

ARIZONA DEPARTMENT OF WATER RESOURCES
ACTIVE MANAGEMENT AREA
MAIL TO: 1802 W JACKSON ST BOX 79, PHOENIX, AZ 85007
(602)771-8585 · www.azwater.gov

**APPLICATION FOR NOTICE OF AN IRRIGATION GRANDFATHERED
RIGHT IN AN ACTIVE MANAGEMENT AREA
PURSUANT TO A.R.S. § 45-476
Douglas AMA**

FOR DEPARTMENT USE ONLY

Notice No. 58- _____
Registry No. _____
Filed _____
Certificate No. _____

**If the property is located inside the boundaries of the previous Douglas INA, the initial fee for an Application for Notice of an Irrigation Grandfathered Right in an Active Management Area is \$500.
If the property is located outside the boundaries of the previous Douglas INA, the initial fee is \$1,000.
The initial fee for all applications that include information on substantial capital investment is \$1,000. If applying for substantial capital investment, please submit Attachment A in addition to this form.
Total fees for this application are based upon an hourly billable rate, which can be found on the ADWR website, www.new.azwater.gov. If the costs of reviewing your application exceed the initial fee, 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 Active Management Area at 602-771-8585). Checks should be made payable to the Arizona Department of Water Resources.**

Applications must be submitted no later than 15 months past the designation of the Douglas AMA per A.R.S. § 45-475

1. OWNER NAME(s)

Attach a copy of the recorded deed and list the name(s) of legal owner(s) as they appear on the appropriate deed:

Name _____

Mailing Address _____

City _____ State _____ Zip _____ Telephone _____

2. For each parcel of land that was legally irrigated at any time between August 30, 2017, and August 30, 2022, indicate the assessor’s parcel number, parcel acreage, legal description, and GIS coordinates of each parcel. Irrigation is defined in the Groundwater Code as the application of water to two or more acres of land to produce plants or parts of plants for sale or human consumption for the use as feed for livestock, range livestock or poultry. If land was located within the Douglas INA, provide the irrigation authority number.

Irrigation Authority Number 60-_____

Assessor’s Parcel number _____ - _____ - _____ Parcel Acres: _____

Legal Description: _____

GIS coordinates: _____

Assessor’s Parcel number _____ - _____ - _____ Parcel Acres: _____

Legal Description: _____

GIS Coordinates: _____

3. Attach a county assessor’s map of the land described above in Item No. 2 and indicate the location of the wells described in Item No. 5. If you are requesting consideration for Substantial Capital Investment indicate on the map the locations of those respective acres.
4. Indicate the total number of acres irrigated on the land described above in Item No. 2 during the period August 30, 2017 to August 30, 2022. If any of the acres listed above been retired from irrigation indicate the number of acres retired.

	Acres irrigated	Acres retired
Aug 30, 2017 – Dec 31, 2017		
2018		
2019		
2020		
2021		
Jan 1, 2022 – Aug 30, 2022		

5. List each private well used to irrigate the land during the period August 30, 2017 to August 30, 2022. Indicate the well registration number and as accurately as possible the year the well was drilled. In addition, please indicate whether or not you own the well(s), if an approved measuring device has been installed and if so, list the measuring device type.

DWR Well Regist. No	Year Drilled	Owned by you? (Y/N)	Approved measuring device installed? (Y/N)	Measuring device type
55-				
55-				
55-				
55-				
55-				

6. Is the land served by an Irrigation District or an Agricultural Improvement District.
 _____ Yes _____ No If so, please indicate the District. _____

7. Is groundwater the sole source of water for irrigation? _____ Yes _____ No
 If groundwater is not the sole source for irrigation, please list what other sources that have been utilized: i.e. surface water, effluent, etc.
- _____

8. Have you owned the land since August 30, 2017? _____ Yes _____ No
 If not, list below the name and address of the previous owner of the land and the date of purchase.

 (Name of previous owner) (Date of purchase)

 (Address)

9. Indicate the crops grown, the number of acres planted in each crop, cropping patterns, and the total number of acres planted in each year. Do not count double cropped acres twice in the last column. Indicate irrigation methods used for each crop.

	Crops Grown	# of acres in each crop	Irrigation method	Cropping pattern	Total # of acres planted
2017					
2018					
2019					
2020					
2021					
Jan 1, 2022 – August 30, 2022					

(Use additional sheet if necessary)

10. Indicate the amount of water used from each source in each of the five years (acre-feet).

	2017	2018	2019	2020	2021	Jan 1, 2022- August 30, 2022
Groundwater						
Surface water						
Effluent						

The above amounts are measured estimated.

COMMENTS: _____

11. Do you make use of any of the following?

	Yes	No	If yes,	
Lined ditches or pipes			Percentage of ditches lined	
Pump-back system			Number of acres served	
Land leveling			Number of acres leveled	
Other			Number of acres affected	

COMMENTS: _____

12. Indicate the source of the data included in this application. (All sources must be available for inspection by the Department).

- Agricultural Stabilization and Conservation Service (ASCS)
- Irrigation District Records
- Farm Records
- County Agent Records
- Other

If other is checked, please identify the source of the data. _____

**YOUR FUTURE USE OF GROUNDWATER DEPENDS ON WHETHER THE
INFORMATION IN THIS FORM IS COMPLETE AND CORRECT**

I (we), _____ the applicant(s) or authorized agent(s) of the applicant(s)
(Print Name)

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.

If owner is an individual, sign here:

Signature of Applicant(s)

Date

If owner is a corporation, partnership, association, etc., sign here:

Signature of Authorized Agent(s) of Applicant(s)

Date

Title _____

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 12-820.0

APPLICATION INSTRUCTIONS

NOTICE OF AN IRRIGATION GRANDFATHERED RIGHT IN AN ACTIVE MANAGEMENT AREA PURSUANT TO A.R.S. § 45-476 Douglas AMA

Please refer to this instructions sheet when filling out the application.

1. Ownership

- Attach a copy of the recorded deed and list the Name(s) of the legal owners as they appear on the deed. This information will be written on the certificate as the legal owners of the designated groundwater right.

2. Location

- For each parcel of land that was legally irrigated at any time between August 30, 2017, and August 30, 2022, indicate the assessor's parcel number, parcel acreage and legal description. Please also include the GIS coordinates for each parcel of land. This information can be found on the Cochise County Assessors webpage, www.cochise.az.gov/178/Assessor

3. Map

- Provide a map of the land listed above and indicate the location of the wells listed in item 5. The County Assessor's map can be found on the Cochise County Assessor's webpage, www.cochise.az.gov/178/Assessor

4. Acres Irrigated and Retired

- Indicate the total number of acres irrigated on the land described above in Item No. 2 during the period August 30, 2017 to August 30, 2022. If any of the acres listed above been retired from irrigation indicate the number of acres retired.

5. Well Information

- List each private well used to irrigate the land during the period August 30, 2017 to August 30, 2022 using the well registration number (55-XXXXXX). Well information can be found on the ADWR website www.new.az.water.gov under Wells and Permitting.
- Indicate the year the well was drilled. In addition, please indicate whether or not you own the well(s), if an approved measuring device has been installed and if so, list the measuring device type.
- A list of approved measuring devices can be found here https://apps.azsos.gov/public_services/Title_12/12-15.pdf under R12-15-903

6. Irrigation District

- If the land is being served by an Irrigation District, please list the name of the district

7. Water Sources

- Is groundwater the sole source of water for irrigation? If, no please refer to questions 8.
- If other sources of water are used besides groundwater, list them here (i.e. effluents, surface water etc.)

8. Previous Ownership

- Have you owned the land since August 30, 2017? If not, please list the previous owners, address and the date of purchase. Previous ownership information can be found on the Cochise County Assessors website www.cochise.az.gov/178/Assessor

9. Crop Information

- Indicate the crops grown, the number of acres planted in each crop, cropping patterns, and the total number of acres planted in each year. Do not count double cropped acres twice in the last column. Indicate irrigation methods used for each crop.

10. Water used by each source

- Indicate the amount of water used from each source in each of the five years (acre-feet). If another source was used and is not listed, please list source in the bottom row

11. Farming Practices and Improvements

- Are any of the listed improvements or practices in use on the property? If not, please either leave blank or write N/A in the comments section.

12. Source of Data

- Please check the sources of data included in this application. (All sources must be available for inspection by the Department).
- If other is checked, please identify the source of data.