

### Summary of Water Court Application

Applicant claims a new conditional surface water right and a new absolute storage right with appropriation dates of 1909.

### 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
6-92CW080	East Fork Williams Fork River	10 20	(10/1-4/30) (5/1-9/30)	9/16/1992	Upper Yampa
6-92CW076	Williams Fork River	14 30	(10/1-4/30) (5/1-9/30)	9/16/1992	Upper Yampa

### Potential for Injury

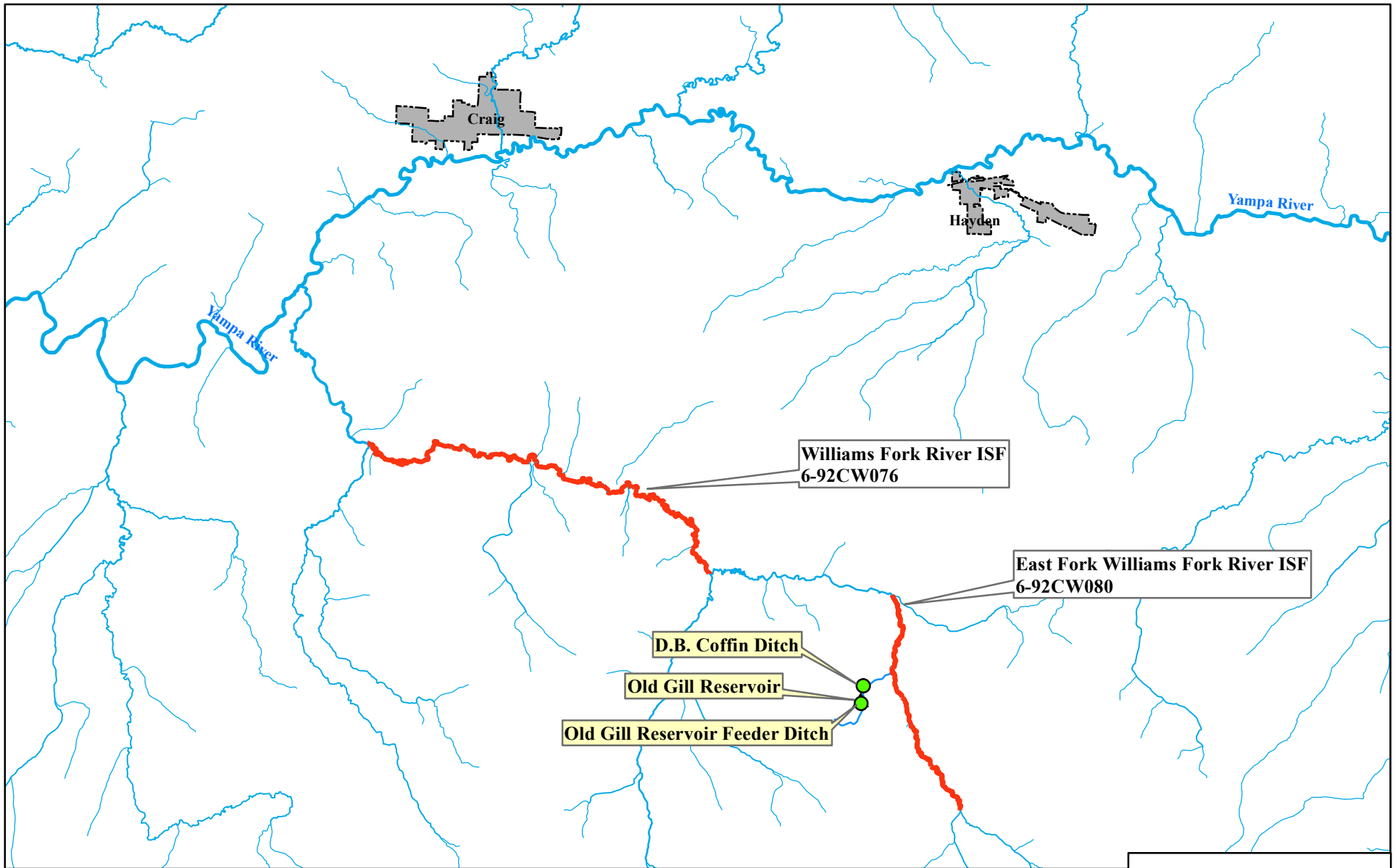
- Some of the water rights are claimed with senior appropriation dates. The instream flow water rights might be subject to these water rights under § 37-92-102(3)(b), C.R.S., if historical use(s) of the the water rights are sufficiently documented.

### Other Objectors

No other Statements of Opposition were filed.

### CWCB Attorney

The Attorney assigned to this case is Patrick E. Kowaleski, who can be contacted at [patrick.kowaleski@coag.gov](mailto:patrick.kowaleski@coag.gov), or 720-508-6297.



March 16-17, 2016 CWCB Board Meeting  
 Consent Agenda Item 1i: Statement of Opposition  
 Case No. 6-15CW3057: Ted Myers and Cross Mountain  
 Ranch Limited Partnership

0 0.75 1.5 3 4.5 6 Miles

