

106TH CONGRESS
2D SESSION

S. 2350

To direct the Secretary of the Interior to convey to certain water rights
to Duchesne City, Utah.

IN THE SENATE OF THE UNITED STATES

APRIL 4, 2000

Mr. HATCH (for himself and Mr. BENNETT) introduced the following bill;
which was read twice and referred to the Committee on Energy and Nat-
ural Resources

A BILL

To direct the Secretary of the Interior to convey to certain
water rights to Duchesne City, Utah.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Duchesne City Water
5 Rights Conveyance Act”.

6 **SEC. 2. CONVEYANCE OF WATER RIGHTS TO DUCHESNE**
7 **CITY, UTAH.**

8 (a) CONVEYANCE.—The Secretary of Interior, subject
9 to subsection (b), shall convey to Duchesne City, Utah,
10 or a water district created by Duchesne City, all right,

1 title, and interest of the United States in and to those
2 water rights appropriated under the laws of the State of
3 Utah by the United States Indian Service and identified
4 as Water Rights Nos. 43–180 (Certificate No. 1034) and
5 43–203 (Certificate No. 1056) in the records of the State
6 Engineer of Utah.

7 (b) REQUIRED TERMS.—

8 (1) IN GENERAL.—As terms of any conveyance
9 under subsection (a), the Secretary shall require
10 that Duchesne City, a water district created by
11 Duchesne City, or their successors or assigns—

12 (A) shall allow the Ute Indian Tribe of the
13 Uintah and Ouray Reservation, its members,
14 and any person leasing or utilizing land that is
15 held in trust for the Tribe by the United States
16 and is located within the Duchesne City water
17 service area (as such area may be adjusted
18 from time to time), to connect to the Duchesne
19 City municipal water system;

20 (B) shall not require such Tribe, members,
21 or person to pay any water impact or connec-
22 tion fee for such connection; and

23 (C) shall not require such Tribe, members,
24 or person to deliver or transfer any water or
25 water rights for such connection.

1 (2) LIMITATION.—Paragraph (1) shall not be
2 construed to prohibit Duchesne City, a water district
3 created by Duchesne City, or their successors or as-
4 signs, from charging any person that connects to the
5 Duchesne City municipal water system pursuant to
6 paragraph (1) reasonable and customary fees to re-
7 cover costs of the operation and maintenance of the
8 water system to treat, transport, and deliver water
9 to the person.

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