

# 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 <https://dnrc.mt.gov/Water-Resources/Water-Rights/application-status-environmental-assessments/>.

**OBJECTION DEADLINE: APRIL 11, 2025.** THE DEPARTMENT CAN ONLY ACCEPT OBJECTIONS FILED ON AN OBJECTION TO APPLICATION, FORM 611. MAIL THE COMPLETED FORM AND THE \$50.00 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:** 41F 30155891

**Applicant:** JUMPING HORSE STOCK RANCH LLC  
PO BOX 1377  
ENNIS, MT 59729 1377

## 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: 37.5 CFS	41F 132837-00 Historical Consumptive Volume: 458.50 AC-FT Historical Diverted Volume: 1,691.20 AC-FT	FEBRUARY 7, 1971
STATEMENT OF CLAIM Historical Flow Rate: 65. CFS	41F 132838-00 Historical Consumptive Volume: 794.70 AC-FT Historical Diverted Volume: 2,931.40 AC-FT	SEPTEMBER 2, 1970
STATEMENT OF CLAIM Historical Flow Rate: 23.04 CFS	41F 136475-00 Historical Consumptive Volume: 281.70 AC-FT Historical Diverted Volume: 1,039.10 AC-FT	FEBRUARY 3, 1910
STATEMENT OF CLAIM Historical Flow Rate: 4.63 CFS	41F 136476-00 Historical Consumptive Volume: 56.60 AC-FT Historical Diverted Volume: 208.80 AC-FT	MAY 31, 1897
STATEMENT OF CLAIM Historical Flow Rate: 102.87 CFS	41F 136477-00 Historical Consumptive Volume: 1,257.80 AC-FT Historical Diverted Volume: 4,639.30 AC-FT	JUNE 30, 1884
STATEMENT OF CLAIM Historical Flow Rate: 102.87 CFS	41F 136478-00 Historical Consumptive Volume: 1,257.80 AC-FT Historical Diverted Volume: 4,639.30 AC-FT	JUNE 21, 1910

## PAST USE OF WATER

THE WATER RIGHTS PROPOSED FOR CHANGE HAVE HISTORICALLY BEEN USED FOR IRRIGATION OF 3,190.0 ACRES LOCATED IN TOWNSHIP 1 NORTH, RANGE 1 EAST AND TOWNSHIP 1 NORTH, RANGE 2 EAST, GALLATIN COUNTY. WATER WAS HISTORICALLY DIVERTED AT A PUMP SITE ON THE MADISON RIVER LOCATED IN THE NESWSW SECTION 29, T01N R02E, GALLATIN COUNTY AND CONVEYED APPROXIMATELY 2,800 FEET (FT) TO THE BENCH DITCH. WATER WAS ALSO DIVERTED FROM HEADGATES ON THE MADISON RIVER AT THE DEAN FRANCIS DITCH AND FRANCIS-WALBERT DITCH LOCATED IN THE SESWSE AND SWSENE SECTION 17, T01N R02E, GALLATIN COUNTY. ALL SIX WATER RIGHTS WERE COMINGLED AND DIVERTED AT ALL THREE POINTS OF DIVERSION AT A CUMULATIVE FLOW RATE OF 335.91 CFS UP TO A TOTAL MAXIMUM DIVERTED VOLUME OF 15,149.2 AF FOR IRRIGATION OF 1,029.2 ACRES OF FLOOD IRRIGATION AND 2,160.8 ACRES OF CENTER-PIVOT SPRINKLER IRRIGATION WITH A PERIOD OF DIVERSION AND PERIOD OF USE FROM APRIL 1 TO NOVEMBER 1.

## PROPOSED CHANGE

**FLOW RATE:** 269.15 CFS                      **VOLUME:** 6,937.00 AC-FT                      **ACRES:** 2,921.60

THE APPLICANT PROPOSES TO CHANGE THE POINT OF DIVERSION, PLACE OF USE, AND PURPOSE FOR STATEMENT OF CLAIM NOS. 41F 132837-00, 41F 132838-00, 41F 136475-00, 41F 136476-00, 41F 136477-00, AND 41F 136478-00. THE APPLICANT PROPOSES TO ADD 609.2 ACRES OF IRRIGATION AND PERMANENTLY RETIRE 877.6 ACRES FOR A TOTAL OF 2,921.6 ACRES OF IRRIGATION UNDER THE PROPOSED CHANGE. THE APPLICANT

PROPOSES TO ADD A STOCK PURPOSE TO THE WATER RIGHTS PROPOSED FOR CHANGE AND ADD THREE PLACES OF STORAGE TO PROVIDE WATER FOR 1,150 ANIMAL UNITS. THE APPLICANT ALSO PROPOSES TO ADD A POINT OF DIVERSION AT A PUMP SITE ON THE MADISON RIVER LOCATED IN THE NESWNE OF SECTION 20, T1N R2E, GALLATIN COUNTY. UNDER THE PROPOSED CHANGE, WATER WOULD BE DIVERTED FROM THE MADISON RIVER AT THE EXISTING DEAN FRANCIS DITCH AND FRANCIS-WALBERT DITCH AND THE PROPOSED PUMP SITE FOR A TOTAL OF THREE POINTS OF DIVERSION. THE HISTORICAL BENCH DITCH WOULD NO LONGER BE USED. THE CUMULATIVE PROPOSED FLOW RATE IS 269.15 CFS WITH A TOTAL DIVERTED VOLUME OF 6,937.0 ACRE-FEET FOR IRRIGATION OF 2,921.6 ACRES AND STOCK WATER. THE PROPOSED PERIOD OF DIVERSION AND PERIOD OF USE IS 4/1 TO 11/1 FOR IRRIGATION AND STOCK.

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