

Representative Kerry W. Gibson proposes the following substitute bill:

PRIORITY OF WATER RIGHTS

2009 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Kerry W. Gibson

Senate Sponsor: _____

LONG TITLE

General Description:

This bill repeals part of a section relating to the priority of water rights.

Highlighted Provisions:

This bill:

- ▶ repeals part of a section relating to the priority of water rights in times of scarcity.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

73-3-21, Utah Code Annotated 1953

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

Section 1. Section **73-3-21** is amended to read:

73-3-21. Priorities between appropriators.

Appropriators shall have priority among themselves according to the dates of their respective appropriations, so that each appropriator shall be entitled to receive his whole supply



26 before any subsequent appropriator shall have any right[; provided, in times of scarcity, while
27 priority of appropriation shall give the better right as between those using water for the same
28 purpose, the use for domestic purposes, without unnecessary waste, shall have preference over
29 use for all other purposes, and use for agricultural purposes shall have preference over use for
30 any other purpose except domestic use].