

**Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.**

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001

# A Bill

HOUSE BILL 2342

4  
5 By: Representatives Prater, Green  
6 By: Senator Whitaker

## For An Act To Be Entitled

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9  
10 AN ACT TO EXCLUDE LEE CREEK IN NORTHWEST ARKANSAS  
11 FROM THE WATERS CLASSIFIED AS EXTRAORDINARY  
12 RESOURCE WATERS; AND FOR OTHER PURPOSES.

### Subtitle

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15 TO EXCLUDE LEE CREEK IN NORTHWEST  
16 ARKANSAS FROM THE WATERS CLASSIFIED AS  
17 EXTRAORDINARY RESOURCE WATERS.

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19 WHEREAS, Regulation #2 of the Arkansas Pollution Control and Ecology  
20 Commission which establishes water quality standards classifies certain  
21 waters in the state as Extraordinary Resource Waters and includes Lee Creek  
22 in northwest Arkansas in that classification; and

23 WHEREAS, laws and regulations restrict the uses of waters classified as  
24 Extraordinary Resource Waters and precludes damming of streams so classified;  
25 and

26 WHEREAS, it is urgently necessary to remove Lee Creek from the  
27 Extraordinary Resource Waters classification to permit damming the stream to  
28 provide an essential municipal water supply source,

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30 NOW THEREFORE,

31 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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33 SECTION 1. Hereafter, Lee Creek in northwest Arkansas from the  
34 Arkansas-Oklahoma border upstream to its headwaters shall be excluded from  
35 and shall not be classified an Extraordinary Resource Water by the Arkansas  
36 Pollution Control and Ecology Commission.