



# MONTANA FISH, WILDLIFE & PARKS

## ELK HUNTING ACCESS AGREEMENT

### Part A. DESCRIPTION OF PROPERTY

This is an agreement ("Agreement") made on \_\_\_\_\_, 2024, between Montana Fish, Wildlife, & Parks ("Department") and Radley Ranch Legacy LLC ("Landowner") of lands being enrolled in the Elk Hunting Access (EHA) Agreement Program under the provisions of § 87-2-513, MCA.

**Landowner Name:** Tyson O'Connell

**Mailing Address:** 545 Blaine St, Missoula, MT 59801

**Phone:** [REDACTED] **Email:** [REDACTED]

**Physical Address (if different from mailing):**  
\_\_\_\_\_

**Deeded Private Land Acreage Enrolled: TOTAL** 649

**Private Land Acres Not Owned by Landowner/Ranch but Leased for Agricultural Purposes (if applicable): TOTAL** \_\_\_\_\_

**Name of Individual Leasing Lands to Applicant (if applicable):** \_\_\_\_\_

**Contact Information for Individual Leasing Lands to Applicant (if applicable):**

**Phone:** \_\_\_\_\_ **Email:** \_\_\_\_\_

**Hunting District(s) of Lands Enrolled:** 380

**Appendix A.** Maps depicting the exact EHA boundaries and lands open to participating Landowner/Landowner designees and public hunters provided by Landowner at time of application.

**Appendix B.** If lands enrolled are less than 640 acres, the Regional EHA Evaluation Form.

**Department Staff Contact:** Cheyenne Parker 406-577-7867

### Part B. DESCRIPTION OF PUBLIC HUNTING OPPORTUNITY

1. Maximum days for each public hunter?

Choose one:  Yes  No If Yes: Number of Days 7

2. Are public hunters required to provide advance notice prior to seeking hunting access?

Choose one:  Yes  No If Yes: Number of Days 1

3. Which hunting seasons are public hunters allowed access? (For at least one public hunter (per license/permit), this must be the same as when the landowner/designee license is valid and is considered the Agreement start date).

General Rifle (required)  Archery  Muzzleloader

Late Elk Shoulder Season       Early Elk Shoulder Season (starting 8/15- if applicable)

Please describe if it's a combination of seasons for public hunters:

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**4. Requirements for public hunters under the terms of this Agreement: (Choose all that apply)**

- check-in upon arrival       accompaniment required while hunting  
 walk-in only       motorized retrieval  
 Other rules (describe):
- 
- 

**5. Public Hunter Landowner/Representative Contact Information:** This is the person the public hunters will contact to coordinate public hunting access. (If identical to Landowner contact information (Part A), or if the property is going to be managed by the Landowner's Block Management Program permission system, check this box).

**Note:** Landowner is responsible if the Landowner's representative, listed below, does not respond or coordinate access with willing public hunters in accordance with the terms of the Agreement.

**Representative Contact Name:** \_\_\_\_\_

**Phone Number:** \_\_\_\_\_

**Email:** \_\_\_\_\_

**6. Does the Landowner wish to select up to one-third of the public hunters for this Agreement?**

Choose one:  Yes     No

If Landowner elects to select up to one-third of the public hunters eligible to hunt lands enrolled, Landowner must make their selections known to FWP no later than three-weeks prior to the Agreement start date (i.e., the first hunting season the Landowner/designee license will be used by Landowner/designee). If Landowner fails to make their public hunter selections in the required timeframe, Landowner public hunter selections will be forfeited and FWP will fill the spots with FWP selected public hunters.

If landowner does not agree to the above process/methodology, please describe another process/methodology to make public hunter selections. Timeline of selections provided to FWP no later than three-weeks prior to Agreement start date applies. (Please supplement the Agreement with a separate document outlining the process/methodology if you require more room than below).

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**7. SEX OF ELK ALLOWED TO BE HUNTED BY LANDOWNER SELECTED PUBLIC HUNTER(S) ON LANDS ENROLLED (if applicable):**

- EITHER-SEX ELK  
 ANTLERLESS ONLY ELK

COMBINATION OF EITHER-SEX & ANTLERLESS Describe: \_\_\_\_\_

**8. SEX OF ELK ALLOWED TO BE HUNTED BY DEPARTMENT SELECTED PUBLIC HUNTERS ON LANDS ENROLLED:** (For every permit/license or combination issued to a Landowner/designee, at least one of the Department selected public hunters must hold the equivalent license, permit, or combination of the two that is issued to the Landowner or the Landowner's designee.)

EITHER-SEX ELK

ANTLERLESS ONLY ELK

COMBINATION OF EITHER-SEX & ANTLERLESS Describe: \_\_\_\_\_

**PART C: LANDOWNER/LANDOWNER DESIGNEE AND PUBLIC HUNTER LICENSE/PERMIT INFORMATION**

By entering into this Agreement, Landowner agrees to provide free public elk hunting on the Landowner's property or private property leased by the Landowner for agricultural purposes. In return, the Department may issue, at no cost to Landowner and/or Landowner's designee, an elk license (including elk B), permit or combination of the two, whichever is required in that hunting district.

Pursuant to § 87-2-513(1)(b), MCA, a designee may be an immediate family member or an authorized full-time employee of the Landowner who is eligible for licensure under Title 87, chapter 2. An "employee" means a person who works full-time for the Landowner as part of an active farm or ranch operation enrolled in the program. See § 87-2-513(9)(a), MCA. An "immediate family member" means a spouse, parent, grandparent, child, grandchild, sibling, niece, or nephew by blood, marriage, or legal adoption. See § 87-2-513(9)(b), MCA.

For every three members of the public allowed to hunt under this Agreement, the Department may issue one license, permit, or combination of the two to a Landowner and/or Landowner's designee. For every permit/license issued to a Landowner or Landowner's designee, at least one of the Department selected public hunters must hold the equivalent license, permit, or combination of the two that is issued to the Landowner or the Landowner's designee. The Department may limit the total number of licenses and permits issued through this program.

This Agreement authorizes the issuance of the following license(s) and permit(s) as represented by the decision of the Fish and Wildlife Commission:

1 380-20 general elk license/either-sex elk permit to the Landowner or Landowner's designee, for use only on land enrolled in this Agreement. This permit/license is to be used by the Landowner or Landowner's designee during the following seasons (check all that apply):

Archery  General Rifle  Muzzleloader  Late Elk Shoulder Season

Early Elk Shoulder Season (starting 8/15- if applicable)

\_\_\_\_\_ elk B license to the Landowner or Landowner's designee, for use only on land enrolled in this Agreement. This permit/license is to be used by the Landowner or Landowner's designee during the following seasons (check all that apply):

Archery  General Rifle  Muzzleloader  Late Elk Shoulder Season

Early Elk Shoulder Season (starting 8/15- if applicable)

Additionally:

<sup>1</sup> \_\_\_\_\_ public hunters who possess (LPT) elk license/permit will be selected by the Landowner to hunt Antlerless elk on lands enrolled in accordance with the terms of this Agreement.

<sup>2</sup> \_\_\_\_\_ public hunters who possess (LPT) elk license/permit will be randomly selected by FWP from a list of eligible public hunters and will have access, by permission as set forth herein, to hunt Either-Sex elk on lands enrolled in accordance with the terms of this Agreement, except that at least one public hunter selected by the Department must hold the equivalent license, permit, or combination of the two that is issued to Landowner or Landowner's designee.

#### **PART D. TERMS OF THE ELK HUNTING ACCESS AGREEMENT**

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By signing below, Landowner or Landowner's representative understands and agrees to the following terms of the Agreement:

1. The Agreement start date is the first hunting season the landowner/designee will utilize the license(s)/permit(s) awarded through this program. The end date of the Agreement will be February 15 annually or earlier based on season opportunities and willingness of landowner to allow public access.
2. Landowner owns at least 640 acres of occupied elk habitat and agrees that he/she may not charge a fee or authorize a person to charge a fee for hunting access on enrolled property. If Landowner owns acreage below the 640 acres required, Landowner understands the Department must determine that site conditions exist to accommodate successful public hunting and that he/she may not charge a fee or authorize a person to charge a fee for hunting access on his/her enrolled property.
3. At least one public hunter selected by the Department must hold the equivalent license, permit, or combination of the two that is issued to Landowner or Landowner's designee. Landowner also agrees that the Department, in consultation with the Landowner, shall select the hunters.
4. A license or permit issued pursuant to this Agreement:
  - a. is nontransferable and may not be sold or bartered; and
  - b. may only be used for hunting conducted on property that is opened to public access pursuant to this Agreement.
5. The Department may prioritize distribution of licenses or permits, for this program, to the areas the Department determines are most in need of management.
6. If the Department determines that Landowner or Landowner's designee has not abided by the restrictions and conditions of a license or permit issued pursuant to this Agreement, that Landowner or Landowner's designee is not eligible to receive another license or permit pursuant to this section during any subsequent license year.
7. The public hunters (Part C) selected for access under this Agreement must contact the Landowner or Landowner's representative to schedule their hunts in accordance with the notice requirements (Part B).
8. When public hunters contact the Landowner or Landowner's representative, he/she will inform the public hunters of the rules and requirements governing access. This includes, but is not

limited to:

- a. Signing written permission slips or Department hunter-sign in rosters to provide public hunter contact information for the Department's evaluation of the program;
  - b. Abiding by all state and federal hunting statutes, regulations, and rules;
  - c. Following all Landowner rules, which will be provided in advance of the hunt. These may include reasonable hunter management restrictions, such as a limitation on the total number of days a public hunter may access the property;
  - d. Maintaining proper safety procedures regarding firearms and/or archery equipment;
  - e. Maintaining proper vigilance aimed at preventing property damage to the Landowner, and to promptly report any property damage that may occur to the Landowner or the Landowner representative;
  - f. Ensuring all gates are left as originally found;
  - g. Using best efforts to prevent fires and keep the Landowners property free of litter at all times;
  - h. How harvested game may be retrieved; and
  - i. How wounded animals may be pursued.
9. If a public hunter wounds an elk and is unable to harvest and retrieve it, that hunter is not allowed to shoot at another elk on the Landowner's property without permission of the Landowner or Landowner's representative. Hunters must notify the Landowner or Landowner's representative prior to pursuing any wounded elk.
10. The Landowner or Landowner's representative is not responsible for contacting any hunter to report the presence or absence of elk.
11. The Landowner or Landowner's representative reserves the right to deny access to the lands enrolled, for cause, including, but not limited to: intoxication, violation of rules, or previous misconduct on lands enrolled. Willful violation of Agreement regulations which set the terms of entrance on a landowner's property can be grounds for termination of privileges on an EHA property and a misdemeanor citation under §87-6-415(1), MCA - Hunting Without Landowner Permission.
12. A hunter's access rights may be terminated under this Agreement for failure to abide by the requirements of this Agreement. The hunter may be dismissed from the Landowners property immediately on such occurrence; the Landowner or Landowner's representative should notify the Department of the dismissal as soon as practicable.
13. If Landowner elects to select up to one-third of the public hunters eligible to hunt lands enrolled, Landowner must make their selections known to FWP no later than three-weeks prior to the Agreement start date (i.e., the first hunting season the Landowner/designee will utilize the license). If Landowner fails to make their public hunter selections in the required timeframe, Landowner public hunter selections will be forfeited and FWP will fill the spots with FWP selected public hunters.
14. Participation in the EHA agreement program qualifies a landowner for livestock loss compensation should any livestock be injured or killed as a direct result of public hunting which occurred on the enrolled lands. Compensation for livestock loss will be made if it has been reported by the Landowner to the Department of Livestock immediately upon discovery of loss, a FWP Livestock Loss report is filed by the investigating Livestock Inspector within 14 days, and FWP review verifies the circumstances and loss. Any claims paid will be at market value at the time of the loss up to a maximum of \$5,000.

15. Enrollment in the EHA agreement program may be terminated by FWP or Landowner if the terms of the Agreement are violated. Any such notice must be in writing. The Agreement may be canceled, and Landowner's property withdrawn from the program at any time due to circumstances beyond the control of Landowner or the Department, such as death, illness, natural disaster, or acts of nature. Landowner shall notify the Department immediately upon discovery of any occurrence which would affect the ability to fulfill the provisions of this Agreement. In the event of cancellation or termination of the Agreement, Landowner or Landowner's designee will forfeit any licenses/permits issued resulting from participation in the EHA agreement program.
16. Lands enrolled in the EHA agreement program may be temporarily closed by Landowner or Landowner's representative in conjunction with the Department due to weather, fire danger, or other conditions or circumstances that would place public safety or resources in jeopardy.
17. Through participation in the EHA agreement program, Landowner agrees to permit FWP personnel on the property for the purposes of establishing and monitoring hunter use, enforcing fish and wildlife laws, and maintaining contact with the Landowner or Landowner's representative to respond to any needs, issues, or problems which develop over the course of the length of the Agreement. By permitting Department personnel on the property, Landowner is not relinquishing any rights or control over property under his/her ownership or responsibility.
18. Landowner, through participation in the EHA agreement program, is covered by the state recreational liability statute (§ 70-16-302, MCA) which provides a liability shield to landowners who allow recreation on their property without charge or other consideration.
19. Satisfaction data will be acquired through FWP surveys of the Landowner associated with this EHA agreement. Completion of the Landowner satisfaction survey and Landowner/designee harvest survey by February 21, 2025, is required for Landowner to be eligible to participate in a subsequent elk hunting access agreement. The Department will also survey the public hunters that were provided access to hunt on Landowners property.

\_\_\_\_\_  
Dustin Temple, Director

\_\_\_\_\_  
Date

\_\_\_\_\_  
Landowner or Landowner Representative

\_\_\_\_\_  
Date



Canyon Ferry Lake

Canton

CANYON FERRY  
WILDLIFE MGMT AREA

MONTANA FISH  
WILDLIFE & PARKS

51 RANCH  
CO

Indian Creek Rd

Old Woman Creek Rd

CITY OF TOWNSEND

HELENA VALLEY

BROADWATER  
COUNTY

BLM

The Silos

12

12

Kimb-Gold Rd

BLM

WINSTON  
LIVESTOCK  
CO

STATE OF MONTANA

GRAYMONT  
WESTERN  
US INC

Iron Mask



Pct 1

HAHN  
RANCH  
INC

RADLEY  
RANCH  
LEGACY  
LLC



RMEF

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RMEF

RMEF

RADLEY  
RANCH  
LEGACY  
LLC



Iron Mask





THE **OUTSIDE** IS IN US ALL.

## 2024 ELK HUNTING ACCESS (EHA) AGREEMENT PROGRAM APPLICATION

RETURN TO: FWP PARKS AND OUTDOOR RECREATION  
ELK HUNTING ACCESS PROGRAM  
PO BOX 200701 HELENA MT 59620-0701

Please mail this application and required documentation to the address above or submit via the State of Montana File Transfer Service using email to: [Indsportrelations@mt.gov](mailto:Indsportrelations@mt.gov). Applications may also be mailed to your local FWP Regional office c/o Regional Access Program Manager.

**All information below is required and must be received FWP  
no later than 5:00 PM on MAY 1, 2024.**

Completion of this form does not guarantee application will be approved by the Montana Fish and Wildlife Commission.

### PART A: DESCRIPTION OF PROPERTY

- 1) **PROPERTY NAME** in which the land is recorded (i.e. ranch name, corporate/partnership name, or individual on the deed): Radley Ranch Legacy LLC
- 2) **LANDOWNER OF RECORD OR LANDOWNER AUTHORIZED REPRESENTATIVE CONTACT INFORMATION:**
  - a) **NAME:** Tyson O'Connell
  - b) **MAILING ADDRESS:** 545 Blaine St Missoula MT 59801
  - c) **PHONE:** [REDACTED]
  - d) **EMAIL:** [REDACTED]
- 3) **TOWNSHIP, RANGE, SECTION(S) OF PRIVATE LAND TO BE ENROLLED AND OPEN TO PUBLIC HUNTING** (include a legible map to be provided to public hunters): see attached
- 4) **HUNTING DISTRICT(S) OF LANDS TO BE ENROLLED:** 380
- 5) **TOTAL NUMBER OF LANDOWNER DEEDED PRIVATE LAND ACRES TO BE ENROLLED:** 649
- 6) **TOTAL NUMBER OF PRIVATE LAND ACRES LEASED FOR AGRICULTURAL PURPOSES TO BE ENROLLED** (if applicable) \_\_\_\_\_ Landowners may enroll private land private land leased for agricultural purposes.

Applicants must provide a copy of the lease agreement with this application. Applicants must also verify the landowner offering leased lands to be enrolled is willing to allow public access on the leased lands for free public elk hunting access. Is the landowner offering leased lands willing to allow free public elk hunting access? (check one): YES  NO



For private lands leased for agricultural purposes please provide the following (if applicable):

Name of landowner of leased lands: \_\_\_\_\_

Landowner of leased lands phone: \_\_\_\_\_



**PART B: DESCRIPTION OF PUBLIC HUNTING OPPORTUNITY**

- 1) **MAXIMUM NUMBER OF DAYS FOR EACH PUBLIC HUNTER** (if applicable): 7 DAYS (Leave blank if you do not wish to limit the total number of days a public hunter has access).
- 2) **ADVANCE NOTICE REQUIREMENT FOR PUBLIC HUNTERS** (if applicable): 1 DAYS (Leave blank if you do not want public hunters to reach out to you in advance of obtaining access/hunting).
- 3) **HUNTING SEASON(S) PUBLIC HUNTERS WILL BE ALLOWED ACCESS** (For every permit/license issued a landowner/designee, at least one of the FWP selected public hunters must hold the equivalent license, permit, or combination of the two that is issued to the landowner/designee through this program).

Check all seasons public hunters will be allowed access:

- a) **GENERAL RIFLE SEASON (REQUIRED)**
  - b) **ARCHERY SEASON**
  - c) **MUZZLELOADER HERITAGE SEASON**
  - d) **LATE ELK SHOULDER SEASON** (if applicable)
  - e) **EARLY ELK SHOULDER SEASON** (starting 8/15- if applicable)
- 4) **PLEASE SELECT ANY RULES OR REQUIREMENTS FOR PUBLIC HUNTERS UNDER THE TERMS OF THE PROPOSED AGREEMENT** (use an additional page if necessary):
- a) **CHECK-IN WITH LANDOWNER OR REPRESENTATIVE UPON ARRIVAL**
  - b) **ACCOMPANIMENT REQUIRED WHILE HUNTING**
  - c) **WALK-IN HUNTING ONLY**
  - d) **MOTORIZED GAME RETRIEVAL ALLOWED**
  - e) **OTHER (please list):**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- 5) **LANDOWNER/REPRESENTATIVE CONTACT SECTION:** This is the person who the public hunters will contact to coordinate public hunting access. (If identical to landowner contact information page 1 or if the property is going to be managed by the Block Management Program check this box  and skip to #6). Landowners are responsible if representative/contact listed does not respond or coordinate access with willing public hunters in accordance with the terms of the agreement.

- a) **REPRESENTATIVE/CONTACT NAME:** Tyson O'Connell
- b) **MAILING ADDRESS:** 545 Blaine St Missoula MT 59801
- c) **PHONE NUMBER:** [REDACTED]
- d) **EMAIL:** [REDACTED]



- 6) DOES THE LANDOWNER WISH TO SELECT UP TO ONE-THIRD OF THE PUBLIC HUNTERS REQUIRED FOR THE AGREEMENT? Choose one: YES  NO  skip to #8.

LANDOWNERS WILL BE **EMAILED** AND PROVIDED A LIST OF ELIGIBLE PUBLIC HUNTER CANDIDATES FOR THE LANDOWNER TO MAKE THEIR LANDOWNER-SELECTED PUBLIC HUNTER SELECTIONS.

If a landowner elects to select up to one-third of the public hunters eligible to hunt lands enrolled, the landowner must make their selections known to FWP no later than three-weeks prior to the agreement start date (i.e., the first hunting season the landowner/designee license is valid). If a landowner fails to make their public hunter selections in the required timeframe, landowner public hunter selections will be forfeited and FWP will fill the spots with FWP selected public hunters.

DOES THE LANDOWNER ACKNOWLEDGE THIS METHODOLOGY? Check one: YES  / NO  go back to #6 above or describe a different process or methodology the landowner will use to select up to one-third of the public hunters. Timeline of selections provided to FWP no later than three-weeks prior to agreement start date applies. Attach additional pages if necessary.

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- 7) SEX OF ELK ALLOWED TO BE HUNTED BY LANDOWNER SELECTED PUBLIC HUNTER(S) ON LANDS ENROLLED:

- a) EITHER-SEX ELK
- b) ANTLERLESS ONLY ELK
- c) COMBINATION OF EITHER-SEX & ANTLERLESS  Describe: \_\_\_\_\_

- 8) SEX OF ELK ALLOWED TO BE HUNTED BY FWP SELECTED PUBLIC HUNTERS ON LANDS ENROLLED: (At least one of the FWP selected public hunters must hold the equivalent license, permit, or combination of the two that is issued to the landowner or the landowner's designee.)

- a) EITHER-SEX ELK
- b) ANTLERLESS ONLY ELK
- c) COMBINATION OF EITHER-SEX & ANTLERLESS  Describe: \_\_\_\_\_

### **PART C: LANDOWNER/LANDOWNER DESIGNEE LICENSEE INFORMATION**

Use the page that follows (Page 4) to complete the landowner and/or eligible designee information for those who wish to receive a license/permit through this program. Use additional pages as needed.

FWP may issue, at no cost to a landowner who provides free public elk hunting on the landowner's property, an either-sex or antlerless elk license, permit, or combination of the two as required in that hunting district for the landowner or the landowner's designee to hunt on the landowner's property or on private property leased by the landowner for agricultural purposes. Qualifying designees include immediate family members or employees.

"Employee" means a person who works full time for the landowner as part of an active farm or ranch operation enrolled in the program. "Immediate family member" means a spouse, parent, grandparent, child, grandchild, sibling, niece, or nephew by blood, marriage, or legal adoption.



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**LANDOWNER/LANDOWNER DESIGNEE LICENSEE INFORMATION**

Each person (landowner/landowner designee) wishing to receive a license, permit or combination of the two must fill out the form below. If there's more than one license/permit to be requested through this program, please provide copies of this page for each person. Incomplete forms will not be processed.

For every permit/license issued to a landowner or landowner's designee, at least one of the FWP selected public hunters must hold the equivalent license, permit, or combination of the two that is issued to the landowner or the landowner's designee.

ELK LICENSES AND PERMITS ISSUED THROUGH THIS PROGRAM ARE ONLY VALID ON THE PROPERTY ENROLLED IN THIS PROGRAM AND OPEN TO PUBLIC ACCESS.

**1) RELATIONSHIP TO LANDOWNER:**

- a) SELF
- b) IMMEDIATE FAMILY MEMBER
- c) FULL-TIME EMPLOYEE

**2) SEASONS LANDOWNER/DESIGNEE WILL USE PERMITS/LICENSES ISSUED THROUGH THIS PROGRAM**

(check all that apply):  Archery Season  General Rifle Season  Muzzleloader Heritage Season  
 Late Elk Shoulder Season (if applicable)  Early Elk Shoulder Season (starting 8/15- if applicable)

**3) LICENSE/PERMIT TYPE (if applicable) REQUESTED:** License 380-20 Permit Either Sex Elk

**4) LANDOWNER LICENSE/LANDOWNER DESIGNEE APPLICANT INFORMATION**

|   |       |  |      |   |   |                    |  |  |            |                        |                         |         |
|---|-------|--|------|---|---|--------------------|--|--|------------|------------------------|-------------------------|---------|
| <b>DATE OF BIRTH</b>  |       | MM   |      | DD  | YYYY  | ALS                | <b>DATE OF BIRTH IS MANDATORY FOR ALL APPLICATIONS.</b> Your ALS number is a 1 to 3 digit number that follows your date of birth. If you do not have an ALS number you will be assigned a lifetime ALS number the first time you apply for a hunting or fishing license. |  |            |                        |                         |         |
| <b>NAME</b>   |       | FIRST  |      | M   |   | LAST               |  | JR., SR., ETC.                           | HOME PHONE | WORK PHONE             |                         |         |
| <b>MAILING ADDRESS</b>  |       | 31 S Rodney  |      | Helena  |   | MT                 |  | 59601                                    |            | ZIP CODE               |                         |         |
| <b>PHYSICAL ADDRESS</b>   |       | CITY   |      | STATE   |   | ZIP CODE           |  | SAME AS MAILING <input type="checkbox"/> |            |                        |                         |         |
| <b>EMAIL ADDRESS</b> - You must provide a valid email address to receive your license information. You will not be contacted in any other format.   |       |  |      |   |   |                    |  |  |            |                        |                         |         |
| <input type="radio"/> Female<br><input checked="" type="radio"/> Male   | 5'10" | 165  | Blue | Brown   | <input checked="" type="radio"/> USA<br><input type="radio"/> OTHER (Please list Country) | Foot inches HEIGHT |  | WEIGHT                                   |            | EYE COLOR (Circle One) | HAIR COLOR (Circle One) | COUNTRY |
| Last 4 digits of SOCIAL SECURITY #  |       | <b>HUNTER EDUCATION REQUIREMENT</b> Any hunter who is born after January 1, 1985 must submit with all hunting license applications a copy of their certificate verifying that he/she has completed a course in hunter education from any state or province. MCA 87-2-105 |      |   |   |                    |  | DEPARTMENT USE ONLY                      |            |                        |                         |         |
| <input checked="" type="checkbox"/> I am the applicant of have their permission to submit this on their behalf. All statements on this form are true & correct. I understand that if I subscribe to any false statement in this application I am in violation of MCA 87-6-302.  |       | SIGNATURE OF APPLICANT REQUIRED  |      | FWP receives requests for mailing lists. Do you want your name included on lists provided to requestors? <input type="radio"/> YES <input checked="" type="radio"/> NO<br>NOTE: Even if you choose NO, under state law FWP is required to allow those who wish to compile their own mailing list access to department records, including name, address, gender, residency, and whether you were successful. |   |                    |  |  |            |                        |                         |         |
| <b>STATEMENT OF RESIDENCY (MT RESIDENTS ONLY):</b>  |       |  |      |   |   |                    |  |  |            |                        |                         |         |
| If I am claiming Montana residency, I hereby declare that I have been a legal resident of the State of Montana for at least 180 consecutive days: <u>40</u> YEARS, <u>10</u> MONTHS, immediately prior to making application for this license or that I qualify for the 30 day military exemption (MCA 87-2-102). I declare all statements on this form to be true and correct and that by signing I hereby agree to the use of the information on this form for the purpose of verifying residency according to Sec. 87-2-102. |       |  |      |   |   |                    |  |  |            |                        |                         |         |
| x <u>[Signature]</u> Date: <u>4-17-24</u>   |       |  |      |   |   |                    |  |  |            |                        |                         |         |



**PART D: REQUIRED ADDITIONAL APPLICATION INFORMATION, FUTURE REPORTING REQUIREMENTS AND LANDOWNER SIGNATURE**

**TO BE CONSIDERED COMPLETE, ALL APPLICATIONS MUST ALSO INCLUDE:**

- 1) One legible map showing the area available public hunting access opportunity for the landowner (or designee) and public hunters. **This map will be provided to public hunters selected by FWP and landowner and must be legible.**
- 2) Signatory authority documentation (if applicable). If the land in which you are proposing for this application is listed as a corporation, sole proprietorship, limited liability company, partnership, limited partnership, limited liability partnership, trust or an association, you MUST provide documentation that you have the legal authority to make this decision on behalf of the business. (i.e. articles of incorporation, partnership agreement, certificate of trust, etc.).
- 3) Copy of lease agreement for private lands leased for agricultural purposes to be enrolled in the program (if applicable).
- 4) Ownership documentation (e.g., copy of the property deed, property tax bill, or contract to purchase). If you were approved for an EHA in 2023 and there have been no changes to land ownership under your previous EHA application since 2023 (such as sale/transfer, changes to the recorded name of the land, changes to acreage, etc.), you may not need to submit supporting ownership documents for your 2024 EHA application. If you wish to use the same EHA ownership/supporting documentation from 2023, please review the following questions:

- a) Did you participate in the EHA program in 2023?      YES       NO  → Documentation (4) required
- b) Are you applying for the same landowner/designee opportunities that you applied for in 2023?      YES       NO

If this application is approved by the commission, you MUST complete an end of season landowner satisfaction and harvest survey to be considered for enrollment in subsequent years.

I attest that the information provided in this application packet is true to the best of my knowledge and belief.

**SIGNATURE OF LANDOWNER OR LANDOWNER'S AUTHORIZED REPRESENTATIVE:**

Name: Tyson O'Connell      Date: 4-17-24

**PRINTED NAME OF LANDOWNER OR LANDOWNER'S AUTHORIZED REPRESENTATIVE:**

Name: Tyson O'Connell      Date: 4-17-24



**PART E: ELK HUNTING ACCESS AGREEMENT PROGRAM INFORMATION**

- 1) FWP may issue, at no cost to a landowner who provides free public elk hunting on the landowner's property and pursuant to this section, an either-sex or antlerless elk license, permit, or combination of the two as required in that hunting district for the landowner or the landowner's designee to hunt on the landowner's property or on private property leased by the landowner for agricultural purposes.
- 2) To be eligible for a license or permit through this program, a landowner:
  - a) must own at least 640 acres of occupied elk habitat, except that smaller acreages are eligible if FWP determines that site conditions exist to accommodate successful public hunting;
  - b) must have entered into a contractual public elk hunting access agreement with FWP in that allows public access for free public elk hunting on the landowner's property throughout the regular hunting season; and
  - c) may not charge a fee or authorize a person to charge a fee for hunting access on the landowner's property.
- 3) For every three members of the public allowed to hunt under the elk hunting access agreement, FWP may issue one license, permit, or combination of the two. FWP may limit the total number of licenses and permits issued under this program.
- 4) At least one of the [FWP selected] public hunters must hold the equivalent license, permit, or combination of the two that is issued to the landowner or the landowner's designee. FWP, in consultation with the landowner, shall select the hunters.
- 5) A license or permit issued pursuant to this program:
  - a) is nontransferable and may not be sold or bartered; and
  - b) may only be used for hunting conducted on property that is opened to public access.
- 6) FWP may prioritize distribution of licenses or permits under program according to the areas FWP determines are most in need of management.
- 7) If FWP determines that a landowner or landowner's designee has not abided by the restrictions and conditions of a license or permit issued pursuant to this section, that landowner or landowner's designee is not eligible to receive another license or permit pursuant to this section during any subsequent license year.
- 8) An elk hunting access agreement must define the areas that will be open to public elk hunting, the number of public elk hunting days that will be allowed on the property, and other factors that FWP and the landowner consider necessary for the proper management of elk on the landowner's property. The agreement must include a process or methodology the landowner may use to select up to one-third of the public hunters required and reserves the right of the landowner to deny access to the landowner's property by a public hunter selected for cause, including but not limited to intoxication, violation of landowner conditions for use of the property, or previous misconduct on a landowner's property.



**PART E: ELK HUNTING ACCESS AGREEMENT PROGRAM INFORMATION (continued)**

- 9) Except for public hunters selected by the landowner, FWP shall select public hunters eligible to hunt on the landowner's property through a random drawing of holders of existing licenses or permits in that hunting district.
- 10) Licenses, permits, or combinations of the two issued under this program must be for wildlife management purposes and approved by the commission pursuant to its powers under 87-1-301.
- 11) The commission shall prioritize approval of an application for a license, permit, or combination of the two based on the willingness of the landowner to allow, in either the regular hunting season or a shoulder hunting season, additional cow harvest by public hunters in addition to the number of public hunters required.
- 12) Landowners interested in donating their issued license to a disabled veteran, must be first issued the license/permit or combination of the two and then are able to donate the license through the DONATE LICENSE PROGRAMS section and Donation of Hunting License to Military Veterans application at: <https://fwp.mt.gov/hunt/licensingbasics>

