

Revised: <u>5/12/2021</u> <u>310 Form 270 and Instructions may be downloaded from:</u> http://dnrc.mt.gov/licenses-and-permits/stream-permitting	CD/AGENCY				
	USE ONLY	Application #	<u>Click to enter text.</u>	Date Received	<u>Date</u>
	Date Accepted	<u>Date</u>	Initials	<u>Initials</u>	Date FW: to
				FWP	<u>Date</u>
<i>This space is for all Department of Transportation and SPA 124 permits (government projects).</i>					
Project Name	<u>Click to enter text.</u>				
Control Number	<u>Click to enter text.</u>	Contract Letting Date	<u>Date</u>		
MEPA/NEPA Compliance	☐ Yes	☐ No	If yes, #C5 of this application does not apply.		

JOINT APPLICATION FOR PROPOSED WORK IN MONTANA'S STREAMS, WETLANDS, FLOODPLAINS & OTHER WATER BODIES

This is a standardized application to apply for one or all local, state, or federal permits listed below.

- Refer to instructions to determine which permits apply and submit a signed application to each applicable agency.
- Incomplete applications will result in the delay of the application process.
- The applicant is responsible for obtaining all necessary permits and landowner permission before beginning work.
- **Other laws may apply.**

	<u>PERMIT</u>	<u>AGENCY</u>	<u>FILL OUT SECTIONS</u>	<u>FEE</u>
x	310 Permit	Local Conservation District	A - E and G	Inquire locally
	SPA 124 Permit	Department of Fish, Wildlife and Parks	A - E and G	No fee
	318 Authorization 401 Certification	Department of Environmental Quality	A - E and G	\$250 (318); \$400 - \$20,000 (401)
	Navigable Rivers Land Use License, Lease, or Easement	Department of Natural Resources and Conservation, Trust Lands Management Division	A - E and G	\$50, plus additional fee
	Section 404 Permit, Section 10 Permit	U. S. Army Corps of Engineers (USACE)	A - G F1-8	Varies (\$0 - \$100)
	Floodplain Permit	Local Floodplain Administrator	A - G	Varies by city/county (\$25 - \$500+)

A. APPLICANT INFORMATION

APPLICANT NAME (person responsible for project): Glen Lake Irrigation District

Has the landowner consented to this project? ☒ Yes ☐ No

Mailing Address: PO Box 297, Eureka, MT 59917

Physical Address: 111 Dewey Ave, Eureka, MT 59917

Cellphone: 406-270-6722 Home Phone: Click here to enter or N/A. E-Mail: glid@interbel.net

LANDOWNER NAME (if different from applicant): Jonathan Fancher/Laurel Moses

Mailing Address: Click here to enter mailing address or N/A.

Physical Address: Click here to enter physical address or N/A.

Cellphone: Click here to enter or N/A. Home Phone: Click here to enter or N/A. E-Mail: Click here to enter or N/A.

CONTRACTOR/COMPANY NAME (if applicable): Click here to enter name or N/A.

PRIMARY CONTACT NAME: Click here to enter name

Mailing Address: Click here to enter name or N/A.

Physical Address: Click here to enter name or N/A.

Cellphone: Click here to enter or N/A. Home Phone: Click here to enter or N/A. E-Mail: Click here to enter or N/A.

B. PROJECT SITE INFORMATION

1. NAME OF **STREAM** or **WATER BODY** at project location Therriault Creek Diversion Canal
Project Address/Location: Click here to enter text. Nearest Town Eureka
County C Geocode: 56-4824-26-2-01-01-0000
Choose 1/4 of the Choose. 1/4 of, Section 26 Township 36 N, Range 26 W
Latitude Enter Latitude. Longitude Enter Longitude. Refer to section B1 in the instructions.
2. Is the proposed activity within **SAGE GROUSE** areas designated as general, connected, or core habitat?
Yes ☐ No ☒ Attach consultation letter if required. Refer to section B2 in the instructions.
3. Is this a **STATE NAVIGABLE WATERWAY**? The state owns beds of certain navigable waterways.
Yes ☐ No ☒ If yes, send a copy of this application to the appropriate DNRC land office. Refer to section B3 in the instructions.
4. **WHAT IS THE CURRENT CONDITION** of the proposed project site? Describe the existing bank condition, bank slope, height, nearby structures, and wetlands. What vegetation is present? Refer to section B4 in the instructions.
The site is an irrigation canal in a forested area. Water from Lick Lake is diverted through the canal and enters into Glen Lake. The current headgate that is used to regulate water is in disrepair.

C. PROPOSED PROJECT OR ACTIVITY INFORMATION

1. **TYPE OF PROJECT** (check all that apply) Refer to section C1 in the instructions.
 - ☒ **Agricultural and Irrigation Projects:** Diversions, Headgates, Flumes, Riparian fencing, Ditches, etc.
 - ☐ **Buildings/Structures:** Accessory Structures, Manufactured Homes, Residential or Commercial Buildings, etc.
 - ☐ **Channel/Bank Projects:** Stabilization, Restoration, Alteration, Dredging, Fish Habitat, Vegetation or Tree Removal, or any other work that modifies existing channels or banks.
 - ☐ **Crossings/Roads:** Bridge, Culvert, Fords, Road Work, Temporary Access, or any project that crosses over or under a stream or channel.
 - ☐ **Mining Projects:** All mining related activity, including; Placer Mining, Aggregate Mining, etc.
 - ☐ **Recreation related Projects:** Boat Ramps, Docks, Marinas, etc.
 - ☐ **Other Projects:** Cistern, Debris Removal, Excavation/Pit/Pond, Placement of Fill, drilling or directional boring, Utilities, Wetland Alteration. Other project type not listed here _____
2. **IS THIS APPLICATION FOR** an annual maintenance permit? ☐ Yes ☒ No
(If yes attach annual plan of operation to this application) – Refer to section C2 in the instructions.
3. **WHY IS THIS PROJECT NECESSARY? STATE THE PURPOSE OR GOAL** of the proposed project. Refer to section C3 in the instructions.
The purpose of this project is to replace a worn headgate.
4. **PROVIDE A BRIEF DESCRIPTION** of the proposed project plan and how it will be accomplished. Refer to section C4 in the instructions.
The headgate will consist of two “Ys” butted up against double wing walls. A checkboard weir design will be placed in the middle. Concrete walls will tie back into the canal bank. A temporary dam will be constructed across the canal to dewater it. Once the canal is dry, straw waddles will be placed below the construction site to contain any leakage. Mud will be excavated from the canal to reach a firm base to begin construction. Once a base is established, footers and walls will be poured a minimum of 3’ below grade depending on soil conditions. It will be backfilled with heavy clay. If the material is not available onsite, it will be purchased from Kootenai Sand and Gravel. Once the headgate is complete, the temporary dam will be removed.

5. WHAT OTHER ALTERNATIVES were considered to accomplish the stated purpose of the project? Why was the proposed alternative selected? Refer to section C5 in the instructions.

Alternative one would be to do nothing. This is not the chosen alternative because it could pose a flood risk. Alternative 2 would be to use another style of headgate. Our engineer recommended this design based on functionality and longevity.

6. NATURAL RESOURCE BENEFITS OR POTENTIAL IMPACTS. Please complete the information below to the best of your ability.

* Explain any temporary or permanent changes in erosion, sedimentation, turbidity, or increases of potential contaminants. What will be done to minimize those impacts?

Straw waddles will be utilized to minimize any erosion and contaminants.

- Will the project cause temporary or permanent impacts to fish and/or aquatic habitat? What will be done to protect the fisheries?

A temporary dam will be used to dewater the canal. Therefore, there should be no impact to fish and/or aquatic habitat.

- What will be done to minimize temporary or permanent impacts to the floodplain, wetlands, or riparian habitat?

No anticipated impact to floodplain, wetland or riparian habitat.

- Explain potential temporary or permanent changes to the water flow or to the bed and banks of the waterbody. What will be done to minimize those changes?

This project is designed to reduce flooding by controlling the flow of water. There will be a temporary reduction of water flow to the canal during construction.

- How will existing vegetation be protected and its removal minimized? Explain how the site will be revegetated. Include weed control plans.

Any disturbed areas will be reseeded with a native forest mix to prevent weed establishment. All equipment will be cleaned prior to entering the site.

D. CONSTRUCTION DETAILS

1. PROPOSED CONSTRUCTION DATES. Include a project timeline. Start date 10/1/2024
Finish date 11/15/2024 How long will it take to complete the project? 1 month Is any portion of the work already completed? ☐ Yes ☒ No (If yes, describe previously completed work.)
Refer to section D1 in the instructions.
[Click here to enter text.](#)

2. PROJECT DIMENSIONS. Describe length and width of the project. Refer to section D2 in the instructions.
20 ft x 20 ft.

3. EQUIPMENT. List all equipment that will be used for this project. How will the equipment be used on the bank and/or in the water? Note: All equipment used in the water must be clean, drained and dry. Refer to section D3 in the instructions.

38000 lb. excavator

Will equipment from out of state be used? YES ☐ NO ☒ UNKNOWN ☐

Will the equipment cross west over the continental divide to the project site? YES ☐ NO ☒ UNKNOWN ☐

Will equipment enter the Flathead Basin? YES ☐ NO ☒ UNKNOWN ☐

4. MATERIALS. Provide the total quantity and source of materials proposed to be used or removed. Note: This may be modified during the permitting process therefore it is **recommended you do not purchase materials until all permits are issued.** List soil/fill type, cubic yards and source, culvert size, rip-rap size, any other materials to be used or removed on the project. Refer to section D4 in the instructions.

Cubic yards/Linear feet	Size and Type	Source
20 yards	Clay	onsite or Kootenai Sand and Gravel
12 yards	12" plus or minus riprap	Keller's Pit
600 lb	concrete	Bear Hat
	bentonite	

E. REQUIRED ATTACHMENTS

1. PLANS AND/OR DRAWINGS of the proposed project. **Include:**

- Plan/Aerial view
- an elevation or cross section view
- dimensions of the project (height, width, depth in feet)
- location of storage or stockpile materials dimensions and location of fill or excavation sites
- drainage facilities
- location of existing/proposed structures, such as buildings, utilities, roads, or bridges
- an arrow indicating north
- Site photos

2. ATTACH A VICINITY MAP OR A SKETCH which includes: The water body where the project is located, roads, tributaries, other landmarks. Place an "X" on the project location. Provide written directions to the site. This is a plan view (looking at the project from above).

3. ATTACH ANNUAL PLAN OF OPERATION if requesting a **Maintenance 310 Permit**.

4. ATTACH AQUATIC RESOURCE MAP. Document the location and boundary of all waters of the U.S. in the project vicinity, including wetlands and other special aquatic sites. Show the location of the ordinary high-water mark of streams or waterbodies. **if requesting a Section 404 or Section 10 Permit.** Ordinary high-water mark delineation included on plan or drawings and/or a separate wetland delineation.

F. ADDITIONAL INFORMATION FOR U.S. ARMY CORPS OF ENGINEERS (USACE) SECTION 404, SECTION 10 AND FLOODPLAIN PERMITS.

Section F should only be filled out by those needing Section 404, Section 10, and/or Floodplain permits. Applicants applying for Section 404 and/or Section 10 permits complete F 1- 8. Applicants applying for Floodplain permits, complete all of Section F. Refer to section F in the instructions.

FOR QUESTIONS RELATING TO SECTION F, QUESTIONS 1-8 PLEASE CONTACT THE USACE BY TELEPHONE AT 406-441-1375 OR BY E-MAIL MONTANA.REG@USACE.ARMY.MIL.

1. Identify the specific **Nationwide Permit(s)** that you want to use to authorize the proposed activity. Refer to section F1 in the instructions.

[Click here to enter text.](#)

2. Provide the **quantity of materials** proposed to be used in waters of the United States. What is the length and width (or square footage or acreage) of impacts that are occurring within waters of the United States? How many cubic yards of fill material will be placed below the ordinary high-water mark, in a wetland, stream, or other waters of the United States? Note: Delineations are required of wetlands, other special aquatic sites, and other waters, such as lakes and ponds, and perennial, intermittent, and ephemeral streams, on the project site. Refer to section F2 in the instructions.

[Click here to enter text.](#)

3. How will the proposed project avoid or minimize **impacts to waters of the United States?** Attach additional sheets if necessary. Refer to section F3 in the instructions.

[Click here to enter text.](#)

4. Will the project impact greater than 0.10-acre of wetland and/or more than 300 linear feet of stream or other waters? If yes, describe how the applicant is going to **compensate (mitigation bank, in-lieu fee program, or permittee responsible)** for these unavoidable impacts to waters of the United States. Refer to section F4 in the instructions.

[Click here to enter text.](#)

5. Is the activity proposed within any component of the **National Wild and Scenic River System**, or a river that has been officially designated by Congress as a “**study river**”? Refer to section F5 in the instructions.

☐ Yes ☐ No

6. Does this activity require permission from the USACE because it will alter or temporarily or permanently occupy or use a **USACE authorized civil works project? (Examples include USACE owned levees, Fort Peck Dam, and others)?** Refer to section F6 in the instructions.

☐ Yes ☐ No

7. List the **ENDANGERED AND THREATENED SPECIES** and **CRITICAL HABITAT(s)** that might be present in the project location. Refer to section F7 in the instructions.

[Click here to enter text.](#)

8. List any **HISTORIC PROPERTY(S)** that are listed, determined to be eligible or are potentially eligible (over 50 years old) for listing on the National Register of Historic Places.” Refer to section F8 in the instructions.

[Click here to enter text.](#)

9. List **all applicable local, state, and federal** permits and indicate whether they were issued, waived, denied, or pending. Note: All required local, state, and federal permits, or proof of waiver must be issued prior to the issuance of a floodplain permit. Refer to section F9 in the instructions.

[Click here to enter text.](#)

10. List the **NAMES AND ADDRESSES OF LANDOWNERS** adjacent to the project site. This includes properties adjacent to and across from the project site. (Some floodplain communities require certified adjoining landowner lists).

NAME OF **Adjacent Landowner**: Jonathan Fancher, Eureka, MT [Click here to enter Address](#)

NAME OF **Adjacent Landowner**: [Click here to enter name](#) [Click here to enter Address](#)

NAME OF **Adjacent Landowner**: [Click here to enter name](#) [Click here to enter Address](#)

NAME OF **Adjacent Landowner**: [Click here to enter name](#) [Click here to enter Address](#)

11. **Floodplain Map Number** [Click here to enter map number or N/A.](#) Refer to section F11 in the instructions.

12. Does this project comply with **local planning or zoning regulations**? Refer to section F12 in the instructions.

☒ Yes ☐ No

G. SIGNATURES/AUTHORIZATIONS

Some agencies require original signatures. **After completing the form**, make the required number of copies and **then sign each copy**. Send the copies with original signatures and additional information required directly to each applicable agency.

The statements contained in this application are true and correct. The applicant possess' the authority to undertake the work described herein or is acting as the duly authorized agent of the landowner. The applicant understands that the granting of a permit does not include landowner permission to access land or construct a project. Inspections of the project site after notice by inspection authorities are hereby authorized. Refer to section G in the instructions.

APPLICANT (Person responsible for project):

Print Name: Joe McAfee

LANDOWNER:

Print Name: Glen Lake Irrigation District

Signature of Applicant Date

Signature of Landowner Date

*CONTRACTOR'S PRIMARY CONTACT (if applicable):

Print Name: [Click here to enter name.](#)

Signature of Contractor/Agent Date

*Contact agency to determine if contractor signature is required.