



NATURAL RESOURCES  
DIVISION

# ARKANSAS DEPARTMENT OF AGRICULTURE NATURAL RESOURCES DIVISION

## NON-RIPARIAN WATER USE APPLICATION

### Riparian or Non-Riparian User Determination (please check box which applies to your situation)

<input type="checkbox"/>	I am the landowner. The water source is on my property. I plan to use the water on my property.	This is a riparian water use. A Non-Riparian determination is not necessary; however, if <b>325,900 gallons or more</b> is withdrawn in a year, <b>Water Use Registration</b> must be completed.
<input type="checkbox"/>	I am representing the landowner. The water source is on landowner property. The water will be used on the property.	A Non-Riparian Water Use determination is needed. <b>Proceed with the application.</b> If <b>325,900 gallons or more</b> is withdrawn in a year, <b>Water Use Registration</b> must be completed also.
<input type="checkbox"/>	I am representing the landowner. The water source is on the landowner property. The water will be transferred to other location.	A Non-Riparian Water Use determination is needed. <b>Proceed with the application.</b> If <b>325,900 gallons or more</b> is withdrawn in a year, <b>Water Use Registration</b> must be completed also.

### Non-Riparian Water Use Determination application fee schedule (please check box which applies to application)

<input type="checkbox"/>	\$ 500.00 - New application	To my knowledge, a Non-Riparian Water Use Determination has never been performed for this location or a determination was made and the permit was cancelled over a year ago.
<input type="checkbox"/>	\$ 500.00 – Modification of existing permit	The permit needs a modification to the diversion point which will move the diversion more than a one mile radius from the current location but will keep the location with the same landowner. If the modification moves the location to a new landowner, the permit should be cancelled and a new application applied for.  Permit Number: _____
<input type="checkbox"/>	No fee due	The permit needs a modification to reflect a change in landowner or transfer of ownership.  Permit Number: _____
<input type="checkbox"/>	\$ 500.00 – Renewal of Active Permit	The permit is expiring or expired in the past 30 days. If the expiration is over 30 days, please submit an application for a new permit.  Permit Number: _____

PLEASE TYPE IN THE INFORMATION	Who will be the permit holder?		Who is the current Property Owner? Must include Landowner Notification Form	
	<ul style="list-style-type: none"> <li>• reports annual compliance</li> <li>• reports water use</li> <li>• receives all other correspondence</li> </ul>			
<b>Choose only one</b> →	Does this contact pay the annual fee?		Does this contact pay the annual fee?	
	Yes	No	Yes	No
<b>Business Name</b>				
<b>First Name</b>				
<b>Last Name</b>				
<b>Address 1</b>				
<b>Address 2</b>				
<b>City</b>				
<b>State</b>				
<b>Zip</b>				
<b>E-mail</b>				
<b>Primary Phone</b>				
<b>Secondary Phone</b>				
<b>Fax Number</b>				

SECTION A: TYPE OF NON-RIPARIAN WATER USE PERMIT	
	MUNICIPAL USE
	INDUSTRIAL USE
	COMMERCIAL USE
	IRRIGATION
	GAS WELL FRACTURE STIMULATION
	HYDROSTATIC TESTING OF PIPELINES
	OTHER:

FEE REQUIRED		NO FEE REQUIRED	
	Move diversion more than a 1 mile		Cancel a permit
	Increase diversion amount		Decrease diversion amount
	Increase pumping rate		Decrease pumping rate
	Renew a permit		Change diversion less than 1 mile
			Alter landowner information
			Transfer Permit to New Business

SECTION B: SOURCE WATER INFORMATION			
SOURCE TYPE	NEW POND	EXISTING POND	STREAM
DIVERSION SOURCE NAME			
YOUR REFERENCE NAME FOR SOURCE			
SOURCE LOCATION: USE GPS DATUM WGS 84 AND REPORT COORDINATES IN DECIMAL DEGREES:			
LATITUDE		LONGITUDE	
SECTION, TOWNSHIP AND RANGE		SEC	T R
COUNTY	MAXIMUM ANNUAL AMOUNT REQUESTED		ACRE-FEET
			BARRELS
			GALLONS
FOR STREAM DIVERSION ESTIMATE SEASONAL FLOW		CFS	
BASIS OF THE ESTIMATE			
FOR POND ESTIMATE	SURFACE AREA (ACRES)	POND DRAINAGE AREA (SQ MI)	LEVEE HEIGHT (FEET)
DRIVING DIRECTIONS (FROM NEAREST HIGHWAY)			

SECTION C: DIVERSION INFORMATION			
PUMP INFORMATION	PORTABLE/TRAILER	MOUNT	FIXED
PUMP IS:	PORTABLE/TRAILER	MOUNT	FIXED
PUMP TYPE	PUMP HORSEPOWER	DISCHARGE DIAMETER	
MAXIMUM RATE OF DIVERSION		GAL/MIN	CFS
NUMBER OF DIVERSIONS ANNUALLY			
MAXIMUM VOLUME TO BE DIVERTED		AC-Ft	BARRELS GALLONS
START DATE FOR DIVERSION		LENGTH OF FRAC DURATION	
WILL WATER BE STORED OFF-STREAM ?		YES	NO



location. Should the diversion be utilized for multiple use sites, these may be displayed as individual points, or as a use area

**Conservation Plan:** A water conservation plan must accompany all applications for non-riparian diversion. The purpose of the conservation plan is to insure that excess surface water is not used in a wasteful manner. The conservation plan should consist of a narrative describing specific components, devices, technologies or operating methods which promote efficient utilization of the water source. A complete conservation plan must accompany this application for the application to be considered complete.

**Application is hereby made for a permit or permits to authorize the work described in this application. I certify that the information in this application is complete and accurate. I further certify that I possess the authority to undertake the work described herein or am acting as the duly authorized agent of the applicant.**

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SIGNATURE OF APPLICANT

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DATE

**Step 1:** Send application, additional documentation, and a check for \$500.00 to:

- Arkansas Agriculture Department Natural Resources Division  
Non-Riparian Water Use Program  
10421 West Markham Drive, Suite 300  
Little Rock, Arkansas 72205  
Attn: Josh Burns
- Make checks payable to: **Natural Resources Division**

**Step 2:** Once your application is received you will be notified within seven (7) working days with a letter stating your application has been received and is in the process of being reviewed by a staff member.

**Step 3:** Within thirty (60) days of receiving your application, staff will determine whether the application packet is complete, or whether additional items will be needed to complete the review process. Staff will request the necessary items at this time if your application is found to be incomplete.

**Step 4:** When the application is deemed complete, staff will resume the evaluation process, and will be available to answer any questions you may have. Generally the process takes less than thirty (30) days, but can take as long as twelve (12) months depending on the complexity and volume of the request. Plan ahead and apply well in advance of the projected project start date.

**Step 5:** Upon completion of review, a permitting determination is made regarding the proposed project, and you will receive written notification by this office. Determinations may include, but are not limited to, technically conditioned Water Use Permits, Diffuse Water Determinations, Denial without Prejudice (i.e. due to lack of information or inadequate excess water at the requested diversion location), or Denial of Certification.

For additional information, please contact Josh Burns at 501-682-3916, or [josh.burns@agriculture.arkansas.gov](mailto:josh.burns@agriculture.arkansas.gov).