

NOTICE OF INTENT TO ADOPT RULES AND REGULATIONS

Agency: Wyoming State Engineer's Office

Address: Herschler Building, 4 East
Cheyenne, Wyoming 82002

Agency Contact: Lisa Lindemann, Administrator/Ground Water Division

Telephone: (307) 777-5063

The State Engineer's Office intends to promulgate regular rules in Chapter 1, "Fees", of the State Engineer's Office's rules. The rules were filed by the Secretary of State on March 18, 2009. The 2009 rules provide for an amount not to exceed \$25 from each domestic, stock, irrigation, municipal, industrial, and miscellaneous well permit application fee to be deposited into an account created under Wyo. Stat. Ann. § 33-42-116 for wells which require the use of a licensed well driller pursuant to Wyo. Stat. Ann. § 33-42-103.

The 2014 Legislature amended a statutory provision, Wyo. Stat. Ann. § 9-1-904(b), authorizing the State Engineer to increase the deposit of permit application fees for wells and groundwater developments into the Water Well Contractors Account to an amount not to exceed \$50.00.

The ability to deposit up to \$50.00 per permit in the Water Well Contractors Account will provide the necessary funding needed to operate and manage the *State Board of Examining Water Well Drilling Contractors and Water Well Pump Installation Contractors*, and administer Wyo. Stat. Ann. §§ 33-42-101-117.

Rules will allow the deposit of up to \$50.00 per permit into the Account, allowing for the continuous operation and management of the Board and the administration of Wyo. Stat. Ann. §§ 33-42-101-117.

Emergency rules, allowing the immediate deposit of \$50.00 into the Account, were filed with the Secretary of State's Office on April 9, 2014. Under Wyo. Stat. Ann. § 16-3-103(b), emergency rules are valid for not more than 120 days after the date of filing.

Upon review of the takings check list, provided by the Attorney General's Office, the proposed rules will not result in a taking of private property or violation of due process.

Specific information on the new rules can be found in the "Statement of Principal Reasons for Promulgating New Rules" that accompanies these rules. A copy of the proposed new rules can be obtained from the State Engineer's Office, Herschler Building, 4 East, Cheyenne, Wyoming 82002 (307-777-6163), or downloaded from the State

Engineer's Office website at <http://seo.wyo.gov/home/news-and-press-releases>. The proposed rules are provided in both strike and underscore, and clean formats.

The proposed amended rules will be available for public inspection for 45 days (commencing May 30, 2014 and ending July 18, 2014) during normal business hours at the following locations:

Ground Water Division
State Engineer's Office
Herschler Building, 4 East
Cheyenne, Wyoming
Phone: 777-6163

Office of Superintendent, Water Division No. 1
510 West 27th Avenue
Torrington, Wyoming
Phone: 532-2248

Office of Superintendent, Water Division No. 2
1833 South Sheridan Avenue
Sheridan, Wyoming
Phone: 672-9207

Office of Superintendent, Water Division No. 3
715 East Roosevelt
Riverton, Wyoming
Phone: 856-0747

Office of Superintendent, Water Division No. 4
115 Park Street
Cokeville, Wyoming
Phone: 279-3441

Any interested person may submit data, views or arguments to the State Engineer's Office before July 18, 2014, at the address specified below. Any person may urge the State Engineer's Office not to adopt the new rules, and may request the State Engineer's Office state its reasons for overruling the consideration urged against adoption. Requests for an agency response under this paragraph must be made before, or within, thirty (30) days after adoption of the rules, addressed to the State Engineer's Office as specified below. Each objection shall contain, at a minimum, the following information: 1) the objector's name, address, and telephone number, and 2) the reason for the objection. Objections should be addressed to:

State Engineer's Office
Attn: Lisa Lindemann, Administrator/Ground Water Division
Herschler Building, 4 East
Cheyenne, WY 82002
(307) 777-6163

A public hearing will be held if requested by 25 persons, a governmental subdivision or by an association having not less than 25 members. Requests for a public hearing should be addressed to the State Engineer at the address provided above.

Cc: Governor's Office
Attorney General
Secretary of State
Legislative Service Office

Interested Parties

Office of Governor
State Capitol
200 West 24th Street
Cheyenne, WY 82002

Office of Attorney General
123 State Capitol
Cheyenne, WY 82002-0020

Office of Secretary of State
The Capitol Building
200 West 24th Street
Cheyenne, WY 82002

Legislative Service Office
State Capitol, Room 213
Cheyenne, WY 82002

State Board of Examining Water Well Drilling Contractors and Water Well Pump
Installation Contractors:

Jack Weber
Weber Drilling
1305 Gregory Lane
Jackson, WY 83001

Chuck Wilson
Bronco Drilling
P.O. Box 836
Torrington, WY 82240

LeRoy Christiansen
DC Drilling
P.O. Box 749
Lusk, WY 82225

Steve Barbour
Aqua Pumps
9406 North Highway 14-16
Gillette, WY 82716

Van David
150 McCormick Road
Sheridan, WY 82801

Jim O' Connor
Wyoming Department of Environmental Quality – Water Quality Division
Herschler Building, 4 West
Cheyenne, WY 82002

George Moser
Wyoming State Engineer's Office
122 W. 25th Street
Herschler Building, 4 East
Cheyenne, WY 82002

Wyoming Water Well Association
5947 Road 32
Hawk Springs, WY 82217

Wyoming Association of Rural Water Systems
P.O. Box 1750
Glenrock, WY 82637

Wyoming Water Association
P.O. Box 1328
Powell, WY 82435

Wyoming Water Development Commission
6920 Yellowtail Road
Cheyenne, WY 82002

US Geological Survey
521 Progress Circle, Ste. 6
Cheyenne, WY 82007

Wyoming Geological Survey
P.O. Box 3008
Laramie, WY 82071-3008

Lynn Ritter, Administrator
Wyoming State Board of Examining Water Well Drilling Contractors and Water Well
Pump Installation Contractors
125 Ocean Lake Road
Riverton, WY 82501

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