

CHAPTER 129

(House Bill 40)

AN ACT to repeal and re-enact, with amendments, Section 36 of Article 96B of the Annotated Code of Maryland (1947 Supplement), title "Water Resources", sub-title "Well Drillers", modifying the definition of a well.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 36 of Article 96B of the Annotated Code of Maryland (1947 Supplement), title "Water Resources", sub-title "Well Drillers", be and it is hereby repealed and re-enacted, with amendments, to read as follows:

36. For the purpose of this sub-title, the following words and phrases are herewith defined:

A "well" is any excavation whether drilled, bored, cored, or dug, for water, gas, or oil, or in exploration for water, gas, or oil. Drive point wells and hand dug wells are excluded from the provisions of this sub-title.

A "well driller" is a person in responsible charge of the actual drilling, boring, coring, or digging, or construction, alteration or repair of any well.

An "owner" is a person who has the right to drill into and produce and appropriate the production of water, gas, or oil, either for himself, or for himself and another or others, and for others.

A "person" means any natural person, corporation, association, partnership, receiver, trustee, guardian, executor, administrator, fiduciary, or representative of any kind.

"Underground water" means any supply of water which may be developed by any type of well or spring from beneath the surface of the ground whether the water flows therefrom by natural force or is withdrawn by pumping or other mechanical device or artificial process.

"Acquifer" means any formation of soil, sand, rock, gravel, limestone, sand-stone, or other material, or any crevice from which underground water is or may be produced.

SEC. 2. *And be it further enacted*, That this Act shall take effect June 1, 1949.

Approved March 31, 1949.