

Summary

Applicant seeks a plan for augmentation with an exchange through instream flow water rights from Trinidad Reservoir to upstream point of depletions.

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
2-09CW90*	Purgatoire River	7 – 21	1/27/2009	Purgatoire	Las Animas

* Water rights pending final decree.

Potential for Injury

1. The proposed plan for augmentation and exchange may not replace depletions in the amount, timing or location at which they occur, which could injure the CWCB's instream flow water rights.
2. The application does not present sufficient information to fully evaluate the extent to which the Board's instream flow rights may be injured.

Other Objectors

Other objectors include Pioneer Natural Resources, USA, Inc., the Purgatoire River Water Conservancy District, the City of Trinidad, and XTO Energy, Inc.

