

Senate Engrossed House Bill

State of Arizona
House of Representatives
Forty-sixth Legislature
Second Regular Session
2004

CHAPTER 93

HOUSE BILL 2244

AN ACT

AMENDING TITLE 45, CHAPTER 1, ARTICLE 6, ARIZONA REVISED STATUTES, BY ADDING SECTION 45-176; PROVIDING FOR THE DELAYED REPEAL OF SECTION 45-176, ARIZONA REVISED STATUTES, AS ADDED BY THIS ACT; RELATING TO RIGHTS TO WATER.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 45, chapter 1, article 6, Arizona Revised Statutes,
3 is amended by adding section 45-176, to read:

4 45-176. Transfer of water rights; water rights settlement;
5 limitation; required consent

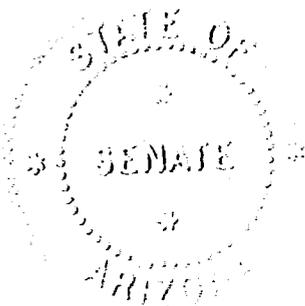
6 A WATER RIGHT MAY BE SEVERED FROM THE LAND TO WHICH IT IS APPURTENANT
7 OR FROM THE SITE OF ITS USE IF FOR OTHER THAN IRRIGATION PURPOSES WITHOUT
8 LOSING PRIORITY TO THE WATER RIGHT ESTABLISHED, WITH THE CONSENT AND APPROVAL
9 OF THE OWNER OF THE RIGHT, AND TRANSFERRED TO AN INDIAN TRIBE, OR THE UNITED
10 STATES IN TRUST FOR THE BENEFIT OF THE INDIAN TRIBE, WITH A CONGRESSIONALLY
11 APPROVED TRIBAL WATER RIGHTS SETTLEMENT AGREEMENT FOR LANDS WITHIN THE LITTLE
12 COLORADO RIVER BASIN FOR VEGETATIVE RESTORATION USE INCLUDING WILDLIFE. THE
13 RIGHTS SEVERED AND TRANSFERRED PURSUANT TO THIS SECTION SHALL NOT, IN TOTAL,
14 EXCEED THREE THOUSAND SIX HUNDRED ACRE FEET. THE SEVERANCE AND TRANSFER IS
15 SUBJECT TO APPROVAL BY A COURT OF COMPETENT JURISDICTION, OR IF NONE, BY THE
16 DIRECTOR PURSUANT TO SECTION 45-172.

17 Sec. 2. Delayed repeal

18 Section 45-176, Arizona Revised Statutes, as added by this act, is
19 repealed from and after December 31, 2019.

APPROVED BY THE GOVERNOR APRIL 16, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 16, 2004.



Passed the House February 23, 2004

Passed the Senate April 1, 2004

by the following vote: 53 Ayes,
0 Nays, 7 Not Voting

by the following vote: 28 Ayes,
0 Nays, 2 Not Voting

Jake Flaherty
Speaker of the House
Norman L. Joyce
Chief Clerk of the House

Karl Plumett
President of the Senate
Charmine B. Winters
Secretary of the Senate

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR**

This Bill was received by the Governor this
_____ day of _____, 20____,
at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20____,

at _____ o'clock _____ M.

Governor of Arizona

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE**

This Bill was received by the Secretary of State
this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 12, 2004,

by the following vote: 57 Ayes,

0 Nays, 3 Not Voting

Jake Flake
Speaker of the House

Spencer L. Fyore
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

12th day of April, 2004

at 2:40 o'clock P. M.

Jennifer Ybarra
Secretary to the Governor

Approved this 16 day of

April, 2004,

at 12⁰⁵ o'clock P. M.

Jt. Noylt
Governor of Arizona

H.B. 2244

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 16 day of April, 2004,

at 4:33 o'clock P. M.

Janice K. Brewer
Secretary of State