

Instream Flows

What are they?

How do I get one?



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Instream Flow

What are they?

- A.R.S. § 45-141 Public nature of waters...

The waters of all sources, streams, perennial or intermittent, flood, waste or surplus water... belong to the public and are subject to appropriation and beneficial use...

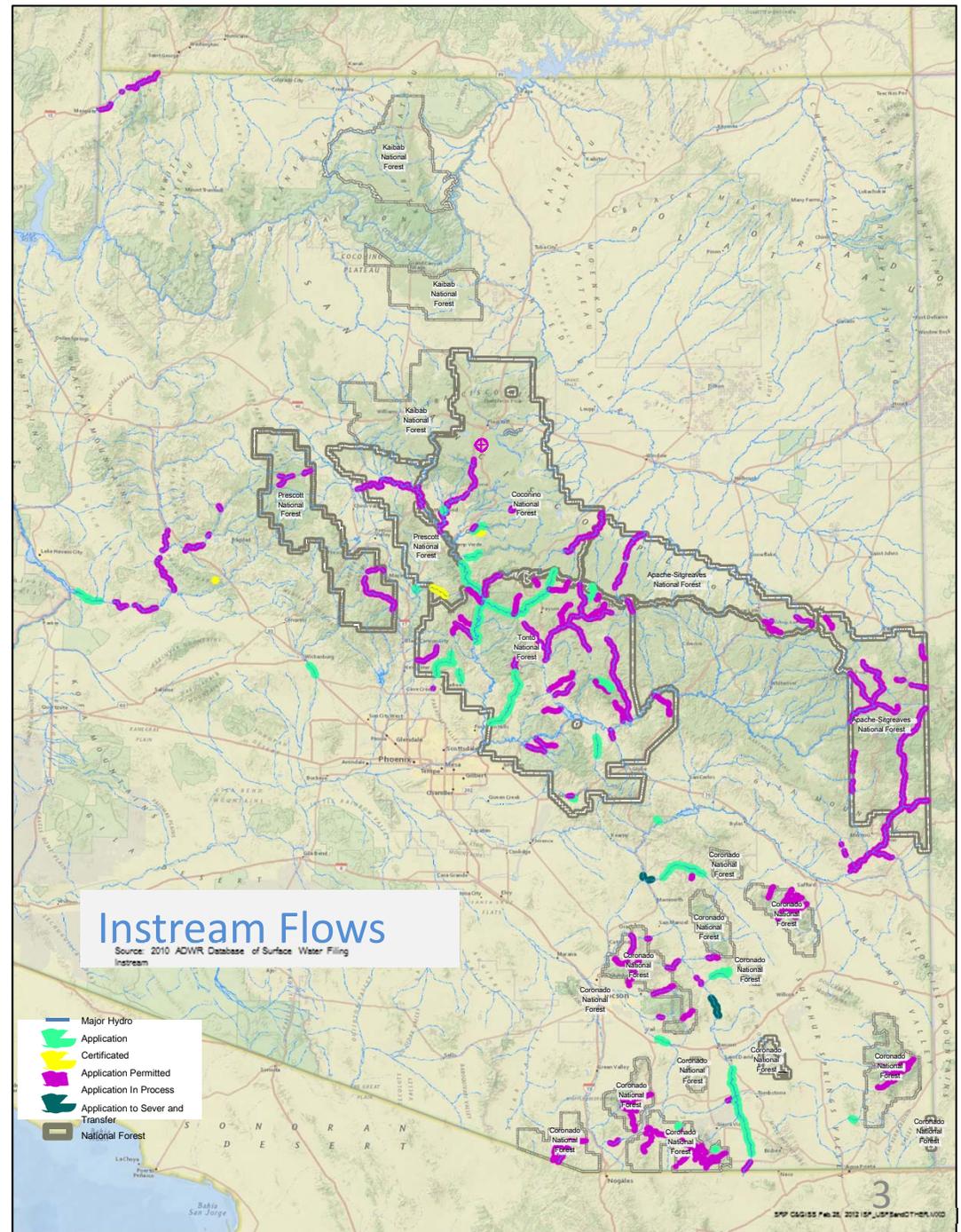
- Maintenance flow of water for wildlife including fish and recreation
- Surface water right, remains in-situ;
- Importance to riparian areas in Arizona as established through executive order No. 91-6

How do I obtain access to an instream flow?

Arizona Department of Water Resources codified process defined in A.R.S. § 45-152

A.R.S. § 45-152.01 New!
Improved?

- ✓ Certainty of water source
- ✓ Appropriable sources
- ✓ Beneficial use



Issues and Considerations

- Adjudication progress
- Water source availability and certainty from new water sources – effluent?
- Net present value and legal obligations
- Water Resources Development Commission (HB 2661) Environmental Conditions Subcommittee
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Questions?

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