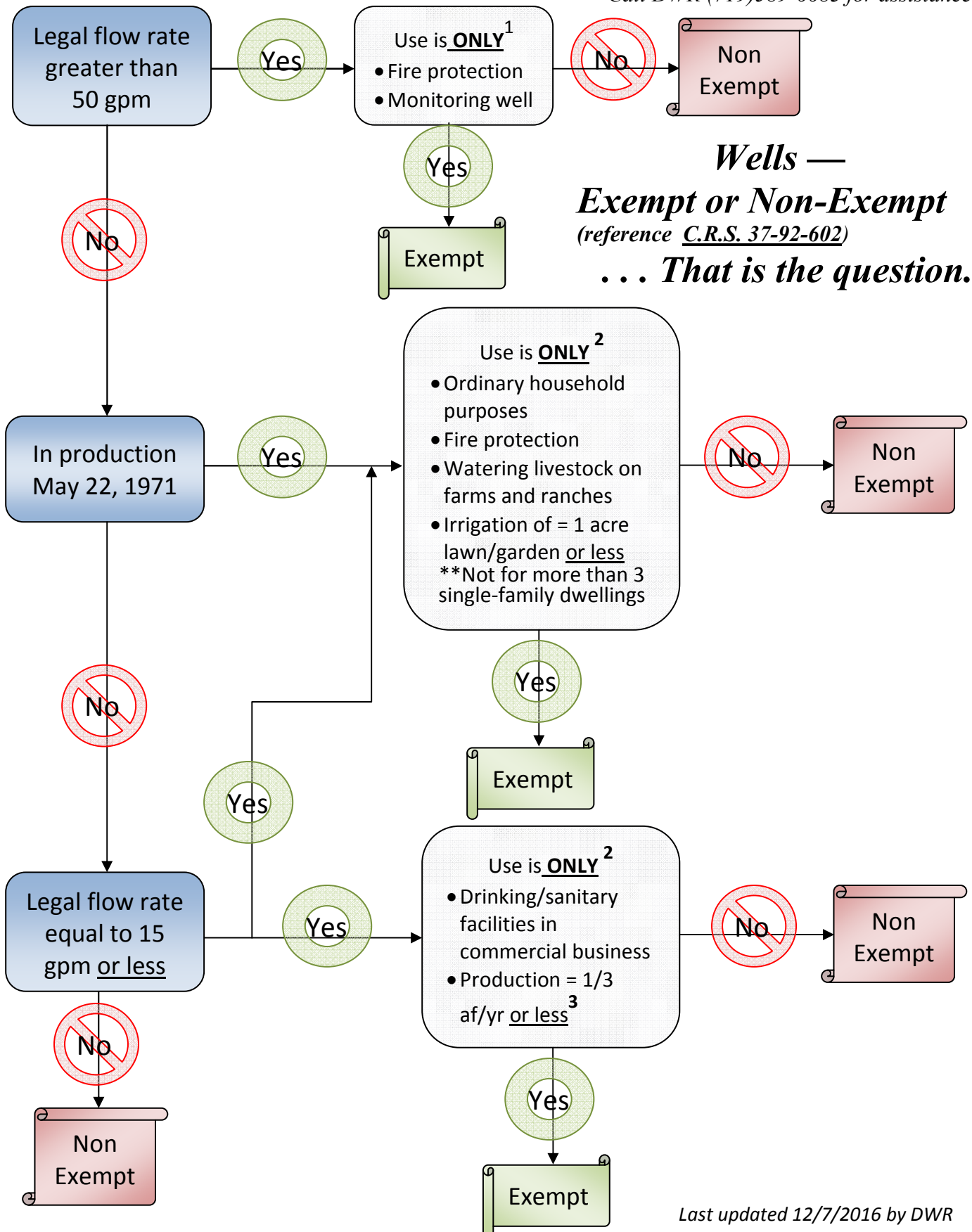


↓ START HERE ↓

This flowchart is a guide. The specific language in the decree or permit will govern.
Call DWR (719)589-6683 for assistance.



Wells —
Exempt or Non-Exempt
(reference C.R.S. 37-92-602)
... That is the question.

Last updated 12/7/2016 by DWR

¹ Wells are capped, locked, and available for use exclusively for fire-fighting or exclusively for monitoring.

² If the legal uses exceed any of these, the well is non-exempt.

³ If in production before May 8, 1972, maximum production may be 1 af/yr or less if decreed or permitted as such.

Wells — Exempt or Non-Exempt

Excerpt taken from Colorado Revised Statutes

C.R.S. 37-92-602

COLORADO REVISED STATUTES

*** This document reflects changes current through all laws passed at the First Regular Session

of the Seventieth General Assembly of the State of Colorado (2015) ***

TITLE 37. WATER AND IRRIGATION

WATER RIGHTS AND IRRIGATION

ARTICLE 92. WATER RIGHT DETERMINATION AND ADMINISTRATION

PART 6. APPLICATION OF ARTICLE

C.R.S. 37-92-602 (2015)

37-92-602. Exemptions - presumptions - legislative declaration - definitions

(1) This article, except for sections 37-92-201 and 37-92-202, does not apply to:

(a) Designated groundwater basins as defined and established by article 90 of this title;

(b) Wells not exceeding fifteen gallons per minute of production and used for ordinary household purposes, fire protection, the watering of poultry, domestic animals, and livestock on farms and ranches and for the irrigation of not over one acre of home gardens and lawns but not used for more than three single-family dwellings;

(c) Wells not exceeding fifteen gallons per minute of production and used for drinking and sanitary facilities in individual commercial businesses;

(d) Wells to be used exclusively for fire-fighting purposes if said wells are capped, locked, and available for use only in fighting fires;

(e) Wells not exceeding fifty gallons per minute that are in production as of May 22, 1971, and were and are used for ordinary household purposes for not more than three single-family dwellings, fire protection, the watering of poultry, domestic animals, and livestock on farms and ranches, and for the irrigation of not over one acre of gardens and lawns;

(f) Wells to be used exclusively for monitoring and observation purposes if said wells are capped and locked and used only to monitor water levels or for water quality sampling;

. . .