



THE STATE OF WYOMING

ED HERSCHLER
GOVERNOR



State Conservation Commission

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CHEYENNE, WYOMING 82002

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Cheyenne, WY 82002

April 6, 1981

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Dear Glen:

I had a question today concerning the role of federal lands in the formation of watershed improvement districts. I wrote the attached memo, but I wanted to consult with you before this proceeded much further. Does my answer to question 2 conform with our law.

Sincerely,

Bill Gentle
State Executive
Conservation Commission

BG:mo

cc: Larry J. Bourret, Chairman, Conservation Commission
Bill Long, Program Consultant, Sheridan

STATE OF WYOMING
OFFICE OF THE ATTORNEY GENERAL

Capitol Building Cheyenne, Wyoming 82002 (307) 777-7841

MESSAGE

REPLY

TO Bill Gentle
State Conservation Commission
Agriculture Department

DATE

DATE April 8, 1981

File No.:

I have not researched the federal law as to whether or not the federal land can be rightfully joined in such watershed district, but the Wyoming law does not direct itself to this possibility.

Bill:

This is not an attorney general's opinion.

Concerning your letter to Bill Long, District Program Consultant, relative to the Watershed Improvement Districts. As to Question # 2 you state the federal government would not have a vote in the referendum nor election. I would think they would have such right under authority of 41-8-108. They certainly are an "owner" as contemplated by sections 41-8-107 and 109. I agree the federal government cannot be assessed a fee for operation of the watershed district. Whether the federal land does or does not receive a benefit from the watershed district they would have full rights and privileges of an "owner".

Too bad they have to be involved since they cannot be assessed fees.

BY

SIGNED

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