Summary

This is an application for ground water, surface water and storage rights, a change of water rights, and approval of a plan for augmentation for a 2000-acre parcel located approximately 15 miles northeast of Gunnison. Said parcel is an existing ranch, partly irrigated for hay production and cattle grazing. The ranch will be used as a residential/recreational development with two lined stream channels and ten lined ponds for piscatorial, aesthetic, recreational, irrigation, stock watering, augmentation and fire protection purposes.

Applicant proposes to change the place of use for the Spring Creek Irrigating Ditch (10 cfs) and the Redden Elsinore Ditch (14 cfs) to irrigate new lands located downstream of the historic lands. Applicant is claiming no change in point of diversion or return flows. Additionally, the applicant is requesting an alternate point of diversion for both water rights at the Taylor Pipeline located downstream on the Taylor River.

Applicant plans to replace out-of-priority depletions associated with groundwater, surface water and storage rights with downstream releases of water from Blue Mesa Reservoir through participation in the UGRWCD umbrella augmentation plan Case No. 4-03CW049. No local augmentation source is identified in the application.

CWCB Appropriations

The CWCB holds the following instream flow water rights that could be injured by this application:

CWCB Case No.	Stream/Lake	Amount (cfs)	Approp. Date	Watershed	County
4-84CW368	Spring Creek	7.5	5/4/84	Taylor River	Gunnison
4-87CW264	Taylor River	200/80	10/2/87	Taylor River	Gunnison

Potential for Injury

Applicant's new diversions pursuant to a potentially inadequate augmentation plan and changes of use, which may cause an expansion of use, could adversely impact the Board's instream flow water rights. The application does not include an onsite or an upstream augmentation source to prevent injury to instream flow water rights in time, location and amount.

Other Objectors

City of Gunnison

Browns Gulch

Spring Creek; 4-84CW368; 7.5 cfs

Spring Creek

Spring Creek Irrigation Ditch

Taylor River

Rarick Gulch

Pond J

Rarick Irrigation Ditch

Taylor Pipeline, Pond I Pipeline

Pond I

Pond D

Pond B

Pond E

Pond A

Owners Well

Pond C

Pond F

Taylor River; 4-87CW264; 200/80 cfs

Pond G Pipeline

Pond G

Beaver Creek

Pond H

March 17-18, 2009 Board Meeting
Consent Agenda Item 1d; Statement of Opposition
Case No. 4-08CW180; Jackson-Shaw/ Taylor Ranch LLC

0   0.25   0.5   1
Miles

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