

PUBLIC NOTICE
PUBLIC COMMENT PERIOD

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 DRAFT 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/>.

PUBLIC COMMENT DEADLINE: JUNE 13, 2025. THE DEPARTMENT CAN ONLY ACCEPT PUBLIC COMMENTS FILED ON A PUBLIC COMMENT FORM, FORM 654. MAIL THE COMPLETED FORM TO THE DNRC, PO BOX 201601, HELENA, MT 59620-1601 BY THE DEADLINE SPECIFIED. THE FORM IS AVAILABLE ON THE DEPARTMENT'S WEBSITE. PER 85-2-307(5)(C), MCA, IF NO PUBLIC COMMENTS ARE RECEIVED, THE DRAFT PD WILL BE ADOPTED AS FINAL AND THERE WILL BE NO OPPORTUNITY TO OBJECT TO THIS APPLICATION.

DIRECT ANY QUESTIONS PERTAINING TO THE APPLICATION, OR REQUESTS TO OBTAIN THE DRAFT PD OR PUBLIC COMMENT FORM TO THE WATER RESOURCES OFFICE AT 222 SIXTH STREET SOUTH, PO BOX 1269, GLASGOW, MT 59230-1269 PHONE: 406-228-2561.

Application Number: 40EJ 30164552

Applicant: SHANE SCHWENKE
2210 POWER PLANT FERRY RD
ZORTMAN, MT 59546 9608

AMERICAN PRAIRIE FOUNDATION
PO BOX 908
BOZEMAN, MT 59771 0908

THORNHILL RANCH PARTNERSHIP
2210 POWER PLANT FERRY RD
ZORTMAN, MT 59546 9608

WATER RIGHT NUMBER(S) BEING CHANGED

<u>Water Right Type</u>	<u>Water Right Number</u>	<u>Priority Date</u>
PROVISIONAL PERMIT	40EJ 30103397	AUGUST 11, 2015

PAST USE OF WATER

PROVISIONAL PERMIT 40EJ 30103397 HAS HISTORICALLY BEEN USED OCTOBER 1 TO MARCH 31 FOR STOCK PURPOSES. THE POINT OF DIVERSION IS A PUMP OUT OF SIPARYANN CREEK LOCATED IN SWNWSW, SECTION 21, T24N, R24E, PHILLIPS COUNTY. THE STOCK WATERING SYSTEM HISTORICALLY OPERATES AT A MAXIMUM DIVERTED FLOW RATE OF 20 GALLONS PER MINUTE AND A DIVERTED VOLUME OF 16.1 ACRE-FEET PER YEAR. HISTORICALLY, 900 ANIMAL UNITS HAVE BEEN SERVED FROM 9 STOCK TANKS LOCATED IN SECTION 8, 17, AND 20, T24N, R24E, PHILLIPS COUNTY.

PROPOSED CHANGE

FLOW RATE: 20.00 GPM **VOLUME:** 16.10 AC-FT

THE APPLICANT PROPOSES TO ADD 6 STOCK TANKS TO PROVISIONAL PERMIT 40EJ 30103397. A TOTAL OF 15 STOCK TANKS WILL BE SUPPLIED BY THIS WATER RIGHT. THE ADDITIONAL STOCK TANKS ARE LOCATED IN SECTION 18 AND 20, T24N, R24E AND SECTION 13, T24N, R23E, PHILLIPS COUNTY. THE WATER RIGHT WILL CONTINUE TO DIVERT 20 GALLONS PER MINUTE AND 16.1 ACRE-FEET PER YEAR.

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