PUBLIC NOTICE

Notice to Water Users
(Pursuant to Section 85-2-407(3), MCA)
The following application has been submitted to renew a temporary authorization for change.

NEW EVIDENCE OF ADVERSE EFFECT TO OTHER WATER RIGHTS MUST BE SUBMITTED IN WRITING BY **JANUARY 25, 2027.** MAIL THE EVIDENCE TO THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION, PO BOX 201601, HELENA, MT 59620-1601.

ANY QUESTIONS REGARDING THIS APPLICATION SHOULD BE DIRECTED TO THE WATER RESOURCES REGIONAL OFFICE, 14249TH AVENUE HELENA, MT 59620-1601 PHONE: 406-444-6999 FAX: 406-444-9317.

Application Number: 76G 30013721

Applicant: CITY AND COUNTY OF BUTTE-SILVER BOW
155 W GRANITE ST
BUTTE, MT 59701 9206

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
STATEMENT OF CLAIM	76G 91528-00	JUNE 1, 1879
STATEMENT OF CLAIM	76G 91530-00	SEPTEMBER 15, 1879
STATEMENT OF CLAIM	76G 91531-00	SEPTEMBER 15, 1879
STATEMENT OF CLAIM	76G 91557-00	SEPTEMBER 15, 1879
STATEMENT OF CLAIM	76G 124864-00	JANUARY 3, 1899
STATEMENT OF CLAIM	76G 124867-00	FEBRUARY 15, 1901
STATEMENT OF CLAIM	76G 124868-00	AUGUST 2, 1894
STATEMENT OF CLAIM	76G 124869-00	JANUARY 3, 1899
STATEMENT OF CLAIM	76G 124870-00	MAY 1, 1901
STATEMENT OF CLAIM	76G 124871-00	JUNE 1, 1907
STATEMENT OF CLAIM	76G 124872-00	AUGUST 10, 1910
STATEMENT OF CLAIM	76G 126480-00	DECEMBER 28, 1912
STATEMENT OF CLAIM	76G 126484-00	DECEMBER 28, 1912
STATEMENT OF CLAIM	76G 126508-00	DECEMBER 28, 1912

PROPOSED CHANGE

FLOW RATE: 40.00 CFS **VOLUME:** 15,580.00 AC-FT

THIS APPLICATION IS TO RENEW A TEMPORARY CHANGE AUTHORIZATION ORIGINALLY AUTHORIZED ON 7/25/2006 FOR A PERIOD OF TEN YEARS. A RENEWAL OF THIS TEMPORARY CHANGE AUTHORIZATION WAS AUTHORIZED IN 2017 WITH AN EXPIRATION DATE 12/31/2026.

THIS AUTHORIZATION ALLOWS THE APPLICANT TO CHANGE A PORTION OF FOURTEEN HISTORIC WATER RIGHTS TO BE USED FOR INSTREAM FLOWS TO ENHANCE THE FISHERIES. THE WATER RIGHTS TO BE CHANGED ARE PART OF THE SILVER LAKE WATER SYSTEM WHICH CONSISTS OF DIRECT-FLOW AND STORAGE WATER RIGHTS, ALONG WITH ASSOCIATED RESERVOIRS AND PIPELINES. THE ADDITIONAL PLACES OF USE FOR THE INSTREAM FLOW BEGINS AT THE SILVER LAKE DAM AND ENDS AT THE CLARK FORK RIVER USGS GAGING STATION AT GOLD CREEK. THIS INCLUDES WARM SPRINGS CREEK AND THE CLARK FORK RIVER.

THE CURRENT PURPOSES AND PLACES OF USE FOR INDUSTRIAL ARE THE BUTTE CONCENTRATOR AND THE ADVANCED SILICON MATERIALS INC. FACILITY (ASIMI). THE OTHER PURPOSES ARE IRRIGATION OF THE COPPER MOUNTAIN YOUTH PARK AND INSTREAM FLOWS TO ENHANCE THE FISHERIES. REFER TO THE FILE FOR THE CORRECT LOCATION OF THE INSTREAM FLOWS.

THE EXISTING PLACES OF USE FOR INDUSTRIAL NO LONGER USED BY THESE RIGHTS WERE LOCATED IN DEER LODGE COUNTY AND HAVE BEEN REMOVED FROM THE WATER RIGHTS AT THE APPLICANT'S REQUEST. THE PLACE OF USE WAS THE SMELTER, ARBITOR AND OTHER INDUSTRIAL PROCESSES LOCATED AT SMELTER HILL IN ANACONDA. THE RIGHTS ARE NO LONGER USED AT THAT LOCATION.

THE RENEWAL PERIOD REQUESTED IS AN ADDITIONAL 10 YEARS.

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