

NOTICE OF RECEIPT WATER RIGHT APPLICATION

(Pursuant to Section § 85-2-307(1), MCA)

Summarized below are the application details as described in an Application to Change of Appropriation Water Right received by the Department of Natural Resources & Conservation on FEBRUARY 4, 2025. This notice reflects the application details only as originally submitted. The notice does not reflect changes to the application details made during the review process.

Application Number: 40B 30164213
Applicant: EAST FORK HOLDINGS LLC
109 ROYAL PALM WAY
PALM BEACH, FL 33480 4249

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
STATEMENT OF CLAIM	40B-6655	MARCH 4, 1883

PAST USE OF WATER

STATEMENT OF CLAIM 40B 6655-00 IS PERMITTED TO FLOOD IRRIGATE 155 ACRES. THE SOURCE OF WATER IS THE NORTH FORK OF MCDONALD CREEK. POINT OF DIVERSION IS THE SESWSE OF SECTION 14 TOWNSHIP 15N RANGE 20E IN FERGUS COUNTY. ALL IRRIGATION TAKES PLACE WITHIN FERGUS COUNTY. THE PLACES OF USE INCLUDE 3.00 ACRES IN THE S2SWSW SECTION 13 TOWNSHIP 15N RANGE 20E, 9.00 ACRES IN THE S2S2SE SECTION 14 TOWNSHIP 15N RANGE 20E, 22.00 ACRES IN THE NENE OF SECTION 23 TOWNSHIP 15N RANGE 20E, 82.00 ACRES IN THE N2 OF SECTION 24 TOWNSHIP 15N RANGE 20E AND 39.00 ACRES IN THE NW OF SECTION 19 TOWNSHIP 15N RANGE 21E.

PROPOSED CHANGE

FLOW RATE: 2.50 CFS **ACRES:** 155.00

THE APPLICANT IS PROPOSING TO CHANGE THE PLACE OF USE FOR FLOOD IRRIGATION AND ADD A PLACE OF STORAGE. THE NEW PLACES OF USE INCLUDE 14.88 ACRES IN THE E2NE SECTION 24 TOWNSHIP 15N RANGE 20E, 38.37 ACRES IN THE NW OF SECTION 19 TOWNSHIP 15N RANGE 21E, 10.27 ACRES IN THE SENE OF SECTION 19 TOWNSHIP 15N RANGE 21E AND 7.14 ACRES IN THE SWNW OF SECTION 20 TOWNSHIP 15N RANGE 21E. 17.4 ACRES ARE PROPOSED TO BE IRRIGATED OUTSIDE THE HISTORICAL PLACE OF USE. 101.75 ACRES ARE GETTING RETIRED FROM THE HISTORICAL PLACE OF USE. THE PLACE OF STORAGE HAS A CAPACITY OF 6 AF. THE STORAGE RESERVOIR IS PREDOMINANTLY LOCATED IN THE S2SENE OF SECTION 19 TOWNSHIP 15N RANGE 21E. ACCORDING TO APPLICANT SUBMITTED MAPS THE RESERVOIR IS SLIGHTLY PROTRUDING INTO THE SESWNE OF SECTION 19 TOWNSHIP 15N RANGE 21E AS WELL.

In general, the Department will make a draft preliminary determination to grant or deny this application within 60 or 120 days of the date the application is deemed and correct and complete (60 days if a preapplication meeting was held, 120 days if a preapplication meeting was not held). That date is currently unknown as the application has not yet been determined to be correct and complete. If the draft preliminary determination is to grant the application, the application will be published in the local newspaper and a notice will be sent to appropriators who, according to the department records, may be affected by the proposed appropriation. Individuals will have 30 days to submit a public comment about this application under §85-2-307, MCA, after the application has been published in the newspaper. If public comments are received, the Department will consider the public comments and update the preliminary determination. If the preliminary determination is to grant the application, the application will again be published in a local newspaper and a notice will be sent to anyone who submitted a public comment, along with appropriators who, according to the department records may be affected by the proposed appropriation. Individuals will have 30 days to submit an objection under §85-2-308, MCA, after the application has been published in the newspaper.

Direct questions regarding this application to the Water Resources Regional Office, 613 NE MAIN, SUITE E, LEWISTOWN, MT 59457-2020 PHONE: 406-538-7459