>	<u>Water Right Number</u>	<u>Priority Date</u>
PROVISIONAL PERMIT	76E 112878-00	DECEMBER 1, 2000

PAST USE OF WATER

WATER FROM PROVISIONAL PERMIT 76E 112878-00 HAS HISTORICALLY BEEN USED FOR IRRIGATION OF 3.7 ACRES OF LAWN, STOCK WATERING OF 15 HORSES, AND SUPPLYING TWO GUEST CABINS WITH WATER. THE HISTORICAL POINT OF DIVERSION IS A GROUNDWATER WELL IN THE NESESE SEC. 19, T6N, R15W. THE HISTORICAL USE OF THIS WATER RIGHT IS A MAXIMUM DIVERTED FLOW RATE OF 120 GPM, A DIVERTED VOLUME OF 11.63 AF, AND A CONSUMED VOLUME OF 7.1 AF. WATER WAS DIVERTED YEAR-ROUND, AND THE PERIOD OF USE WAS FROM 4/15 TO 10/15 FOR THE IRRIGATION PURPOSE, AND YEAR-ROUND FOR THE STOCK AND MULTIPLE DOMESTIC PURPOSES.

PROPOSED CHANGE

THE APPLICANT PROPOSES TO CHANGE THE POINT OF DIVERSION TO A WELL IN THE NENENE SEC. 30, T6N, R15W, GRANITE COUNTY. THE APPLICANT ALSO SEEKS TO CHANGE THE MULTIPLE DOMESTIC PURPOSE TO COMMERCIAL AND THE IRRIGATION PURPOSE TO LAWN AND GARDEN. THESE CHANGES IN PURPOSE DO NOT REFLECT A CHANGE IN PRACTICE BUT ARE SIMPLY A MORE ACCURATE DESIGNATION OF ACTUAL WATER USE. FINALLY, THE APPLICANT PROPOSES TO ADD THE SESESE OF SEC. 19, T6N, R15W TO THE PLACE OF USE FOR STOCK AND THE NWSESE OF SEC. 19, T6N, R15W TO THE PLACE OF USE FOR THE LAWN AND GARDEN PURPOSE, AND CHANGE THE PLACE OF USE FOR THE COMMERCIAL PURPOSE TO THE SESESE AND SWSESE OF SEC. 19, T6N, R15W.

ADDITIONAL INFORMATION

THE APPLICANT IS HELD TO THE FOLLOWING CONDITION:
WATER MEASUREMENT-INLINE FLOW METER REQUIRED: THE APPROPRIATOR SHALL INSTALL A DEPARTMENT APPROVED IN-LINE FLOW METER AT A POINT IN THE DELIVERY LINE APPROVED BY THE DEPARTMENT. 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 MONTHLY 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 UNTIL THE CHANGE AUTHORIZATION IS PERFECTED AND THE DEPARTMENT RECEIVES A PROJECT COMPLETION NOTICE. IN THE EVENT THAT AUTHORIZED FLOW RATES AND/OR VOLUMES HAVE BEEN EXCEEDED DURING PERFECTION OF THE CHANGE AUTHORIZATION OR THE APPROPRIATOR FAILS TO SUBMIT ANNUAL REPORTS, THE DEPARTMENT MAY CONTINUE TO REQUIRE ANNUAL SUBMISSIONS OF MONTHLY FLOW RATE AND VOLUME RECORDS. FAILURE TO SUBMIT REPORTS MAY BE CAUSE FOR REVOCATION OF A PERMIT OR CHANGE. THE RECORDS MUST BE SENT TO THE MISSOULA WATER RESOURCES REGIONAL OFFICE. THE APPROPRIATOR SHALL MAINTAIN THE MEASURING DEVICE SO IT ALWAYS OPERATES PROPERLY AND MEASURES FLOW RATE AND VOLUME ACCURATELY.

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