

### **Summary**

This is an application for conditional surface and groundwater rights, storage rights, and approval of plan for augmentation and exchange near Telluride in San Miguel County. Applicants are seeking new water rights as well as a plan for augmentation and exchange to support future development needs for the Town of Mountain Village and the Telluride Ski & Golf Resort. Applicant is also requesting to add the additional replacement water claimed in this application to the augmentation portfolio decreed in 4-90CW112, to which the CWCB was also a party. Under this plan, annual diversions will be increased by 1,106 af which will result in 141 af of additional net depletions.

### **CWCB Appropriations**

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

<b>CWCB Case No.</b>	<b>Stream/Lake</b>	<b>Amount (cfs)</b>	<b>Approp. Date</b>	<b>Watershed</b>	<b>County</b>
4-84CW429	San Miguel River	20	7/13/1984	San Miguel	San Miguel
4-84CW427	San Miguel River	6.5	7/13/1984	San Miguel	San Miguel
4-05CW154 ( <i>enlargement</i> )	San Miguel River	4 (5/15 – 10/31)	1/25/2005	San Miguel	San Miguel
4-84CW430	South Fork San Miguel River	9	7/13/1984	San Miguel	San Miguel

### **Potential for Injury**

The Applicant's proposed plan for augmentation and exchange may not replace out-of-priority depletions in amount, timing or location, which could injure the CWCB's instream flow rights.

### **Other Objectors**

Other objectors include E R Homeowners Corp., Raspberry Patch Homeowners Co., et al., Zoline Family Estate, LLC, Tri-State Generation and Transmission Assoc., Western Fuels – Colorado, LLC, Town of Telluride, San Miguel Valley Corp., West Meadows Mutual Ditch Co., Norwood Water Commission, and John Hendricks & Western Sky Investments, LLC.

