

SENATE FILE NO. SF0056

Temporary water use-municipalities.

Sponsored by: Select Water Committee

A BILL

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for

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AN ACT relating to water; providing for a municipality to

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temporarily use stored water as specified; and providing

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for an effective date.

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*Be It Enacted by the Legislature of the State of Wyoming:*

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**Section 1.** W.S. 41-3-110 by creating a new subsection

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(e) is amended to read:

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**41-3-110. Right to acquire temporary water rights for**

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**highway or railroad roadbed construction or repair;**

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**application; restrictions; fee.**

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(e) Notwithstanding the requirements of W.S.

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41-3-1002(e), a municipality which is the holder of any

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adjudicated or valid unadjudicated water storage right, may

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apply to the state engineer under subsection (b) of this

1 section for the temporary use or release of water stored  
2 under the right for instream flow uses provided that no  
3 other appropriator is injured. Nothing in this subsection  
4 shall be construed to modify or affect the rights set forth  
5 in W.S. 41-3-1002(d) or the requirements of W.S.  
6 41-3-1006(g) and (h).

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8 **Section 2.** This act is effective July 1, 2005.

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(END)