

# STATE OF COLORADO

## Colorado Water Conservation Board Department of Natural Resources

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### NOTICE

To: Instream Flow Subscription Mailing Lists

Subject: Proposed 2013 Instream Flow Appropriations  
Water Divisions 1, 2, 4, 5 and 6

Date: March 15, 2012

John W. Hickenlooper  
Governor

Mike King  
DNR Executive Director

Jennifer L. Gimbel  
CWCB 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 2013. At the January 2013 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 online at:

<http://cwcb.state.co.us/environment/instream-flow-program/Pages/2013ProposedInstreamFlowAppropriations.aspx>

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](#):

5d. (3)

(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, 2013, 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, 2013 or the first business day thereafter.

(e) Staff will announce its Final Staff ISF Recommendation concerning contested appropriations at the September 2013 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 2013 Board meeting.

A notice to contest an ISF appropriation shall be made in writing and contain the following information: (a) Identification of the Person(s) requesting the hearing;(b) Identification of the ISF appropriation(s) at issue; and, (c) The contested facts and a general description of the data upon which the Person will rely to the extent known at that time.

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), 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	Graves Creek	Lone Tree - Owl	Larimer	2.68	Colorado-Wyoming border	South Line S27 T12N R68W	Carr West, Round Butte
1	Shell Creek	Upper Laramie	Larimer	6.28	headwaters	hdgt. Shell Creek Ditch	Crazy Mountain, Sand Creek Pass
1	Spottewood Creek #1	Cache La Poudre	Larimer	2.03	NW S29 T12N R68W	NW S33 T12N R68W	Round Butte
1	Spottewood Creek #2	Cache La Poudre	Larimer	1.61	NW S 34 T 11N R68W	SW S34 T11N R68W	Carr SW, Carr West
1	Lone Tree Creek	Lone Tree - Owl	Weld	2.88	NW S29 T12N R67W	SE S31 T12N R67W	Carr West
1	North Clear Creek	Clear	Gilpin, Jefferson	7.7	confl. Chase Gulch	confl. Clear Creek	Black Hawk, Squaw Pass
2	West Beaver Creek	Upper Arkansas	Freemont, Teller	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	Phantom Canyon, Mount Pittsburg
2	Arkansas River	Upper Arkansas	Pueblo	9.13	outlet of Fish Hatchery	confl. Fountain Creek	North West Pueblo
2	Apishapa River	Apishapa	Las Animas	4.5	Headwaters	confl. Herick Canyon Creek	Cucharas Pass, Herlick Canyon
4	Granite Creek	Lower Dolores	Mesa	5.79	confl. two unnamed tributaries	Colorado-Utah border	Steamboat Mesa, Two V Basin
4	Ute Creek	Lower Dolores	Mesa	7.9	Headwaters	confl. West Creek	Pine Mtn, Gateway
5	Beaver Creek	Colorado	Mesa	6.5	Headwaters	Rifle Town Intake	North Mamm Peak

		Headwaters-Plateau					
5	Beaver Dams Creek	Colorado Headwaters-Plateau	Mesa	1.6	Headwaters	confl. East Divide Creek	Quaker Mesa
5	East Divide Creek	Colorado Headwaters-Plateau	Mesa, Garfield	3.5	confl. Gennings Creek	confl. Camp Creek	Quaker Mesa, Center Mtn
5	East Divide Creek	Colorado Headwaters-Plateau	Garfield	9.4	confl. Camp Creek	confl. June Creek	Center Mtn, Gibson Gulch
5	West Divide Creek	Colorado Headwaters-Plateau	Mesa	8.1	confl. Little Beaver Creek	confl. Mosquito Creek	Quaker Mesa, Flatiron Mtn
5	Meadow Creek	Colorado Headwaters-Plateau	Garfield	8.2	Outlet Meadow Creek Reservoir	confl. Main Elk Creek	Meadow Creek Lake, Deer Creek Point
6	Government Creek	North Platte Headwaters	Jackson	5.03	headwaters	hdgt. Government Ditch no. 2	Kings Canyon
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	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	4.74	Springs in NWNE S12, T1N R98W, 6PM	confl. Barcus Creek	Barcus Creek SE,
6	Yellow Creek	Piceance-Yellow	Rio Blanco	7.11	confl. Barcus Creek	confl. White River	Barcus Creek, Barcus Creek SE, Rough Gulch
6	Red Creek	Upper Yampa	Routt	4.01	USFS Boundary	confl. Willow Creek	Hahns Peak
6	Willow Creek (Increase)	Upper Yampa	Routt	4.65	outlet of Steamboat Lake	confl. Beaver Creek	Hahns Peak
6	Willow Creek (Increase)	Upper Yampa	Routt	1.32	confl. Beaver Creek	confl. Lester Creek	Hahns Peak