



APPLICATION FOR BENEFICIAL WATER USE PERMIT OR APPLICATION TO CHANGE A WATER RIGHT WATER MARKETING PURPOSE ADDENDUM § 85-2-310(8)(c)(v), MCA

Answer every question and applicable follow-up questions. Use the checkboxes to denote yes ("Y") or no ("N"). Questions that require Applicant to submit items to the Department have a submitted ("S") checkbox, which is marked when the required item is attached to the Water Marketing Purpose Addendum. Label all submitted items with the question number for which they were submitted. Responses that are larger than the space provided can be answered in an attachment. If an attachment is used, specify "see attachment" on this form. Label all attachments with the question number.

1. For what purposes will the marketed water be used?

Four horizontal lines for writing the answer to question 1.

2. [ ] Y [ ] N Will the marketed water be used outside the state of Montana? If yes, you will need to complete the requirements of Montana law (§ 85-2-311(4), MCA, for a permit application and § 85-2-402(6), MCA, for a change application). If no, explain below how you will ensure water will not be transported out-of-state. This may include, but is not limited to, including language in all water contracts that prevents water from leaving Montana.

Four horizontal lines for writing the answer to question 2.

3. How will you control or limit access to the water?

Four horizontal lines for writing the answer to question 3.

4. Explain how you will measure the amount of water diverted from the source.

Four horizontal lines for writing the answer to question 4.



5. Explain how you will measure the amount of water marketed.

---

---

---

---

6.  **S** Submit a service area map. Create the map on an aerial photograph or topographic map and show the following: general service area boundary, section corners, township and range, scale bar, and a north arrow.

7.  **S** Submit firm contracts for the entire volume and flow rate sought. An applicant must demonstrate a good faith and bona fide intent to appropriate Montana's water through firm contracts to purchase the flow and volume sought. At the end of the period of completion, the applicant will have a perfected right to market only that amount of water which he or she actually contracted and sold on an annual basis during the period of completion. The firm contracts to purchase must include the following information:

(A) The name of the entity who will use the water

(B) The amount of water (acre-feet) each entity will use

(C) Where the entity will use the water

(D) The nature of relationship between the applicant and each entity using the water (The Applicant may not contract with itself to buy water)

(E) Terms sufficient to demonstrate the bona fide intent to the water to use under § 85-2-310(8)(c)(v), MCA.

