

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 30144858

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 21052-00 | APRIL 1, 1886 |
| Historical Flow Rate: 1.52 CFS | Historical Consumptive Volume: 20.10 AC-FT | |
| | Historical Diverted Volume: 153.40 AC-FT | |

PAST USE OF WATER

HISTORICALLY, THIS SOC AND SOC 41QJ 21054-00 HAD OVERLAPPING PLACES OF USE (POU) AND WERE SUPPLEMENTAL TO ONE ANOTHER. OF THE WATER APPLIED TO THE OVERLAPPING POU, 80% CAME FROM WILLOW CREEK (41QJ 21052-00)-00 AND 20% CAME FROM CANYON CREEK (41QJ 21054-00). IN 2014, DNRC AUTHORIZED A CHANGE TO THE POU OF 41QJ 21054-00 (CHANGE APPLICATION NO. 41QJ-30051168). THAT CHANGE AUTHORIZATION REQUIRED THE DISCONTINUATION OF USE OF 41QJ 21054-00 ON THE 40 ACRES IDENTIFIED IN THIS APPLICATION AS THE EXISTING POU FOR 41QJ 21052-00.

PROPOSED CHANGE

FLOW RATE: 1.52 CFS **VOLUME:** 153.40 AC-FT **ACRES:** 48.00

THE APPLICANT PROPOSES TO CHANGE THE PLACE OF USE (POU) FOR STATEMENT OF CLAIM 41QJ 21052-00. THE EXISTING POD DIVERTS WATER FROM WILLOW CREEK INTO A DITCH VIA A HEADGATE LOCATED IN THE NESWNW OF SECTION 14 OF TWP. 12N, RGE.5W. THE POD WILL CONTINUE TO DIVERT WATER FROM WILLOW CREEK VIA A PUMP LOCATED IN THE NESWNW OF SEC.14 OF TWP. 12N, RGE. 5W, LEWIS AND CLARK COUNTY AND CONVEY WATER TO THE PLACE OF USE VIA A PIPELINE. THE PROPOSED POU IS 48 ACRES OF IRRIGATION GENERALLY LOCATED IN SECTION 14 OF TWP. 12N, RGE. 5W. SOC 41QJ 21054-00 WILL BE USED IN COMBINATION WITH SOC 41QJ 21052-00 PROPOSED TO BE CHANGED IN THIS APPLICATION TO IRRIGATE 48 ACRES THAT LIES OUTSIDE THE HISTORIC PLACE OF USE FOR 41QJ 21052-00.

PUBLISHED IN: INDEPENDENT RECORD ON OCTOBER 5, 2022.