

**Summary**

This is an application for a change of water right and approval of a plan for augmentation to cover out-of-priority depletions associated with several structures on a parcel of land located approximately 11 miles north of Kremmling in Grand County. Applicant is seeking to change a portion of the Antelope Ditch water right from irrigation to include augmentation uses. Applicant plans to permanently dry up 7.83 acres historically irrigated under the Antelope Ditch and to use the associated credits, in part, as replacement water for the following structures:

- a. Aunt Olive's Spring
- b. First enlargement of the Antelope Creek No.2 Ditch
- c. Aunt Olive's Ponds Pumping Station
- d. Aunt Olive's Pond Nos. 1& 2 and Antelope Creek Reservoir

In addition to the consumptive use credits from the Antelope Ditch, applicant intends to replace depletions with water secured by contract with the Colorado River WCD in Wolford Mountain Reservoir and/or Ruedi Reservoir.

**CWCB Appropriation**

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

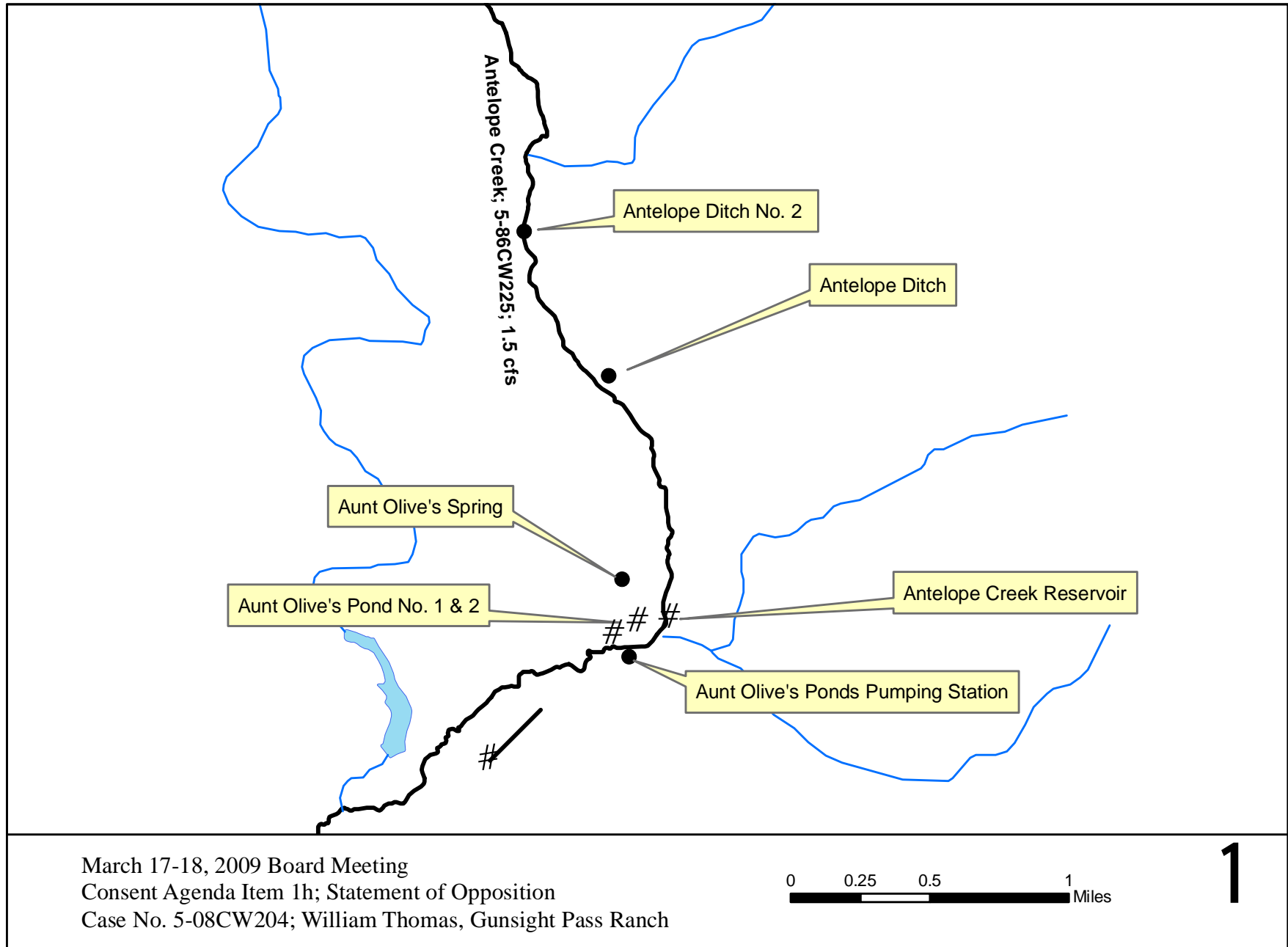
| <b>CWCB<br/>Case No.</b> | <b>Stream/Lake</b> | <b>Amount<br/>(cfs)</b> | <b>Approp.<br/>Date</b> | <b>Watershed</b> | <b>County</b> |
|--------------------------|--------------------|-------------------------|-------------------------|------------------|---------------|
| 5-86CW225                | Antelope Creek     | 1.5                     | 3/14/86                 | Colorado River   | Grand         |

**Potential for Injury**

Applicant's plan for augmentation may not be adequate to replace out-of-priority diversions and/or depletions in time, location and amount to prevent injury to the Board's instream flow water right.

**Other Objectors**

Other objectors include the Colorado River WCD, the U.S.A. Bureau of Land Management., and the State and Division Engineers.



March 17-18, 2009 Board Meeting  
Consent Agenda Item 1h; Statement of Opposition  
Case No. 5-08CW204; William Thomas, Gunsight Pass Ranch