

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: JULY 7, 2025. 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: 43O 30162567
Applicant: SUNLIGHT RANCH CO
431 PASS CREEK RD
PARKMAN, WY 82838 9630

WATER RIGHT NUMBER(S) BEING CHANGED

<u>Water Right Type</u>	<u>Water Right Number</u>	<u>Priority Date</u>
STATEMENT OF CLAIM	43O 185505-00	JULY 19, 1920

PAST USE OF WATER

STATEMENT OF CLAIM 43O 185505-00 DIVERTED 13.2 CFS OF WATER FROM THE LITTLE BIGHORN RIVER VIA THE BOZEMAN TRAIL DITCH HEADGATE IN THE NWSWNE SEC. 11, T9S, R34E, BIG HORN COUNTY, FROM APRIL 1 TO OCTOBER 31, TO IRRIGATE 348.24 AC GENERALLY LOCATED IN SEC. 1, 2, 11, 12, T9S, R34E; SEC. 21, 28, 29, T8S, R35E; AND SEC. 6, T9S, R35E. THE HISTORICAL POD FROM THE BOZEMAN TRAIL DITCH WILL CONTINUE TO BE USED.

STATEMENT OF CLAIM 43O 185505-00 HAS A HISTORICALLY CONSUMPTIVE VOLUME OF 336.57 AF AND A HISTORICALLY DIVERTED VOLUME OF 2,194.3 AF, AS CALCULATED BY THE DEPARTMENT. THE PROPOSED CHANGES WILL CONSUME 336.49 AF; 0.08 AF LESS THAN THE HISTORICAL; AND WILL DIVERT 2,012.37 AF; 23.52 AF LESS THAN THE HISTORICAL.

PROPOSED CHANGE

THE APPLICANT PROPOSES TO ADD A POINT OF DIVERSION IN THE SENENE SEC. 32, T8S, R35E, AT THE EXISTING CAMPBELL-BELKEN DITCH HEADGATE AND CHANGE THE PLACE OF USE AS FOLLOWS:

THE APPLICANT PROPOSES TO REMOVE 124.94 AC FROM THE HISTORICAL PLACE OF USE AND ADD 65.7 ACRES. 223.3 HISTORICAL ACRES WILL REMAIN. THE TOTAL IRRIGATED ACRES WILL BE 289.

HISTORICAL AC REMAINING ARE LOCATED IN THE NWNE, SWNE, AND NWSE OF SECTION 21, T8S, R35; THE NWNW OF SECTION 28, T8S, R35E; THE NENE OF SECTION 29, T9S, R35E; AND THE NWNE, SWNE, NENW, SENW, SWNW, SECTION 6, T9S, R35E. THESE 223.3 AC WILL BE IRRIGATED USING THE BOZEMAN TRAIL DITCH.

NEW AC BEING ADDED THROUGH THIS CHANGE ARE LOCATED IN THE NESW, SWSW, AND SESW OF SECTION 28, T8S, R35E, BIG HORN COUNTY.

ADDITIONAL INFORMATION

THE CHANGE WILL BE SUBJECT TO THE FOLLOWING CONDITIONS IF THE CHANGE IS AUTHORIZED.

THE COMBINED FLOW RATE OF BOTH POINTS OF DIVERSION SHALL NOT EXCEED THE HISTORICAL FLOW RATE OF 13.2 CFS.

ANYTIME AFTER THIS RIGHT IS ISSUED AND COMPETITION FOR WATER ON THE SOURCE BECOMES AN ISSUE, THE DEPARTMENT MAY REQUIRE THE APPROPRIATOR TO INSTALL WATER USE MEASURING DEVICES AND SUBMIT THE RECORDS OF THE FLOW RATE OR VOLUME, OR BOTH, OF ALL WATER DIVERTED.

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