

Summary of Water Court Application

The Applicant seeks new groundwater rights for six new wells and a well field, a plan for augmentation with exchange naming many sources for augmentation water.

Staff Recommendation

Staff requests ratification of the Statement of Opposition filed to protect CWCB's instream flow water rights.

Attorney

The Attorney assigned to this case is Derek Turner, who can be contacted at derek.turner@state.co.us.

CWCB Instream Flow Water Rights

The CWCB holds the following instream flow water right(s) that could be injured by this application:

CWCB Case No.	Stream	Upper Terminus	Lower Terminus	Rate cfs	Timing	Approp. Date	Watershed
5- 80CW126	Eagle River	confl. Lake Creek	confl. Brush Creek	45, 110	10/1-4/30, 5/1-9/30	3/17/1980	Eagle
5- 80CW124	Eagle River	confl. Brush Creek	confl. Colorado River	50, 130	10/1-4/30, 5/1-9/30	3/17/1980	Eagle
5- 80CW134	Eagle River	confl. Gore Creek	confl. Lake Creek	35, 85	10/1-4/30, 5/1-9/30	3/17/1980	Eagle

Potential for Injury

- The proposed plan for augmentation and exchange may not replace depletions in the proper time, place and amount, which could injure the CWCB's instream flow water rights.
- Adequate terms and conditions should be included to protect CWCB's instream flow water rights from injury due to Applicant's claimed well field

Other Objectors

Statements of Opposition were filed by the City of Aurora, East Lake Creek Ranch LLP, Grand Valley Water Users Association, Orchard Mesa Irrigation District, Ute Water Conservancy District, J Tucker - Trustee, Town of Gypsum, Lake Creek Metropolitan District, and Climax Molybdenum Company.

