# 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 SEPTEMBER 28, 2026. 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.

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**Application Number:** 41H 30177043

**Applicant:** BIG SKY COUNTY WATER & SEWER DIST #363
PO BOX 160670
BIG SKY, MT 59716 0670

## WATER RIGHT NUMBER(S) BEING CHANGED

| Water Right Type | Water Right Number | Priority Date |
|---|---|---|
| PROVISIONAL PERMIT | 41H-61672 | OCTOBER 21, 1986 |
| PROVISIONAL PERMIT | 41H-61673 | OCTOBER 21, 1986 |
| PROVISIONAL PERMIT | 41H-100681 | MAY 13, 1997 |
| PROVISIONAL PERMIT | 41H-100737 | APRIL 2, 1997 |
| PROVISIONAL PERMIT | 41H-107416 | NOVEMBER 15, 1999 |
| PROVISIONAL PERMIT | 41H-115506 | APRIL 4, 2001 |
| STATEMENT OF CLAIM | 41H-122634 | APRIL 1, 1971 |
| STATEMENT OF CLAIM | 41H-122635 | APRIL 1, 1971 |
| STATEMENT OF CLAIM | 41H-122636 | JANUARY 30, 1974 |
| STATEMENT OF CLAIM | 41H-122637 | JANUARY 30, 1974 |
| STATEMENT OF CLAIM | 41H-133733 | JANUARY 30, 1974 |
| PROVISIONAL PERMIT | 41H-30001796 | APRIL 25, 2002 |

## PAST USE OF WATER

THE WATER RIGHTS PROPOSED FOR CHANGE HAVE HISTORICALLY BEEN USED FOR MUNICIPAL, MULTIPLE DOMESTIC, LAWN & GARDEN, COMMERCIAL, FIRE PROTECTION, AND OTHER PURPOSE USES. THE WATER RIGHTS HAVE HISTORICALLY BEEN DIVERTED FROM GROUNDWATER BY THE MEANS OF WELL DIVERSIONS. THE WATER RIGHTS PROPOSED FOR CHANGE ARE PART OF THE BIG SKY WATER AND SEWER DISTRICT #13 SUPPLY. THE HISTORICAL SOURCE OF WATER IS GROUNDWATER. THE HISTORICAL POINTS OF DIVERSION AND PLACES OF USE ARE LOCATED IN MADISON AND GALLATIN COUNTIES.

## PROPOSED CHANGE

THE APPLICANT PROPOSES TO CHANGE STATEMENTS OF CLAIM 41H 122634-00, 41H 122635-00, 41H 122636-00, 122637-00, 133733-00, AND PROVISIONAL PERMITS 41H 107416-00, 41H 61673-00, 41H 100681-00, 41H 115506-00, 41H 61672-00, 41H 100737-00, AND 41H 30001796. THE APPLICANT PROPOSES TO CHANGE THE PURPOSE OF EIGHT OF THE RIGHTS AND THE PLACE OF USE ALL TWELVE RIGHTS. THE PROPOSED PLACE OF USE IS THE SERVICE AREA FOR THE BIG SKY WATER AND SEWER DISTRICT. THE PROPOSED PURPOSE IS MUNICIPAL FOR ALL WATER RIGHTS. THE WATER RIGHTS WILL CONTINUE TO BE DIVERTED FROM GROUNDWATER WELLS YEAR-ROUND. NO CHANGE IN POINT OF DIVERSION OR PLACE OF STORAGE IS PROPOSED. THE SOURCE OF THE WATER RIGHTS IS GROUNDWATER. THE PLACE OF USE AND POINTS OF DIVERSION ARE LOCATED IN MADISON AND GALLATIN COUNTIES.

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, 2273 BOOT HILL COURT, SUITE 110, BOZEMAN, MT 59715-7249 FAX: 406-587-9726 PHONE: 406-586-3136