

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 DECEMBER 29, 2023. 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: 76D 30162784

Applicant: INDIAN CREEK FARMS LLC
PO BOX 1394
EUREKA, MT 59917

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
STATEMENT OF CLAIM	76D-140170	APRIL 4, 1898

PAST USE OF WATER

WATER WAS DIVERTED FROM INDIAN CREEK VIA HEADGATE AND CONVEYED THROUGH BOYLE DITCH NO. 2 TO FLOOD IRRIGATE 53.21 ACRES.

PROPOSED CHANGE

THE APPLICANT PROPOSES TO CHANGE THE POINT OF DIVERSION AND PLACE OF USE OF 76D 140170-00. THE APPLICANT REQUESTS MOVING THE POINT OF DIVERSION 751 FEET UPSTREAM FROM THE EXISTING POINT OF DIVERSION TO A NEW SHARED DIVERSION. THE APPLICANT PROPOSES TO CHANGE THE METHOD OF IRRIGATION FROM FLOOD TO SPRINKLER AND DRIP IRRIGATION. IN DOING SO, THE IRRIGATED ACRES WILL DECREASE FROM 53.21 ACRES TO 25.47 ACRES, 3.70 ACRES OF WHICH WILL OCCUR OUTSIDE OF THE HISTORIC PLACE OF USE. SOURCE: INDIAN CREEK IN LINCOLN COUNTY, MONTANA.

ADDITIONAL INFORMATION

NEW DIVERSION AND CONVEYANCE SYSTEM WILL BE A SHARED PIPELINE.

In general, the department will make a preliminary determination to grant or deny this application within 120 days of the date the application is deemed correct and complete. That date is currently unknown. If the 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 at least 15 days and no more than 60 days (specific deadline will be identified at time of notice) 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, 655 TIMBERWOLF PARKWAY, SUITE 4, KALISPELL, MT 59901-2387 FAX: 406-752-2843 PHONE: 406-752-2288