

SHARED WELL EASEMENTS/AGREEMENTS

GUIDANCE

Shared well agreements may provide a reduction to property line setback requirements as stated in the Arizona Aquifer Protection Permit Rule, R18-9-A312C.

All shared well agreements MUST be recorded at the Maricopa County Recorder's Office and INCLUDE the following information:

- Effective date
- Parties involved (Grantor and Grantees; Parties to the Agreement)
- Document recording number
- Full legal description of the well site, easements and all parcels sharing the well
- How the agreement will run with the land/deed for the parcels
- The relationship of each parcel to: (construction, operation and expenses)
 - General provisions
 - Management of the provisions of the agreement
 - Percentage ownership
 - Percentage share of cost for operation/maintenance of the well and easements
 - Resolution of conflicts
 - Conditions and Limitations
- Survey map (drawing or graphic showing the impacted parcels with dimensions, well site and easements), recorded as part of the well agreement or as a separate document
- Title and signature of Grantor/Grantee (Parties to the Agreement) of all parcels
- Notary stamp, signature and date
- Unrecorded documents will not be accepted

If you have questions or need additional information, please contact us at the numbers listed above.