

Summary of Water Court Application

Applicants claim new surface water and storage rights and an augmentation plan by exchange. Augmentation replacement water will be supplied downstream through a 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 instream flow water right(s) that could be injured by this application, including the following:

CWCB Case No.	Stream	Rate cfs	Timing	Appropriation Date	Watershed
5-75W2721	Crystal River	40 80	(10/16-4/30) (5/1-10/15)	5/1/1975	Roaring Fork
5-75W2720	Crystal River	60 100	(10/1-4/30) (5/1-9/30)	5/1/1975	Roaring Fork

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.
- Any intended flow-through use should be identified with protective terms and conditions so that CWCB's instream flow water rights are not injured.

Other Objectors

A Statement of Opposition was also filed by Sweet Jessup Canal Company.

CWCB Attorney

The Attorney assigned to this case is Jeffrey N. Candrian, who can be contacted at jeffrey.candrian@coag.gov, or 720-508-6288.

