

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: NOVEMBER 18, 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 1424 9TH AVENUE, PO BOX 201601, HELENA, MT 59620-1601 FAX: 406-444-9317 PHONE: 406-444-6999.

Application Number: 41QJ 30144845

Applicant: CHEVALLIER RANCH CO
PO BOX 5719
HELENA, MT 59604 5719

WATER RIGHT NUMBER(S) BEING CHANGED

<u>Water Right Type</u>	<u>Water Right Number</u>	<u>Priority Date</u>
STATEMENT OF CLAIM	41QJ 21053-00	MAY 11, 1896
Historical Flow Rate: 5. CFS	Historical Consumptive Volume: 55.60 AC-FT	
	Historical Diverted Volume: 258.80 AC-FT	

PAST USE OF WATER

HISTORICALLY, THIS SOC AND SOC 41 QJ 21054-00 HAD OVERLAPPING PLACES OF USE AND WERE SUPPLEMENTAL TO ONE ANOTHER. OF THE WATER APPLIED TO THE OVERLAPPING POU 90% CAME FROM WILLOW CREEK (41 QJ 21053-00) AND 10% CAME FROM CANYON CREEK. IN 2014, THE DEPARTMENT AUTHORIZED A CHANGE TO THE POU OF 41QJ 21054-00 (CHANGE APPLICATION NO. 41 QJ-30051168). THAT CHANGE AUTHORIZATION REQUIRED THE DISCONTINUATION OF USE OF 41 QJ 21054-00 ON THE 80 ACRES IDENTIFIED IN THIS APPLICATION AS THE EXISTING POU FOR 41 QJ 21053-00.

PROPOSED CHANGE

FLOW RATE: 2.32 CFS **VOLUME:** 258.80 AC-FT **ACRES:** 125.00

THE APPLICANT PROPOSES TO CHANGE THE PLACE OF USE (POU) AND POINT OF DIVERSION (POD) FOR STATEMENT OF CLAIM 41 QJ 21053-00. THE EXISTING POD DIVERTS WATER FROM WILLOW CREEK INTO THE JUSTISSON DITCH VIA A HEADGATE LOCATED IN THE SENESW OF SECTION 23 OF TWP. 12N, RGE. 5W. THE PROPOSED POD WILL DIVERT WATER FROM WILLOW CREEK VIA A PUMP LOCATED IN THE NESWNW OF SEC.14 OF TWP. 12N, RGE. 5W AND CONVEY WATER TO THE PLACE OF USE VIA A PIPELINE. THE PROPOSED POU IS 125 ACRES OF IRRIGATION GENERALLY LOCATED IN SECTIONS 14 AND 23 OF TWP. 12N, RGE. 5W. SOC 41 QJ 21054-00 WILL BE USED IN COMBINATION WITH SOC 41 QJ 21053-00 PROPOSED TO BE CHANGED IN THIS APPLICATION TO IRRIGATE THE 125 ACRES POU.

PUBLISHED IN: INDEPENDENT RECORD ON OCTOBER 5, 2022.