

SB0209 compared with SB0209S03

~~{the necessary acquisition or transfer of water rights for a potential dam at Gooseberry Narrows State Park; and }~~

17 • ~~{resolving disputes related to the development of Gooseberry Narrows State Park; and }~~

18 ▶ ~~{provides that Gooseberry Narrows State Park is part of the state park system upon the division entering into an agreement with USFS. }~~

13 Money Appropriated in this Bill:

14 None

15 Other Special Clauses:

16 None

17 Utah Code Sections Affected:

18 ENACTS:

19 **79-4-609** , Utah Code Annotated 1953

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

22 Section 1. Section 1 is enacted to read:

23 **79-4-609. Gooseberry Narrows State Park-- Study -- Report.**

31 ~~{(1) {As used in this section:} }~~

32 (a){(1)} ~~{"Gooseberry" }~~ As used in this section, "gooseberry narrows" means the land on Gooseberry Creek between the Lower Gooseberry Dam and Fairview Lakes described by the map and legal description on file with the division.

35 ~~{(b) {"Impacted local government" means a local government, as that term is defined in Section 63G-16-201, that:} }~~

27 (2)

(a) The division shall study the feasibility of creating Gooseberry Narrows State Park, including:

29 (i) any necessary requirement for the development or construction of a dam and reservoir in the gooseberry narrows; and

31 (ii) the expected cost to the state of:

37 (i){(A)} ~~{has jurisdictional land located within }~~ transferring, exchanging, or purchasing all federally managed lands in the gooseberry narrows;

34 (B) constructing and developing infrastructure needed for a state park in the gooseberry narrows; and

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- 38 (ii){(C)} ~~{has a property interest}~~ constructing and developing a dam and reservoir in the gooseberry
narrows{;}.
39 {(iii) ~~{holds a water right or interest in a water right in Gooseberry Creek; or}~~ }
40 {(iv) ~~{manages land located within the gooseberry narrows.}~~ }
41 {(2) ~~{The division may enter into an agreement with the United States Forest Service to:}~~ }
42 {(a) ~~{manage land in the gooseberry narrows;}~~ }
43 {(b) ~~{purchase or exchange land in the gooseberry narrows; and}~~ }
44 {(c) ~~{operate the gooseberry narrows as a state park.}~~ }
45 {(3) ~~{The division may consult with an impacted local government to:}~~ }
46 {(a) ~~{in coordination with the Division of Water Resources created in Section 73-10-18, provide
assistance on the development or construction of a dam at Gooseberry Narrows State Park;}~~ }
49 {(b) ~~{in coordination with the Division of Water Rights created in Section 73-2-1.1, provide
information on the acquisition or transfer of a water right needed for the development of a dam at
Gooseberry Narrows State Park; and}~~ }
52 {(e) ~~{resolve a dispute regarding the development of a dam at the Gooseberry Narrows State Park
between:}~~ }
54 {(f) ~~{two or more landowners;}~~ }
55 {(g) ~~{a landowner and an impacted local government; or}~~ }
56 {(h) ~~{two or more impacted local governments.}~~ }
57 (4){(3)} ~~{If}~~ Before November 30, 2026, the division ~~{enters into an agreement as}~~ shall report the
results of the study described in Subsection (2)to the Natural Resources, ~~{the gooseberry narrows
is:}~~ Agriculture, and Environment Interim Committee.
59 {(a) ~~{designated as Gooseberry Narrows State Park; and}~~ }
60 {(b) ~~{included in the state park system.}~~ }
61 {(5) ~~{The division may:}~~ }
62 {(a) ~~{receive donations of land or facilities in the gooseberry narrows for the creation of, and inclusion
within, Gooseberry Narrows State Park;}~~ }
64 {(b) ~~{engage in land transfers and exchanges of land in the gooseberry narrows for inclusion in
Gooseberry Narrows State Park; and}~~ }
66 {(c) ~~{purchase land or facilities in the gooseberry narrows for inclusion in Gooseberry Narrows State
Park.}~~ }

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Section 2. **Effective date.**

Effective Date.

This bill takes effect on May 6, 2026.

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