

Summary

The Applicant requests to change the point of diversion and place of use for 5.0 AF of previously quantified Blue Danube Ditch No. 2 consumptive use credits and to modify some terms and conditions for its other 14.55 AF consumptive use credits of Blue Danube Ditch No. 2 water rights. The change in point of diversion is to upstream locations and two well fields within instream flow water rights.

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
5-86CW217	Blue River	16/32	3/14/1986	Blue	Summit
5-86CW204	Blue River	10/20	3/14/1986	Blue	Summit
5-86CW223	Swan River	6	3/14/1986	Blue	Summit

Potential for Injury

The proposed change of water rights could cause an expansion of use and a change in the amount, location and timing of historical irrigation return flows, which could injure the CWCB's instream flow water rights.

The requested upstream move of a point of diversion for Applicant's senior water right could injure the intervening instream flow water right.

Adequate terms and conditions should be included to protect CWCB's instream flow water rights from injury due to Applicant's claimed well fields.

Other Objectors

Statements of Opposition were also filed by Upper Blue Sanitation District, the Town of Frisco, Summit School District RE-1, Colorado Springs Utilities, and the City and County of Denver Board of Water Commissioners.

