

Water Reservation Application for Instream Flow

FILING FEE: \$ _____
(filing fee as set by Rule)

For Department Use Only

Application No. _____ Basin _____

Date Received _____

Time _____

Rec'd by _____

Fee Rec'd _____

Check No. _____

Refund \$ _____

Date _____

- Use this form to apply for instream flow water reservations allowed under Article VI, section B of the Montana-US Forest Service Compact (Compact).
- A separate application must be submitted for each reach of a water source for which a State water reservation is sought.
- Filing fee should be submitted at the time of application.

1. Applicant Name: U.S. Forest Service

2. Mailing Address: _____
City _____ State ____ Zip _____

Phone Number: _____

Email Address: _____

3. Contact Person: _____

Check, if contact is an attorney

Mailing Address: _____ City _____ State ____ Zip _____

Phone Numbers: Home _____ Work _____ Cell _____

Email Address: _____

NOTE: IF A CONTACT PERSON IS IDENTIFIED AS AN ATTORNEY, ALL COMMUNICATION WILL BE SENT ONLY TO THE ATTORNEY UNLESS THE ATTORNEY PROVIDES WRITTEN INSTRUCTION TO THE CONTRARY.

4. Source of water supply:

Stream Name: _____

Tributary to: _____

Basin Number: _____

5. Purpose (check one): _____ beneficial use to maintain a minimum flow of water for fish
_____ other (if other, use Form No. 610B – Application for Reservation of Water – Instream Uses)

6. Need (check one): _____ instream flow needed for fish
_____ other (if other, use Form No. 610B – Application for Reservation of Water – Instream Uses)

7. Amount of instream flow applied for: _____ cubic feet per second (cfs)

- Methodology: _____ WETP (Wetted Perimeter)
_____ approved methodology; specify _____
(requires approval as described in Article VI, section B of Compact)
_____ other; specify _____
(use Form No. 610B – Application for Reservation of Water – Instream Uses)

- Provide evidence that the methodology is appropriate for the stream reach.
Attach documentation or explain: _____

- Fish species present (check):
_____ Bull Trout
_____ Westslope Cutthroat Trout
_____ Columbia River Redband Trout
_____ Yellowstone Cutthroat Trout
_____ Arctic Grayling
_____ T&E Species -- specify: _____
date listed: _____
_____ other -- specify: _____
(if other, limited to lower inflection point)

Proof of population present in the stream:
Attach documentation or explain: _____

- Provide evidence that methodology was accurately applied:

Data Collection:

- Location of wetted perimeter quantification point :
 - Latitude _____ Longitude _____;
 - _____ 1/4 _____ 1/4 _____ 1/4 Section _____ Township _____ N/S
Range _____ E/W _____ County
Lot _____ Block _____ Tract No. _____
- If quantification point is not close to the downstream end of reach, explain why it is a suitable representation of the downstream end of the reach: _____

- Flows measured:
 - Date _____ cfs _____
 - Date _____ cfs _____
 - Date _____ cfs _____
- Attach spreadsheet that includes all applicable data.

Data Analysis:

- Name of computer program used for analysis; _____
 - Number of cross sections used: _____
 - R-square analysis of rating curves: _____
 - Inflection point chosen: ___ Upper inflection point
 ___ Lower inflection point
 - Attach wetted perimeter graphs showing inflection point
- Attach a list of persons involved in developing information used in preparing the application, including a statement of education, qualifications, and experience for all persons involved with collecting and analyzing data used to determine the wetted perimeter method inflection points.

8. Physical Water availability:

- Estimated mean annual flow _____ cfs.
- In an attachment, describe any additional flow information, such as mean monthly flow, that may be available and explain methodology.

9. Location of downstream end of reach:

_____ 1/4 _____ 1/4 _____ 1/4 Section _____ Township _____ N/S
Range _____ E/W _____ County
Lot _____ Block _____ Tract No. _____
(downstream end cannot extend downstream from national forest boundary)

10. Location of upstream end of reach:

_____ 1/4 _____ 1/4 _____ 1/4 Section _____ Township _____ N/S
Range _____ E/W _____ County
Lot _____ Block _____ Tract No. _____

Indicate whether the upstream end of reach is headwaters, a property boundary, a tributary, etc. _____

11. Length of stream to be protected: _____ (feet).

12. Legal Description of Stream Reach to be Protected (indicate the legal description of each parcel along the entire stream reach. Attach additional pages if necessary).

_____ 1/4	_____ 1/4	_____ 1/4	Section _____	TWP _____	N/S RGE _____	E/W County _____
_____ 1/4	_____ 1/4	_____ 1/4	Section _____	TWP _____	N/S RGE _____	E/W County _____
_____ 1/4	_____ 1/4	_____ 1/4	Section _____	TWP _____	N/S RGE _____	E/W County _____
_____ 1/4	_____ 1/4	_____ 1/4	Section _____	TWP _____	N/S RGE _____	E/W County _____
_____ 1/4	_____ 1/4	_____ 1/4	Section _____	TWP _____	N/S RGE _____	E/W County _____

13. Map:

Attach a map, and clearly identify the following items on the map: north arrow, scale, section corners and numbers, township and range numbers, quantification point, place of use (reach of stream to be protected), and property ownership of the place of use. A U.S. Geological Survey quadrangle map or equivalent topographic map with minimum scale of 1:24000 is recommended.

14. Public Interest:

This application is in the public interest if it is otherwise correct and complete because under the Compact an application that is otherwise correct and complete establishes a prima facie showing of public interest that can only be overcome by an objection based on a projected development that satisfies the requirements of [Section 1] Article B.3.(b) of the Compact.

15. Affidavit:

I declare under oath that the information provided for this application is, to the best of my knowledge and belief, true and correct. In submitting this application, I acknowledge that I serve in a representative capacity for the United States Department of Agriculture, Forest Service.

Applicant's Signature: _____ Date _____
(signature of Forest Service Representative)

Name: _____
(typed or printed name of Forest Service Representative)

Title: _____
(title of Forest Service Representative)

Address: _____
(address of Forest Service Representative)

Phone number: _____

Subscribed and sworn before me this _____ day of _____, 20_____.

Notary's Signature _____
(Typed, Stamped, or Printed Name of Notary)

Notary for the State of _____
Residing at _____
My commission expires _____

Submit the application and filing fee to the
Department of Natural Resources and Conservation
Water Resources Division, Water Rights Bureau
1424 Ninth Avenue, PO Box 201601, Helena, Montana 59620-1601.