

Summary

Applicant seeks to divert water from Garner Creek into a 4" pipe at a rate of 0.41 cfs. The piped water flows into a turbine generator, then to Garner Creek Ditch No. 1. This amendment changes the point of diversion to a location within the Garner Creek instream flow water right.

CWCB Appropriations

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

CWCB Case No.	Stream/Lake	Amount (cfs)	Approp. Date	Watershed	County
3-03CW39	Garner Creek	1.9 (05/01– 09/14) 0.6 (09/15 – 04/30)	01/22/2003	San Luis Creek	Saguache

Potential for Injury

The claim for a non-consumptive surface water right could be 100% depletive to the instream flow water right and should only be diverted when the instream flow right is fully satisfied.

Other Objectors

Other objectors include David L. Frees, George A. Frees, Delmer E. Frees and Shirley A. Frees.

