

# APPLICATION FOR AN AMENDMENT TO A STREAM WATER PERMIT OR VESTED RIGHT

**OKLAHOMA WATER RESOURCES BOARD**  
 WATER RIGHTS ADMINISTRATION DIVISION  
 3800 North Classen Blvd., Oklahoma City, OK 73118  
 Phone: (405) 530-8800 Fax: (405) 530-8900  
 Website: [www.owrb.ok.gov](http://www.owrb.ok.gov) (see website for FAQs)

<u>OFFICE USE ONLY</u>	<u>APPLICATION FILING FEE</u>
Application No. _____ Type of Permit _____ Stream System Code _____ Reservoir Code _____ Hydrologic Unit Code _____	<p style="text-align: center;"><i>Application review will not begin until the proper filing fee is received. Double the filing fee if water is used before application approval.</i></p> Filing Fee..... \$400.00*  * Plus \$250.00 if water is to be diverted from a scenic river or outstanding resource water. Applications to add or request water for the purpose of enhanced recovery of oil and gas shall have a flat filing fee of \$4,500.00.

**1. NAME & ADDRESS** (Applicant name as written should be found, in part or whole, on the ownership documents. Fill in the contact info.)

Applicant Name \_\_\_\_\_ Phone (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

Mailing Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Email \_\_\_\_\_ Fax (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

Contact Name  
 (during application review) \_\_\_\_\_ Phone (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

Mailing Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Email \_\_\_\_\_ Fax (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

If correspondence needs to be sent during application review, it should be sent as:  Postal Mail  Email  Fax

Contact Name  
 (after permit approval) \_\_\_\_\_ Phone (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

Mailing Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Email \_\_\_\_\_ Fax (\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

**2. TYPE OF AMENDMENT** (for Stream Water Permit # \_\_\_\_\_)

**Mark the Appropriate Boxes** (Please Note: The amount of water appropriated to a stream water permit cannot be increased.):

- Adding or Removing Diversion Points (complete sections 3, 8, 9, and 10)
- Adding or Removing Uses (complete sections 4, 6, 9, and 10)
- Changing Area of Use (complete sections 5, 8, 9, and 10)
- Changing Rate of Withdrawal (complete sections 7, 9, and 10)

**NOTE: Changing ownership of a permit requires a separate "Petition to Transfer Ownership" form that can be obtained from OWRB offices or at [www.owrb.ok.gov](http://www.owrb.ok.gov).**

<u>OFFICE USE ONLY</u>	
Uses: _____	ac. ft. Acres Irrigated: _____
Number of Diversion Points: _____	Rate of Withdrawal: _____ g.p.m.



**5. LEGAL DESCRIPTION OF AREA OF USE**

*(Please provide a legal description for the area of use to be added or deleted from the permit. Do not use city lot and block numbers or metes and bounds. If additional space is needed, list on a separate sheet of paper. Legal description of the area of use must match the area drawn on the attached plat.)*

Area of use to be added:

\_\_\_\_\_ acres in \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of Section \_\_\_\_\_ Twp. \_\_\_\_\_  N  EIM  
 S Rng. \_\_\_\_\_  WIM in \_\_\_\_\_  
 ECM County  
\_\_\_\_\_ acres in \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of Section \_\_\_\_\_ Twp. \_\_\_\_\_  N  EIM  
 S Rng. \_\_\_\_\_  WIM in \_\_\_\_\_  
 ECM County

**For Irrigation Only:** Do you own or lease the land to be irrigated?  Yes  No *(Provide a copy of the deed, lease agreement, or easement for the land to be irrigated.)*

Are areas of use being deleted?  Yes  No *(If yes, list the legal description as described on the current permit.)*

\_\_\_\_\_ acres in \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of Section \_\_\_\_\_ Twp. \_\_\_\_\_  N  EIM  
 S Rng. \_\_\_\_\_  WIM in \_\_\_\_\_  
 ECM County

**6. JUSTIFICATION OF PRESENT AND FUTURE NEED** *(If adding uses from Section #4, place a check mark next to each purpose you plan to add to the permit and separately provide the requested information.)*

- Agriculture (e.g. poultry houses, feedlots, aquaculture, greenhouses, etc.):** Submit methodology, calculations, and additional information used to determine the amount of water requested. For animal operations make sure to specify how many of each type of animal is raised per year and their water requirements. For greenhouses make sure to specify the quantity of each type of plant grown per year, their water requirements, length of growing season, and how many grows are completed per year.
- Commercial:** Submit methodology, calculations, and additional information used to determine the amount of water requested.
- Industrial (e.g. manufacturing):** Submit methodology, calculations, and additional information used to determine the amount of water requested.
- Irrigation:** Completion of Section #4 serves as your justification for irrigation of common crops grown in Oklahoma. The Board will use appropriate publications as well as take into consideration any information submitted by the applicant in determining the amount of water needed. If multi-cropping, please attach a separate rotation schedule.
- Mining (e.g. oil & gas, quarries, etc.):** Submit methodology, calculations, and additional information used to determine the amount of water requested. For oil & gas operations make sure to specify the following: 1) what the water will be used for (e.g. hydraulic fracturing), 2) how many separate wells will be provided water, and 3) how many barrels or gallons of water are needed for each well (42 gallons = 1 barrel).
- Other:** Submit methodology, calculations, and additional information used to determine the amount of water requested. Make sure to provide a statement with enough detail to clearly describe the proposed use of water.
- Power Generation (e.g. hydroelectric dams, natural gas plants, wind turbines, etc.):** Submit methodology, calculations, and additional information used to determine the amount of water requested. A schedule of use based on population growth in the specific area served may also be submitted.
- Public Water Supply (e.g. municipal or rural water systems, schools, hospitals, etc.):** Submit population projection figures and other methodologies, calculations, and additional information used to determine the amount of water requested. A map showing water lines and the service area is required of municipalities and rural water systems and must show points of reference or scale. A schedule of use based on population growth in the specific area served may also be submitted.
- Recreation Fish & Wildlife:** Submit methodology, calculations, and additional information used to determine the amount of water requested.

**7. MAXIMUM RATE OF WITHDRAWAL**

The maximum pumping rate will be changed from \_\_\_\_\_ gallons per minute to \_\_\_\_\_ gallons per minute.

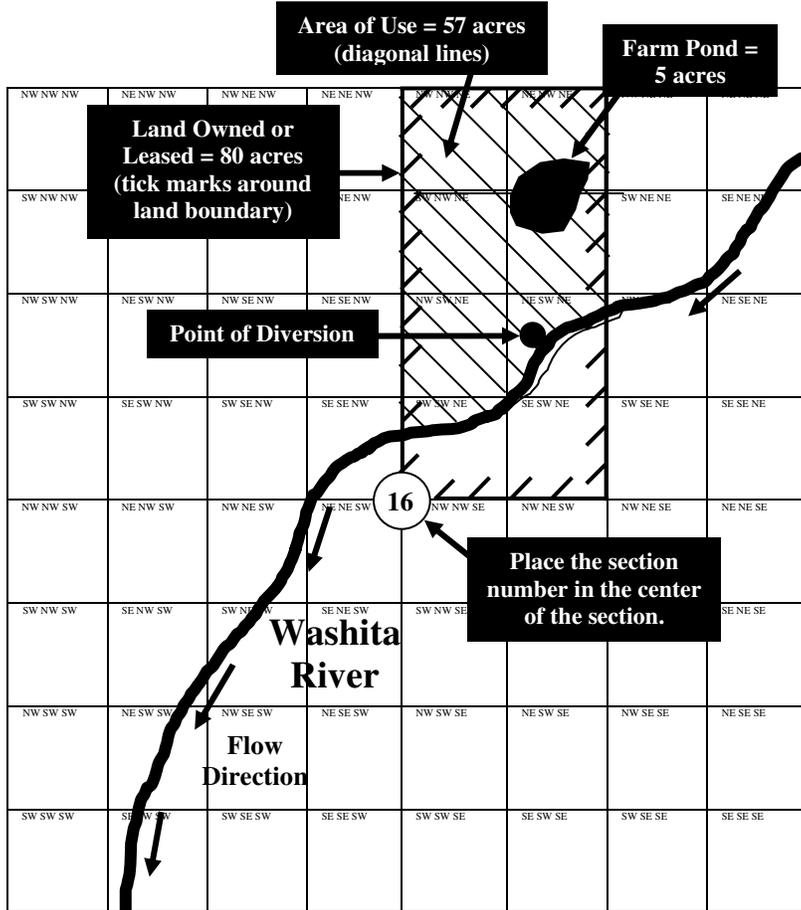
# INSTRUCTIONS FOR THE NEXT PAGE

## 8. PLAT MAP (*Sample*)

Applicant Name John and Jane Doe

Permit No. \_\_\_\_\_

The plat below represents one full section (640 acres). Drawings must match the legal descriptions provided in questions #3 and #5 of the application. More than one plat map may be required.



Section 16 – Township 10N – Range 10WIM  
Section – Township - Range

Caddo  
County



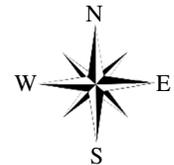
Land Owned or Leased



Area of Use

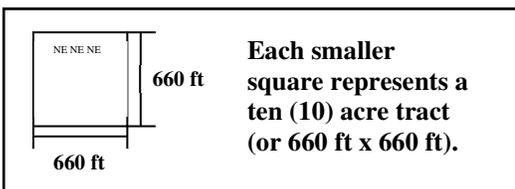


Point of Diversion



### Instructions and Use of Symbols on the Application Plat

1. Write the applicant name on the top of the page (should match your ownership document).
2. Write the section number in the circle in the middle of the section and the legal description and county on the bottom of the page.
3. Draw water features including rivers, creeks, ponds, lakes, and reservoirs and write their names if known.
3. Draw the land you own or lease. Denote this with tick marks around the land boundary.
4. Draw the area you plan to use the water. Denote this with parallel diagonal lines.
5. Spot the location of each diversion point. Diversion points should be placed at the source of the water you want to use. *For example, if you irrigate a field with water from a farm pond, but you filled the farm pond with water pumped from a nearby creek, then your diversion point should be placed on the creek. The pond would be considered part of your area of use.*

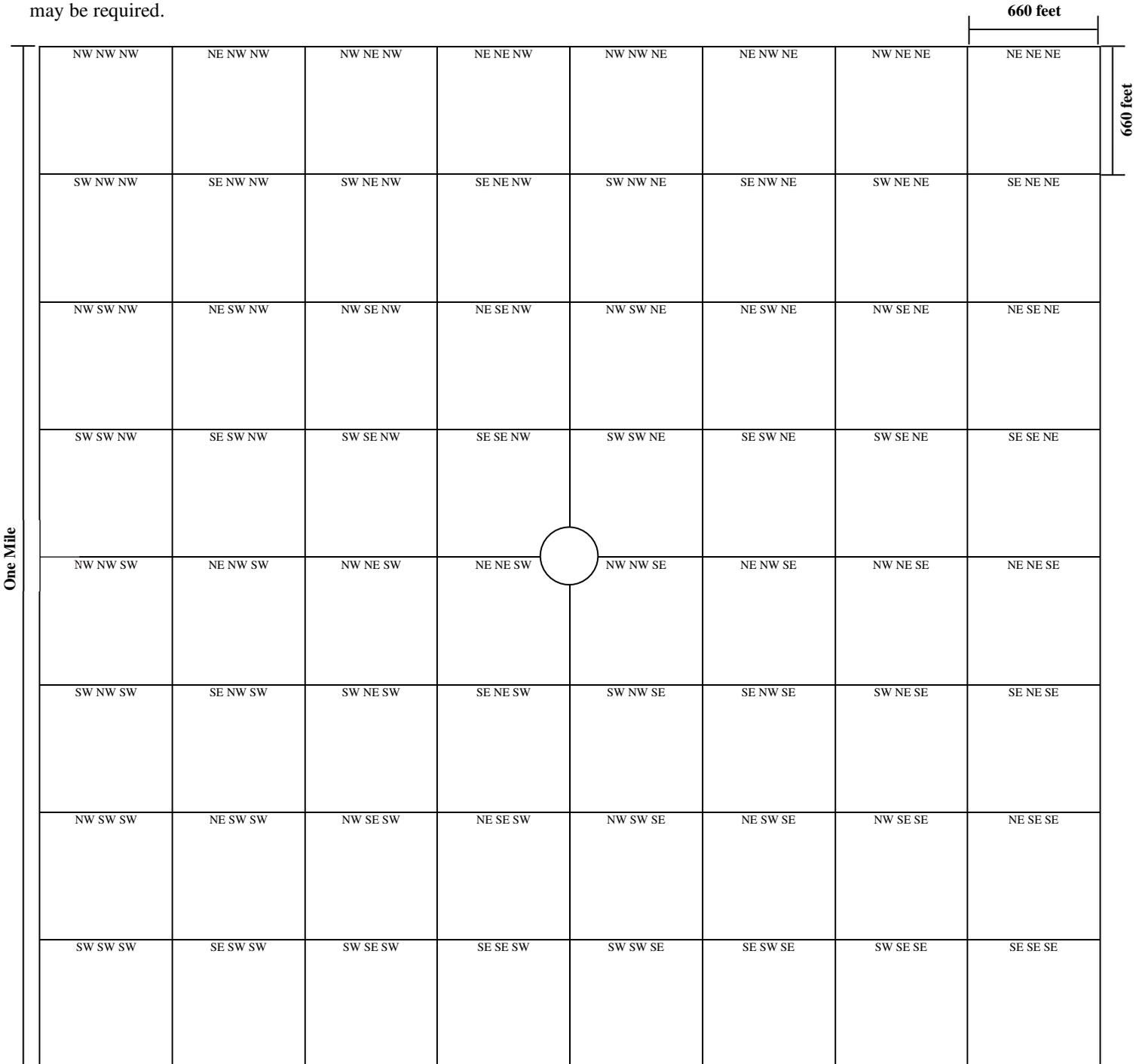


# 8. PLAT MAP

Applicant Name \_\_\_\_\_

Permit No. \_\_\_\_\_

The plat below represents one full section (640 acres). Drawings must match the legal descriptions provided in questions #3 and #5 of the application. More than one plat map may be required.



Section – Township – Range

County



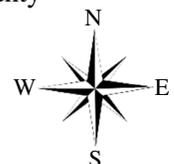
**Land Owned or Leased**



**Area of Use**



**Point of Diversion**



**9. REQUIRMENT TO IDENTIFY AFFECTED LANDOWNERS**

Applicant Name \_\_\_\_\_

Permit No. \_\_\_\_\_

The Oklahoma Supreme Court case of *Purcell v. Parker*, 2020 OK 83, 475 P.3d 834, requires that you identify all “known or easily discoverable” landowner[s] whose legally protected interests may be directly and adversely affected by your amendment application to use stream water. Please list the names and addresses of all these individuals and entities below.

**Name**

**Address**

1. _____	_____
2. _____	_____
3. _____	_____
4. _____	_____
5. _____	_____
6. _____	_____
7. _____	_____
8. _____	_____
9. _____	_____
10. _____	_____
11. _____	_____
12. _____	_____

*Attach a separate sheet if more space is needed.*

**Note:** *Leaving the above section blank or incomplete may be considered insufficient and delay the permitting process.*

**10. SIGNATURES**

Upon my oath or affirmation, I swear or affirm (1) that all information submitted to the Oklahoma Water Resources Board in connection with this application is true and accurate to the best of my knowledge; and (2) that I or the person or entity I represent will comply with all applicable laws and regulations contained in Chapter 20 of the Oklahoma Water Resources Board rules and all other applicable regulations of the State of Oklahoma or its agencies, and any lawful conditions imposed by the Oklahoma Water Resources Board, which apply or pertain to the use of fresh stream water.

**NOTARY**

STATE OF \_\_\_\_\_ )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

\_\_\_\_\_  
SIGNATURE OF APPLICANT

The foregoing instrument was acknowledged before

\_\_\_\_\_  
PRINT NAME

me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
TITLE (IF APPLICABLE)

\_\_\_\_\_  
Notary Public Signature

\_\_\_\_\_  
OKLAHOMA BAR ASSOCIATION NUMBER  
(IF APPLICABLE)

My commission expires: \_\_\_\_\_

(SEAL)

**11. APPLICATION SUBMISSION AND PROCESSING**

**The submitted application packet must include the following:**

- a. The original completed application, typed or printed in ink, signed and notarized (*All markings must be legible.*);
- b. The appropriate filing fee (*Application review will not begin until the proper filing fees are received. If water is used before Board approval of the application in an amount greater than what is authorized on the current permit or from diversion points or for uses other than what is authorized on the current permit, double the filing fee will be required. Filing fees will not be refunded unless an overpayment was made by the applicant.*);
- c. Copies of warranty deeds, leases, and/or letters of consent as required (*Tax documents are not accepted. Social security numbers are not required. If any documentation contains social security numbers, please obscure them before submittal.*).
- d. Other documentation may be requested as needed to complete the application review.

*If you believe that within the first seven (7) years after issuance of your permit you will not be able to use the full amount of water applied for, please contact Board staff to discuss possible options such as submitting a schedule of use.*

**Please note: Any incomplete or unresponsive answers may cause a delay in the processing of your application.**

In addition, Oklahoma Administrative Code (OAC) 785:20-3-9 states: (a) "Upon filing of an application that is defective as to form or unsatisfactory as to feasibility or safety of the plan or as to the showing of the ability of the applicant to carry the construction to completion, the Board shall advise applicant of the correction, amendments, or changes required, and sixty (60) days from the date the Board so advises shall be allowed for the filing thereof. [82:105.10]" (b) "Any corrected application filed after the time allowed in (a) of this Section shall be treated in all respects as a new application on the date of its refiling [82:105.10] and the original priority date of filing shall be lost." (c) "If an applicant does not correct an application or publish notice as instructed by the Board, and no further proceedings are initiated by the applicant for six months or more after last contact with the Board, the application shall be deemed withdrawn. The Board shall provide notice to the applicant that the application has been deemed withdrawn."