

DRAIN APPLICATION No. _____

Under North Dakota Century Code Section 61-32-03, a water resource district may not grant a permit to drain until an investigation determines that the quantity of water to be drained will not flood or adversely affect downstream lands. The investigation must include a written evaluation of the factors given in North Dakota Administrative Code Section 89-02-01-09.2, which will then become a permanent part of the permit record.

Therefore, the Water Resource District is required to provide written responses to each of the factors listed below. Additional sheets may be attached as necessary. Upon completion, this signed form is to be returned to the State Engineer's Office along with the original drain permit application. A signed copy of this completed form must also be provided to the permit applicant.

89-02-01-09.2. Evaluation of applications - Factors considered. The state engineer, for applications of statewide or interdistrict significance, and the board, for all applications to drain, shall consider the following factors:

1. The volume of water proposed to be drained and the impact of the flow or quantity of this water upon the watercourse into which the water will be drained.
2. Adverse effects that may occur to the lands of lower proprietors. This factor is limited to the project's hydrologic effects such as erosion, duration of floods, impact of sustained flows, and impact on the operation of downstream water control devices.
3. The engineering design and other physical aspects of the drain.
4. The project's impact on flooding problems in the project watershed.
5. The project's impact on ponds, sloughs, streams, or lakes having recognized fish and wildlife values.
6. The project's impact on agricultural lands.
7. Whether easements are required.
8. Other factors unique to the project.

Signature: _____
Chairman or Secretary of Water Resource District Board

Date: _____