Federal Reserved Rights Claims for Uses on Out-of-Basin Lands
[outline]

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FEDERAL RESERVED RIGHTS CLAIMS FOR USES ON OUT-OF-BASIN LANDS

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New Sources of Water for Energy Development and Growth: Interbasin Transfers

a short course sponsored by the
Natural Resources Law Center
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1. Do claims to reserved water rights for use on out-of-basin lands present a distinct legal issue? Are these claims important?
   a. Nature of the claims; comparison with riparian and prior appropriation state laws.
   b. Whether reserved rights must be riparian or intrabasin.
   c. Limits on the claims from the general limits on reserved rights.
   d. Federal projects.

2. Categories of out-of-basin uses, real and imagined.
   a. Interbasin within a reservation.
   b. Interbasin from a former reservation source.
   c. Interbasin from an off reservation source.
   d. Use of intrabasin water rights on out-of-basin land.

3. Cases.
   d. Dolores River (Colo.), Colo. Water Ct. Div. 7 Nos. w-1603-76 et seq.
   e. Gila River (Ariz.), U.S. Ct.Cl.
   f. White Mountain Apache (Ariz.).