

Summary of Water Court Application

Applicant requests an augmentation plan and exchange to replace depletions from a well. Well depletions are expected to be 100% consumptive by concrete operations. Replacement sources include one on-site pond, Morrow Pond No. 1, and a Wolford Mountain Reservoir contract with the Colorado River Water Conservation District.

Staff Recommendation

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

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	Rate cfs	Timing	Approp. Date	Watershed
5-90CW301	Crooked Creek	6, 1.5	(4/15-8/14), (8/15-4/14)	11/27/1990	Colorado-headwaters
5-90CW296	Crooked Creek	2.75, 8, 4	(10/1-4/14), (4/15-8/14), (8/15-9/30)	11/27/1990	Colorado-headwaters
5-90CW308B	Fraser River	30, 19	(5/15-9/15), (9/16-5/14)	11/27/1990	Colorado-headwaters

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.

Other Objectors

Statements of Opposition were filed by Winter Park Ranch Water & Sanitation District, Cornerstone Winter Park Holdings, LLC, and YMCA of the Rockies.

Attorney

The Attorney assigned to this case is Patrick Kowaleski, who can be contacted at patrick.kowaleski@coag.gov, or 720-508-6297.

