

WAIVER OF
120 DAYS STATUTORY TIMELINE FOR
PRELIMINARY DETERMINATION DECISION

I, _____ am an applicant for a

- Permit to Appropriate Water**
- Change of Appropriation Right**

Application No. _____

Additional time is needed for information gathering or submittal or to modify the application prior to the Department issuance of a Preliminary Determination Decision. I agree to waive the following statutory timelines.

§85-2-307, MCA – Notice of application for permit or change in appropriation right.

(2) Within 120 days of the receipt of a correct and complete application for a permit or change in appropriation right, the department:

...

(ii) shall make a written preliminary determination as to whether or not the application satisfies the applicable criteria for issuance of a permit or change in appropriation right; and

(iii) may include conditions in the written preliminary determination to satisfy applicable criteria for issuance of a permit or change in appropriation right.

...

I have received a copy of Mont. Code Ann. §85-2-307 and have had an opportunity to review it. I have read the above waiver and understand it. I have had the opportunity to obtain advice of my own legal counsel before signing this waiver.

DATE: _____
Authorized Representative

DATE: _____
Authorized Representative

DATE: _____
Authorized Representative

