

STATE OF COLORADO

Colorado Water Conservation Board

Department of Natural Resources

1313 Sherman Street, Room 721
Denver, Colorado 80203
Phone: (303) 866-3441
Fax: (303) 866-4474
www.cwcb.state.co.us



TO: Colorado Water Conservation Board Members

John W. Hickenlooper
Governor

FROM: Jeff Baessler
Stream and Lake Protection Section

Mike King
DNR Executive Director

DATE: March 6, 2012

Jennifer L. Gimbel
CWCB Director

SUBJECT: **Agenda Item 26, March 20-21, 2012, Board Meeting**
Stream and Lake Protection Section – 2012 New Instream Flow
Appropriations

Introduction and Staff Recommendation

At its January 24, 2012 meeting, the Board declared its intent to appropriate 4 instream flow water rights. The purpose of this agenda item is to provide notice to the public of the 4 proposed instream flow appropriations and to provide an opportunity for public comment pursuant to ISF Rule 5e. No Board action is required.

Background

Public comment will be taken on the following instream flow water right appropriations being considered by the Board. The Board noticed these proposed appropriations in March and November 2011 and declared its intent to appropriate at its January 24, 2012 meeting. The attached tables outline additional information on each appropriation. Detailed information regarding these stream segments is also available on the CWCB website located at:

<http://cwcb.state.co.us/environment/instream-flow-program/Pages/2012ProposedInstreamFlowAppropriations.aspx>

Anyone wishing to contest one or more of these appropriations must file a Notice to Contest with the Board, pursuant to ISF Rule 5k, by April 2, 2012. Staff will ask the Board to take final action on all uncontested ISF appropriations at its May 2012 meeting.

Division	Stream Name	County	Recommender
3	Brewery Creek (USFS Boundary to Confl. Kerber Creek)	Saguache	Bureau of Land Management
	Elkhorn Gulch (USFS Boundary to Confl. Kerber Creek)		

3	Kerber Creek (<i>Confl. Elkhorn Gulch to Confl. Brewery Creek</i>)	Saguache	Bureau of Land Management
	Kerber Creek (<i>Confl. Brewery Creek to Wells Kerber Ditch headgate</i>)		

Attachments



Colorado Water Conservation Board

Instream Flow Tabulation - Streams



Water Division 3

Case Number	Stream	Watershed	County	Upper Terminus	Lower Terminus	Length (miles)	USGS QUADS	Amount(dates) (CFS)	Approp Date
12/3/A-003	Brewery Creek	San Luis Creek	Saguache	USFS Boundary at lat 38 17 24N long 106 10 29W	confl Kerber Creek at lat 38 16 38N long 106 08 60W	1.79	Bonanza	1.6 (11/16 - 3/31) 2.85 (4/1 - 7/31) 2.1 (8/1 - 11/15)	
12/3/A-004	Elkhorn Gulch	San Luis Creek	Saguache	USFS-BLM Boundary at lat 38 17 24N long 106 10 29W	confl Kerber Creek at lat 38 16 57N long 106 08 35W	0.32	Bonanza Whale Hill	1.05 (4/15 - 7/31) 0.55 (8/1 - 4/14)	
12/3/A-001	Kerber Creek	San Luis Creek	Saguache	confl Elkhorn Gulch at lat 38 16 57N long 106 08 35W	confl Brewery Creek at lat 38 16 38N long 106 08 60W	0.55	Bonanza	0.8 (11/1 - 3/1) 1.45 (3/2 - 4/15) 3.5 (4/16 - 7/15) 1.45 (7/16 - 10/31)	
12/3/A-002	Kerber Creek	San Luis Creek	Saguache	confl Brewery Creek at lat 38 16 38N long 106 08 60W	hdgt Wells Kerber Ditch at lat 38 13 58N long 105 59 09W	13.10	Bonanza Graveyard Gulch Klondike Mine Villa Grove	2.6 (11/16 - 3/31) 6.75 (4/1 - 7/31) 4 (8/1 - 11/15)	

Totals for Water Division 3	Total # of Stream Miles =	15.76
	Total # of Appropriations =	4
<i>(Totals do not include donated/acquired water rights)</i>		

Report Totals	Total # of Stream Miles =	15.76
	Total # of Appropriations =	4
<i>(Totals do not include donated/acquired water rights)</i>		