

REVISED 2/27/24

Revised: 5/12/2021 310 Form 270 and Instructions may be downloaded from: <a href="http://dnrc.mt.gov/licenses-and-permits/stream-permitting">http://dnrc.mt.gov/licenses-and-permits/stream-permitting</a>	CD/AGENCY USE ONLY Application # <u>26-003 R1</u> Date Received <u>2/18/26</u>
Date Accepted <u>2-18-26</u> Initials <u>SF</u> Date FW: to FWP <u>2/18/26</u>	
This space is for all Department of Transportation and SPA 124 permits (government projects).	
Project Name _____	Contract Letting Date _____
Control Number _____	
MEPA/NEPA Compliance <input type="checkbox"/> Yes <input type="checkbox"/> No	If yes, #CS 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>
<input checked="" type="checkbox"/>	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
<input checked="" type="checkbox"/>	318 Authorization 401 Certification	Department of Environmental Quality	A - E and G	\$250 (318); \$400 - \$20,000 (401)
<input checked="" type="checkbox"/>	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
<input checked="" type="checkbox"/>	Section 404 Permit, Section 10 Permit	U. S. Army Corps of Engineers (USACE)	A - G F1-8	Varies (\$0 - \$100)
<input checked="" type="checkbox"/>	Floodplain Permit	Local Floodplain Administrator	A - G	Varies by city/county (\$25 - \$500+)

### A. APPLICANT INFORMATION

APPLICANT NAME (person responsible for project): Leo McDonnell + Debra

Has the landowner consented to this project?  Yes  No

Mailing Address: 70 Sheep Dip

Physical Address: Columbus, mt 59019

Cellphone: 406-780-0176 Home Phone: 406-780-0176 E-Mail: leomcd@hotmail.com

LANDOWNER NAME (if different from applicant): Same

Mailing Address: \_\_\_\_\_

Physical Address: \_\_\_\_\_

Cellphone: \_\_\_\_\_ Home Phone: \_\_\_\_\_ E-Mail: \_\_\_\_\_

CONTRACTOR/COMPANY NAME (if applicable): \_\_\_\_\_

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 Yellowstone River  
Project Address/Location: 13 Bull Dr Nearest Town: Columbus  
County: Stillwater Geocode: \_\_\_\_\_  
1/4 of the \_\_\_\_\_ 1/4 of, Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_  
Latitude \_\_\_\_\_ Longitude \_\_\_\_\_ Refer to section B1 in the instructions.  
45.59774 -109.14922
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.

12 foot high - No structure - grass + farmground  
We are losing crop ground

## 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.

Bank is eroding - within 12-15' of our pivot farmground  
It is also a high point on west side of farmground,  
so once it goes the balance of property is <sup>more</sup> exposed to  
flooding

4. PROVIDE A BRIEF DESCRIPTION of the proposed project plan and how it will be accomplished. Refer to section C4 in the instructions.

We have about 298' we would like to Rip Rap  
this year

We may tie this into a buried revetment  
of about 290'.

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.

NA - There is no other alternative

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?

To prevent further erosion and protect the crop ground

- Will the project cause temporary or permanent impacts to fish and/or aquatic habitat? What will be done to protect the fisheries? No

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

Hoping to do work early spring during low water

- What efforts will be made to decrease flooding potential upstream and downstream of project?

Both ends will keyed in

- 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?

NA

- How will existing vegetation be protected and its removal minimized? Explain how the site will be revegetated. Include weed control plans.

It will be reseeded back to grass

Will probably just use 24D to control weeds until grass is established

## D. CONSTRUCTION DETAILS

1. **PROPOSED CONSTRUCTION DATES.** Include a project timeline. Start date Early Spring 2026  
Finish date \_\_\_\_\_ How long will it take to complete the project? One week  
Is any portion of the work already completed?  Yes  No (If yes, describe previously completed work.)  
Refer to section D1 in the instructions.

2. **PROJECT DIMENSIONS.** Describe length and width of the project. Refer to section D2 in the instructions.

12-15' deep + 298' long

3. **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 clean, drained and dry. Refer to section D3 in the instructions.

Excavator + skid steer to clean up  
+ trucks to bring rock in

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

4. **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 you do not purchase materials until all permits are issued.** List soil/fill type, cubic yards and source, culvert size, rip-rap size, any other materials to be used or removed on the project. Refer to section D4 in the instructions.

Cubic yards/Linear feet

600 yards

Size and Type

12" to 30" rock

Source

Eagles Nest Pit  
west of Columbus

## E. REQUIRED ATTACHMENTS

1. **PLANS AND/OR DRAWINGS** of the proposed project. **Include:**

- Plan/Aerial view
- an elevation or cross section view
- dimensions of the project (height, width, depth in feet)
- location of storage or stockpile materials dimensions and location of fill or excavation sites
- drainage facilities
- location of existing/proposed structures, such as buildings, utilities, roads, or bridges
- an arrow indicating north
- Site photos

2. **ATTACH A VICINITY MAP OR A SKETCH** which includes: The water body where the project is located, roads, tributaries, other landmarks. Place an "X" on the project location. Provide written directions to the site. This is a plan view (looking at the project from above).

3. **ATTACH ANNUAL PLAN OF OPERATION** if requesting a **Maintenance 310 Permit**.

4. **ATTACH AQUATIC RESOURCE MAP.** Document the location and boundary of all waters of the U.S. in the project vicinity, including 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.** Ordinary high-water mark delineation included on plan or drawings and/or a separate wetland delineation.

**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](mailto: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.

NWP 13 or RGP 14

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.

600 yards

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.

Work during low water

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.

The sight was previously permitted for 298 LF approximately 8' of the revetment with will be below O.H.W.M.

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.

unknown

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.

unknown

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.

Pending 310-318 - FP - 404/510 (NWD 2010-02719)

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: Steve Williams 5 Bull Drive, Columbus  
NAME/ADDRESS OF Adjacent Landowner: Keeners 1582 Hwy 10 Columbus, MT  
NAME/ADDRESS OF Adjacent Landowner: \_\_\_\_\_  
NAME/ADDRESS OF Adjacent Landowner: \_\_\_\_\_ 59019

11. Floodplain Map Number Unknown 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: Leo McDonnell

LANDOWNER:  
Print Name: same

Leo McDonnell      2-18-26  
Signature of Applicant      Date

\_\_\_\_\_  
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.























# McDonnell

Write a description for your map.



## Legend

● Midland Bull Test

Google Earth

Image © 2025 Airbus

1000 ft





# McDonnell 2017

Write a description for your map.



**Legend**  
● Midland Bull Test







Section 4,

LEGAL DESCRIPTION

Beginning at the SW 16th Corner of Section 4, T.3 S., R. 21 E., P.M.M., Stillwater County, Montana; Thence N 88°56'40" E for a distance of 543.26 feet; Thence S 00°09'02" W for a distance of 1520.00 feet to a point on the north bank of the Yellowstone River; Thence in a northerly direction along said north bank the following twelve courses, N 75°10'51" W for a distance of 231.23 feet, Thence N 51°11'21" W for a distance of 271.87 feet, Thence N 58°48'13" W for a distance of 313.56 feet, Thence N 51°20'40" W for a distance of 708.86 feet, Thence N 39°35'07" W for a distance of 402.47 feet, Thence N 36°41'34" W for a distance of 210.25 feet, Thence N 38°09'42" W for a distance of 166.57 feet, Thence N 42°59'11" W for a distance of 248.51 feet, Thence N 43°06'33" W for a distance of 577.82 feet, Thence N 50°39'50" W for a distance of 445.66 feet, Thence N 46°06'07" W for a distance of 468.28 feet, Thence N 60°46'27" W for a distance of 60.59 feet; Thence N 29°13'31" E and leaving said north bank for a distance of 138.46 feet; Thence S 90°00'00" E for a distance of 351.42 feet; Thence S 70°51'29" E for a distance of 2205.68 feet; Thence S 00°02'35" W for a distance of 572.44 feet to the Point of Beginning. Said parcel having a gross and net area of 76.917 acres more or less.

CERTIFICATION OF EXEMPTIONS

This survey is exempt from review as a subdivision under 76-3-207(1)(a) MCA divisions made outside of a platted subdivision for the purpose of relocating a common boundary line between adjoining properties. Also under ARM 24.183.1104(1)(iii)(C) "the area that is being removed from one tract of record and joined with another tract of record is not itself a tract of record. Said area shall not be available as a reference legal description in any subsequent real property transfer after the initial transfer associated with the certificate of survey on which said area is described, unless said area is included with or excluded from adjoining tracts of record.

DEPARTMENT OF ENVIRONMENTAL QUALITY

Tr. 1A is exempt from review under ARM 17.36.605(2)(c) a parcel that will be effected by a proposed boundary line adjustment, if the parcel has existing facilities for waste supply, wastewater disposal, storm drainage, or solid waste disposal that were not subject to review, and have not been reviewed, under Title 76, chapter 4, part 1, MCA and if, (i) no facilities, other than those in existence prior to the boundary line adjustment or those that were previously approved as replacements for the existing facilities will be constructed on the parcel; (ii) existing facilities on the parcel complied with the state and local regulations, including permit requirements, which were applicable at the time of installation and (3) Aggregation of parcels are not subdivisions subject to review except that an aggregation is subject to review under 76-4-130 MCA, if any parcel included in the aggregation has a previous approval issued under Title 76, chapter 4, part 1, MCA.

Tr. 2A is exempt from review under 76-4-102(22) as this tract of land is larger than 20 acres in size and does not meet the definition of a subdivision.

STATE OF MONTANA )

)SS

County of Stillwater )

