

District Court, Water Division _____, Colorado Court Address: _____  CONCERNING THE APPLICATION FOR WATER RIGHTS OF Applicant:  In the _____ River or its Tributaries In _____ COUNTY	<b>▲ COURT USE ONLY ▲</b>
Attorney or Party Without Attorney (Name and Address):   Phone Number: _____ E-mail: _____ FAX Number: _____ Atty. Reg. #: _____	Case Number: _____  Division: _____ Courtroom: _____
<b>APPLICATION FOR <input type="checkbox"/> CONDITIONAL <input type="checkbox"/> ABSOLUTE UNDERGROUND WATER RIGHT          FOR AN EXEMPT WELL PURSUANT to § 37-92-602(4), C.R.S.</b>	

Section 37-92-602(1), C.R.S. states that Article 92, Water Right Determination and Administration, does not apply to a number of types of wells, including: wells not exceeding fifteen gallons per minute of production and used for ordinary household purposes, fire protection, the watering of poultry, domestic animals, and livestock on farms and ranches and for the irrigation of not over one acre of home gardens and lawns but not used for more than three single-family dwellings; wells not exceeding fifteen gallons per minute of production and used for drinking and sanitary facilities in individual commercial businesses; wells to be used exclusively for fire-fighting purposes if said wells are capped, locked, and available for use only in fighting fires; and wells not exceeding fifty gallons per minute that are in production as of May 22, 1971, and were and are used for ordinary household purposes for not more than three single-family dwellings, fire protection, the watering of poultry, domestic animals, and livestock on farms and ranches, and for the irrigation of not over one acre of gardens and lawns. §§ 37-92-602(1)(b)-(e), C.R.S.

However, persons who have or intend to apply for an exempt well permit, may also apply for a water right pursuant to §§ 37-92-302 to 37-92-602, C.R.S. See § 37-92-602(4), C.R.S. Persons should not apply for a water right for an exempt well until they have filed for an exempt well permit with the State Engineer's Office.

If applicant is applying for an underground water right and the source is either nontributary or a Denver Basin aquifer, Applicant should use Form JDF298W or JDF308W, respectively as appropriate.

All lines and boxes should be filled in or shown as not applicable (N/A) with the exception of section 3.B where only 3.B.1 or 3.B.2 should be completed. Attach additional sheets as needed. Attach all maps as required. It is the applicant's responsibility to provide the location for each structure in this application. Provide a PLSS location (quarter-quarter, section, township and range) and a single point location description using either UTM coordinates (for example from a GPS device) (preferred) or measured distances from known section lines.

- Name, mailing address, email address, and telephone number of applicant(s) (if there are multiple applicants, and the space provided is not adequate to list all of the applicants, provide additional sheets as needed):

Name of Applicant	Mailing Address	Email address	Telephone Number

2. Name(s) of well(s) and permit, registration, or denial number(s). Attach copies of well permit, pump installation report and well construction and test report. (If permit applied for, but not acted upon, give date of permit application.)

Name of Well	Permit, Registration, or Denial Number	If Permit is pending, check box below and provide date of application.
		<input type="checkbox"/> Date:
		<input type="checkbox"/> Date:

Total area of parcel on which this well is located \_\_\_\_\_ square-feet acres

3. Location of Structure:

A. Public Land Survey System (PLSS) (required):

Include the source of PLSS information for example: GIS system such as CDSS MapViewer (<http://water.state.co.us/DATAMAPS/GISANDMAPS/MAPVIEWER/Pages/FAQ.aspx>); field survey; scaled from USGS topographic map; or other source:

<b>Legal Description:</b> County	_____ 1/4	_____ 1/4	Section	Township	Range	Principal Meridian
	of the			N or S	E or W	
				<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>	

B. Point of Diversion (required) (Complete either 1 or 2 below)

1. Location information in UTM Format (preferred):

UTM Zone must be 12 or 13; Units must be Meters; Datum must be NAD83; and Units must be set to true North. Include the source of the UTM coordinates, for example: GPS device; a GIS System such as CDSS MapViewer (<http://water.state.co.us/DATAMAPS/GISANDMAPS/MAPVIEWER/Pages/FAQ.aspx>); scaled from USGS topographic map; or other source. In areas having generally recognized street addresses, also include street address, and if applicable, the lot, block, and subdivision. Attach a legible 8 ½ x 11 inch map to this application illustrating the location of the structure.

<b>UTM coordinates</b>		
Easting _____ Northing _____		
<input type="checkbox"/> Zone 12 <input type="checkbox"/> Zone 13		
Street Address: _____		
Subdivision:	Lot	Block
Source of UTM's (for example, hand-held Garmin GPS or located from aerial map, etc): _____		
Accuracy of location displayed on GPS device (for example, accurate to within 200 feet): _____		

2. Distance from Section Lines (if not providing a UTM coordinate above):

Include perpendicular distances from section lines to the structure location Include the source of PLSS information, for example: GIS System such as CDSS MapViewer (<http://water.state.co.us/DATAMAPS/GISANDMAPS/MAPVIEWER/Pages/FAQ.aspx>); field survey; scaled from a USGS topographic map; or other source. In areas having generally recognized street addresses, also include street address, and if applicable, the lot, block, and subdivision. Attach a legible 8 ½ x 11 inch map to this application illustrating the location of the structure.

<b>Distance from Section Lines</b> (not from property lines)		
_____ Feet from <input type="checkbox"/> N <input type="checkbox"/> S	and	_____ Feet from <input type="checkbox"/> E <input type="checkbox"/> W
Source of PLSS information: _____		
Street Address: _____		
Subdivision:	Lot	Block

4. **A.** Date of appropriation: \_\_\_\_\_
- B.** How appropriation was initiated (for example, the date that the well permit application was filed with the State Engineer's Office): \_\_\_\_\_
- C.** Date water applied to beneficial use (for example, the date that the applicant first operated the well for its intended use): \_\_\_\_\_
5. **A.** Source of water (for example, groundwater tributary to the South Platte):  
\_\_\_\_\_
- B.** Depth of well, if completed: \_\_\_\_\_
6. Amount of Underground Water claimed in gallons per minute (gpm):  
 Conditional \_\_\_\_\_ ( gpm)    Absolute \_\_\_\_\_ ( gpm)
7. List All Existing Uses (such uses cannot exceed the uses permitted under the exempt well permit): \_\_\_\_\_  
 \_\_\_\_\_
- A.** Number of single-family dwellings served \_\_\_\_\_
- B.** Area of lawns and gardens irrigated \_\_\_\_\_ square-feet acres
- Legal description of irrigated acreage. Mark the location of the irrigated acreage on a USGS topographic map and attach to this application a legible 8 ½ x 11 inch copy of the applicable portion of the map.
- \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- C.** Domestic animals watering Yes No
- D.** Livestock watering on farm/ranch/pasture (property must be 35 or more acres) Yes No
- E.** Other uses (describe fully):  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

8. Proposed Uses (Note that this information is only required if the applicant's existing uses are less than the uses allowed by the exempt well permit and the applicant is seeking a conditional water right for such additional uses.)

A. Number of single-family dwellings served \_\_\_\_\_

B. Area of lawns and gardens irrigated \_\_\_\_\_ square-feet acres

C. Domestic animals watering Yes No

D. Livestock watering on farm/ranch/pasture (property must be 35 or more acres) Yes No

E. Other uses (describe fully):

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9. Name(s) and address(es) of owner(s) or reputed owners of the land upon which any new or existing diversion or storage structure, or modification to any existing diversion or storage structure is or will be constructed or upon which water is or will be stored, including any modification to the existing pool. The applicant must notify these persons that the applicant is applying for this water right, and certify to the Court that the applicant has done so by no later than 14 days after filing this application. The certification form is on page 5 of this form.

Name of Owner	Mailing Address

10. Remarks:

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\_\_\_\_\_  
Signature of Attorney (if any)

\_\_\_\_\_  
Date

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**VERIFICATION**

**I declare under penalty of perjury under the law of Colorado that the foregoing is true and correct.**

Executed on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_  
(date) (month) (year) (city or other location, and state OR country)

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Signature

The person signing this verification is:  Applicant  Engineer  Other (describe) \_\_\_\_\_

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Verifications of other persons with knowledge of the facts may be attached to this Application.

District Court, Water Division _____, Colorado Court Address: _____  CONCERNING THE APPLICATION FOR WATER RIGHTS OF Applicant:  In the _____ River or its Tributaries In _____ COUNTY	▲ <b>COURT USE ONLY</b> ▲
Attorney or Party Without Attorney (Name and Address):   Phone Number: _____ E-mail: _____ FAX Number: _____ Atty. Reg. #: _____	Case Number: _____ Division: _____ Courtroom: _____
<b>Certificate of Notice</b>	

I, \_\_\_\_\_ (insert name) hereby certify that I have provided a copy of the application filed on \_\_\_\_\_ (date) with the Court to the following owner(s) of land upon which any new diversion or storage structure or modification to any existing diversion or storage structure or existing storage pool is or will be constructed or upon which water is or will be stored:

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_

The application was provided to the landowner(s) by  Certified or  Registered mail, return receipt requested, within 14 days after the application was filed with the Court.

### Signature

Printed Name	Signature/Title	Date
Address	City	State
		Zip Code