

ARIZONA DEPARTMENT OF WATER RESOURCES
Water Planning & Permitting Division
1802 West Jackson Street, Box #79
Phoenix, Arizona 85007
Phone: (602) 771-8737
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APPLICATION FOR WATER STORAGE PERMIT
(A.R.S § 45-831.01)

The initial fee for a Water Storage Permit Application is \$1,000. If the cost of reviewing your application exceeds \$1,000, you will be invoiced for the difference, up to a maximum total fee of \$10,000. Payment may be made by cash, check, or credit card, (if you wish to pay by credit card, please contact the Recharge Program at 602-771-8737). Checks should be made payable to the Arizona Department of Water Resources. In addition to the hourly application fee, the applicant must pay any review-related costs associated with the application and the actual cost of mailing or publishing any legal notice of the application or any notice of a pre-decision administrative hearing on the application. Review related costs are: (1) costs associated with a pre-decision hearing on the application, such as court reporter services and facility rentals for the hearing, and (2) mileage expenses for a site visit conducted before issuing a decision on the application.

FOR OFFICE USE ONLY
Application No.: _____
Date Received: _____

Failure to enclose the initial application fee will cause the application to be returned. Fees for a Water Storage Permit Application are authorized by A.R.S. § 45-871.01 and A.A.C. R12-15-103.

PLEASE SUBMIT ONE ORIGINAL APPLICATION FORM AND ALL SUPPORTING MATERIALS

APPLICATION FOR: (Check one)

- New Water Storage Permit** **Modification of Water Storage Permit** **Renewal of Water Storage Permit**
- No. 73-_____ No. 73-_____

GENERAL INFORMATION

1. Name of Applicant: _____

Mailing Address _____ City _____ State _____ Zip _____
Contact Person: _____ Telephone: _____ Email: _____

2. Name and permit number of storage facility where water storage will occur: _____

3. Name of Active Management Area or Irrigation Non-Expansion Area where the facility will be located:

(If the facility is NOT located within an AMA or INA, please indicate "NONE.")

4. Name of groundwater basin and subbasin where the facility will be located: _____

5. If this water storage permit application is for the storage of CAP water and meets the requirements of A.R.S. §§ 45-831.01(G) or 45-871.01(E) and the applicant will **not** also be the holder of the storage facility permit, please submit a consent agreement signed by the facility permit holder. FACILITY CONSENT TO STORE FORM PROVIDED? YES NO N/A

6. The maximum annual amount of water that may be stored at the facility: _____
(acre-feet per year)

7. The maximum annual amount of water proposed for storage pursuant to this water storage permit: _____
(acre-feet per year)

8. Proposed duration of the permit **(select one)**:

- Concurrent with facility permit
- Other, please specify number of years: _____

9. The stored water will be recovered (select one):

- Only on an annual basis pursuant to A.R.S. § 45-851.01
- Only be credited to long-term storage account #70- _____
- Either recovered on an annual basis and/or credited to long term storage account #70- _____

10. Check all sources of water to be stored pursuant to this permit:

- CAP Water Effluent Decreed & Appropriative Surface Water NCS/Plan 6 Water Deviation Water
- Other

If Decreed and Appropriative Surface Water, list river(s): _____

If Other, please explain: _____

[NOTE: In order for the storer to accrue long-term storage credits for the stored water, the source water must comply with A.R.S. § 45-802.01(23), "Water that cannot reasonably be used directly".]

11. 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)

12. What is the applicant's legal right to use the proposed source(s) 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.

- CAP Contract _____
- Right to municipally treated effluent _____
- Decreed and Appropriative surface water right _____
- NCS / Plan 6 Water _____
- Deviation Water _____
- Other, please explain: _____

If municipally treated effluent will be stored and the applicant is the producer of the effluent, does the applicant certify that, after meeting all contractual obligations for delivery of effluent to other parties, the applicant retains the legal right to the volume of effluent requested in item 7 of this application? Yes No

13. Do you want this water storage permit to be designated as storing non-recoverable water pursuant to A.R.S. § 45-833.01?

- Yes No

14. **For effluent storage:**

Is the facility where storage is to occur currently regulated under an Aquifer Protection Permit (APP) issued by the Arizona Department of Environmental Quality? Yes No

If no, will the applicant be obtaining an APP? Yes No

If no to both, please explain method of compliance with A.R.S. § 45-831.01(B)(2): _____

15. **For water storage at a Groundwater Savings Facility**, if the applicant is **not** the GSF permit holder, does the applicant agree to comply with the Plan of Operation for the GSF permit listed in Item 2 of this application? Yes No

SIGNATURE

I (We), _____, the applicant(s) named in this application, do hereby certify under the penalty of perjury, that the information contained and statements made herein are true and correct.

Telephone Signature of owner or authorized agent

Date of Signature Title

Mailing Address City State Zip

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.