

Summary

The Applicant seeks to change absolute trans-mountain water rights diverting from Water Division 4 to add new uses in the receiving basin in Water Division 2. The water would be used via direct flow or by storage. New uses to the existing irrigation use would include: domestic, stock watering, augmentation and replacement, and municipal.

CWCB Appropriations

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

CWCB Case No.	Stream/Lake	Amount (cfs)	Approp. Date	Watershed	County
2-77W4675	Poncha Creek	8.0	11/15/1977	Arkansas River	Chaffee
2-77W4657	Poncha Creek	5.0	11/15/1977	Arkansas River	Chaffee
4-77W3293	Marshall Creek	6.0/2.0	11/15/1977	Tomichi Creek	Saguache
4-77W3292	Marshall Creek	8.0/4.0	11/15/1977	Tomichi Creek	Saguache
4-80CW132A	Tomichi Creek	18.0	3/17/1980	Tomichi Creek	Saguache, Gunnison

Potential for Injury

The proposed change of water rights could cause injury to the CWCB's instream flow water rights in Division 4 from an expansion of use. Injury could occur to the Division 2 instream flow water rights from an expansion of use if the applicant incorrectly computes the proper amount, time, or location of water available for reuse.

Other Objectors

Other objectors include the State and Division Engineers, Municipal Corporation of Pueblo, Colorado River Water Conservation District, Lower Arkansas Water Management Association, Tri-State Generation and Transmission Association, Inc., Southeastern Colorado Water Conservancy District, Town of Poncha Springs, District 67 and Amity, Otero County Board of Commissioners, Arkansas Valley Ditch Association, High Line Canal Company, City of Aurora, Colorado Canal Companies, Fort Lyon Canal Company, and Holbrook Mutual Irrigating Company.

