

# **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: MAY 25, 2024.** 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 1371 RIMTOP DRIVE, BILLINGS, MT 59105-1978 FAX: 406-247-4416 PHONE: 406-247-4415.

**Application Number:** 43B 30161110

**Applicant:** MICHELLE R BARBER  
1499 HWY 10 E  
REED POINT, MT 59069  
ROBERT E BARBER  
1499 HWY 10 E  
REED POINT, MT 59069

## **WATER RIGHT NUMBER(S) BEING CHANGED**

<b><u>Water Right Type</u></b>	<b><u>Water Right Number</u></b>	<b><u>Priority Date</u></b>
STATEMENT OF CLAIM	43B 30160763	JULY 1, 1894
Historical Flow Rate: 10.18 CFS	Historical Consumptive Volume: 145.40 AC-FT	
	Historical Diverted Volume: 2,271.93 AC-FT	

## **PAST USE OF WATER**

THE PAST USE OF WATER WAS 10.18 CFS FLOW RATE, 145.4 AF CONSUMPTIVE VOLUME AND 2,271.93 AF DIVERTED VOLUME FROM THE YELLOWSTONE RIVER VIA THE KENT DITCH FOR IRRIGATION ON 170.5 AC IN SECTIONS 20 AND 29, T1S, R17E, SWEET GRASS COUNTY. THE PAST USE OF WATER REPRESENTS 20.35% OF THE KENT DITCH COMPANY STATEMENT OF CLAIM 43B 41756-00 FROM WHICH THIS WATER RIGHT WAS SPLIT.

## **PROPOSED CHANGE**

THE APPLICANT PROPOSES TO ADD A TRANSITORY POINT OF DIVERSION ALONG THEIR PROPERTY IN GOVERNMENT LOTS 2, 3, 6, AND 7, SECTION 20, T1S, R17E AND GOVERNMENT LOT 2, SECTION 29, T1S, R17E, SWEET GRASS COUNTY.

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