

BEFORE THE COLORADO WATER CONSERVATION BOARD

IN THE MATTER OF PROPOSED INSTREAM FLOW APPROPRIATIONS DIVISION 2: HUERFANO RIVER (UPPER AND LOWER SEGMENTS) AND CUCHARAS CREEK

PREHEARING ORDER

A prehearing conference was held on October 16, 2009, for the proposed instream flow appropriations for the Huerfano River (Upper and Lower Segments) and Cucharas Creek. The parties to the hearing anticipate settlement and requested additional time to finalize a stipulation for presentation to the Colorado Water Conservation Board on November 16, 2009.

The request for additional time to finalize a stipulation in this matter is hereby granted.

Should the parties be unable to reach settlement, or the Colorado Water Conservation Board rejects the stipulation, the prehearing officer will request that the Board continue the hearing to the January 2010 Board meeting. In that instance, a prehearing conference will be held on November 30, 2009, at 10:00 a.m. and rebuttal statements will be due December 16, 2009.

Dated this 23rd day of October 2009.

/s/

Casey Shpall
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**IN THE MATTER OF PROPOSED INSTREAM FLOW APPROPRIATIONS
DIVISION 2: HUERFANO RIVER (UPPER AND LOWER SEGMENTS)
AND CUCHARAS CREEK
CERTIFICATE OF SERVICE**

pThis is to certify that I have duly served the within Prehearing Order upon all Parties herein by depositing copies of same in the United States mail, first-class postage prepaid, at Denver, Colorado, this 23rd day of October, 2009 addressed as follows:

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