Consent Agenda Item 3.e March 19-20, 2013 Board Meeting Case No. 4-12CW151; Mountain Coal Company, LLC

Summary

This is an application for changes of conditional and absolute water rights and new storage water rights. The Applicant proposes to change points of diversion for its Freshwater Ponds to an alternate point that will divert from the Mt. Gunnison Pipeline on the North Fork of the Gunnison River. Applicant also seeks new storage water rights and changes in place of storage for existing storage water rights in underground storage facilities.

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
4-84CW400	North Fork	30/60	5/4/1984	North Fork	Gunnison
	Gunnison River			Gunnison	

Potential for Injury

The proposed change of water rights could cause an expansion of use, which could injure the CWCB's instream flow water right.

Other Objectors

There are no additional objectors in this case.

