

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 JULY 31, 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: 76H 30161311

Applicant: TIN CUP WATER & SEWER DISTRICT
PO BOX 292
DARBY, MT 59829

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
STATEMENT OF CLAIM	76H-111251	AUGUST 20, 1906

PAST USE OF WATER

HISTORICALLY SURFACE WATER WAS DIVERTED VIA A DAM FROM TIN CUP CREEK FOR IRRIGATION OF 2,219 ACRES WITHIN THE IRRIGATION DISTRICT'S SERVICE AREA. THE MAXIMUM DIVERTED VOLUME OF WATER IS 1500 ACRE FEET PER YEAR. WATER DIVERTED, BUT NOT CONSUMED RECHARGES THE GROUNDWATER AQUIFER THROUGH DITCH LOSSES.

PROPOSED CHANGE

VOLUME: 1,500.00 AC-FT

ACRES: 2,219.00

THIS AUTHORIZATION IS TO CHANGE THE PLACE OF USE TO THE STREAM CHANNEL BELOW THE DAM (SECTION 1 2N 23W) TO THE POINT AT WHICH THE STREAM JOINS THE BLACKFOOT RIVER (SECTION 14 3N 21W) AND TO ADD THE PURPOSE OF INSTREAM FISHERY OVER THAT PLACE OF USE. 400 ACRE FEET ARE PROPOSED FOR THIS USE. THE REMAINING 1100 ACRE FEET WILL CONTINUE TO BE USED IN THE HISTORIC MANNER AS SPECIFIED IN THE MOST RECENT VERSION OF WATER RIGHT 76H 111251-00.

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, 1424 9TH AVENUE, PO BOX 201601, HELENA, MT 59620-1601 FAX: 406-444-9317 PHONE: 406-444-6999