

BEAR RIVER DEVELOPMENT PROJECTS

2002 GENERAL SESSION

STATE OF UTAH

Sponsor: Michael G. Waddoups

This act modifies the Water and Irrigation Code to delete reference to the Honeyville and Barrens projects from the list of potential projects on the Bear River and add Washakie project to the list.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

73-26-104, as enacted by Chapter 251, Laws of Utah 1991

73-26-301, as enacted by Chapter 251, Laws of Utah 1991

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **73-26-104** is amended to read:

73-26-104. Bear River development projects.

(1) The division shall:

(a) develop the surface waters of the Bear River and its tributaries through the planning and construction of reservoirs and associated facilities as authorized and funded by the Legislature;

(b) own and operate the facilities constructed; and

(c) market the developed waters.

(2) Potential projects include:

~~[(a) Honeyville;]~~

~~[(b) Barrens;]~~

~~[(c)]~~ (a) Hyrum Dam;

~~[(d)]~~ (b) Avon;

~~[(e)]~~ (c) Mill Creek;

~~[(f)]~~ (d) Oneida Narrows; ~~[and]~~

~~[(g)]~~ (e) North Eden Creek[-]; and

(f) Washakie.

(3) The division may develop sites other than those listed in Subsection (2) if those

projects are authorized and funded by the Legislature.

(4) The purchase of real property does not constitute water development.

Section 2. Section **73-26-301** is amended to read:

73-26-301. Authorized projects -- Work subject to legislative appropriations.

The division is authorized to develop the [~~Honeyville, Barrens, Hyrum Dam, and Avon reservoirs~~] potential projects listed under Subsection 73-26-104(2) and associated works, including an interconnection from [~~Honeyville Reservoir~~] the Corinne area to Willard Reservoir, and shall proceed with design work, environmental assessments, acquisition of land and rights-of-way, and construction, subject to:

- (1) the appropriation of funds for those purposes by the Legislature; and
- (2) fulfillment of the requirements specified in Section 73-26-302.