

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

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.

It is the applicant's responsibility to provide the location for each structure in this application. UTM coordinates (for example from a GPS device), or measured distances in the field from known section lines are acceptable. The Division Engineer, the Water Referee, or the Water Judge, may order the applicant to confirm the location of any structure with UTM coordinates, a survey, or other method.

1. 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, the names, addresses, telephone numbers and available email addresses must be provided as an attachment):

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. Legal description of well:

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 DWR AquaMap or CDSS MapViewer; 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 1/2 x 11 inch map to this application illustrating location of the structure.

UTM coordinates		
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):		
Accuracy of location displayed on GPS device (for example, accurate to within 200 feet):		

Legal Description Using the Public Land Survey System (PLSS) (Optional; Please include both UTM and PLSS descriptions if known): Include perpendicular distances from section lines, and indicate 1/4 1/4, section number, township, range, meridian and county; mark the location of the structure on a USGS topographic map and attach to this application a legible 8 1/2 x 11 inch copy of the applicable portion of the map. In areas where section lines have not been established, a bearing and distance to an established government monument is acceptable. Include the source of PLSS information, for example: GIS System such as DWR AquaMap or CDSS MapViewer; 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.

Legal Description: County	_____ 1/4 of the	_____ 1/4	Section	Township _____ N or S <input type="checkbox"/> <input type="checkbox"/>	Range _____ E or W <input type="checkbox"/> <input type="checkbox"/>	Principal Meridian
Distance from section lines (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):

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:

Signature of Applicant(s) (if self-represented) or Attorney

Date

**VERIFICATION AND ACKNOWLEDGMENT OF APPLICANT OR OTHER PERSON HAVING
KNOWLEDGE OF THE FACTS STATED IN THIS APPLICATION**

I _____ being first duly sworn, hereby state that I have read this Application, that I have personal knowledge of the facts stated and, that I verify its contents to the best of my knowledge, information, and belief.

Signature

Date

The foregoing instrument was acknowledged before me in the County of _____, State of Colorado, this ____ day of _____, 20____, by the person whose signature appears above.

My Commission Expires: _____

Notary Public/Deputy Clerk

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

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

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

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.

Date: _____

Signature/Title