

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 <http://www.dnrc.mt.gov/wrd/>.

OBJECTION DEADLINE: DECEMBER 23, 2022. THE DEPARTMENT CAN ONLY ACCEPT OBJECTIONS FILED ON AN OBJECTION TO APPLICATION, FORM 611. MAIL THE COMPLETED FORM AND THE \$25.00 FILING FEE TO THE DNRC, PO BOX 201601, HELENA, MT 59620-1601 BY THE DEADLINE SPECIFIED. THE FORM IS AVAILABLE ON THE DEPARTMENT'S WEBSITE.

DIRECT ANY QUESTIONS PERTAINING TO THE APPLICATION, TO OBTAIN THE PD OR OBJECTION 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: 41H 30070678

Applicant: 7 BAR LLC
PO BOX 3445
BOZEMAN, MT 59772 3445

DJR HOLDINGS LLC
413 FOUNTAIN CT
HELENA, MT 59601

WATER RIGHT NUMBER(S) BEING CHANGED

<u>Water Right Type</u>	<u>Water Right Number</u>	<u>Priority Date</u>
STATEMENT OF CLAIM Historical Flow Rate: 1.86 GPM	41H 132201-00 Historical Consumptive Volume: 2.80 AC-FT Historical Diverted Volume: 2.80 AC-FT	APRIL 18, 1938
STATEMENT OF CLAIM Historical Flow Rate: 1.86 GPM	41H 132202-00 Historical Consumptive Volume: 2.80 AC-FT Historical Diverted Volume: 2.80 AC-FT	APRIL 18, 1938
STATEMENT OF CLAIM Historical Flow Rate: 1.12 CFS	41H 132212-00 Historical Consumptive Volume: 102.89 AC-FT Historical Diverted Volume: 128.61 AC-FT	APRIL 18, 1938
STATEMENT OF CLAIM Historical Flow Rate: 1.12 CFS	41H 132213-00 Historical Consumptive Volume: 102.89 AC-FT Historical Diverted Volume: 128.61 AC-FT	APRIL 18, 1938
STATEMENT OF CLAIM Historical Flow Rate: 1.86 GPM	41H 30069129 Historical Consumptive Volume: 3.21 AC-FT Historical Diverted Volume: 3.21 AC-FT	JANUARY 1, 1956
STATEMENT OF CLAIM Historical Flow Rate: 1.86 GPM	41H 30069130 Historical Consumptive Volume: 3.21 AC-FT Historical Diverted Volume: 3.21 AC-FT	JANUARY 1, 1956

PAST USE OF WATER

STATEMENT OF CLAIM NOS. 41H 132212-00 AND 41H 132213-00 HAVE HISTORICALLY BEEN USED FOR SPRINKLER IRRIGATION ON 120 ACRES NEAR LOGAN, MONTANA. THEY WERE HISTORICALLY DIVERTED FROM LOGAN SPRINGS NOS. 1 & 2 VIA A PUMP AND PIPELINE SYSTEM. THE POINT OF DIVERSION IS AT THE SPRINGS IN SECTION 31, T02N R03E, GALLATIN COUNTY. WATER WAS CONVEYED TO THE PLACE OF USE IN THE NE OF SECTION 1, T01N R02E, GALLATIN COUNTY.

STATEMENT OF CLAIM NOS. 41H 132201-00, 41H 132202-00, 41H 30069129, AND 41H 30069130 HAVE HISTORICALLY BEEN USED FOR LIVESTOCK DRINKING DIRECTLY FROM LOGAN SPRINGS NOS. 1 & 2 AND TWO UNNAMED TRIBUTARIES OF THE GALLATIN RIVER. THE POINTS OF DIVERSION AND PLACES OF USE ARE LOCATED IN SECTION 1, T01N R02E AND SECTION 31, T02N R03E, GALLATIN COUNTY.

PROPOSED CHANGE

FLOW RATE: 1.83 CFS **VOLUME:** 217.80 AC-FT

THE APPLICANT PROPOSES TO CHANGE THE PURPOSE, PLACE OF USE, AND POINT OF DIVERSION FOR STATEMENT OF CLAIM NOS. 41H 132212-00, 41H 132213-00, 41H 132201-00, 41H 132202-00, 41H 30069129, AND 41H 30069130. THE PROPOSED PURPOSE IS MARKETING FOR MITIGATION WITH A POINT OF DIVERSION AND PLACE OF USE ALONG A REACH OF THE GALLATIN AND MISSOURI RIVERS TO OFFSET FUTURE CONSUMPTIVE USES. THE PROPOSED REACH BEGINS AT THE CONFLUENCE OF AN UNNAMED TRIBUTARY AND THE GALLATIN RIVER IN THE SEENE OF SECTION 36, T02N R02E, GALLATIN COUNTY, EXTENDING ALONG THE GALLATIN RIVER TO ITS CONFLUENCE WITH THE MISSOURI RIVER AND THEN ALONG A REACH OF THE MISSOURI RIVER UNTIL THE UPPER EDGE OF CANYON FERRY RESERVOIR IN THE NWSNW OF SECTION 30, T07N R02E, BROADWATER COUNTY. WATER WILL NOT BE DIVERTED AND WILL BE LEFT INSTREAM UNTIL IT IS SUCCESSFULLY MARKETED FOR MITIGATION.

ADDITIONAL INFORMATION

TWO IRRIGATION WATER RIGHTS AND FOUR STOCK WATER RIGHTS ARE BEING CHANGED IN THE SAME APPLICATION BECAUSE, IF THIS CHANGE IS AUTHORIZED, ALL SIX WATER RIGHTS WILL HAVE EXACTLY THE SAME PURPOSE, PLACE OF USE, AND POINT OF DIVERSION. AS WATER IS LEASED OR SOLD FOR MITIGATION, A MEASUREMENT CONDITION WILL REQUIRE THE APPLICANT TO MEASURE THE SPRING SOURCE NEAR THE CONFLUENCE WITH THE GALLATIN RIVER TO ENSURE THAT WATER WILL REACH THE GALLATIN RIVER.

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