

Exempt/Small Capacity Wells

- Household Use Only
 - Domestic (often includes outside uses)
 - Livestock
 - Commercial
 - Existing Unregistered
 - Monitoring and Observation
 - Fire-fighting purposes
- **Rooftop precipitation collection

Residential Wells

Parcel Creation and Water Supply
Requirements

Five types of parcels to consider

- Pre-June 1, 1972 Parcels
- Parcels 35 Acres or Larger
- Cluster Developments
- Subdivision Exemptions
- Post June 1, 1972 Subdivisions

Methods of Evaluation

- Outside designated basins
 - Must always consider 37-92-602(6)
 - Water available and no injury - 37-92-602 (3)(b)(I)
 - Presumption (rebuttable) of no material injury - 37-92-602(3)(b)(II)(A)
 - Cumulative effect - 37-92-602(3)(b)(III)
- Inside designated basins
 - Exception - 37-90-105
 - Cumulative effect - 37-90-105(3)(c)



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