

Summary of Water Court Application

Applicant claims new absolute surface water rights, as historical uses “superior” to CWCB’s instream flow water rights under § 37-92-102(3)(b), C.R.S., to irrigate and to fill certain reservoirs for several in-reservoir uses.

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
6-77W1334	Big Creek	15	1/1-12/31	9/23/1977	Upper Yampa
6-77W1331	Elk River	65	1/1-12/31	9/23/1977	Upper Yampa
6-79CW223	Mad Creek	5	1/1-12/31	9/23/1997	Upper Yampa

Potential for Injury

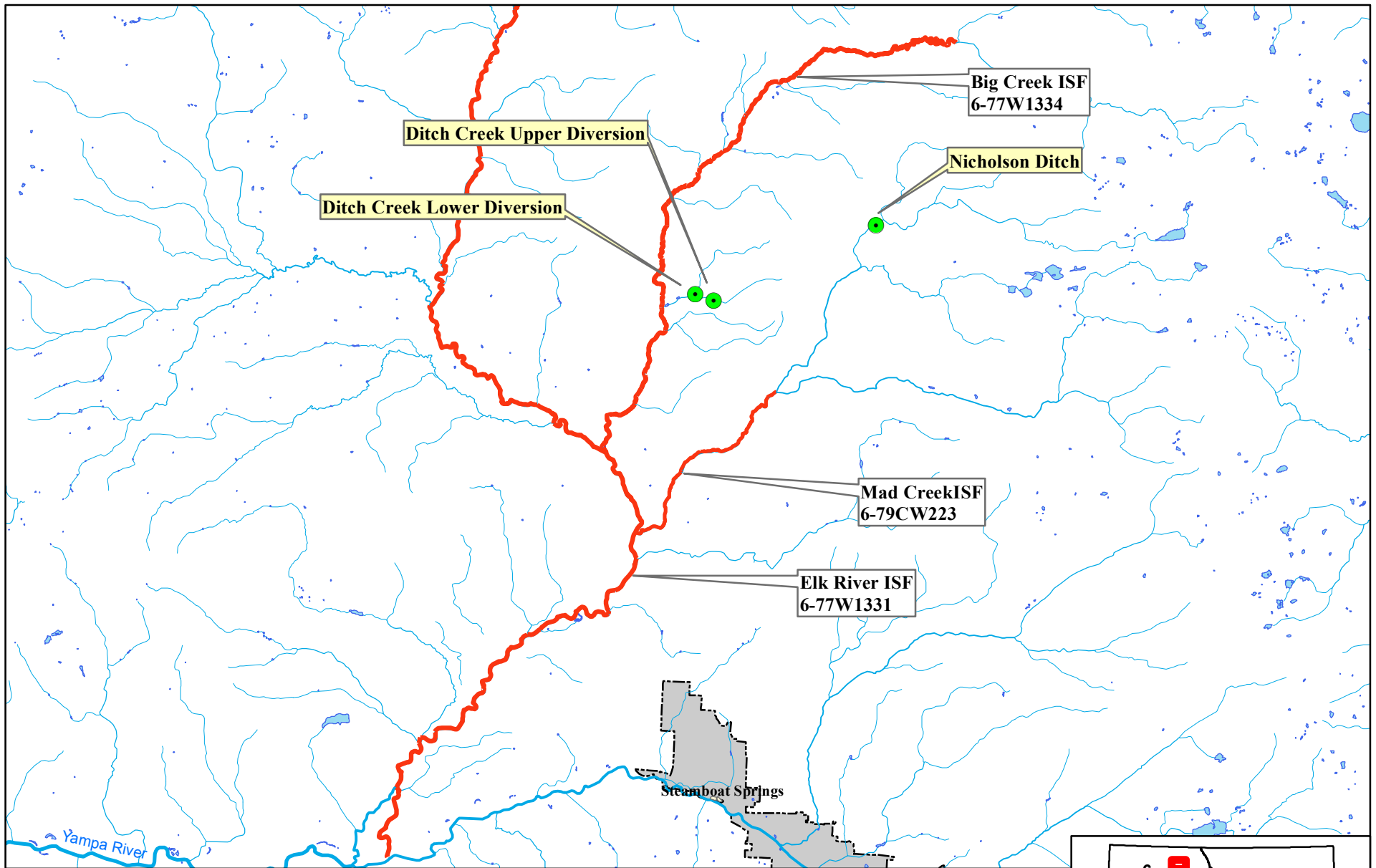
- Some of the water rights are claimed with senior appropriation dates. The instream flow water rights might be subject to these water rights under § 37-92-102(3)(b), C.R.S., if historical use(s) of the the water rights are sufficiently documented.

Other Objectors

A Statement of Opposition was also filed by the City of Steamboat Springs.

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.



March 16-17, 2016 CWCBB Board Meeting
 Consent Agenda Item 1h: Statement of Opposition
 Case No. 6-15CW3056: Needmore Water, LLC, and
 A Texas Limited Liability Company

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