

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 2, 4, 5 and 6

Date: November 5, 2010

Bill Ritter, Jr.
Governor

Mike King
DNR Executive Director

Jennifer L. Gimbel
CWCB Director

This notice complements previous notice, made pursuant to ISF Rule 5c., which identified 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 (ISF) water rights for the streams listed on the attached Instream Flow Appropriation List. The attached list contains a description of the ISF recommendations including: water division, stream name, county, and recommending entity.

Copies of the Instream Flow Stakeholder Recommendations and Appendices 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 721, Denver, Colorado, 80203. In addition to the CWCB office, copies of the Instream Flow Stakeholder Recommendations are available on the CWCB website at <http://cwcb.state.co.us/environment/instream-flow-program/Pages/2011ProposedInstreamFlowAppropriations.aspx>

In addition to the above ISF Stakeholder 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:

(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 or 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.

2011 Instream Flow Appropriation Flow (ISF) Recommendations (November 5, 2010)

Division	Stream Segment	County(ies)	Recommender(s)*
2	Bonnett Creek <i>(headwaters to USFS Boundary)</i>	Huerfano	CDOW
2	Chaparral Creek <i>(headwaters to USFS Boundary)</i>	Huerfano	CDOW
2	Dodgeton Creek <i>(headwaters to USFS Boundary)</i>	Huerfano	CDOW
2	Gibson Creek <i>(headwaters to confl Verde Creek)</i>	Custer	CDOW
4	North Fork Tabeguache Creek <i>(headwaters to confl Tabeguache Creek)</i>	Montrose	USFS
4	Tabeguache Creek <i>(confl unnamed trib to confl Forty-Seven Creek)</i>	Montrose	USFS
4	Red Canyon Creek <i>(headwaters to confl Horsefly Creek)</i>	Montrose	USFS
4	San Miguel River <i>(confl Calamity Draw to confl Dolores River)</i>	Montrose	CDOW/ BLM
5	Colorado River <i>(confl Blue River to confl Piney Creek)</i>	Grand, Eagle	Upper Colorado River Wild & Scenic River Stakeholders group, CDOW
5	Colorado River <i>(confl Piney Creek to confl Eagle River)</i>	Eagle	Upper Colorado River Wild & Scenic River Stakeholders group, CDOW

5	Little Green Creek <i>(headwaters to confl Muddy Creek)</i>	Grand, Routt	Trout Unlimited
5	Unnamed tributary to Muddy Creek <i>(headwaters to confl Muddy Creek)</i>	Grand, Routt	Trout Unlimited
6	North Fork North Platte River <i>(Headwaters to headgate Little Nellie Ditch)</i>	Jackson	BLM

* CDOW (Colorado Division of Wildlife), BLM (Bureau of Land Management), and USFS (United States Forest Service)