



**NOTIFICATION OF CREEK ROCK REMOVAL
IN A FLOODWAY UNDER IC 14-28-1**

State Form 54018 (6-09)

**DEPARTMENT OF NATURAL RESOURCES
DIVISION OF FISH AND WILDLIFE
ENVIRONMENTAL UNIT
402 W. Washington Street, W273
Indianapolis, IN 46204-2781
Phone: (317) 232-8163
Toll Free: (877) 928-3755**

- Instructions:*
1. Please type or print information.
 2. Please be sure to read all regulations.
 3. All sections must be complete before submitting.

REQUIREMENT FOR ADDITIONAL INFORMATION AND PERMITS

Notification made to the Department of Natural Resources does not in any way relieve the notifier of the necessity of securing easements or other property rights, permits and approvals from affected property owners and other local, state, and federal agencies.

NOTIFIER INFORMATION

Name of Notifier: _____ Name of Contact Person: _____
Address (street, PO Box or RR): _____ Telephone: (____) _____
City, State, ZIP Code: _____ E-mail: _____

PROPOSED PROJECT INFORMATION

Name and Address of Independent Contractor (if applicable): _____

Name of Waterway: _____
County: _____
Nearest City or Town: _____

LOCATION (Name of USGS Quadrangle Map)
(Include a copy with project site circled): _____

Quarter Section (please check): NE NW SE SW
Section or Grant: _____
Township: _____ N S
Range: _____ E W

Additional Location Information (reference readily discernable landmarks such as major roadways, bridges, dams, etc.). Use a separate sheet to provide a narrative description of these locations. **These locations must also be designated on a USGS Topographic Map or other map approved by the DNR.** Complete the following: 1) Project terminal points; 2) Access routes to the project; and 3) Creek rock disposal site.

PERMISSION TO ENTER UPON THE PROJECT SITE AND PERFORM CREEK ROCK REMOVAL

1. Please attach proof that the notifier is the owner of the stream, creek, or river (or sole riparian owner along a navigable river or stream) or demonstrate another basis by which the notifier has written permission to enter upon the project site and to perform the obstruction removal.
2. Please attach proof that the notifier has written permission for any access route to the waterway. If the notifier is the landowner, please attach proof of ownership.

TERMS AND AGREEMENTS

The notifier agrees to comply with the following conditions:

- A) Creek rock will be removed exclusively through the use of hand-operated equipment or mechanical means, such as an excavator with a bucket with minimal fallback, and would not be pushed and stockpiled. Examples of equipment that qualify for use under this clause include a small tractor, backhoe, or front-end loader. Examples of equipment that do not qualify under this clause include a bulldozer or a rock crusher.
- B) No access road will be constructed to do any of the following:
 - 1) Destroy more than one-half (1/2) of an acre of trees within a floodway.
 - 2) Traverse a wetland indicated on the national wetlands inventory map unless pads are used.
 - 3) Raise the elevation of the flood plain.
 - 4) Cross a waterway.
- C) Access to the project will be exclusively from one (1) side of the waterway.
- D) No more than fifty (50) total cubic yards of creek rock will be removed from the waterway within one (1) calendar year. This restriction does not apply to creek rock, other than slab rock, that is removed from a sand or gravel bar and was deposited during any of the following:
 - 1) a regulatory flood;
 - 2) a flood greater than a regulatory flood; or
 - 3) a flood for which the governor declares a disaster.
- E) Extraction will be limited to the following:
 - 1) July 1 through March 31 of the following year; and
 - 2) For a maximum of thirty (30) days.

Please mail this completed application along with the USGS topographic map showing the location of the waterway and attach proof of ownership or written permission to access and enter the waterway for creek rock removal.

I hereby submit this notification for creek rock removal in a floodway as described above, and swear and affirm, under the penalties for perjury, that the information submitted herewith is to the best of my knowledge and belief, true, accurate and complete, and that this project for creek rock removal will be in compliance with the provisions of the law.

Signature of Notifier or Authorized Representative: _____

Date (month, day, year): _____

If a permit under IC 14-28-1 is required, contact the Division of Water for additional information:

Technical Services Section
IDNR, Division of Water
402 W. Washington Street, Room W264
Indianapolis, IN 46204-2641
Phone: 1-877-928-3755

FOR OFFICE USE ONLY

Date Application Received _____

Application Number _____

Approved by _____

Date Approved _____