

**NORTHERN TRINITY GROUNDWATER
CONSERVATION DISTRICT**

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Application for Transfer of Well Ownership

A well which has changed ownership.

District to Complete:

Well Registration No.

Date Received:

By:

Rule 3.6 Transfer of Well Ownership

- a) Within 90 days after the date of a change in ownership of a new well exempt under Rule 2.1, the new well owner (transferee) shall notify the District in writing of the effective date of the change in ownership, the name, daytime telephone number, and mailing address of the transferee, along with any other contact or well-related information reasonably requested by the General Manager. The transferee may, in addition, be required to submit an application for registration of an existing well if a registration does not yet exist for the well.
- b) Within 90 days after the date of a change in ownership of a well that is not exempt under District Rule 2.1 from the water use fee payment, metering, and reporting requirements of these rules, the new well owner (transferee) shall submit to the District, on a form provided by the District staff, a signed and sworn-to application for transfer of ownership.
- c) If a registrant conveys by any lawful and legally enforceable means to another person the real property interests in one or more wells or a well system that is recognized in the registration so that the transferring party (the transferor) is no longer the “well owner” as defined herein, and if an application for change of ownership under subsection (b) has been approved by the District, the District shall recognize the person to whom such interests were conveyed (the transferee) as the legal holder of the registration, subject to the conditions and limitations of these District Rules.
- d) The burden of proof in any proceeding related to a question of well ownership or status as the legal holder of a registration issued by the District and the rights thereunder shall be on the person claiming such ownership or status. Notwithstanding anything to the contrary herein, any question of well ownership shall be determined pursuant to the laws of the State of Texas, regarding common law for real property rights in groundwater. Taking into consideration the very limited rights legislated to groundwater conservation districts, and nothing shall be construed in these Rules to effectively remove the real property right in water beneath the landowner, as well, ownership shall not be confused with water ownership under this provision, recognizing the two may be different.
- e) Notwithstanding any provision of this Rule to the contrary, no application made pursuant to Subsection (b) of this Rule shall be granted by the District unless all outstanding fees, penalties, and compliance matters have first been fully and finally paid or otherwise resolved by the transferring party (transferor) for all wells included in the application or existing registration, and each well and registration made the subject of the application is otherwise in good standing with the District.
- f) The new owner of a well that is the subject of a transfer described in this rule (transferee) may not operate or otherwise produce groundwater from the well after 90 days from the date of the change in ownership until the new owner has:
 - (1) submitted written notice to the District of the change in ownership, for wells described in subsection (a); or
 - (2) submitted to the District a completed application for transfer of ownership, for wells described in subsection (b).

A new owner of a well that intends to alter or use the well in a manner that would constitute a substantial change from the information in the existing registration or that would trigger the requirement to register the well under these Rules must also submit and obtain District approval of a registration application or registration amendment application, as applicable, prior to altering or operating the well in the new manner.

Applicant are urged to read all of the Permanent Rules for Water Wells in Tarrant County as adopted by the District Board of Directors on December 17, 2018. Rules can be found at www.ntgcd.com.

Part I (A) - Previous Well Owner (*The Transferor*)

Well Owner: _____ Phone: _____

Contact: _____ E-mail: _____ Fax: _____

Mailing address: _____

City: _____ State: _____ Zip: _____

Registrant: (if other than owner) Phone: _____

Date of Change in Ownership: _____

Part I (B) New Well Owner (*The Transferee*)

Well Owner: _____ Phone: _____

Contact: _____ E-mail: _____ Fax: _____

Mailing address: _____

City: _____ State: _____ Zip: _____

Registrant: (if other than owner) Phone: _____

If registrant is other than owner of the property where the existing well is located, include documentation establishing the applicable authority to operate the existing well for the proposed use.

Part II - Well Location:

Well Site Address: _____ County: _____

City: _____ State: _____ Zip: _____

Latitude: _____ Longitude: _____

GPS manufacturer and model used to measure latitude and longitude: _____

If Latitude and Longitude is unknown, please state a convenient time for NTGCD staff to access well information.

Best day(s) of the week: _____ Between the hours of: _____ and _____

Will the groundwater withdrawn from the well be used on a property different than the property where the well is located? _____ No _____ Yes (If yes, location): _____

Describe use: _____

Will the groundwater produced be transported out of Tarrant County? ___No ___Yes

(If yes, explain):

Part III - Well Information (*if known*):

Size of Well casing: _____ (inside diameter of the pump [discharge] column pipe _____

Estimated depth of well: _____ feet

Maximum designed production capacity of pump: _____ gpm _____

Method of withdrawal (submersible pump, windmill, etc.): _____

Pump motor size: _____ Estimated depth to first screen: _____ feet

Number of service connections: _____ well will service approximately _____ individuals for _____ days out of the year.

Part IV - Certification:

Applicant agrees that water produced/withdrawn from this well will be put to a beneficial use at all times:

___Yes ___No

Applicant agrees to abide by the Rules of the District: ___ Yes ___No

I hereby certify that the information given herewith is true and accurate to the best of my knowledge and belief.

Print Name

Date

Previous Well Owner's Signature

Print Name

Date

New Well Owner's Signature