

STATE OF COLORADO

Colorado Water Conservation Board Department of Natural Resources

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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 1, 2013

James Eklund
CWCB Director

SUBJECT: **Agenda Item 20, March 18-19, 2014, Board Meeting**
Stream and Lake Protection Section – 2014 New Instream Flow
Appropriations

Introduction

At its January 28, 2014 meeting, the Board declared its intent to appropriate 18 instream flow (“ISF”) water rights. The purpose of this agenda item is to provide notice to the public for 17 of the proposed ISF appropriations (see table below) and to provide an opportunity for public comment pursuant to Rule 5e. of the Rules Concerning the Colorado Instream Flow and Natural Lake Level Program (“ISF Rules”).

Please note that the Dolores River ISF recommendation, for which the Board also declared its intent to appropriate, is not included on the list for public comment at this time. For this ISF appropriation, the Board voted to modify the ISF Rule 5 procedure and established a due date of December 31, 2014 for notices to contest this appropriation. An opportunity for additional public comment on the Dolores River ISF appropriation will be provided at the Board’s November 2014 meeting.

This is an information item with no Board action required.

Discussion

Public comment will be taken on the following ISF water right appropriations being considered by the Board. The Board noticed these proposed appropriations in March and November 2013, and declared its intent to appropriate at its January 28, 2014 meeting. 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/2014ProposedInstreamFlowAppropriations.aspx>

Anyone wishing to contest one or more of these ISF appropriations must file a Notice to Contest with the Board, pursuant to ISF Rule 5k., by March 31, 2014. Staff will ask the Board to take final action on all uncontested ISF appropriations at its May 2014 meeting.

Division	Stream Name	County(ies)	Recommender(s)
1	Shell Creek <i>Headwaters to BLM Boundary</i>	Larimer	BLM
4	Hot Springs Creek (ISF Increase) <i>Outlet Hot Springs Reservoir to Confl. LL Bush Ditch #4</i>	Gunnison	BLM
4	Oh Be Joyful Creek (ISF Increase) <i>Confl. Unnamed Tributary to Confl. Slate River</i>	Gunnison	BLM
4	Slate River (ISF Increase) <i>Confl. Poverty Gulch to Confl. Oh-Be-Joyful Creek</i>	Gunnison	BLM
4	Slate River (ISF Increase) <i>Confl. Oh-Be-Joyful Creek to Confl. Coal Creek</i>	Gunnison	BLM
4	East Creek <i>Confl. North Fork East Creek to East Creek Ditch</i>	Gunnison	BLM
4	East Creek <i>East Creek Ditch to Confl. Gunnison River</i>	Gunnison	BLM
4	Granite Creek <i>Confl. Unnamed Tributary to Utah-Colorado Border</i>	Gunnison	BLM
4	Ute Creek <i>Headwaters to Confl. West Creek</i>	Gunnison	BLM
5	East Divide Creek <i>Confl. Camp Creek to Confl. June Creek</i>	Garfield	CPW
5	East Fork Parachute Creek <i>Confl. Bull Gulch to BLM Boundary</i>	Garfield	BLM
5	Left Fork Carr Creek <i>Headwaters to Franklin No. 2 Ditch Headgate</i>	Garfield	BLM
5	Meadow Creek <i>Outlet Meadow Creek Reservoir to Confl. Main Elk Creek</i>	Garfield	CPW
5	Beaver Creek <i>Headwaters to Dame Ditch</i>	Garfield	CPW
5	Beaver Dam Creek <i>Headwaters to Confl. East Divide Creek</i>	Mesa	CPW
5	West Divide Creek <i>Confl. Little Beaver Creek to Confl. Mosquito Creek</i>	Mesa	CPW
5	East Divide Creek <i>Confl. Gennings Creek to Confl. Camp Creek</i>	Mesa, Garfield	CPW