
HOUSE BILL 1172

State of Washington

59th Legislature

2005 Regular Session

By Representatives Holmquist, Kristiansen, Grant, Kretz, Newhouse, Buri, Skinner, Strow, Roach, Walsh, Sump, Hinkle, Pearson, Clements, Condotta, Haler and Armstrong

Read first time 01/18/2005. Referred to Committee on Economic Development, Agriculture & Trade.

1 AN ACT Relating to withdrawals for stock-watering; and amending RCW
2 90.44.050.

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

4 **Sec. 1.** RCW 90.44.050 and 2003 c 307 s 1 are each amended to read
5 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)) is and shall be exempt from the provisions of this section, but,
14 to the extent that it is regularly used beneficially, shall be entitled
15 to a right equal to that established by a permit issued under the
16 provisions of this chapter. Further, any withdrawal of public ground
17 water for single or group domestic uses in an amount not exceeding five
18 thousand gallons a day, or as provided in RCW 90.44.052, or for an
19 industrial purpose in an amount not exceeding five thousand gallons a

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

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