
HOUSE BILL 1749

State of Washington

58th Legislature

2003 Regular Session

By Representatives Grant, Schoesler, Ahern, Benson and Ericksen

Read first time 02/06/2003. Referred to Committee on Agriculture & Natural Resources.

1 AN ACT Relating to withdrawals of public ground waters; and
2 amending RCW 90.44.050.

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

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

6 After June 6, 1945, no withdrawal of public ground waters of the
7 state shall be begun, nor shall any well or other works for such
8 withdrawal be constructed, unless an application to appropriate such
9 waters has been made to the department and a permit has been granted by
10 it as herein provided: EXCEPT, HOWEVER, That any withdrawal of public
11 ground waters for stock-watering purposes, or for the watering of a
12 lawn or of a noncommercial garden not exceeding one-half acre in area,
13 or for (~~single or group domestic~~) residential uses in an amount not
14 exceeding five thousand gallons a day per residence, regardless of
15 whether the residence is part of a larger development, or for an
16 industrial purpose in an amount not exceeding five thousand gallons a
17 day, is and shall be exempt from the provisions of this section, but,
18 to the extent that it is regularly used beneficially, shall be entitled

1 to a right equal to that established by a permit issued under the
2 provisions of this chapter(~~(: PROVIDED, HOWEVER, That)~~).
3 The department from time to time may require the person or agency
4 making any such small withdrawal to furnish information as to the means
5 for and the quantity of that withdrawal(~~(: PROVIDED, FURTHER, That)~~).
6 However, at the option of the party making withdrawals of ground waters
7 of the state not exceeding five thousand gallons per day, applications
8 under this section or declarations under RCW 90.44.090 may be filed and
9 permits and certificates obtained in the same manner and under the same
10 requirements as is in this chapter provided in the case of withdrawals
11 in excess of five thousand gallons a day.

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