

**STATE OF ARIZONA**  
**DEPARTMENT OF WATER RESOURCES**  
**GROUNDWATER PERMITTING AND WELLS SECTION**  
**MAIL TO: P.O. BOX 36020, PHOENIX, ARIZONA 85067-6020**  
**3550 North Central Avenue, Phoenix, Arizona 85012**  
**Phone (602) 771-8527 Fax (602) 771-8590**

**NOTICE OF INTENTION TO DEEPEN OR MODIFY AN EXISTING NON-EXEMPT WELL OR  
CONSTRUCT A REPLACEMENT NON-EXEMPT WELL AT APPROXIMATELY THE SAME  
LOCATION IN AN ACTIVE MANAGEMENT AREA**

**PLEASE READ GENERAL INSTRUCTIONS AND CONDITIONS BEFORE COMPLETING.**

**Section 45-597, Arizona Revised Statutes provides: In an Active Management Area, prior to deepening an existing well or constructing a replacement well at approximately the same location, a person must file a Notice of Intention to Drill. A person must also file a Notice of Intention to Drill prior to modifying a Non-Exempt Well Permit. Pursuant to A.R.S. § 45-596 and A.A.C. R12-15-104, the filing fee for a Notice of Intention to Drill a Non-Exempt Well is \$150.00.**

1. Applicant \_\_\_\_\_

Mailing Address \_\_\_\_\_

\_\_\_\_\_  
City State Zip Code

Telephone Number \_\_\_\_\_

E-mail Address: \_\_\_\_\_

1A. Public Water System ID #: \_\_\_\_\_

2. This Notice is filed by (check all applicable):

- Land Owner       Owner of Withdrawal Authority       Lessee  
 Consultant       Other \_\_\_\_\_

**Note: If Notice is not filed by the land owner, the applicant must submit signed documentation containing land owner's name, address, telephone number, and signature consenting to the deepening, replacing, or modifying of the well.**

FOR DEPARTMENT USE ONLY	
File No.	_____
Registration 55-	_____
Date Filed	_____
Input _____ By _____	
AMA/INA	_____

3. Action Requested:     Deepen       Replace       Modify

4. Principal Use of Water: (please be specific): \_\_\_\_\_

5. Other Uses Intended (please be specific): \_\_\_\_\_

6. Claim of Entitlement to Withdraw Water:

58- \_\_\_\_\_ Grandfathered Groundwater Right Certificate

OR 59- \_\_\_\_\_ Groundwater Withdrawal Permit

OR 57- \_\_\_\_\_ Irrigation District

OR 56- \_\_\_\_\_ Service Area

OR 74- \_\_\_\_\_ Recovery Well Permit

7. Construction:

a. Drilling Firm: Name \_\_\_\_\_ DWR License Number \_\_\_\_\_ ROC License Category \_\_\_\_\_

b. Deepening/Replacement/Modification Will Start: \_\_\_\_\_  
Month Year

c. Estimated Time to Complete: \_\_\_\_\_ Months

**d. Attach a Well Construction Supplement, DWR form 55-90, and include a detailed construction diagram as indicated on the form.**

8. Original Well:

- a. Location: \_\_\_\_\_<sup>1/4</sup> \_\_\_\_\_<sup>1/4</sup> \_\_\_\_\_<sup>1/4</sup> Section \_\_\_\_\_ Township \_\_\_\_\_ N/S Range \_\_\_\_\_ E/W  
                   10 Acre           40 Acre           160 Acre
- b. Position: Latitude \_\_\_\_\_ ° \_\_\_\_\_ ' \_\_\_\_\_ " N      Longitude \_\_\_\_\_ ° \_\_\_\_\_ ' \_\_\_\_\_ " W
- c. Position Datum:  NAD 83            NAD 27            Other: \_\_\_\_\_
- d. County: \_\_\_\_\_
- e. Parcel Number: \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_
- f. Registration Number: 55- \_\_\_\_\_
- g. Registered/Permitted Capacity (see instructions for details): \_\_\_\_\_ Registered GPM OR \_\_\_\_\_ Acre-Feet Per Year

9. Deepening/Modification/Replacement Well (as applicable):

- a. Location: \_\_\_\_\_<sup>1/4</sup> \_\_\_\_\_<sup>1/4</sup> \_\_\_\_\_<sup>1/4</sup> Section \_\_\_\_\_ Township \_\_\_\_\_ N/S Range \_\_\_\_\_ E/W  
                   10 Acre           40 Acre           160 Acre
- b. Position: Latitude \_\_\_\_\_ ° \_\_\_\_\_ ' \_\_\_\_\_ " N      Longitude \_\_\_\_\_ ° \_\_\_\_\_ ' \_\_\_\_\_ " W
- c. Position Datum:  NAD 83            NAD 27            Other: \_\_\_\_\_
- d. County: \_\_\_\_\_
- e. Parcel Number: \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_
- f. Distance from Original Well: \_\_\_\_\_ Feet
- g. Design Pump Capacity \_\_\_\_\_ GPM
- h. Estimated total annual pumpage: \_\_\_\_\_ Acre-Feet Per Year
- i. Diameter: \_\_\_\_\_ Inches
- j. Depth: \_\_\_\_\_ Feet
- k. Type of Casing: \_\_\_\_\_
- l. Has the well to be replaced been physically abandoned?    Yes    No
- m. If no, will it be?    Yes    No                    If Yes when: \_\_\_\_\_

**I state that this Notice is filed in compliance with Rules A.A.C. R12-15-809 and is complete and correct to the best of my knowledge and belief, and that I understand the conditions set forth in the general instructions and specific instructions for this application.**

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<b>Type or Print Name</b>	<b>Applicant's Signature</b>	<b>Title</b>	<b>Date</b>
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<b>Type or Print Name</b>	<b>Land Owner's Signature</b>	<b>Title</b>	<b>Date</b>
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## GENERAL INSTRUCTIONS

1. Complete this form and mail to P.O. Box 36020 Phoenix, Arizona 85067-6020 or hand deliver to 3550 North Central Ave, Phoenix, Arizona 85012. Pursuant to A.R.S § 45-596 and A.A.C. R12-15-104, the fee for this Notice is \$150.00.

Please include a completed Well Construction Supplement DWR Form 55-90, which is enclosed as part of your application. Completion of this form requires attachment of a detailed construction diagram. The diagram should verify consistency with minimum construction requirements specified in the Department's well construction rules found in Arizona Administrative Code (A.A.C.) R12-15-801, *et seq.* Specifically, the diagram should include an indication of perforated interval location(s) in relationship to the expected water level, depth and thickness of the surface seal, proposed grouting materials, whether or not the surface or conductor casing will extend above grade and vault details, if specified.

2. State the registration number of the original well and legal basis of entitlement to withdraw water.
3. Construction standards for replacement wells and deepening, modification, and abandonment of existing wells shall be in accordance with the Department Rules.
4. A.R.S. § 45-596(D) provides that the Director shall determine whether all information required on form has been submitted. If not, the person filing will be notified, and the drilling, deepening, or modification of the well may not proceed.

### **SPECIFIC INSTRUCTIONS, LIMITATIONS AND CONDITIONS APPLICABLE TO REPLACEMENT WELLS IN APPROXIMATELY THE SAME LOCATION**

Upon the return of this completed notice, the owner will be provided with specific instructions relating to site verification requirements.

“Original well” means the well replaced by a replacement well in approximately the same location, except that if the replacement well is the latest in a succession of two or more wells drilled as replacement wells in approximately the same location, “original well” means the well replaced by the first replacement well in approximately the same location.

A replacement well in approximately the same location must be drilled within 660 of the original well. The replacement well must not annually withdraw an amount of water in excess of the maximum annual capacity of the original well. The Director will determine the maximum annual capacity of the original well by multiplying the maximum pump capacity of the original well in gallons per minute by 525,600, and then converting the result into acre-feet by dividing the result by 325,851 gallons. The Director shall presume that the maximum pump capacity of the original well is the maximum pump capacity of the well in gallons per minute as shown in the Department's well registry records unless: (1) The Director has reason to believe that the maximum pump capacity as shown in the Department's well registry records is inaccurate or; (2) The applicant submits evidence demonstrating that the maximum pump capacity as shown in the Department's well registry records is inaccurate.

If a well permit was issued for the original well under A.R.S. § 45-599, the replacement well must not annually withdraw an amount of groundwater in excess of the maximum annual volume set forth in the well permit.

If a recovery well permit was issued for the well to be replaced pursuant to A.R.S. § 45-834.01(B) and the permit sets forth a maximum annual volume of stored water that may be recovered from the well, the proposed well will not annually recover an amount of stored water in excess of the maximum annual volume set forth in the recovery well permit.

If the well to be replaced has been physically abandoned in accordance with R12-15-816, a notice of intention to drill the proposed well is filed no later than 90 days after the well to be replaced was physically abandoned.

After a replacement well in approximately the same location is drilled, the replacement well may be operated in conjunction with the original well and any other wells that replaced the original well if the total annual withdrawals from all wells do not exceed the maximum amount allowed.

A well may be drilled as a replacement well in approximately the same location for more than one original if the total annual withdrawals from the proposed well will not exceed the combined maximum annual amounts allowed for each original well.

### **Time Frames for Review of Your Application.**

Within fifteen (15) days after receipt of your application, the Department will determine whether your application is administratively complete and should be granted or denied, unless this time is extended as described below. This fifteen day time frame is both the administrative completeness review time frame and the overall time frame for a Notice of Intention to Drill.

If the Department sends you a letter that your application is incomplete, the Department will include a comprehensive list of specific deficiencies. Until the missing information is received, both the administrative completeness review and the overall time frames will be suspended. When the Department receives the missing information, the administrative completeness review and overall time frames will resume. Your application will not be complete until all of the requested information is received. If you do not supply the missing information within sixty (60) days, your application may be denied.

### **Agency Contact**

Please direct any questions, comments or requests for further assistance to the Groundwater Permitting & Wells Section at (602)771-8527.

### **NOTICE**

A.R.S. § 41-1030(B), (D), (E) and (F) provide as follows:

B. An agency shall not base a licensing decision in whole or in part on a licensing requirement or condition that is not specifically authorized by statute, rule or state tribal gaming compact. A general grant of authority in statute does not constitute a basis for imposing a licensing requirement or condition unless a rule is made pursuant to that general grant of authority that specifically authorizes the requirement or condition.

D. This section may be enforced in a private civil action and relief may be awarded against the state. The court may award reasonable attorney fees, damages and all fees associated with the license application to a party that prevails in an action against the state for a violation of this section.

E. A state employee may not intentionally or knowingly violate this section. A violation of this section is cause for disciplinary action or dismissal pursuant to the agency's adopted personnel policy.

F. This section does not abrogate the immunity provided by section 12-820.01 or 12-820.02.