

# **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 <http://www.dnrc.mt.gov/wrd/>.

**OBJECTION DEADLINE: JUNE 23, 2023.** THE DEPARTMENT CAN ONLY ACCEPT OBJECTIONS FILED ON AN OBJECTION TO APPLICATION, FORM 611. MAIL THE COMPLETED FORM AND THE \$25.00 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 2705 SPURGIN RD, BLDG C, PO BOX 5004, MISSOULA, MT 59804-5004 FAX: 406-542-5899 PHONE: 406-721-4284.

**Application Number:** 76H 30153657  
  
**Applicant:** YC PROPERTIES LLC  
1050 SATCOM LN  
MELBOURNE, FL 32940 7010

**WATER RIGHT NUMBER(S) BEING CHANGED**

<b><u>Water Right Type</u></b>	<b><u>Water Right Number</u></b>	<b><u>Priority Date</u></b>
STATEMENT OF CLAIM	76H 147802-00	DECEMBER 31, 1882
Historical Flow Rate: 4. CFS	Historical Consumptive Volume: 164.70 AC-FT	Historical Diverted Volume: 282.90 AC-FT

**PAST USE OF WATER**

WATER WAS HISTORICALLY DIVERTED FROM SAWTOOTH CREEK AT A RATE OF 4 CFS USING A HEADGATE LOCATED IN THE NWNWNW SECTION 2, T5N, R21W, ON THE DOWNING-VINNING DITCH IN RAVALLI COUNTY. WATER WAS DIVERTED FOR IRRIGATION OF 125 ACRES CONSISTING OF 20 ACRES IN THE SWNE, 49 ACRES IN THE W2SE, 47 ACRES IN THE E2SW, AND 9 ACRES IN THE SWSW, ALL IN SECTION 35, T6N, R21W, WITH A HISTORICALLY DIVERTED VOLUME OF 282.9 AF AND A HISTORICALLY CONSUMED VOLUME OF 164.7 AF.

**PROPOSED CHANGE**

THIS APPLICATION IS TO ADD A POINT OF DIVERSION IN THE SWNESW OF SECTION 35, T6N, R21W, RAVALLI COUNTY. THE APPLICANT MAY DIVERT UP TO 0.98 CFS AT THIS ADDITIONAL DIVERSION TO CONVEY WATER TO A PLACE OF STORAGE CONSISTING OF A 3.0 SURFACE ACRE, 28.5 AF CAPACITY RESERVOIR LOCATED IN THE S2NWNW OF SECTION 35, T6N, R21W. WATER WILL BE PUMPED FROM THIS RESERVOIR TO IRRIGATE 8 ACRES WITHIN THE HISTORICAL 125-ACRE PLACE OF USE. THE APPLICANT IS LIMITED TO 2.08 CFS DIVERTED USING EITHER DIVERSION UNDER THIS RIGHT.

PUBLISHED IN: RAVALLI REPUBLIC ON MAY 10, 2023.

**RECEIVED**  
**MAY 11 2023**  
Ravalli County Commissioners

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MAY 1 1958

RESEARCH COMMISSION

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