

2099-S2

Sponsor(s): House Committee on Agriculture & Ecology (originally sponsored by Representatives G. Chandler and Linville)

Brief Description: Allowing an exemption from relinquishment of a water right for nonuse resulting from the operation or pendency of legal proceedings.

HB 2099-S2 - DIGEST

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Provides that, notwithstanding any other provisions of RCW 90.14.130 through 90.14.180, there shall be no relinquishment of any water right: (1) If, after the effective date of this act, the superior court issues an order excusing or prohibiting a person or entity from exercising such right during the pendency of: (a) a general adjudication of water rights initiated by the department under RCW 90.03.120 or 90.44.220; or (b) a quiet title action under RCW 7.28.010; or

(2) if, during the pendency of the proceeding for the determination of the surface water rights of the Yakima river basin, retroactive to the commencement of that proceeding on October 12, 1977, such right is the subject of a claim in the proceeding.