

**APPLICATION FOR BENEFICIAL WATER USE PERMIT OR  
APPLICATION FOR CHANGE OF APPROPRIATION  
WATER MARKETING PURPOSE ADDENDUM**

§ 85-2-310(9)(A)(V) MCA

Complete this addendum and attach the required information if the purpose of the permit application or change application will be to market or sell water. Attach additional sheets if necessary. Attachments must be labeled as shown in the sections below (i.e. WMA.5).

**WMA.1.** Is this marketing proposal for a  temporary or  permanent time period? If this is for a temporary time period, when will marketing end? \_\_\_\_\_ Year

**WMA.2.** Identify the flow rate & volume of water that will be marketed. \_\_\_\_\_ GPM/CFS \_\_\_\_\_ AF

**WMA.3.** Yes  No  Will the marketed water return to the source (non-consumptive)?  
If yes, explain how that determination was made. \_\_\_\_\_

**WMA.4.** Yes  No  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 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.

**WMA.5.** For what purpose(s) will the marketed water be used? Check all the uses that apply.  
 Domestic  Lawn & Garden  Stock  Crop Irrigation  
 Commercial & Industrial  Other, explain \_\_\_\_\_

**WMA.6.** Explain how you will measure the amount of water diverted from the source?  
\_\_\_\_\_  
\_\_\_\_\_

**WMA.7.** Explain how you will measure the amount of water marketed?  
\_\_\_\_\_  
\_\_\_\_\_

**WMA.8.** Explain how you will control or limit access to the water?  
\_\_\_\_\_  
\_\_\_\_\_

**WMA.9.** Contracts. 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. The Applicant must submit firm contracts for the entire volume and flow rate 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 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(9)(c)(v), MCA.

**WMA.10.** Service Area Map. Attach a map showing the *general service area* of the proposed marketed water.