

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 12, 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: 43B 30164489
Applicant: PARK CONSERVATION DIST
5242 US HIGHWAY 89 S
LIVINGSTON, MT 59047 9133

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
CONSERVATION DISTRICT RECORD	43B-30164990	DECEMBER 15, 1978

PAST USE OF WATER

THE APPLICANT PROPOSES TO CHANGE A PORTION OF A CONSERVATION DISTRICT WATER RESERVATION THAT HAS NOT YET BEEN PUT TO USE AND THEREFORE NO HISTORICAL USE FOR THE AMOUNT OF WATER BEING CHANGED EXISTS.

PROPOSED CHANGE

THE APPLICANT PROPOSES TO CHANGE THE PLACE OF USE OF WATER RESERVATION NO. 43B 10004-00. THE PROPOSED PLACE OF USE FOR IRRIGATION IS LOCATED IN SECTION 3, 4, 33, AND 34, ALL IN T6S, R7E, IN PARK COUNTY. THE APPLICANT PROPOSES TO DIVERT WATER FROM APRIL 15 TO OCTOBER 19 FOR IRRIGATION OF 189.6 ACRES. THE MAXIMUM PROPOSED DIVERTED VOLUME IS 161.2 AF. THE PROJECT IS IN PARK COUNTY AND THE SOURCE IS THE YELLOWSTONE RIVER. THE TOTAL FLOW RATE OF THE WATER RESERVATION IS 445.9 CFS AND THE FLOW RATE NEEDED FOR THE PROJECT IS 2.6 CFS. NO CHANGE IN THE POINT OF DIVERSION, PURPOSE, OR PLACE OF STORAGE IS PROPOSED. THE PORTION OF THE WATER RESERVATION PROPOSED FOR CHANGE, REFLECTED ON CONSERVATION DISTRICT RECORD NO. 43B 30164990, WILL BE SUPPLEMENTAL TO PRIVATE WATER RIGHTS OWNED BY THE END USER OF THE PARK CONSERVATION DISTRICT WATER (WEST CREEK RANCH, LLC).

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