
HOUSE BILL 1131

State of Washington

53rd Legislature

1993 Regular Session

By Representatives Kremen, Grant, Hansen and Basich

Read first time 01/15/93. Referred to Committee on Natural Resources & Parks.

1 AN ACT Relating to ground water rights; and amending RCW 90.44.050.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

3 **Sec. 1.** RCW 90.44.050 and 1987 c 109 s 108 are each amended to
4 read as follows:

5 After June 6, 1945, no withdrawal of public ground waters of the
6 state shall be begun, nor shall any well or other works for such
7 withdrawal be constructed, unless an application to appropriate such
8 waters has been made to the department and a permit has been granted by
9 it as herein provided: EXCEPT, HOWEVER, That any withdrawal of public
10 ground waters for stock-watering purposes, or for the watering of a
11 lawn or of a noncommercial garden not exceeding one-half acre in area,
12 or for single or group domestic uses in an amount not exceeding five
13 thousand gallons a day, or for an agricultural or industrial purpose in
14 an amount not exceeding five thousand gallons a day, is and shall be
15 exempt from the provisions of this section, but, to the extent that it
16 is regularly used beneficially, shall be entitled to a right equal to
17 that established by a permit issued under the provisions of this
18 chapter: PROVIDED, HOWEVER, That the department from time to time may
19 require the person or agency making any such small withdrawal to

1 furnish information as to the means for and the quantity of that
2 withdrawal: PROVIDED, FURTHER, That at the option of the party making
3 withdrawals of ground waters of the state not exceeding five thousand
4 gallons per day, applications under this section or declarations under
5 RCW 90.44.090 may be filed and permits and certificates obtained in the
6 same manner and under the same requirements as is in this chapter
7 provided in the case of withdrawals in excess of five thousand gallons
8 a day.

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