



APPLICATION FOR BENEFICIAL WATER USE PERMIT
BASIN CLOSURE ADDENDUM

§85-2-360, 85-2-361, 85-2-362, MCA
ARM 36.12.120

In the numerous basin closure areas in Montana, the department cannot process an application unless it qualifies as a basin closure exception. An applicant must provide a written summary of their application information explaining how their application meets the basin closure exceptions and why their application located in a basin closure area can be processed. The department will determine whether an application in a basin closure area can be processed based on the information received from the applicant and will document its findings before it will review the application to determine whether it is correct and complete. You will be required to mitigate the net depletion of water that may create an adverse effect to groundwater and hydraulically connected surface water rights. If needed, a mitigation plan must ensure that existing senior water users will not be adversely affected by the new appropriation of water. Therefore, the plan must explain how the rate, timing, and location of the mitigation water will maintain the current water balance. 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. Y N For groundwater applications filed pursuant to § 85-2-360, MCA, did the Hydrogeologic Assessment Report indicate that the proposed groundwater use will impact a surface water source? If yes, continue through the addendum, if no, STOP—no further information is required on this addendum.
2. What surface water source will be affected by the groundwater use (includes irrigation canals & drains)?
3. Provide a map showing the location of the effect on surface water.
4. What amount of effect will occur to surface water? GPM -or- CFS Acre-Feet
5. What is your plan to mitigate the amount of water identified above?
a. I am submitting an Application to Change a Water Right to mitigate the adverse effect created. I acknowledge the change application must be submitted with the permit application or within a further time as allowed by the Department.
The department will evaluate the change application and determine if the proposed change will adequately mitigate the effects of the proposed water use. The evaluation will include a determination of the value of the water right to be changed; the amount of water that will be available for mitigation; and whether the rate, timing, and location of the mitigation water will protect existing water rights.
b. I am not submitting a change application; however, I am submitting an alternative mitigation plan. See attached plan.
The department will evaluate the mitigation plan and determine if the plan will protect existing water rights.



c. A mitigation plan is not required. See attached documentation.

6. **Y** **N** Are there existing documented hazards that could be affected or exacerbated by the proposed project, such as areas of subsidence? If yes, describe a plan to mitigate any of those conditions or impacts.

NOTE: Information required for the hydrogeologic assessment may not be sufficient to meet applicable criteria under 85-2-311, MCA, including but not limited to adverse effect to a prior appropriator. The applicant for a beneficial water use permit pursuant to 85-2-311, MCA, is responsible for providing sufficient evidence to meet all applicable criteria.

