

8. Has the land been sold or taken out of production primarily because it would have been uneconomical to continue to withdraw for irrigation? ___ Yes ___ No

If “Yes”, the landowner is not eligible for approval of a development plan or a Type 1 Right under A.R.S § 45-469. However, the landowner may be eligible to receive a Type 1 Right under A.R.S. § 45-472
Please call (602) 771-8585, for further information on how to receive a Type 1 Right under A.R.S § 45-472.

If “No”, explain why the land is being retired: _____

9. The intended use of the water is: ___ Expanded animal industry ___ Domestic ___ Golf Course ___ Industrial
___ Electrical Energy Generation ___ Mining ___ Park ___ Common Area ___ Other

If “Other”, please describe the intended use of water: _____

SIGNATURE: _____ **DATE:** _____

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.