

Joint Application for Proposed Work in Montana's Streams, Wetlands, Floodplains, and Other Waterbodies

CD/Agency Use Only

Application Number: _____ Date Received: _____
 Stream or Waterbody: _____
 Date Accepted: _____ Initials: _____ Date Forwarded to FWP: _____

This section is for all Department of Transportation and SPA 124 Permits (government projects)

Project Name: _____ Contract Letting Date: _____
 Control Number: _____
 MEPA/NEPA Compliance: Yes No If yes, #C5 of this application does not apply.

Applicant Use

This is a standardized application to apply for one or all local, state, or federal permits listed below. Check the box(s) for each permit being applied for.

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

	Permit	Agency	Required Application Sections:	Fee
<input checked="" type="checkbox"/>	NSLPA 310 Permit	Local Conservation District	A-E and G	No fee
<input type="checkbox"/>	SPA 124 Permit	Department of Fish, Wildlife & Parks (FWP)	A-E and G	No fee
<input checked="" type="checkbox"/>	318 Authorization 401 Certification	Department of Environmental Quality (DEQ)	A-E and G	\$250 (318); \$400-\$20,000 (401)
<input type="checkbox"/>	Navigable Rivers Land Use License, Lease, or Easement	Department of Natural Resources and Conservation (DNRC), Trust Lands Management Division	A-E and G	\$50, plus additional fee
<input type="checkbox"/>	Section 404 Permit, Section 10 Permit	U.S. Army Corps of Engineers (USACE)	A-G and F1-10	Varied (\$0-\$100)
<input checked="" type="checkbox"/>	Floodplain Permit	Local Floodplain Administrator	A-G	Varied (\$25-\$500+)

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A. APPLICANT INFORMATION

APPLICANT (party responsible for project) Stephen D. Harris
 Has the landowner consented to the project? Yes No
 Mailing Address: 1171 Stillwater River Rd. City, State: Nye, MT Zip: 59061
 Physical Address: Same City, State: Same Zip: _____
 Daytime Phone: 580 628 0633 Email: stillwater_flyfisher@hotmail.com

LANDOWNER NAME (if different from applicant) _____ Zip: _____
 Mailing Address: _____ City, State: _____ Zip: _____
 Physical Address: _____ City, State: _____ Zip: _____
 Daytime Phone: _____ Email: _____

CONTRACTOR/COMPANY NAME (if applicable) Beer Foam Insulation
 Mailing Address: 9 Conquest Trail City, State: Columbus MT Zip: 59019
 Physical Address: _____ City, State: _____ Zip: _____
 Daytime Phone: 406 321 0392 Email: Braydon@beerfoaminsulation.com

B. PROJECT SITE INFORMATION

Refer to section B1 of the instructions
 1. NAME OF STREAM OR WATERBODY at project location: Stillwater River
 Project Address/Location: 1171 Stillwater River Rd Nearest Town: Absarokee, MT
 County: Stillwater Geocode: _____
 Township: _____ Range: _____ Section: _____ 1/4 Section: _____ 1/8 Section: _____
 Latitude: _____ Longitude: _____
 Driving directions or other instructions needed for finding the site: Kratz Cabin Sites, Lot 11 Plot No 164068 - See Attached

Refer to section B2 of 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 B3 of the instructions
 3. Is this a **STATE NAVIGABLE WATERWAY**? The state owns the beds of certain navigable waterways.
 Yes No If yes, send a copy of this application to the appropriate DNRC land office.

Refer to section B4 of the instructions
 4. **WHAT IS THE CURRENT CONDITION** of the proposed project site? What vegetation is present? Describe the existing bank condition, bank slope, height, nearby structures, and wetlands.
The Project to rebuild and Repair the 100ft (2000+ft³) of my retaining wall is 100% complete.

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C. PROJECT ACTIVITY INFORMATION

Refer to section C1 of the instructions

1. TYPE OF PROJECT (check all that apply)

- 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.
- Crossing/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 activities including, Placer Mining, Aggregate Mining, etc.
- Recreation Related Projects:** Boat Ramps, Docks, Marinas, etc.
- Other Projects:** Cisterns, Debris Removal, Excavation/Pit/Pond, Placement of Fill, Drilling or Directional Boring, Utilities, Wetland Alteration. Any other project type not listed here.

Refer to section C2 of the instructions

2. Is this application for an **ANNUAL MAINTENANCE PERMIT**? Yes No

If yes, attach an annual plan of operations to this application

Refer to section C3 of the instructions

3. Why is this project necessary? State the **PURPOSE OR GOAL** of the proposed project.

Complete the scope of work in Zone 8 (Rip Rap) as detailed in the Joint Application Addendum approved in October 2022.

Refer to section C4 of the Instructions

4. Provide a brief description of the **PROPOSED PROJECT PLAN** and how it will be accomplished.

Protect the bottom edge 230ft of retaining wall that did not fall into the river. An excavator was used to place 20 yards of Class 2-3 Rip Rap in Zone 8 as shown in the design issued with the Joint Application addendum

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Refer to section C5 of the instructions

5. What **OTHER ALTERNATIVES** were considered to accomplish the stated purpose of the objective? Why was the proposed alternative selected?

In 2024, I evaluated manual methods to deliver the Rip Rap using conveyors, slides, skid steers and a possible lower cost. Per my calculations, the weight and force were too great to attempt a manual option.

Refer to section C6 of the instructions

6. What are the **NATURAL RESOURCE BENEFITS** or **POTENTIAL IMPACTS**? Please complete the information requested below to the best of your ability:

6a. Explain any temporary or permanent changes in erosion, sedimentation, turbidity, or increases of potential contaminants. What will be done to minimize impacts?

All work was completed when the water level dropped. Also, minimize the time for the excavator. Rip Rap work was completed in 2 days.

6b. Will the project cause temporary or permanent impacts to fish and/or aquatic habitat? What will be done to protect the fisheries and habitat?

No

6c. What will be done to minimize temporary or permanent impacts to the floodplain, wetlands, or riparian habitat?

An attempt was made by the excavator to remove the pieces of the fallen wall that remain in the river. The attempt failed due to the water.

6d. What efforts will be made to decrease flooding potential upstream and downstream of the project? *Depth*

NA

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6e. Explain any 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?

SEE 6c

6f. How will existing vegetation be protected and its removal minimized? Explain how the site will be revegetated, including weed control plans.

N/A

D. CONSTRUCTION DETAILS

Refer to section D1 of the instructions

1. Proposed **CONSTRUCTION DATES:**

Start: 10/20/2025 End: 10/22/2025

Is any portion of the work already completed? Yes No If yes, please describe previously completed work:

Refer to section D2 of the instructions

2. **PROJECT DIMENSIONS.** Describe the length and width of the project.

See attached, Zone 8 Rip Rap Design
This shows ~20 yds of Rip Rap required.

Refer to section D3 of the instructions

3. **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 that you do not purchase materials until all permits are issued. List soil/fill type, cubic yards and source, culvert size, rip-rap size, and any other materials to be used or removed on the project.

Cubic yards/ Linear Feet	Size and Type	Source
20 Cubic yards / 30 - 4	Class 2-3 Rip Rap	Excavator Contract Beer Foam Insulation Columbus, MT
See design attached		

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Refer to section D4 of the Instructions

4. 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 **CLEANED, DRAINED, AND DRY.**

An Excavator was used to move the Rip Rap to river edge. The contractor then made a path allowing the excavator to access the river and place the Rap per the design

- 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

E. REQUIRED ATTACHMENTS

1. Plans and/or drawings of the proposed project should include:
 - a. Plan/Aerial View
 - b. An elevation or cross-section view
 - c. Dimensions of the project (height, width, depth in linear feet)
 - d. Location of storage stockpile materials and location of fill or excavation sites
 - e. Drainage facilities
 - f. Location of existing/proposed structures, such as buildings, utilities, roads or, bridges
 - g. An arrow indicating north
 - h. Site photos
2. Attach a vicinity map or a sketch, which includes: The water body where the project is located, roads, tributaries, and other landmarks. Plan an "X" on the project location. Provide written directions to the site. This is a plan view (looking at the project from above).
3. If requesting a Maintenance 310 Permit, attach an Annual Plan of Operation.
4. Attach an Aquatic Resource Map, which documents the location and boundary of all waters of the U.S. in the project vicinity and includes 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. Include the ordinary high-water mark delineation on plans or drawings and/or a separate wetland delineation.

*In addition to this
submittals
All are included
in this
October 2022
submittals*

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

Refer to section F of the instructions

Section F should only be filled out by those needing Section 404, Section 10, and/or Floodplain permits.

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Applicants applying for Section 404 and/or Section 10 permits must complete questions F1-10. For questions on Section 404 and/or Section 10 permits, contact the USACE by telephone at 406-441-1375 or by email at

Montana.reg@usace.army.mil.

Applicants applying for Floodplain permits must complete all of Section F.

Refer to section F1 of the instructions

1. Does the proposed activity and/or property have permitting history with USACE? If yes, and available, provide the USACE project number(s) associated with the previous permits, including no permit required letters and approved jurisdictional determinations.

Refer to section F2 of the instructions

2. Identify the specific **Nationwide Permit(s)** that you want to use to authorize the proposed activity.

Refer to section F3 of the instructions

3. Provide the footprint of impacts and the quantity of materials proposed to be placed in wetlands and/or below the ordinary high-water mark in waters of the United States. Delineations are required of wetland and other special aquatic sites, and other waters, such as lakes and ponds, and perennial, intermittent, and ephemeral streams, on the project site.

3a. What is the length and width (or square footage/acreage) for each impact occurring within the waters of the United States, including wetlands?

3b. 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?

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Refer to section F4 of the instructions

4. How will the proposed project avoid or minimize **impacts to waters of the United States**? Attach additional sheets if necessary.

Refer to section F5 of the instructions

5. Will the project impact(s) be equal to or greater than 0.10 acre of wetland and/or 0.03 acre 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 F6 of the instructions

6. Is the proposed activity within any component of the **National Wild and Scenic Rivers System**, or a river that has been officially designated by Congress as a "**study river**?" Yes No

Refer to section F7 of the instructions

7. 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). Yes No

Refer to section F8 of the instructions

8. List the **ENDANGERED AND THREATENED SPECIES** and **CRITICAL HABITAT(S)** that might be present in the project location.

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Refer to section F9 of the instructions

9. 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 F10 of the instructions

10. 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, or proof of waiver must be issued prior to the issuance of a floodplain permit.

Refer to section F10 of the instructions

11. List the **NAMES AND ADDRESS OF LANDOWNERS** adjacent to the project site. This includes properties to and across from the project site. Note: Some floodplain communities require certified adjoining landowner lists.

NAME/ADDRESS OF Adjacent Landowner: Paul McLure / 1169 Stillwater River Rd
NAME/ADDRESS OF Adjacent Landowner: Stephen Harris / 1173 Stillwater River Rd
NAME/ADDRESS OF Adjacent Landowner:
NAME/ADDRESS OF Adjacent Landowner:

Refer to section F11 of the instructions

12. Floodplain Map Number:

Refer to section F11 of the instructions

13. Does this project comply with local planning or zoning regulations? Yes No

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G. SIGNATURE REQUIREMENTS

Refer to section G of the instructions

Some agencies require original signatures for an application to be considered complete. After completing the application form, make the required number of copies and 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 possesses 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.

**By signing or typing my name on the signature line below, I hereby swear and affirm that I am the applicant for this project and am responsible for all information contained in this application.*

*APPLICANT (party responsible for project)

LANDOWNER (If different from applicant)

Print Name

Stephen D. Harris

Print Name

Stephen D. Harris

Signature of Applicant

Date

Signature of Landowner

Step D. Harris

11/10/2025

Step D. Harris

CONTRACTOR (If applicable. Contact agency to determine if contractor signature is required)

Print Name of Primary Contract

Company/Entity Name (If applicable)

Signature of Contractor

Date

Plat Map

Borrower/Client	Harris, Stephen & Cheryl		
Property Address	1171 Stillwater River Rd		
City	Nye	County	Stillwater
State	MT	Zip Code	59061

