

ELIGIBILITY FOR IRRIGATION GRANDFATHERED RIGHTS  
FOR LAND IRRIGATED SOLELY WITH SURFACE WATER

Acres of land which were legally irrigated sometime between January 1, 1975 and January 1, 1980, which are still capable of being irrigated and which have not been retired from irrigation for a non-irrigation use, but which were irrigated solely with surface water, may continue to be irrigated with surface water.<sup>1</sup> However, such acres are not eligible for irrigation grandfathered rights and groundwater may not be applied to those acres.<sup>2</sup> The DWR will not accept applications for irrigation grandfathered rights for such land.

"Irrigated solely with surface water", as used above, means irrigated between 1975 and 1980 with surface water diverted pursuant to an appropriative surface water right or decreed surface water right.

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1 Section 45-452, Arizona Revised Statutes  
2 Section 45-465, Arizona Revised Statutes