

Revised: 5/12/2021 310 Form 270 and Instructions may be downloaded from: http://dnrc.mt.gov/licenses-and-permits/stream-permitting	CD/AGENCY USE ONLY Application # _____ Date Received _____	
	Date Accepted _____	Initials _____ Date FW: to FWP _____
<i>This space is for all Department of Transportation and SPA 124 permits (government projects).</i>		
Project Name _____		
Control Number _____		Contract Letting Date _____
MEPA/NEPA Compliance <input type="checkbox"/> Yes <input type="checkbox"/> 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>
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 - F	Varies by city/county (\$25 - \$500+)

A. APPLICANT INFORMATION

APPLICANT NAME (person responsible for project): Herman R Penttila
 Has the landowner consented to this project? Yes No
 Mailing Address: _____
 Physical Address: _____
 Cellphone: 406-609-6922 Home Phone: _____ E-Mail: None

LANDOWNER NAME (if different from applicant): _____
 Mailing Address: _____
 Physical Address: _____
 Cellphone: _____ Home Phone: _____ E-Mail: _____

CONTRACTOR/COMPANY NAME (if applicable): Self
PRIMARY CONTACT NAME: _____
 Mailing Address: _____
 Physical Address: _____
 Cellphone: _____ Home Phone: _____ E-Mail: _____

B. PROJECT SITE INFORMATION

1. NAME OF STREAM or WATER BODY at project location Harper Cr.
Project Address/Location: 1200 Harper Cr Rd Nearest Town: Libby (Happys Inn)
County: Lincoln Geocode: _____
NE 1/4 of the NE 1/4 of, Section 18 Township 27 N Range 27 W
Latitude _____ Longitude _____ Refer to section B1 in the instructions.
Also NW 1/4 of the NE 1/4
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.
Bank is solid loam and rock. Slope 30% and height 6' line bypasses and old barn made of logs. Wetland starts 200' from closest part of the project. Vegetation - few small trees first 100', grass and brush 500', Kanab weed and grass the rest of the way 600'

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 is to dig the water line deeper because it freezes in the winter without snow to insulate it. This is a replacement line for this homestead. The spring was filed on Oct 1 1963. This has been the only domestic water source ever since.

4. PROVIDE A BRIEF DESCRIPTION of the proposed project plan and how it will be accomplished. Refer to section C4 in the instructions. Dig down to old water line (approximately 5') First 100 ft of the project is in a forest with very few trees and a 5% slope where the water line has been constructed, I will continue the same path only deeper. The bank is approximate 30% slope for 6 ft. The old water line is only one foot below the bottom of the ditch. Out of the ditch up the bank (which is the fill from making the stream into a ditch approximately 6 ft high and 14 ft wide) then crosses lower ground with overgrown potentilla brush and grass (approximately 500 ft. The rest of project until connected to the old water line one hundred feet from resident house is Knapweed and grass approximately 600 feet.

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. None No problems with old water line until it froze.

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? Make sure in the spring that runoff doesn't run down new ditch cut. Pack with rock on ditch cut. The only contaminants I could see would be from equipment, fuels and oils - I will be very careful not to spill anything.

- Will the project cause temporary or permanent impacts to fish and/or aquatic habitat? What will be done to protect the fisheries? There is no fish in this intermittent stream, never has been, because the water dried out in July. I don't think aquatic habitat will be disturbed much.
- What will be done to minimize temporary or permanent impacts to the floodplain, wetlands, or riparian habitat? Shouldn't be much impact because of no water in ditch
- What efforts will be made to decrease flooding potential upstream and downstream of project? Pack the earth with bucket. Clay loam soil doesn't cave in easily so we will use a small bucket. Down stream water go underground.
- 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? Will pack and reseed with grass seed. Control growth of Kanapweed and other weeds. Pack Rock into bed of stream
- How will existing vegetation be protected and its removal minimized? Explain how the site will be revegetated. Include weed control plans. Use a small as possible imprint with equipment. Seed and spray with nontoxic. Also cut plants before they seed.

**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.

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.

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.

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.

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.

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.

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.

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/ADDRESS OF **Adjacent Landowner:** _____

NAME/ADDRESS OF **Adjacent Landowner:** _____

NAME/ADDRESS OF **Adjacent Landowner:** _____

NAME/ADDRESS OF **Adjacent Landowner:** _____

11. **Floodplain Map Number** _____ 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: Herman R Penttila

Herman R Penttila 8-29-25
Signature of Applicant Date

LANDOWNER:

Print Name: Herman R Penttila

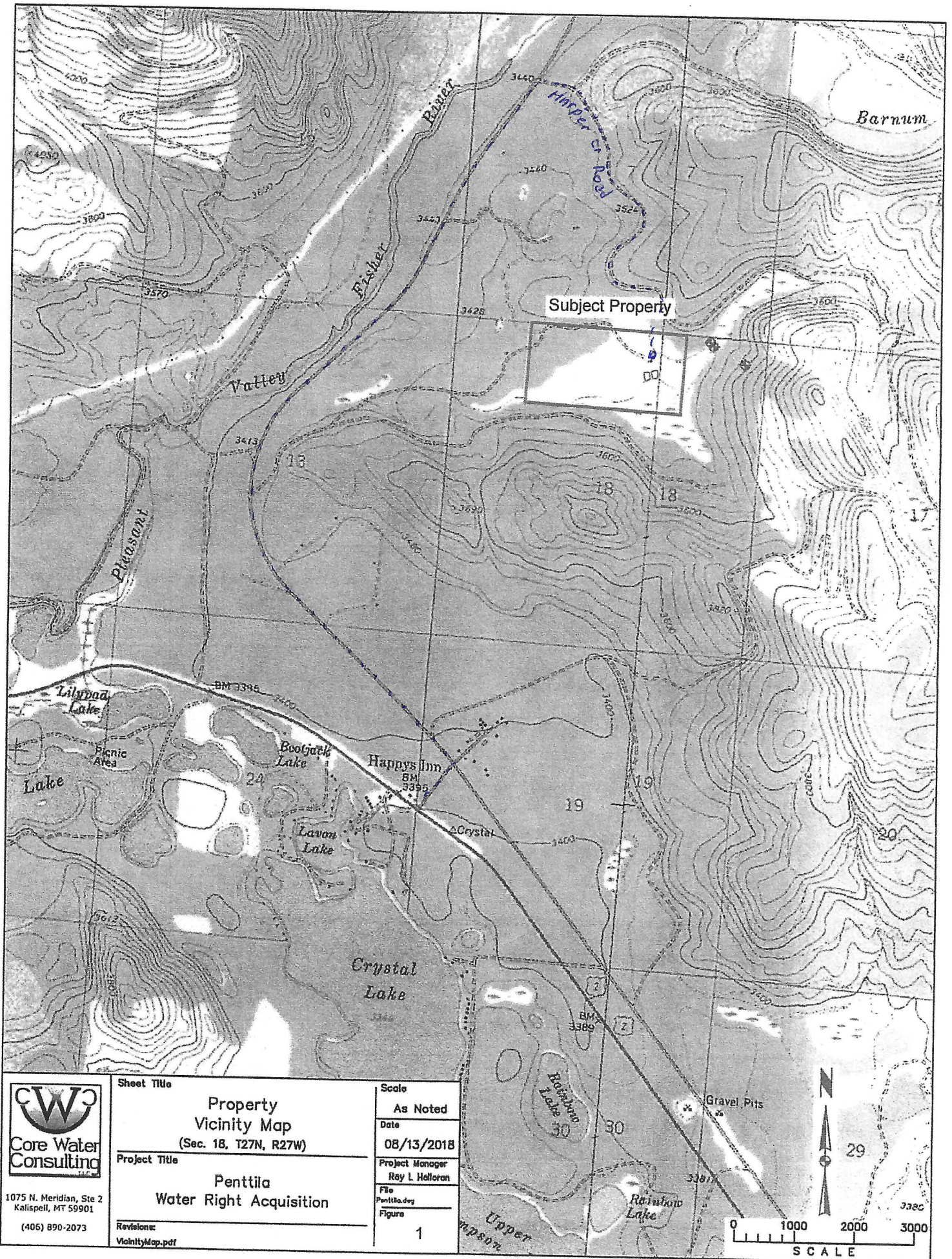
Herman R Penttila 8-29-25
Signature of Landowner Date

*CONTRACTOR'S PRIMARY CONTACT (if applicable):

Print Name: _____

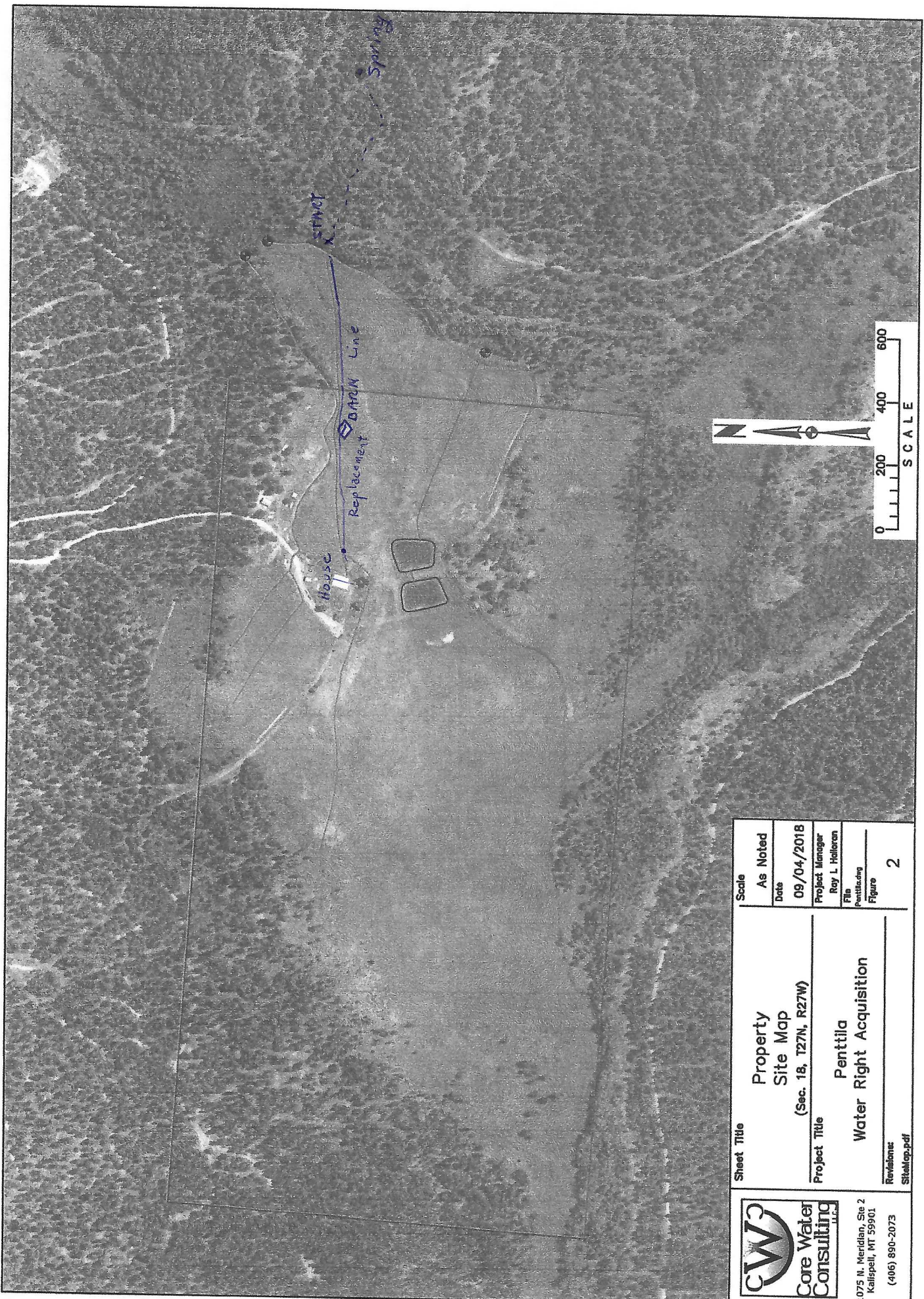
Signature of Contractor/Agent Date


*Contact agency to determine if contractor signature is required.



1075 N. Meridian, Ste 2
 Kalispell, MT 59901
 (406) 890-2073

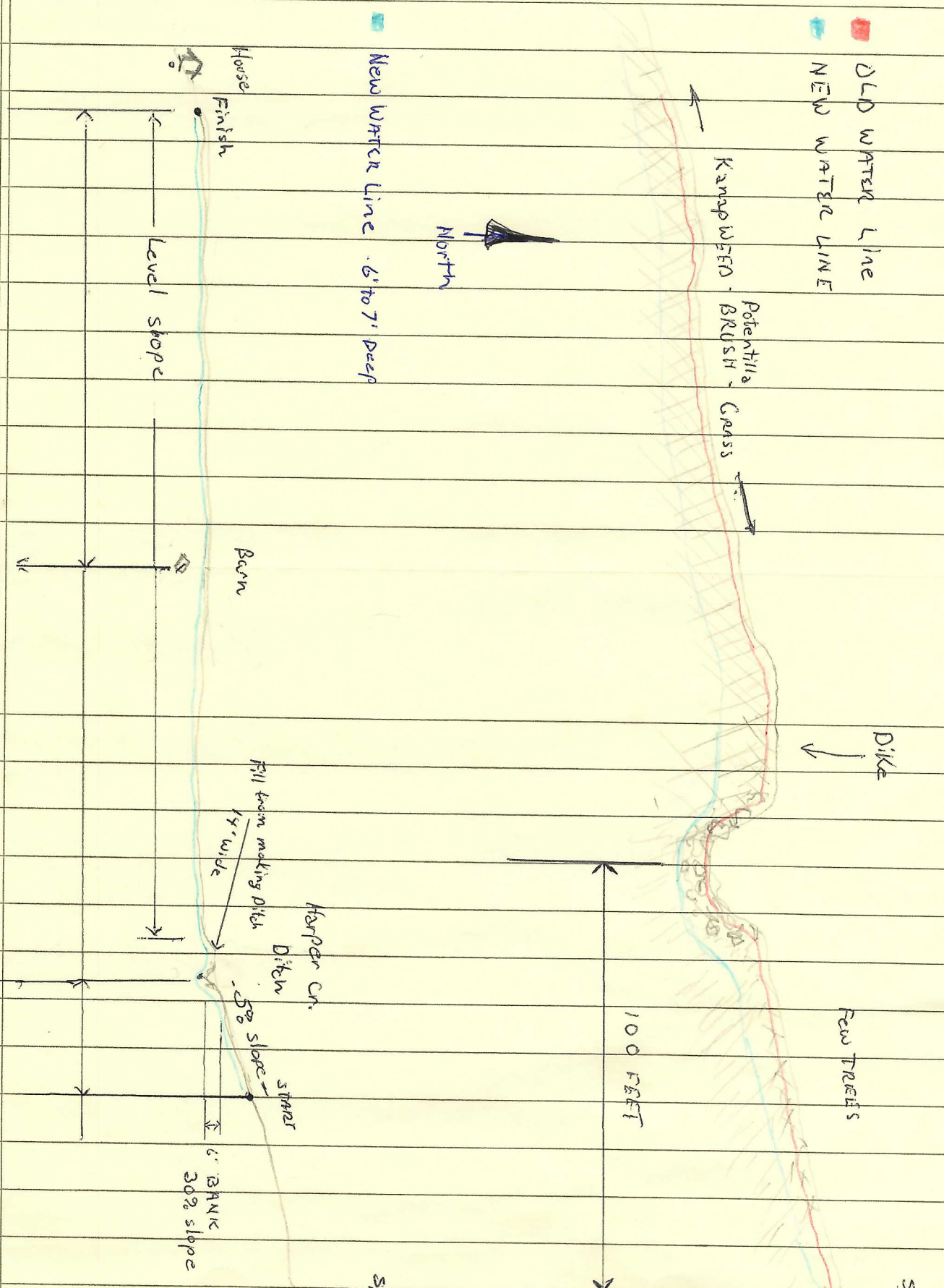
Sheet Title	Scale
Property Vicinity Map (Sec. 18, T27N, R27W)	As Noted
Project Title	Date
Penttila Water Right Acquisition	08/13/2018
Revisions:	Project Manager
VicinityMap.pdf	Ray L. Helloran
	File
	Penttila.dwg
	Figure
	1



	Sheet Title Property Site Map (Sec. 18, T27N, R27W)	Scale As Noted
	Project Title Penttila Water Right Acquisition	Date 09/04/2018
Project Manager Ray L. Holloran		Project Manager Ray L. Holloran
Revisions: SiteMap.pdf		File Penttila.dwg
		Figure 2

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OLD WATER LINE
NEW WATER LINE



Stock pile of material excavated will be along new ditch 16ft wide.