

SENATE FILE NO. SF0068

Omnibus water bill-construction.

Sponsored by: Select Water Committee

A BILL

for

1 AN ACT relating to water development projects; authorizing
2 a transfer of water as specified; authorizing construction
3 of designated water projects; describing projects;
4 specifying terms and conditions of funding for projects;
5 providing appropriations; modifying project descriptions
6 and terms of appropriations for various specified prior
7 projects; and providing for an effective date.

8
9 *Be It Enacted by the Legislature of the State of Wyoming:*

10
11 **Section 1.** W.S. 41-2-1301 and 99-3-1401 through
12 99-3-1404 are created to read:

13
14 ARTICLE 13
15 TRANSFER OF WATER

16
17 **41-2-1301. Transfer of water authorized; conditions.**

18
19 The United States Bureau of Reclamation and the Wyoming
20 water development office are hereby authorized to transfer
21 a maximum of thirty-three thousand four hundred ninety-
22 three (33,493) acre feet of storage water per year from the
23 environmental account in the Pathfinder reservoir to the
24 state of Nebraska for the purpose of providing regulatory
25 certainty under the Endangered Species Act for the use of
26 Wyoming water in the Platte River basin, and the Wyoming
27 water development office is hereby authorized to transfer a
28 maximum of nine thousand six hundred (9,600) acre feet of
29 storage water per year from the Wyoming account in the
30 Pathfinder reservoir to the state of Nebraska through
31 annual temporary water use agreements with the Platte River
32 Recovery Implementation Program in any year the storage

1 water in the Wyoming account is not needed for Wyoming's
2 purposes.

3
4 ARTICLE 14
5 2009 CONSTRUCTION PROJECTS
6

7 **99-3-1401. Definitions.**

8
9 The definitions in W.S. 99-3-101 apply to this article.
10

11 **99-3-1402. General authorization.**

12
13 The provisions of W.S. 99-3-102 apply to this article.
14

15 **99-3-1403. Level III construction projects - new**
16 **development.**
17

18 (a) Authorization is granted for the Level III new
19 development construction projects identified in this
20 section subject to the general conditions specified in W.S.
21 99-3-103.
22

23 (b) Project - Basin Storage Tank:
24

25 (i) Project sponsor: Town of Basin;
26

27 (ii) Project purpose: Municipal, rural domestic
28 water supply;
29

30 (iii) Project description: Design and
31 construction of a storage tank and appurtenances necessary
32 to make the project function in the manner intended;
33

34 (iv) Total project budget: One million six
35 hundred thirty-four thousand dollars (\$1,634,000.00);
36

37 (v) Project grant: The state of Wyoming shall
38 grant to the sponsor from water development account I
39 through the commission for the design, permit procurement,
40 project land procurement, construction engineering and
41 construction of the project an amount not to exceed one
42 million ninety-four thousand seven hundred eighty dollars
43 (\$1,094,780.00) or sixty-seven percent (67%) of the actual
44 development costs, whichever is less;
45

46 (vi) Project loan: The state of Wyoming shall
47 loan to the sponsor from water development account I

1 through the commission for the design, permit procurement,
2 project land procurement, construction engineering and
3 construction of the project an amount not to exceed five
4 hundred thirty-nine thousand two hundred twenty dollars
5 (\$539,220.00) or thirty-three percent (33%) of the actual
6 development costs, whichever is less, for a term of thirty
7 (30) years from the date the commission determines project
8 benefits accrue to the sponsor, at an annual rate of four
9 percent (4%);

10
11 (vii) Appropriation: There is appropriated from
12 water development account I to the commission one million
13 six hundred thirty-four thousand dollars (\$1,634,000.00) or
14 as much thereof as is necessary to carry out the purpose of
15 this subsection. Unexpended funds appropriated under this
16 subsection shall revert to water development account I on
17 July 1, 2014.

18
19 (c) Project - Casper Paradise Valley Pipeline:

20
21 (i) Project sponsor: City of Casper;

22
23 (ii) Project purpose: Municipal, rural domestic
24 water supply;

25
26 (iii) Project description: Design and
27 construction of a transmission pipeline and appurtenances
28 necessary to make the project function in the manner
29 intended;

30
31 (iv) Total project budget: One million seven
32 hundred thousand dollars (\$1,700,000.00);

33
34 (v) Project grant: The state of Wyoming shall
35 grant to the sponsor from water development account I
36 through the commission for the design, permit procurement,
37 project land procurement, construction engineering and
38 construction of the project an amount not to exceed one
39 million one hundred thirty-nine thousand dollars
40 (\$1,139,000.00) or sixty-seven percent (67%) of the actual
41 development costs, whichever is less;

42
43 (vi) Appropriation: There is appropriated from
44 water development account I to the commission one million
45 one hundred thirty-nine thousand dollars (\$1,139,000.00) or
46 as much thereof as is necessary to carry out the purpose of
47 this subsection. Unexpended funds appropriated under this

1 subsection shall revert to water development account I on
2 July 1, 2014;

3
4 (vii) Special condition: The sponsor is
5 responsible for acquiring thirty-three percent (33%) of the
6 total project budget from other sources.

7
8 (d) Project - Dubois Water Supply:
9

10 (i) Project sponsor: Town of Dubois;

11
12 (ii) Project purpose: Municipal, rural domestic
13 water supply;

14
15 (iii) Project description: Design and
16 construction of a storage tank, well modifications,
17 pipelines and appurtenances necessary to make the project
18 function in the manner intended;

19
20 (iv) Total project budget: Two million one
21 hundred thirty thousand dollars (\$2,130,000.00);

22
23 (v) Project grant: The state of Wyoming shall
24 grant to the sponsor from water development account I
25 through the commission for the design, permit procurement,
26 project land procurement, construction engineering and
27 construction of the project an amount not to exceed one
28 million four hundred twenty-seven thousand one hundred
29 dollars (\$1,427,100.00) or sixty-seven percent (67%) of the
30 actual development costs, whichever is less;

31
32 (vi) Project loan: The state of Wyoming shall
33 loan to the sponsor from water development account I
34 through the commission for the design, permit procurement,
35 project land procurement, construction engineering and
36 construction of the project an amount not to exceed seven
37 hundred two thousand nine hundred dollars (\$702,900.00) or
38 thirty-three percent (33%) of the actual development costs,
39 whichever is less, for a term of thirty (30) years from the
40 date the commission determines project benefits accrue to
41 the sponsor, at an annual rate of four percent (4%);

42
43 (vii) Appropriation: There is appropriated from
44 water development account I to the commission two million
45 one hundred thirty thousand dollars (\$2,130,000.00) or as
46 much thereof as is necessary to carry out the purpose of
47 this subsection. Unexpended funds appropriated under this

1 subsection shall revert to water development account I on
2 July 1, 2014.

3
4 (e) Project - Hudson Water Supply:

5
6 (i) Project sponsor: Town of Hudson;

7
8 (ii) Project purpose: Municipal, rural domestic
9 water supply;

10
11 (iii) Project description: Design and
12 construction of a storage tank, well field, pipelines and
13 appurtenances necessary to make the project function in the
14 manner intended;

15
16 (iv) Total project budget: One million five
17 hundred twenty thousand dollars (\$1,520,000.00);

18
19 (v) Project grant: The state of Wyoming shall
20 grant to the sponsor from water development account I
21 through the commission for the design, permit procurement,
22 project land procurement, construction engineering and
23 construction of the project an amount not to exceed one
24 million eighteen thousand four hundred dollars
25 (\$1,018,400.00) or sixty-seven percent (67%) of the actual
26 development costs, whichever is less;

27
28 (vi) Project loan: The state of Wyoming shall
29 loan to the sponsor from water development account I
30 through the commission for the design, permit procurement,
31 project land procurement, construction engineering and
32 construction of the project an amount not to exceed five
33 hundred one thousand six hundred dollars (\$501,600.00) or
34 thirty-three percent (33%) of the actual development costs,
35 whichever is less, for a term of thirty (30) years from the
36 date the commission determines project benefits accrue to
37 the sponsor, at an annual rate of four percent (4%);

38
39 (vii) Appropriation: There is appropriated from
40 water development account I to the commission one million
41 five hundred twenty thousand dollars (\$1,520,000.00) or as
42 much thereof as is necessary to carry out the purpose of
43 this subsection. Unexpended funds appropriated under this
44 subsection shall revert to water development account I on
45 July 1, 2014.

46
47 (f) Project - Laramie County Archer Water Supply:

- 1
2 (i) Project sponsor: Laramie County;
3
4 (ii) Project purpose: Municipal, rural domestic
5 water supply;
6
7 (iii) Project description: Design and
8 construction of a groundwater well and appurtenances
9 necessary to make the project function in the manner
10 intended;
11
12 (iv) Total project budget: Three hundred
13 thousand dollars (\$300,000.00);
14
15 (v) Project grant: The state of Wyoming shall
16 grant to the sponsor from water development account I
17 through the commission for the design, permit procurement,
18 project land procurement, construction engineering and
19 construction of the project an amount not to exceed two
20 hundred one thousand dollars (\$201,000.00) or sixty-seven
21 percent (67%) of the actual development costs, whichever is
22 less;
23
24 (vi) Appropriation: There is appropriated from
25 water development account I to the commission two hundred
26 one thousand dollars (\$201,000.00) or as much thereof as is
27 necessary to carry out the purpose of this subsection.
28 Unexpended funds appropriated under this subsection shall
29 revert to water development account I on July 1, 2012;
30
31 (vii) Special conditions:
32
33 (A) The sponsor is responsible for
34 acquiring thirty-three percent (33%) of the total project
35 budget from other sources;
36
37 (B) The sponsor shall purchase the wells
38 drilled during the Level II study for a price not to exceed
39 thirty-three percent (33%) of the wells' actual
40 construction costs. The sponsor shall purchase the wells
41 with a lump sum payment.
42
43 (g) Project - Mile-Hi Water Supply:
44
45 (i) Project sponsor: Mile-Hi Improvement and
46 service district;
47

1 (ii) Project purpose: Rural domestic water
2 supply;

3
4 (iii) Project description: Design and
5 construction of pipelines and appurtenances necessary to
6 make the project function in the manner intended;

7
8 (iv) Total project budget: One million two
9 hundred sixteen thousand dollars (\$1,216,000.00);

10
11 (v) Project grant: The state of Wyoming shall
12 grant to the sponsor from water development account I
13 through the commission for the design, permit procurement,
14 project land procurement, construction engineering and
15 construction of the project an amount not to exceed eight
16 hundred fourteen thousand seven hundred twenty dollars
17 (\$814,720.00) or sixty-seven percent (67%) of the actual
18 development costs, whichever is less;

19
20 (vi) Project loan: The state of Wyoming shall
21 loan to the sponsor from water development account I
22 through the commission for the design, permit procurement
23 project land procurement, construction engineering and
24 construction of the project an amount not to exceed two
25 hundred thousand six hundred forty dollars (\$200,640.00) or
26 sixteen and one-half percent (16.5%) of the actual
27 development costs, whichever is less, for a term of thirty
28 (30) years from the date the commission determines project
29 benefits accrue to the sponsor, at an annual rate of four
30 percent (4%);

31
32 (vii) Appropriation: There is appropriated from
33 water development account I to the commission one million
34 fifteen thousand three hundred sixty dollars
35 (\$1,015,360.00) or as much thereof as is necessary to carry
36 out the purpose of this subsection. Unexpended funds
37 appropriated under this subsection shall revert to water
38 development account I on July 1, 2014;

39
40 (viii) Special condition: The sponsor is
41 responsible for acquiring sixteen and one-half percent
42 (16.5%) of the total project budget from other sources.

43
44 (h) Project - Pine Bluffs Deep Well 2009:

45
46 (i) Project sponsor: Town of Pine Bluffs;

47

1 (ii) Project purpose: Municipal, rural domestic
2 water supply;

3
4 (iii) Project description: Design and
5 construction of a groundwater well, pipeline and
6 appurtenances necessary to make the project function in the
7 manner intended;

8
9 (iv) Total project budget: Eight hundred
10 seventy-one thousand dollars (\$871,000.00);

11
12 (v) Project grant: The state of Wyoming shall
13 grant to the sponsor from water development account I
14 through the commission for the design, permit procurement,
15 project land procurement, construction engineering and
16 construction of the project an amount not to exceed five
17 hundred eighty-three thousand five hundred seventy dollars
18 (\$583,570.00) or sixty-seven percent (67%) of the actual
19 development costs, whichever is less;

20
21 (vi) Appropriation: There is appropriated from
22 water development account I to the commission five hundred
23 eighty-three thousand five hundred seventy dollars
24 (\$583,570.00) or as much thereof as is necessary to carry
25 out the purpose of this subsection. Unexpended funds
26 appropriated under this subsection shall revert to water
27 development account I on July 1, 2014;

28
29 (vii) Special condition: The sponsor is
30 responsible for acquiring thirty-three percent (33%) of the
31 total project budget from other sources.

32
33 (j) Project - Pinedale Pipelines-Phase I:

34
35 (i) Project sponsor: Town of Pinedale;

36
37 (ii) Project purpose: Municipal, rural domestic
38 water supply;

39
40 (iii) Project description: Design, permit
41 procurement, project land procurement for two (2)
42 transmission pipelines and construction engineering and
43 construction of one (1) transmission pipeline and
44 appurtenances necessary to make the project function in the
45 manner intended;

46

1 (iv) Total project budget: Eleven million six
2 hundred seventy thousand dollars (\$11,670,000.00);
3

4 (v) Project grant: The state of Wyoming shall
5 grant to the sponsor from water development account I
6 through the commission for the design, permit procurement,
7 project land procurement for two (2) transmission pipelines
8 and construction engineering and construction of one (1)
9 transmission pipeline an amount not to exceed five million
10 two hundred ninety-three thousand dollars (\$5,293,000.00)
11 or sixty-seven percent (67%) of the actual costs, whichever
12 is less;
13

14 (vi) Project loan: The state of Wyoming shall
15 loan to the sponsor from water development account I
16 through the commission for the design, permit procurement,
17 project land procurement for two (2) transmission pipelines
18 and construction engineering and construction of one (1)
19 transmission pipeline an amount not to exceed two million
20 six hundred seven thousand dollars (\$2,607,000.00) or
21 thirty-three percent (33%) of the actual costs, whichever
22 is less, for a term of thirty (30) years from the date the
23 commission determines project benefits accrue to the
24 sponsor, at an annual rate of four percent (4%);
25

26 (vii) Appropriation: There is appropriated from
27 water development account I to the commission seven million
28 nine hundred thousand dollars (\$7,900,000.00) or as much
29 thereof as is necessary to carry out the purpose of this
30 subsection. Unexpended funds appropriated under this
31 subsection shall revert to water development account I on
32 July 1, 2014.
33

34 (k) Project - Rawlins Reservoir and Pipeline-Phase I:
35

36 (i) Project sponsor: City of Rawlins;
37

38 (ii) Project purpose: Municipal, rural domestic
39 water supply;
40

41 (iii) Project description: Design and
42 construction of a reservoir and transmission pipelines and
43 appurtenances necessary to make the project function in the
44 manner intended;
45

46 (iv) Total project budget: Sixteen million four
47 hundred fifteen thousand dollars (\$16,415,000.00);

1
2 (v) Project grant: The state of Wyoming shall
3 grant to the sponsor from water development account I
4 through the commission for the design, permit procurement,
5 project land procurement for the project an amount not to
6 exceed nine hundred four thousand five hundred dollars
7 (\$904,500.00) or sixty-seven percent (67%) of the actual
8 costs, whichever is less;
9

10 (vi) Project loan: The state of Wyoming shall
11 loan to the sponsor from water development account I
12 through the commission for the design, permit procurement
13 and project land procurement for the project an amount not
14 to exceed four hundred forty-five thousand five hundred
15 dollars (\$445,500.00) or thirty-three percent (33%) of the
16 actual costs, whichever is less, for a term of thirty (30)
17 years from the date the commission determines project
18 benefits accrue to the sponsor, at an annual rate of four
19 percent (4%);
20

21 (vii) Appropriation: There is appropriated from
22 water development account I to the commission one million
23 three hundred fifty thousand dollars (\$1,350,000.00) or as
24 much thereof as is necessary to carry out the purpose of
25 this subsection. Unexpended funds appropriated under this
26 subsection shall revert to water development account I on
27 July 1, 2014.
28

29 (m) Project - Riverton Water Supply:
30

31 (i) Project sponsor: City of Riverton;
32

33 (ii) Project purpose: Municipal, rural domestic
34 water supply;
35

36 (iii) Project description: Design and
37 construction of a storage tank, transmission pipelines,
38 well connection and appurtenances necessary to make the
39 project function in the manner intended;
40

41 (iv) Total project budget: Six million four
42 hundred forty thousand dollars (\$6,440,000.00);
43

44 (v) Project grant: The state of Wyoming shall
45 grant to the sponsor from water development account I
46 through the commission for the design, permit procurement
47 and project land procurement for the project an amount not

1 to exceed four million three hundred fourteen thousand
2 eight hundred dollars (\$4,314,800.00) or sixty-seven
3 percent (67%) of the actual development costs, whichever is
4 less;

5
6 (vi) Project loan: The state of Wyoming shall
7 loan to the sponsor from water development account I
8 through the commission for the design, permit procurement
9 and project land procurement for the project an amount not
10 to exceed six hundred forty-four thousand dollars
11 (\$644,000.00) or ten percent (10%) of the actual
12 development costs, whichever is less, for a term of twenty
13 (20) years from the date the commission determines project
14 benefits accrue to the sponsor, at an annual rate of four
15 percent (4%);

16
17 (vii) Appropriation: There is appropriated from
18 water development account I to the commission four million
19 nine hundred fifty-eight thousand eight hundred dollars
20 (\$4,958,800.00) or as much thereof as is necessary to carry
21 out the purpose of this subsection. Unexpended funds
22 appropriated under this subsection shall revert to water
23 development account I on July 1, 2014;

24
25 (viii) Special conditions:

26
27 (A) The sponsor is responsible for
28 acquiring twenty-three percent (23%) of the total project
29 budget from other sources;

30
31 (B) The sponsor shall purchase the well
32 drilled during the Level II study for a price not to exceed
33 thirty-three percent (33%) of the well's actual
34 construction costs. The sponsor may purchase the well with
35 a lump sum payment or with amortized payments for a term of
36 thirty (30) years from the date the commission determines
37 project benefits accrue to the sponsor at an interest rate
38 of four percent (4%).

39
40 (n) Project - Shoshone Municipal Pipeline-2009:

41
42 (i) Project sponsor: Shoshone Municipal Water
43 Supply Joint Powers Board;

44
45 (ii) Project purpose: Municipal, rural domestic
46 water supply;

47

1 (iii) Project description: Design and
2 construction of a transmission pipeline relocation and
3 appurtenances necessary to make the project function in the
4 manner intended;

5
6 (iv) Total project budget: Seven million three
7 hundred sixty thousand dollars (\$7,360,000.00);

8
9 (v) Project grant: The state of Wyoming shall
10 grant to the sponsor from water development account I
11 through the commission for the design, permit procurement,
12 project land procurement, construction engineering and
13 construction of the project an amount not to exceed two
14 million four hundred twenty-eight thousand eight hundred
15 dollars (\$2,428,800.00) or thirty-three percent (33%) of
16 the actual development costs, whichever is less;

17
18 (vi) Appropriation: There is appropriated from
19 water development account I to the commission two million
20 four hundred twenty-eight thousand eight hundred dollars
21 (\$2,428,800.00) or as much thereof as is necessary to carry
22 out the purpose of this subsection. Unexpended funds
23 appropriated under this subsection shall revert to water
24 development account I on July 1, 2014;

25
26 (vii) Special condition: The sponsor is
27 responsible for acquiring sixty-seven percent (67%) of the
28 total project budget from other sources.

29
30 (o) Project - Star Valley Ranch Water Supply:

31
32 (i) Project sponsor: Town of Star Valley Ranch;

33
34 (ii) Project purpose: Municipal, rural domestic
35 water supply;

36
37 (iii) Project description: Design and
38 construction of a storage tank, well connection, pipelines
39 and appurtenances necessary to make the project function in
40 the manner intended;

41
42 (iv) Total project budget: Two million six
43 hundred twenty thousand dollars (\$2,620,000.00);

44
45 (v) Project grant: The state of Wyoming shall
46 grant to the sponsor from water development account I
47 through the commission for the design, permit procurement,

1 project land procurement, construction engineering and
2 construction of the project an amount not to exceed one
3 million seven hundred fifty-five thousand four hundred
4 dollars (\$1,755,400.00) or sixty-seven percent (67%) of the
5 actual development costs, whichever is less;

6
7 (vi) Project loan: The state of Wyoming shall
8 loan to the sponsor from water development account I
9 through the commission for the design, permit procurement,
10 project land procurement, construction engineering and
11 construction of the project an amount not to exceed eight
12 hundred sixty-four thousand six hundred dollars
13 (\$864,600.00) or thirty-three percent (33%) of the actual
14 development costs, whichever is less, for a term of thirty
15 (30) years from the date the commission determines project
16 benefits accrue to the sponsor, at an annual rate of four
17 percent (4%);

18
19 (vii) Appropriation: There is appropriated from
20 water development account I to the commission two million
21 six hundred twenty thousand dollars (\$2,620,000.00) or as
22 much thereof as is necessary to carry out the purpose of
23 this subsection. Unexpended funds appropriated under this
24 subsection shall revert to water development account I on
25 July 1, 2014;

26
27 (viii) Special condition: The sponsor shall
28 purchase the well drilled during the Level II study for a
29 price not to exceed thirty-three percent (33%) of the
30 well's actual construction costs. The sponsor may purchase
31 the well with a lump sum payment or with amortized payments
32 for a term of thirty (30) years from the date the
33 commission determines project benefits accrue to the
34 sponsor at an interest rate of four percent (4%).

35
36 (p) Project - Teton Village Water Supply:

37
38 (i) Project sponsor: Teton Village Water and
39 Sewer District;

40
41 (ii) Project purpose: Rural domestic water
42 supply;

43
44 (iii) Project description: Design and
45 construction of a storage tank, well, pipelines and
46 appurtenances necessary to make the project function in the
47 manner intended;

1
2 (iv) Total project budget: Four million eight
3 hundred ninety-five thousand dollars (\$4,895,000.00);
4

5 (v) Project grant: The state of Wyoming shall
6 grant to the sponsor from water development account I
7 through the commission for the design, permit procurement,
8 project land procurement, construction engineering and
9 construction of the project an amount not to exceed one
10 million two hundred twenty-three thousand seven hundred
11 fifty dollars (\$1,223,750.00) or twenty-five percent (25%)
12 of the actual development costs, whichever is less;
13

14 (vi) Project loan: The state of Wyoming shall
15 loan to the sponsor from water development account I
16 through the commission for the design, permit procurement,
17 project land procurement, construction engineering and
18 construction of the project an amount not to exceed one
19 million two hundred twenty-three thousand seven hundred
20 fifty dollars (\$1,223,750.00) or twenty-five percent (25%)
21 of the actual development costs, whichever is less, for a
22 term of thirty (30) years from the date the commission
23 determines project benefits accrue to the sponsor, at an
24 annual rate of four percent (4%);
25

26 (vii) Appropriation: There is appropriated from
27 water development account I to the commission two million
28 four hundred forty-seven thousand five hundred dollars
29 (\$2,447,500.00) or as much thereof as is necessary to carry
30 out the purpose of this subsection. Unexpended funds
31 appropriated under this subsection shall revert to water
32 development account I on July 1, 2014;
33

34 (viii) Special condition: The sponsor is
35 responsible for acquiring fifty percent (50%) of the total
36 project budget from other sources.
37

38 (q) Project - Upton Well:
39

40 (i) Project sponsor: Town of Upton;
41

42 (ii) Project purpose: Municipal, rural domestic
43 water supply;
44

45 (iii) Project description: Design and
46 construction of a well connection, pipelines and

1 appurtenances necessary to make the project function in the
2 manner intended;

3
4 (iv) Total project budget: Three hundred
5 ninety-five thousand dollars (\$395,000.00);

6
7 (v) Project grant: The state of Wyoming shall
8 grant to the sponsor from water development account I
9 through the commission for the design, permit procurement,
10 project land procurement, construction engineering and
11 construction of the project an amount not to exceed two
12 hundred sixty-four thousand six hundred fifty dollars
13 (\$264,650.00) or sixty-seven percent (67%) of the actual
14 development costs, whichever is less;

15
16 (vi) Project loan: The state of Wyoming shall
17 loan to the sponsor from water development account I
18 through the commission for the design, permit procurement
19 project land procurement, construction engineering and
20 construction of the project an amount not to exceed one
21 hundred thirty thousand three hundred fifty dollars
22 (\$130,350.00) or thirty-three percent (33%) of the actual
23 development costs, whichever is less, for a term of thirty
24 (30) years from the date the commission determines project
25 benefits accrue to the sponsor, at an annual rate of four
26 percent (4%);

27
28 (vii) Appropriation: There is appropriated from
29 water development account I to the commission three hundred
30 ninety-five thousand dollars (\$395,000.00) or as much
31 thereof as is necessary to carry out the purpose of this
32 subsection. Unexpended funds appropriated under this
33 subsection shall revert to water development account I on
34 July 1, 2014.

35
36 (r) Project - Wamsutter Well:

37
38 (i) Project sponsor: Town of Wamsutter;

39
40 (ii) Project purpose: Municipal, rural domestic
41 water supply;

42
43 (iii) Project description: Purchase of an
44 existing well, design and construction of a well
45 connection, pipelines and appurtenances necessary to make
46 the project function in the manner intended;

47

1 (iv) Total project budget: Eight hundred ten
2 thousand dollars (\$810,000.00);
3

4 (v) Project grant: The state of Wyoming shall
5 grant to the sponsor from water development account I
6 through the commission for the purchase of a well, design,
7 permit procurement, project land procurement, construction
8 engineering and construction of the project an amount not
9 to exceed five hundred forty-two thousand seven hundred
10 dollars (\$542,700.00) or sixty-seven percent (67%) of the
11 actual development costs, whichever is less;
12

13 (vi) Appropriation: There is appropriated from
14 water development account I to the commission five hundred
15 forty-two thousand seven hundred dollars (\$542,700.00) or
16 as much thereof as is necessary to carry out the purpose of
17 this subsection. Unexpended funds appropriated under this
18 subsection shall revert to water development account I on
19 July 1, 2014;
20

21 (vii) Special condition: The sponsor is
22 responsible for acquiring thirty-three percent (33%) of the
23 total project budget from other sources.
24

25 [REHABILITATION CONSTRUCTION PROJECTS]
26

27 **9-3-1404. Level III construction projects -**
28 **rehabilitation.**
29

30 (a) Authorization is granted for the Level III
31 rehabilitation construction projects identified in this
32 section, subject to the general conditions specified in
33 W.S. 99-3-104.
34

35 (b) Project - Big Horn Canal Rehabilitation 2009:
36

37 (i) Project sponsor: Big Horn Canal Irrigation
38 District;
39

40 (ii) Project purpose: Agriculture water supply;
41

42 (iii) Project description: Design and
43 construction of improvements to an existing headgate and
44 appurtenances necessary to make the project function in the
45 manner intended;
46

1 (iv) Total project budget: Nine hundred forty-
2 five thousand dollars (\$945,000.00);
3

4 (v) Project grant: The state of Wyoming shall
5 grant to the sponsor from water development account II
6 through the commission for the design, permit procurement,
7 project land procurement, construction engineering and
8 construction of the project an amount not to exceed six
9 hundred thirty-three thousand one hundred fifty dollars
10 (\$633,150.00) or sixty-seven percent (67%) of the actual
11 development costs, whichever is less;
12

13 (vi) Project loan: The state of Wyoming shall
14 loan to the sponsor from water development account II
15 through the commission for the design, permit procurement,
16 project land procurement, construction engineering and
17 construction of the project an amount not to exceed three
18 hundred eleven thousand eight hundred fifty dollars
19 (\$311,850.00) or thirty-three percent (33%) of actual
20 development costs, whichever is less, for a term of thirty
21 (30) years from the date the commission determines project
22 benefits accrue to the sponsor, at an annual rate of four
23 percent (4%);
24

25 (vii) Appropriation: There is appropriated from
26 water development account II to the commission nine hundred
27 forty-five thousand dollars (\$945,000.00) or as much
28 thereof as is necessary to carry out the purpose of this
29 subsection. Unexpended funds appropriated under this
30 subsection shall revert to water development account II on
31 July 1, 2014.
32

33 (c) Project - Casper Alcova Rehabilitation 2009:
34

35 (i) Project sponsor: Casper Alcova Irrigation
36 District;
37

38 (ii) Project purpose: Agriculture water supply;
39

40 (iii) Project description: Design and
41 construction of rehabilitation measures for the irrigation
42 system and appurtenances necessary to make the project
43 function in the manner intended;
44

45 (iv) Total project budget: Two hundred seventy-
46 six thousand dollars (\$276,000.00);
47

1 (v) Project grant: The state of Wyoming shall
2 grant to the sponsor from water development account II
3 through the commission for the design, permit procurement,
4 project land procurement, construction engineering and
5 construction of the project one hundred eighty-four
6 thousand nine hundred twenty dollars (\$184,920.00) or
7 sixty-seven percent (67%) of the actual development costs,
8 whichever is less;

9
10 (vi) Appropriation: There is appropriated from
11 water development account II to the commission one hundred
12 eighty-four thousand nine hundred twenty dollars
13 (\$184,920.00) or as much thereof as is necessary to carry
14 out the purpose of this subsection. Unexpended funds
15 appropriated under this subsection shall revert to water
16 development account II on July 1, 2014;

17
18 (vii) Special conditions: The sponsor is
19 responsible for acquiring thirty-three percent (33%) of the
20 total project budget from other sources.

21
22 (d) Project - Deaver Rehabilitation 2009:

23
24 (i) Project sponsor: Deaver Irrigation District;

25
26 (ii) Project purpose: Agriculture water supply;

27
28 (iii) Project description: Design and
29 construction of rehabilitation measures for the irrigation
30 system and appurtenances necessary to make the project
31 function in the manner intended;

32
33 (iv) Total project budget: One million two
34 hundred eighteen thousand dollars (\$1,218,000.00);

35
36 (v) Project grant: The state of Wyoming shall
37 grant to the sponsor from water development account II
38 through the commission for the purchase of project
39 materials as supported by vendor invoices and approved by
40 the commission an amount not to exceed six hundred seventy-
41 three thousand dollars (\$673,000.00) or one hundred percent
42 (100%) of the approved materials costs, whichever is less;

43
44 (vi) Appropriation: There is appropriated from
45 water development account II to the commission six hundred
46 seventy-three thousand dollars (\$673,000.00) or as much
47 thereof as is necessary to carry out the purpose of this

1 subsection. Unexpended funds appropriated under this
2 subsection shall revert to water development account II on
3 July 1, 2014;

4
5 (vii) Special conditions:

6
7 (A) The sponsor is responsible for all
8 project costs with the exception of the purchase of project
9 materials as supported by vendor invoices and approved by
10 the commission;

11
12 (B) The sponsor is responsible for
13 retaining professional engineering services to design the
14 project, compile materials bidding documents and monitor
15 construction activities including the installation of
16 project components and the tracking of project
17 expenditures.

18
19 (e) Project - Eden Valley Rehabilitation 2009:

20
21 (i) Project sponsor: Eden Valley Irrigation and
22 Drainage District;

23
24 (ii) Project purpose: Agriculture water supply;

25
26 (iii) Project description: Design and
27 construction of rehabilitation measures for the irrigation
28 system and appurtenances necessary to make the project
29 function in the manner intended;

30
31 (iv) Total project budget: Thirteen million one
32 hundred sixty thousand dollars (\$13,160,000.00);

33
34 (v) Project grant: The state of Wyoming shall
35 grant to the sponsor from water development account II
36 through the commission for the design, permit procurement,
37 project land procurement, construction engineering and
38 construction of the project an amount not to exceed six
39 million five hundred eighty thousand dollars
40 (\$6,580,000.00) or fifty percent (50%) of the actual
41 development costs, whichever is less;

42
43 (vi) Appropriation: There is appropriated from
44 water development account II to the commission six million
45 five hundred eighty thousand dollars (\$6,580,000.00) or as
46 much thereof as is necessary to carry out the purpose of
47 this subsection. Unexpended funds appropriated under this

1 subsection shall revert to water development account I on
2 July 1, 2014;

3
4 (vii) Special condition: The sponsor is
5 responsible for acquiring fifty percent (50%) of the total
6 project budget from other sources.

7
8 (f) Project - Goshen Rehabilitation 2009:
9

10 (i) Project sponsor: Goshen Irrigation District;

11
12 (ii) Project purpose: Agriculture water supply;

13
14 (iii) Project description: Design and
15 construction of rehabilitation measures for the irrigation
16 system and appurtenances necessary to make the project
17 function in the manner intended;

18
19 (iv) Total project budget: Three million two
20 hundred sixteen thousand dollars (\$3,216,000.00);

21
22 (v) Project grant: The state of Wyoming shall
23 grant to the sponsor from water development account II
24 through the commission for the purchase of project
25 materials as supported by vendor invoices and approved by
26 the commission an amount not to exceed one million two
27 hundred thousand dollars (\$1,200,000.00) or one hundred
28 percent (100%) of the approved materials costs, whichever
29 is less;

30
31 (vi) Appropriation: There is appropriated from
32 water development account II to the commission one million
33 two hundred thousand dollars (\$1,200,000.00) or as much
34 thereof as is necessary to carry out the purpose of this
35 subsection. Unexpended funds appropriated under this
36 subsection shall revert to water development account II on
37 July 1, 2014;

38
39 (vii) Special conditions:

40
41 (A) The sponsor is responsible for all
42 project costs with the exception of the purchase of project
43 materials as supported by vendor invoices and approved by
44 the commission;

45
46 (B) The sponsor is responsible for
47 retaining professional engineering services to design the

1 project, compile materials bidding documents and monitor
2 construction activities including the installation of
3 project components and the tracking of project
4 expenditures.

5
6 (g) Project - GVID Upper Sunshine Diversion-Phase I:

7
8 (i) Project sponsor: Greybull Valley Irrigation
9 District;

10
11 (ii) Project purpose: Agriculture water supply;

12
13 (iii) Project description: Design and
14 construction of improvements to an existing diversion
15 structure and appurtenances necessary to make the project
16 function in the manner intended;

17
18 (iv) Total project budget: Three million three
19 hundred fifty-four thousand dollars (\$3,354,000.00);

20
21 (v) Project grant: The state of Wyoming shall
22 grant to the sponsor from water development account II
23 through the commission for the design, permit procurement
24 and project land procurement an amount not to exceed two
25 hundred one thousand dollars (\$201,000.00) or sixty-seven
26 percent (67%) of the actual costs, whichever is less;

27
28 (vi) Project loan: The state of Wyoming shall
29 loan to the sponsor from water development account II
30 through the commission for the design, permit procurement
31 and project land procurement an amount not to exceed
32 ninety-nine thousand dollars (\$99,000.00) or thirty-three
33 percent (33%) of actual costs, whichever is less, for a
34 term of thirty (30) years from the date the commission
35 determines project benefits accrue to the sponsor, at an
36 annual rate of four percent (4%);

37
38 (vii) Appropriation: There is appropriated from
39 water development account II to the commission three
40 hundred thousand dollars (\$300,000.00) or as much thereof
41 as is necessary to carry out the purpose of this
42 subsection. Unexpended funds appropriated under this
43 subsection shall revert to water development account II on
44 July 1, 2014.

45
46 (h) Project - Lovell Rehabilitation 2009:

1 (i) Project sponsor: Lovell Irrigation District;

2

3 (ii) Project purpose: Agriculture water supply;

4

5 (iii) Project description: Design and
6 construction of rehabilitation measures for the irrigation
7 system and appurtenances necessary to make the project
8 function in the manner intended;

9

10 (iv) Total project budget: Six hundred thirty-
11 four thousand dollars (\$634,000.00);

12

13 (v) Project grant: The state of Wyoming shall
14 grant to the sponsor from water development account II
15 through the commission for the purchase of project
16 materials as supported by vendor invoices and approved by
17 the commission an amount not to exceed four hundred thirty-
18 two thousand dollars (\$432,000.00) or one hundred percent
19 (100%) of the approved materials costs, whichever is less;

20

21 (vi) Appropriation: There is appropriated from
22 water development account II to the commission four hundred
23 thirty-two thousand dollars (\$432,000.00) or as much
24 thereof as is necessary to carry out the purpose of this
25 subsection. Unexpended funds appropriated under this
26 subsection shall revert to water development account II on
27 July 1, 2014;

28

29 (vii) Special conditions:

30

31 (A) The sponsor is responsible for all
32 project costs with the exception of the purchase of project
33 materials as supported by vendor invoices and approved by
34 the commission;

35

36 (B) The sponsor is responsible for
37 retaining professional engineering services to design the
38 project, compile materials bidding documents and monitor
39 construction activities including the installation of
40 project components and the tracking of project
41 expenditures.

42

43 (j) Project - Riverton Valley Rehabilitation 2009:

44

45 (i) Project sponsor: Riverton Valley Irrigation
46 District;

47

1 (ii) Project purpose: Agriculture water supply;

2

3 (iii) Project description: Design and
4 construction of rehabilitation measures for the irrigation
5 system and appurtenances necessary to make the project
6 function in the manner intended;

7

8 (iv) Total project budget: One hundred twenty
9 thousand dollars (\$120,000.00);

10

11 (v) Project grant: The state of Wyoming shall
12 grant to the sponsor from water development account II
13 through the commission for the purchase of project
14 materials as supported by vendor invoices and approved by
15 the commission an amount not to exceed seventy-nine
16 thousand dollars (\$79,000.00) or one hundred percent (100%)
17 of the approved materials costs, whichever is less;

18

19 (vi) Appropriation: There is appropriated from
20 water development account II to the commission seventy-nine
21 thousand dollars (\$79,000.00) or as much thereof as is
22 necessary to carry out the purpose of this subsection.
23 Unexpended funds appropriated under this subsection shall
24 revert to water development account II on July 1, 2014;

25

26 (vii) Special conditions:

27

28 (A) The sponsor is responsible for all
29 project costs with the exception of the purchase of project
30 materials as supported by vendor invoices and approved by
31 the commission;

32

33 (B) The sponsor is responsible for
34 retaining professional engineering services to design the
35 project, compile materials bidding documents and monitor
36 construction activities including the installation of
37 project components and the tracking of project
38 expenditures.

39

40 (k) Project - Shoshone Rehabilitation 2009:

41

42 (i) Project sponsor: Shoshone Irrigation
43 District;

44

45 (ii) Project purpose: Agriculture water supply;

46

1 (iii) Project description: Design and
2 construction of rehabilitation measures for the irrigation
3 system and appurtenances necessary to make the project
4 function in the manner intended;
5

6 (iv) Total project budget: Seven hundred fifty-
7 nine thousand dollars (\$759,000.00);
8

9 (v) Project grant: The state of Wyoming shall
10 grant to the sponsor from water development account II
11 through the commission for the purchase of project
12 materials as supported by vendor invoices and approved by
13 the commission an amount not to exceed three hundred
14 thirty-nine thousand dollars (\$339,000.00) or one hundred
15 percent (100%) of the approved materials costs, whichever
16 is less;
17

18 (vi) Appropriation: There is appropriated from
19 water development account II to the commission three
20 hundred thirty-nine thousand dollars (\$339,000.00) or as
21 much thereof as is necessary to carry out the purpose of
22 this subsection. Unexpended funds appropriated under this
23 subsection shall revert to water development account II on
24 July 1, 2014;
25

26 (vii) Special conditions:
27

28 (A) The sponsor is responsible for all
29 project costs with the exception of the purchase of project
30 materials as supported by vendor invoices and approved by
31 the commission;
32

33 (B) The sponsor is responsible for
34 retaining professional engineering services to design the
35 project, compile materials bidding documents and monitor
36 construction activities including the installation of
37 project components and the tracking of project
38 expenditures.
39

40 (m) Project - Willwood Rehabilitation 2009:
41

42 (i) Project sponsor: Willwood Irrigation
43 District;
44

45 (ii) Project purpose: Agriculture water supply;
46

1 (iii) Project description: Design and
2 construction of rehabilitation measures for the irrigation
3 system and appurtenances necessary to make the project
4 function in the manner intended;

5
6 (iv) Total project budget: Four hundred eighty
7 thousand dollars (\$480,000.00);

8
9 (v) Project grant: The state of Wyoming shall
10 grant to the sponsor from water development account II
11 through the commission for the purchase of project
12 materials as supported by vendor invoices and approved by
13 the commission an amount not to exceed two hundred eighty-
14 four thousand dollars (\$284,000.00) or one hundred percent
15 (100%) of the approved materials costs, whichever is less;

16
17 (vi) Appropriation: There is appropriated from
18 water development account II to the commission two hundred
19 eighty-four thousand dollars (\$284,000.00) or as much
20 thereof as is necessary to carry out the purpose of this
21 subsection. Unexpended funds appropriated under this
22 subsection shall revert to water development account II on
23 July 1, 2014;

24
25 (vii) Special conditions:

26
27 (A) The sponsor is responsible for all
28 project costs with the exception of the purchase of project
29 materials as supported by vendor invoices and approved by
30 the commission;

31
32 (B) The sponsor is responsible for
33 retaining professional engineering services to design the
34 project, compile materials bidding documents and monitor
35 construction activities including the installation of
36 project components and the tracking of project
37 expenditures.

38
39
40 [AMENDMENTS TO PRIOR PROJECTS]

41
42 **Section 2.** W.S. 99-3-303(k)(vi), 99-3-504(n)(vi),
43 99-3-804(m)(vi), 99-3-1004(c)(viii) through (x), (d)(iv)
44 through (vii), (e)(iii) through (vii) and by creating a new
45 paragraph (viii), 99-3-1104(n)(iv) through (vi),
46 99-3-1105(b)(iii), (vi)(A)(I) and (II), 99-3-1203(n)(iv)
47 through (vii) and (p)(iv) through (viii), 99-3-1204(f)(iii)

1 through (v), (vii) and by creating a new paragraph (viii),
2 99-3-1303(d)(iii) through (vii) and (f)(iii) through (vii),
3 99-3-1304(g)(iv), (v), (vii) and by creating a new
4 paragraph (viii) are amended to read:

5
6 **99-3-303. Level III construction projects - new**
7 **development.**

8
9 (k) Project - Washakie Rural Water Supply Project:

10
11 (vi) Appropriation: There is appropriated from
12 water development account I to the commission eleven
13 million two hundred sixty-three thousand dollars
14 (\$11,263,000.00) or as much thereof as is necessary to
15 carry out the purpose of this subsection. Unexpended funds
16 appropriated under this subsection shall revert to water
17 development account I on July 1, ~~2010~~2009;

18
19 **99-3-504. Level III construction projects -**
20 **rehabilitation.**

21
22 (n) Project - Riverton Raw Water Supply
23 Rehabilitation Project:

24
25 (vi) Appropriation: There is appropriated from
26 water development account II to the commission one million
27 eighty-six thousand five hundred dollars (\$1,086,500.00) or
28 as much thereof as is necessary to carry out the purpose of
29 this subsection. Unexpended funds appropriated under this
30 subsection shall revert to water development account II on
31 July 1, ~~2010~~2009;

32
33 **99-3-804. Level III construction projects**
34 **rehabilitation.**

35
36 (m) Project - LeClair Laterals Rehabilitation
37 Project:

38
39 (vi) Appropriation: There is appropriated from
40 water development account II to the commission five hundred
41 sixty-five thousand dollars (\$565,000.00) or as much
42 thereof as is necessary to carry out the purpose of this
43 subsection. Unexpended funds appropriated under this
44 subsection shall revert to water development account II on
45 July 1, ~~2008~~2012; and
46

1 **99-3-1004. Level III construction projects -**
2 **rehabilitation.**

3
4 (c) Project - Gillette Madison Pipeline Joint
5 Bonding:

6
7 (viii) Supplemental project budget: ~~Two million~~
8 ~~five hundred thousand dollars (\$2,500,000.00)~~ Five million
9 seven hundred fifty thousand dollars (\$5,750,000.00);

10
11 (ix) Supplemental project grant: The state of
12 Wyoming shall grant to the sponsor from water development
13 account II through the commission an amount not to exceed
14 ~~one million six hundred seventy five thousand dollars~~
15 ~~(\$1,675,000.00)~~ three million eight hundred fifty-two
16 thousand five hundred dollars (\$3,852,500.00) or sixty-
17 seven percent (67%) of the additional funds needed to
18 complete the project, whichever is less. Supplemental
19 grant funds may be used for design, construction
20 engineering and construction of the project;

21
22 (x) Supplemental appropriation: There is
23 appropriated from water development account II to the
24 commission an additional ~~one million six hundred seventy~~
25 ~~five thousand dollars (\$1,675,000.00)~~ three million eight
26 hundred fifty-two thousand five hundred dollars
27 (\$3,852,500.00), which when combined with the original
28 appropriation, as described in paragraphs (iv) through (vi)
29 of this subsection, total ~~two million nine hundred thousand~~
30 ~~dollars (\$2,900,000.00)~~ five million seventy-seven thousand
31 five hundred dollars (\$5,077,500.00) or as much thereof as
32 is necessary to carry out the purpose of this subsection.
33 Unexpended funds appropriated under this subsection shall
34 revert to water development account II on July 1, ~~2010~~
35 2014; and

36
37 (d) Project - Green River Supply Canal
38 Rehabilitation:

39
40 (iv) Total project budget: ~~Two hundred thousand~~
41 ~~dollars (\$200,000.00)~~ Three hundred fifty thousand dollars
42 (\$350,000.00);

43
44 (v) Project grant: The state of Wyoming shall
45 grant to the sponsor from water development account II
46 through the commission for the design, permit procurement,
47 construction engineering, project land procurement and

1 construction of the project an amount not to exceed ~~one~~
2 ~~hundred thousand dollars (\$100,000.00)~~ two hundred thirty-
3 four thousand five hundred dollars (\$234,500.00) or ~~fifty~~
4 ~~percent (50%)~~ sixty-seven percent (67%) of the actual
5 development costs, whichever is less;

6
7 (vi) Project loan: The state of Wyoming shall
8 loan to the sponsor from water development account II
9 through the commission for the design, permit procurement,
10 construction engineering, project land procurement and
11 construction of the project an amount not to exceed ~~one~~
12 ~~hundred thousand dollars (\$100,000.00)~~ one hundred fifteen
13 thousand five hundred dollars (\$115,500.00) or ~~fifty~~
14 ~~percent (50%)~~ thirty-three percent (33%) of the actual
15 development costs, whichever is less, for a term of twenty
16 (20) years from the date the commission determines project
17 benefits accrue to the sponsor, at an annual rate of ~~six~~
18 ~~percent (6%)~~ four percent (4%); and

19
20 (vii) Appropriation: There is appropriated from
21 water development account II to the commission ~~two hundred~~
22 ~~thousand dollars (\$200,000.00)~~ three hundred fifty thousand
23 dollars (\$350,000.00) or as much thereof as is necessary to
24 carry out the purpose of this subsection. Unexpended funds
25 appropriated under this subsection shall revert to water
26 development account II on July 1, ~~2009~~ 2013.

27
28 Source notes for subsection (d): (Laws 2005, Ch. 147, §
29 1.)

30
31 (e) Project - Lake DeSmet Rehabilitation:

32
33 (iii) Project description: To repair and replace
34 outlet gates at the north dam, fabricate and install a top
35 grate on the tunnel outlet shaft, install piezometers in
36 the north dam, install riprap and inclusion of
37 appurtenances necessary to make the project function in the
38 manner intended;

39
40 (iv) Total project budget: ~~One hundred sixty-~~
41 ~~five thousand dollars (\$165,000.00)~~ One million four
42 hundred thirty thousand dollars (\$1,430,000.00);

43
44 (v) Project grant: The state of Wyoming shall
45 grant to the sponsor from water development account II
46 through the commission for the design, permit procurement,
47 construction engineering, project land procurement and

1 construction of the project an amount not to exceed ~~eighty-~~
2 ~~two thousand five hundred dollars (\$82,500.00)~~ nine hundred
3 fifty-eight thousand one hundred dollars (\$958,100.00) or
4 ~~fifty percent (50%)~~ sixty-seven percent (67%) of the actual
5 development costs, whichever is less;

6
7 (vi) Project loan: The state of Wyoming shall
8 loan to the sponsor from water development account II
9 through the commission for the design, permit procurement,
10 construction engineering, project land procurement and
11 construction of the project an amount not to exceed ~~eighty-~~
12 ~~two thousand five hundred dollars (\$82,500.00)~~ four hundred
13 seventy-one thousand nine hundred dollars (\$471,900.00) or
14 ~~fifty percent (50%)~~ thirty-three percent (33%) of the
15 actual development costs, whichever is less, for a term of
16 twenty (20) years from the date the commission determines
17 project benefits accrue to the sponsor, at an annual rate
18 of ~~six percent (6%)~~ four percent (4%); and

19
20 (vii) Appropriation: There is appropriated from
21 water development account II to the commission ~~one hundred~~
22 ~~sixty five thousand dollars (\$165,000.00)~~ one million four
23 hundred thirty thousand dollars (\$1,430,000.00) or as much
24 thereof as is necessary to carry out the purpose of this
25 subsection. Unexpended funds appropriated under this
26 subsection shall revert to water development account II on
27 July 1, ~~2009.~~ 2013;

28
29 (viii) Special conditions:

30
31 (A) If the sponsor enters into any
32 agreement for the lease, sale, assignment or transfer of
33 ownership of water from Lake DeSmet Dam and Reservoir for
34 uses other than municipal, environmental, recreation or
35 fish and wildlife uses, or any agreement for the lease,
36 sale, assignment or transfer of ownership for all or part
37 of Lake DeSmet Dam and Reservoir, the revenues from any
38 such lease, sale, assignment or transfer of ownership shall
39 be used for the following purposes in order of the
40 following priorities:

41
42 (I) Operation, maintenance and
43 replacement costs as needed by the sponsor for Lake DeSmet
44 Dam and Reservoir as approved by the commission;

45
46 (II) A reserve account totaling one
47 hundred thousand dollars (\$100,000.00) to be earmarked for

1 extraordinary operation, maintenance and replacement costs
2 as needed by the sponsor for Lake DeSmet Dam and Reservoir;
3

4 (III) Retirement of any outstanding
5 principal on the project loan;
6

7 (IV) Reimbursement to the commission
8 for the project grant; and
9

10 (V) After the project loan has been
11 retired and the project grant has been reimbursed, any
12 remaining revenues shall be the property of the sponsor.
13

14 (B) Revenues received by the state from any
15 such lease, sale, assignment or transfer of ownership shall
16 be deposited into water development account II.
17

18 Source notes for subsection (e): (Laws 2005, Ch. 147, §
19 1.)
20

21 **99-3-1104. Level III construction projects -**
22 **rehabilitation.**
23

24 (n) Project - Worland Eastside Transmission Line:
25

26 (iv) Total project budget: ~~Three million six~~
27 ~~hundred fifteen thousand dollars (\$3,615,000.00)~~ Five
28 million three hundred thousand dollars (\$5,300,000.00);
29

30 (v) Project grant: The state of Wyoming shall
31 grant to the sponsor from water development account II
32 through the commission for the design, permit procurement,
33 construction engineering, project land procurement and
34 construction of the project an amount not to exceed ~~one~~
35 ~~million eight hundred seven thousand five hundred dollars~~
36 ~~(\$1,807,500.00)~~ two million six hundred fifty thousand
37 dollars (\$2,650,000.00) or fifty percent (50%) of the
38 actual development costs, whichever is less;
39

40 (vi) Appropriation: There is appropriated from
41 water development account II to the commission ~~one million~~
42 ~~eight hundred seven thousand five hundred dollars~~
43 ~~(\$1,807,500.00)~~ two million six hundred fifty thousand
44 dollars (\$2,650,000.00) or as much thereof as is necessary
45 to carry out the purpose of this subsection. Unexpended
46 funds appropriated under this subsection shall revert to
47 water development account II on July 1, ~~2010-2014~~; and

99-3-1105. Level III construction projects - dams and reservoirs.

(b) Project - Pathfinder Modification Project:

(iii) Project description: Modification ~~and raising of the spillway~~ of Pathfinder Dam to recover approximately fifty-three thousand four hundred ninety-three (53,493) acre-feet of space that has been lost to sediment accumulation and appurtenances necessary to make the project function in the manner intended;

(vi) Special conditions:

(A) The Wyoming water development office is hereby authorized to contract with the United States Bureau of Reclamation for the construction, operation and maintenance of the project. Items to be included in the contract are, but are not limited to:

(I) The ~~requirement for the United States Bureau of Reclamation to obtain a~~ partial change of use ~~of obtained by the United States Bureau of Reclamation~~ on its water right for the Pathfinder Reservoir for the fifty-three thousand four hundred ninety-three (53,493) acre-feet of space allocated to the project purposes; and

(II) The ~~requirement to obtain~~ legislative authority to deliver water to the Wyoming/Nebraska state line for the purpose of enhancing the regulatory certainty under the Endangered Species Act for the use of Wyoming water in the Platte River basin provided in W.S. 41-2-1301.

99-3-1203. Level III construction projects - new development.

(n) Project - Sundance Well Project:

(iv) Total project budget: ~~Five hundred ninety-five thousand dollars (\$595,000.00)~~ Six hundred eighty-five thousand dollars (\$685,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement,

1 project land procurement, construction engineering, and
2 construction of the project an amount not to exceed ~~three~~
3 ~~hundred ninety eight thousand six hundred fifty dollars~~
4 ~~(\$398,650.00)~~ four hundred fifty-eight thousand nine
5 hundred fifty dollars (\$458,950.00) or sixty-seven percent
6 (67%) of the actual development costs, whichever is less;

7
8 (vi) Project loan: The state of Wyoming shall
9 loan to the sponsor from water development account I
10 through the commission for the design, permit procurement,
11 construction engineering, project land procurement and
12 construction of the project an amount not to exceed ~~one~~
13 ~~hundred ninety six thousand three hundred fifty dollars~~
14 ~~(\$196,350.00)~~ two hundred twenty-six thousand fifty dollars
15 (\$226,050.00) or thirty-three percent (33%) of actual
16 development costs, whichever is less, for a term of twenty
17 (20) years from the date the commission determines project
18 benefits accrue to the sponsor, at an annual rate of four
19 percent (4%);

20
21 (vii) Appropriation: There is appropriated from
22 water development account I to the commission ~~five hundred~~
23 ~~ninety five thousand dollars (\$595,000.00)~~ six hundred
24 eighty-five thousand dollars (\$685,000.00) or as much
25 thereof as is necessary to carry out the purpose of this
26 subsection. Unexpended funds appropriated under this
27 subsection shall revert to water development account I on
28 July 1, ~~2012-2014~~.

29
30 Source notes for subsection (n): (Laws 2007, Ch. 121, §
31 1.)

32
33 (p) Project - Glendo Well:

34
35 (iv) Total project budget: ~~Five hundred ninety~~
36 ~~thousand dollars (\$590,000.00)~~ Nine hundred eighty thousand
37 dollars (\$980,000.00);

38
39 (v) Project grant: The state of Wyoming shall
40 grant to the sponsor from water development account I
41 through the commission for the design, permit procurement,
42 construction engineering, and project land procurement of
43 the project an amount not to exceed ~~three hundred ninety~~
44 ~~five thousand three hundred dollars (\$395,300.00)~~ six
45 hundred fifty-six thousand six hundred dollars
46 (\$656,600.00) or sixty-seven percent (67%) of the actual
47 development costs, whichever is less;

1
2 (vi) Project loan: The state of Wyoming shall
3 loan to the sponsor from water development account I
4 through the commission for the design, permit procurement,
5 construction engineering, project land procurement and
6 construction of the project an amount not to exceed ~~one~~
7 ~~hundred ninety four thousand seven hundred dollars~~
8 ~~(\$194,700.00)~~ one hundred twenty-three thousand four
9 hundred dollars (\$123,400.00) or ~~thirty three percent (33%)~~
10 twelve and six-tenths percent (12.6%) of actual development
11 costs, whichever is less, for a term of thirty (30) years
12 from the date the commission determines project benefits
13 accrue to the sponsor, at an annual rate of four percent
14 (4%);

15
16 (vii) Appropriation: There is appropriated from
17 water development account I to the commission ~~five hundred~~
18 ~~ninety thousand dollars (\$590,000.00)~~ seven hundred eighty
19 thousand dollars (\$780,000.00) or as much thereof as is
20 necessary to carry out the purpose of this subsection.
21 Unexpended funds appropriated under this subsection shall
22 revert to water development account I on July 1, ~~2012~~ 2013;
23 and

24
25 (viii) Special ~~condition~~ conditions:

26
27 (A) The sponsor is responsible for
28 acquiring twenty and four-tenths percent (20.4%) of the
29 total project budget from other sources;

30
31 (B) The sponsor shall purchase the well
32 drilled during the Level II study for a price not to exceed
33 thirty-three percent (33%) of the well's actual
34 construction costs. The sponsor may purchase the well with
35 a lump sum payment or with amortized payments for a term of
36 thirty (30) years from the date the commission determines
37 project benefits accrue to the sponsor at an interest rate
38 of four percent (4%).

39
40 Source notes for subsection (p): (Laws 2007, Ch. 121, §
41 1.)

42
43 **99-3-1204. Level III construction projects**
44 **rehabilitation.**

45
46 (f) Project - Midvale Canal Rehabilitation:
47

1 (iii) Project description: Professional
2 engineering design services to Design and construction of
3 rehabilitation measures for canals and appurtenances
4 necessary to make the project function in the manner
5 intended;

6
7 (iv) Total project budget: Four hundred two
8 thousand dollars (\$402,000.00) Four hundred thousand
9 dollars (\$400,000.00);

10
11 (v) Project grant: The state of Wyoming shall
12 grant to the sponsor from water development account II
13 through the commission for the engineering design and
14 permit procurement purchase of project materials as
15 supported by vendor invoices and approved by the commission
16 an amount not to exceed two hundred sixty nine thousand
17 three hundred forty dollars (\$269,340.00) two hundred
18 thirty thousand dollars (\$230,000.00) or sixty seven
19 percent (67%) of the actual engineering design and permit
20 procurement one hundred percent (100%) of the approved
21 materials costs, whichever is less;

22
23 (vii) Appropriation: There is appropriated from
24 water development account II to the commission four hundred
25 two thousand dollars (\$402,000.00) two hundred thirty
26 thousand dollars (\$230,000.00) or as much thereof as is
27 necessary to carry out the purpose of this subsection.
28 Unexpended funds appropriated under this subsection shall
29 revert to water development account II on July 1, 2012.
30 2013;

31
32 (viii) Special conditions:

33
34 (A) The sponsor is responsible for all
35 project costs with the exception of the purchase of project
36 materials as supported by vendor invoices and approved by
37 the commission;

38
39 (B) The sponsor is responsible for
40 retaining professional engineering services to design the
41 project, compile materials bidding documents and monitor
42 construction activities including the installation of
43 project components and the tracking of project
44 expenditures.

45
46 Source notes for subsection (f): (Laws 2007, Ch. 121, §
47 1.)

99-3-1303. Level III construction projects - new development.

(d) Project - Glenrock Well:

(iii) Project description: Design and construction of pump, motor, controls, piping, control building and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: ~~Five hundred twenty thousand dollars (\$520,000.00)~~ Seven hundred thousand dollars (\$700,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed ~~three hundred forty eight thousand four hundred dollars (\$348,400.00)~~ four hundred sixty-nine thousand dollars (\$469,000.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Project loan: The state of Wyoming shall loan to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed ~~one hundred seventy one thousand six hundred dollars (\$171,600.00)~~ two hundred thirty-one thousand dollars (\$231,000.00) or thirty-three percent (33%) of the actual development costs, whichever is less, for a term of thirty (30) years from the date the commission determines project benefits accrue to the sponsor, at an annual rate of four percent (4%);

(vii) Appropriation: There is appropriated from water development account I to the commission ~~five hundred twenty thousand dollars (\$520,000.00)~~ seven hundred thousand dollars (\$700,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2013;

(f) Project - Laramie Transmission Pipeline:

1
2 (iii) Project description: Design and
3 construction of a transmission pipeline and appurtenances
4 necessary to make the project function in the manner
5 intended;

6
7 (iv) Total project budget: ~~Eight hundred eighty~~
8 ~~thousand dollars (\$880,000.00)~~ Seven million seven hundred
9 thirty thousand dollars (\$7,730,000.00);

10
11 (v) Project grant: The state of Wyoming shall
12 grant to the sponsor from water development account I
13 through the commission for the design, permit procurement,
14 ~~and~~ project land procurement, construction engineering and
15 construction an amount not to exceed ~~five hundred eighty~~
16 ~~nine thousand six hundred dollars (\$589,600.00)~~ five
17 million one hundred seventy-nine thousand one hundred
18 dollars (\$5,179,100.00) or sixty-seven percent (67%) of the
19 actual costs, whichever is less;

20
21 (vi) Project loan: The state of Wyoming shall
22 loan to the sponsor from water development account I
23 through the commission for the design, permit procurement,
24 ~~and~~ project land procurement, construction engineering and
25 construction an amount not to exceed ~~two hundred ninety~~
26 ~~thousand four hundred dollars (\$290,400.00)~~ two million
27 five hundred fifty thousand nine hundred dollars
28 (\$2,550,900.00) or thirty-three percent (33%) of actual
29 costs, whichever is less, for a term of thirty (30) years
30 from the date the commission determines project benefits
31 accrue to the sponsor, at an annual rate of four percent
32 (4%);

33
34 (vii) Appropriation: There is appropriated from
35 water development account I to the commission ~~eight hundred~~
36 ~~eighty thousand dollars (\$880,000.00)~~ seven million seven
37 hundred thirty thousand dollars (\$7,730,000.00) or as much
38 thereof as is necessary to carry out the purpose of this
39 subsection. Unexpended funds appropriated under this
40 subsection shall revert to water development account I on
41 July 1, ~~2013~~ 2014.

42
43 Source notes for subsection (f): (Laws 2008, Ch. 75, § 1.)

44
45 **99-3-1304. Level III construction projects -**
46 **rehabilitation.**
47

1 (g) Project - Sidon Rehabilitation:

2
3 (iv) Total project budget: ~~Four hundred five~~
4 ~~thousand dollars (\$405,000.00)~~ Five hundred fifty thousand
5 dollars (\$550,000.00);
6

7 (v) Project grant: The state of Wyoming shall
8 grant to the sponsor from water development account II
9 through the commission for the ~~engineering design, permit~~
10 ~~procurement, project land procurement, construction~~
11 ~~engineering and construction of the project~~ purchase of
12 project materials as supported by vendor invoices and
13 approved by the commission an amount not to exceed ~~two~~
14 ~~hundred seventy one thousand three hundred fifty dollars~~
15 ~~(\$271,350.00)~~ two hundred ninety-five thousand dollars
16 (\$295,000.00) or ~~sixty seven percent (67%) of the actual~~
17 ~~development~~ one hundred percent (100%) of the approved
18 materials costs, whichever is less;
19

20 (vii) Appropriation: There is appropriated from
21 water development account II to the commission ~~four hundred~~
22 ~~five thousand dollars (\$405,000.00)~~ two hundred ninety-five
23 thousand dollars (\$295,000.00) or as much thereof as is
24 necessary to carry out the purpose of this subsection.
25 Unexpended funds appropriated under this subsection shall
26 revert to water development account II on July 1, ~~2012.~~
27 2013;
28

29 (viii) Special conditions:

30
31 (A) The sponsor is responsible for all
32 project costs with the exception of the purchase of project
33 materials as supported by vendor invoices and approved by
34 the commission;
35

36 (B) The sponsor is responsible for
37 retaining professional engineering services to design the
38 project, compile materials bidding documents and monitor
39 construction activities including the installation of
40 project components and the tracking of project
41 expenditures.
42

43
44 Source notes for subsection (g): (Laws 2008, Ch. 75, § 1.)
45

Section 3. W.S. 99-3-1204(f)(vi), 99-3-1304(g)(vi) and 2002 Wyoming Session Laws, Chapter 7, Section 5, Footnote 1 are repealed.

Section 4. This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)