

Underground Storage Facility Application Guide as it applies to the permittee. Except that if the facility is already operating, the applicant must submit information based on actual operational costs of the facility.

- D. Aquifer Protection Permit (APP) issued by Arizona Department of Environmental Quality (ADEQ): For effluent storage, the applicant must demonstrate that the new permittee will operate the USF under a valid APP issued by ADEQ.
 - E. If the Underground Storage Facility (USF) permit conveyance is for a managed facility that is designated as adding value to a national park, national monument or state park, the applicant must submit a statement, signed by the new permittee, certifying that the new permittee will continue to maintain the quantified, minimum base flow and annual discharge to the stream as established in the USF permit.
4. If **Groundwater Savings Facility (GSF) permit conveyance**, submit the following:
- A. Current Permit #72-_____
 - B. The applicant must submit a report that describes how the new permittee will continue to meet the requirements of A.R.S. § 45-812.01 as conditioned in the GSF permit.
 - C. The applicant must identify any proposed changes/updates to the Plan of Operation on file with the Department for this GSF. **Note:** Changes to the Plan of Operation constitute a permit modification. If you are changing the facility Plan of Operation, you must also submit an Application for Groundwater Savings Facility Permit form and fees.
5. If **Water Storage (WS) permit conveyance**, please submit the following:
- A. Current Permit #73-_____
 - B. If the water to be stored is appurtenant to a place of use, the legal description of the location of that use:

_____ **(quarter/quarter/quarter/section, township and range)**
 - C. A description and documentation of the new permittee's right to use the proposed source of water. Cite the right number, law, court decree, contract or other legal basis for acquiring and using each source of water to be stored pursuant to this permit.
 - D. If the water storage permit application meets the requirements of A.R.S. § 45-871.01(E) and the new water storage permit holder will **not** also be the holder of the storage facility permit, please submit a consent agreement signed by the facility permit holder.
 - E. For water storage at a Groundwater Savings Facility, if the new water storage permit holder will **not** also be the holder of the storage facility permit, does the new permittee agree to comply with the Plan of Operation for the GSF permit listed in the water storage permit being conveyed with this application?
 Yes No
6. If **long-term storage credits** are being assigned pursuant to A.R.S. § 45-854.01, a Long-Term Storage Credit Transfer form must be submitted.

NOTE: If any information submitted with the original application is no longer valid as a result of the conveyance, that information must be identified and updated as it pertains to the new permittee.

NOTARIZED SIGNATURE – NEW PERMITTEE

I (We), _____, the **new permittee(s)** named in this application, do hereby certify under the penalty of perjury, that the information contained and statements made herein are to the best of my (our) knowledge and belief true, correct and complete. I furthermore acknowledge that by my signature I agree on behalf of the new permittee that all aspects of this facility will continue to meet the requirements of A.R.S. § 45-811.01, 814.01 or 831.01, as applicable.

Signature of applicant or authorized agent for **new permittee(s)**

Title

STATE OF ARIZONA)
) ss.
County of _____)

Subscribed and sworn to before me this _____ day of _____, 20_____.

Notary Public

My commission expires

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.