

# STATE OF COLORADO

## Colorado Water Conservation Board Department of Natural Resources

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### NOTICE

To: Instream Flow Subscription Mailing Lists

Subject: Proposed 2011 Instream Flow Appropriations Water  
Divisions 1, 2, 4, 5, and 6 Notice

Date: March 9, 2010

Bill Ritter, Jr.  
Governor

James B. Martin  
DNR Executive Director

Jennifer L. Gimbel  
CWCB Director

Dan McAuliffe  
CWCB Deputy Director

Pursuant to ISF Rule 5c of the Rules Concerning the Colorado Instream Flow and Natural Lake Level Program, this notice identifies the streams to be considered for instream flow appropriations in 2011. At the January 2011 meeting of the Colorado Water Conservation Board (CWCB), staff may request that the Board form its intent to appropriate instream flow water rights for the streams listed on the attached Instream Flow Appropriation List. The attached list contains a description of the Instream Flow (ISF) Recommendations including stream name, watershed, county, upper terminus, lower terminus, length, and USGS quad sheet name(s).

Copies of the Instream Flow Recommendations and Appendices of data submitted into the Official CWCB Record are available for review by the public during regular business hours (8:00 a.m. - 5:00 p.m.) at the Colorado Water Conservation Board's Office, located at 1313 Sherman Street, Room 723, Denver, Colorado, 80203. In addition to the CWCB office, copies of the Instream Flow and Natural Lake Level Recommendations are available on the [CWCB website](#).

In addition to the above Instream Flow Recommendations and Appendices, staff may rely on any additional data, exhibits, testimony, or other information submitted by any party as part of the Official CWCB Record to support its Instream Flow Recommendations.

It should also be noted that pursuant to the ISF Rules:

(a) The Board may change flow amounts of contested ISF appropriations based on information received during the public notice and comment period.

(b) Staff will maintain, pursuant to Rule 5e.(3), an ISF Subscription Mailing List for each water division composed of the names of all persons who have sent notice to the Board Office that they wish to be included on such list for a particular water division. Any person desiring to be on the ISF Subscription Mailing List(s) must send notice to the Board Office.

(c) Any meetings held between Staff and members of the public will be open to the public. Staff may provide Proper Notice prior to any such meetings and may provide notice to persons on the ISF Subscription Mailing List(s).

(d) Any Notice to Contest must be received at the Board office no later than March 31, 2011, or the first business day thereafter. All Notices of Party status and Contested Hearing Participant status must be received at the Board office no later than April 30, 2011 or the first business day thereafter.

(e) Staff will announce its Final Staff ISF Recommendation concerning contested appropriations at the September 2011 Board meeting and will send notice of the Final Staff Recommendation to all persons on the Contested Hearing Mailing List.

(f) The Board may take final action on any uncontested ISF appropriations at the May 2011 Board meeting.

Should you wish to comment on the proposed Instream Flow Recommendations, you may do so by writing Jeff Baessler of the Board's staff at the address given above or by sending your comments by email to [jeffrey.baessler@state.co.us](mailto:jeffrey.baessler@state.co.us), [owen.williams@state.co.us](mailto:owen.williams@state.co.us), or [rob.viehl@state.co.us](mailto:rob.viehl@state.co.us). It should be noted that while your appearance at any meeting is welcome, such an appearance is not necessary for your concerns to be recognized. Staff will take your comments into account and, if you so request, will present them to the Board in your absence. If you are not currently on the Board's Instream Flow Subscription Mailing List and you would like to be, please contact the Board's Office at the address given above.

Div	Stream	Watershed	County	Length (miles)	Upper Terminus	Lower Terminus	Quad Sheet(s)
1	Coal Creek	St. Vrain	Boulder	6.1	Boulder County Open Space Boundary	Louisville Wastewater Treatment outfall	Louisville, Lafayette
1	Coal Creek	St. Vrain	Boulder	1.7	Louisville Wastewater Treatment outfall	pumping station #2	Louisville, Lafayette
2	Gibson Creek	Arkansas Headwaters	Custer	2.5	headwaters	confl Verde Creek	Beckwith Mt, Electric Pk
2	West Beaver Creek	Upper Arkansas	Freemont	7.5	confl Douglas Gulch	confl East Beaver Creek	Big Bull Mtn, Phantom Canyon
2	Beaver Creek	Upper Arkansas	Freemont	8.9	confl East Beaver Creek	confl Unnamed Tributary	Big Bull Mtn, Phantom Canyon
2	East Beaver Creek	Upper Arkansas	Freemont	8.8	confl Gould Creek	confl Beaver Creek	Mt Big Chief, Big Bull Mtn, Phantom Canyon
2	Baker Creek*	Huerfano	Huerfano	1.8	headwaters	USFS Boundary	Trinchera Pk, Cucharas Pass
2	Bonnett Creek	Huerfano	Huerfano	3	headwaters	USFS Boundary	McParty Park, Cuchara
2	Chaparral Creek	Huerfano	Huerfano	2.9	headwaters	USFS Boundary	Cucharas Pass
2	Dodgeton Creek	Huerfano	Huerfano	2.8	headwaters	USFS Boundary	McParty Park, Cuchara

4	North Fork Tabeguache Creek	San Miguel	Montrose	9	headwaters	confl Tabeguache Creek	Starvation Point, Wind Point
4	Red Canyon Creek	San Miguel	Montrose	6	headwaters	confl Horsefly Creek	Antone Spring, Sanborn Park
4	San Miguel River	San Miguel	Montrose	16.5	confl Calamity Draw	confl Dolores River	Uravan, Red Canyon, Davis Mesa
4	Tabeguache Creek	San Miguel	Montrose	11	unnamed trib	Forest Service Boundary	Ute, Starvation Point, Big Bucktail Cr, Nucla
5	Colorado River	Colorado Headwaters	Eagle	40	Eagle/Grand Co. Line	confl Eagle River	Dotsero, Sugarloaf Mtn., Burns South, Burns North, Blue Hill, McCoy, State Bridge
5	Colorado River	Colorado Headwaters	Eagle / Grand	23.7	confl Blue River	confl Piney River	Kremmling, Sheephorn Mtn., Radium, McCoy, State Bridge
5	Colorado River	Colorado Headwaters	Eagle	45.8	confl Piney River	confl Eagle River	State Bridge, McCoy, Blue Hill, Burns North, Burns South, Sugarloaf Mtn., Wolcott
5	Unnamed tributary to Muddy Creek	Colorado Headwaters	Grand/Routt	1.9	Headwaters	confl Muddy Creek	Lake Agnes, Walton Peak
5	Little Green Creek	Colorado Headwaters	Grand/Routt	4.4	Headwaters	confl Muddy Creek	Lake Agnes, Walton Peak
5	Eagle River (increase)	Eagle	Eagle	3.8	confl Cross Creek	confl Gore Creek	Minturn
6	North Fork North Platte River	North Platte Headwaters	Jackson	7.5	headwaters	headgate Little Nellie Ditch	Boettcher Lake, Davis Peak, Pearl
6	South Fork Big Creek	Upper North Platte	Jackson	1.9	confl Wheeler Creek	Colorado-Wyoming Stateline	Pearl
6	Wheeler Creek	Upper North Platte	Jackson	4.8	headwaters	confl South Fork Big Creek	Independence Mtn., Pearl
6	Moeller Creek	Upper White	Rio Blanco	3.5	headwaters	confl Fawn Creek	Fawn Creek
6	Piceance Creek	Piceance-Yellow	Rio Blanco	7.7	confl with Dry Fork	confl White River	Barcus Creek SE, White River City
6	Yellow Creek	Piceance-Yellow	Rio Blanco	11.8	Springs in NWNE S12, T1N R98W, 6PM	confl White R	Barcus Cr., Barcus Cr SE, Rough Gulch,

\* Note that this recommendation will not move forward until after January 2013 per a stipulated agreement with Huerfano County and the Huerfano County Water Conservancy District.