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Legislative Water Development Commission

Public Water Suppliers: Forfeiture and Reporting Use

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Utah Division of Water Rights

waterrights.utah.gov

Public Water Supplier

Utah Code 73-1-4(1)(b)

- Supplies water directly or indirectly to the public, and is
- Public entity
- Water corporation
- Community water system
- Water users association



Excused from Non Use

Utah Code 73-1-4 (2)(e)

- Owned by a public water supplier; ownership interest in a water company; held for the reasonable future requirement of public

Utah Code 73-1-4 (2)(f)

- Reasonable future water requirement of the public in the amount of water needed in the next 40 years

Utah Code 73-1-4 (2)(g)

- Water right acquired by a public water supplier after May 5, 2008, and has an approved change application



R655-18 Public Water Supplier '40 year plans'

- Plan must be submitted
- Exemption from forfeiture
- Extension of time beyond 50 years
- Sets standards

Water Rights

Rule 18: Public Water Supplier 40 Year Water Requirements

R655. Natural Resources, Water Rights.
R655-18. Public Water Supplier 40 Year



Extension of Time

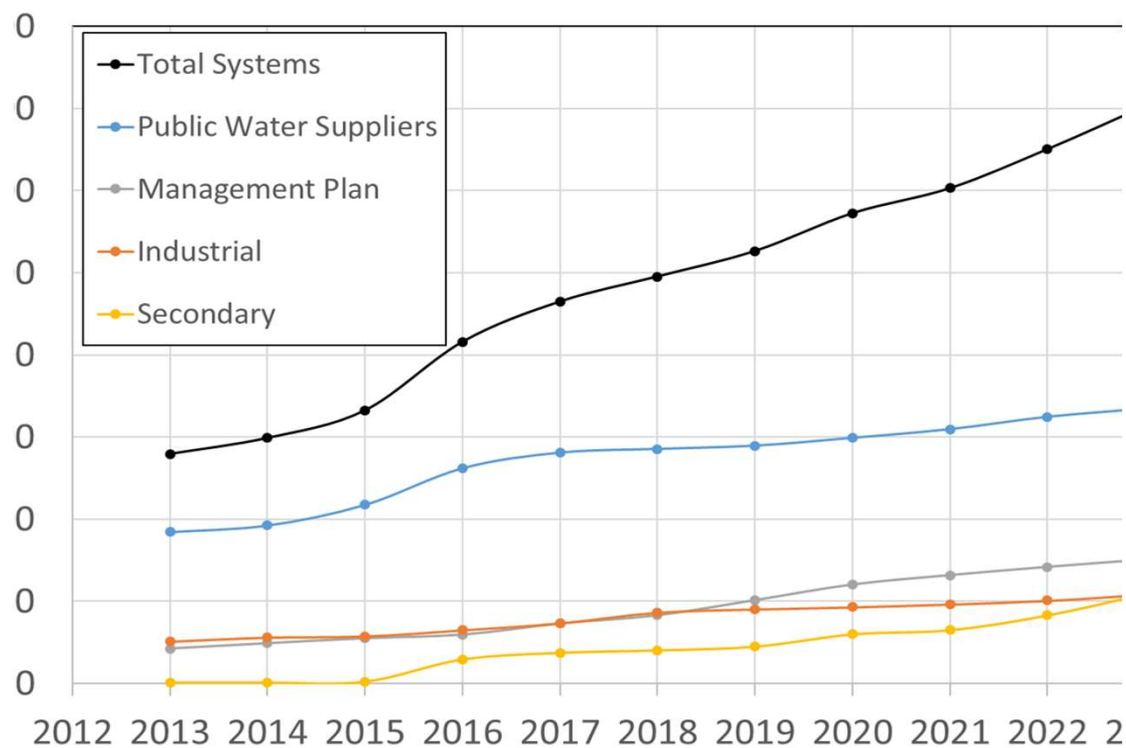
Utah Code 73-3-12(4)

- State Engineer may extend time beyond 50 years
- Public water supplier
- Reasonable future requirements of the public
- 40 year plan
- Works constructed
- Substantial expenditures



Water Use Reporting

- Public water supplier shall report
- Division of Water Rights, Water Use Reporting Program
- Administrative Rule R655-17
- 1400 systems
- 2023 Legislative Audit



Water Use: Water Rights and Water Shares

Considerations:

- Water Rights
- Share of Stock
- Volume of Water
- Beneficial Use
- Priority Date
- Hydrologic Shortage
- Article XI Section 6 Utah Constitution





Thank you.

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