

STATE OF COLORADO
OFFICE OF THE STATE ENGINEER
DIVISION OF WATER RESOURCES
1313 Sherman St, Room 821, Denver, CO 80203
Phone (303) 866-3581, www.water.state.co.us

NONTRIBUTARY GROUND WATER LANDOWNERSHIP STATEMENT

AQUIFER: _____

I (we) (Please Print) _____,
claim and say that I (we) am (are) the owner(s) of the following described property consisting of _____ acres in the County of _____, State of Colorado, as evidenced by the attached copy of a deed, recorded in the county (or counties) in which the land is located. (insert the property's legal description)

I (we) further claim and say that the right to withdraw the ground water in the aquifer underlying the above described land has not been reserved by another, nor has consent been given to another for the right to its withdrawal.

NOTE: A completed "Nontributary Landownership or Consent Verification of Notice" form (GWS-43) must also be provided for all applications submitted pursuant to C.R.S. 37-90-137(4) outside of a Designated Ground Water Basin.

Further, I (we) claim and say that I (we) have read the statement made herein; know the contents thereof; and that the same are true to my (our) knowledge. Pursuant to Section 24-4-104(13)(a), C.R.S., the making of false statements herein constitutes perjury in the second degree and is punishable as a Class 1 misdemeanor.

Signature Date

Signature Date

.....
Type or print neatly in black ink. This form may be reproduced by photocopy or word processing means. See additional instructions on back.

INSTRUCTIONS: Nontributary Ground Water Landownership Statement

This form is to be submitted with all applications for:

1. Well permits to withdraw ground water outside a Designated Ground Water Basin pursuant to C.R.S. 37-90-137(4), consisting of any ground water from the Dawson, Denver, Arapahoe, or Laramie-Fox Hills aquifers, or where the applicant believes or claims that the water to be withdrawn is nontributary ground water.
2. Determinations of Water Right of ground water inside a Designated Ground Water Basin pursuant to C.R.S. 37-90-107(7) consisting of any ground water from the Dawson, Denver, Arapahoe, or Laramie-Fox Hills aquifers, or any application for water rights from other Designated Basin bedrock aquifers pursuant to Designated Basin Rule 5.4.

The statement must be accompanied by a deed demonstrating that the claimant is the owner of the described property. The name of the claimant must be the same as the name of the owner of the described property as shown on the deed.

The statement must be signed by the landowner(s). If the landowner is a company, corporation, organization, etc. the statement must be signed by an official of the company who must indicate his/her position or capacity that grants authorization to sign.

The aquifer from which the ground water is to be withdrawn must be indicated. The applicant shall provide a separate statement for each aquifer.

The number of acres and legal description of overlying land must be indicated. In areas of the state that are not surveyed, the State Engineer will accept an alternate description of the overlying land sufficient to identify and locate the land. For legal descriptions of irregularly shaped parcels (where the boundaries do not follow or parallel section lines), or where there are exclusions of land within the total parcel, the applicant must submit a map having a scale of 1:24,000 or larger (e.g. 1:10,000) which accurately depicts the overlying land.

If the legal description is too lengthy for the space provided on the statement, please refer to an attached legal description in the space provided and attach the complete legal description.

If the attached copy of the deed provides an adequate legal description, that deed may be referenced in the space provided.

The legal descriptions and maps must be complete and legible. Descriptions that are illegible or incomplete (e.g. that reference exclusions without legal descriptions) may be returned.