

**Consent Agenda Item 1.d**

March 22-23, 2017 Board Meeting  
Case No. 16CW0027 (Water Division 2): Music Meadows L.L.C.

**Summary of Water Court Application**

Applicant requests changes of four irrigation ditches to various new and existing points of diversion.

**Staff Recommendation**

Staff recommends that the Board ratify the filing of a Statement of Opposition in this case to protect CWCB's instream flow water rights. A Statement of Opposition was filed on behalf of the Board in February 2017.

The CWCB holds the following instream flow water rights in Water Division 2 in the Arkansas Headwaters Watershed that could be injured by this application as follows:

Case Number	Stream	Upper Terminus	Lower Terminus	CFS Rate (Dates)	Approp. Date
82CW0142	Grape Creek	headwaters in vicinity	confl Music Pass Creek	1 (1/1 - 12/31)	06/03/1982
82CW0150	Music Pass Creek	headwaters in vicinity	confl Grape Creek	0.5 (1/1 - 12/31)	06/03/1982

**Potential for Injury**

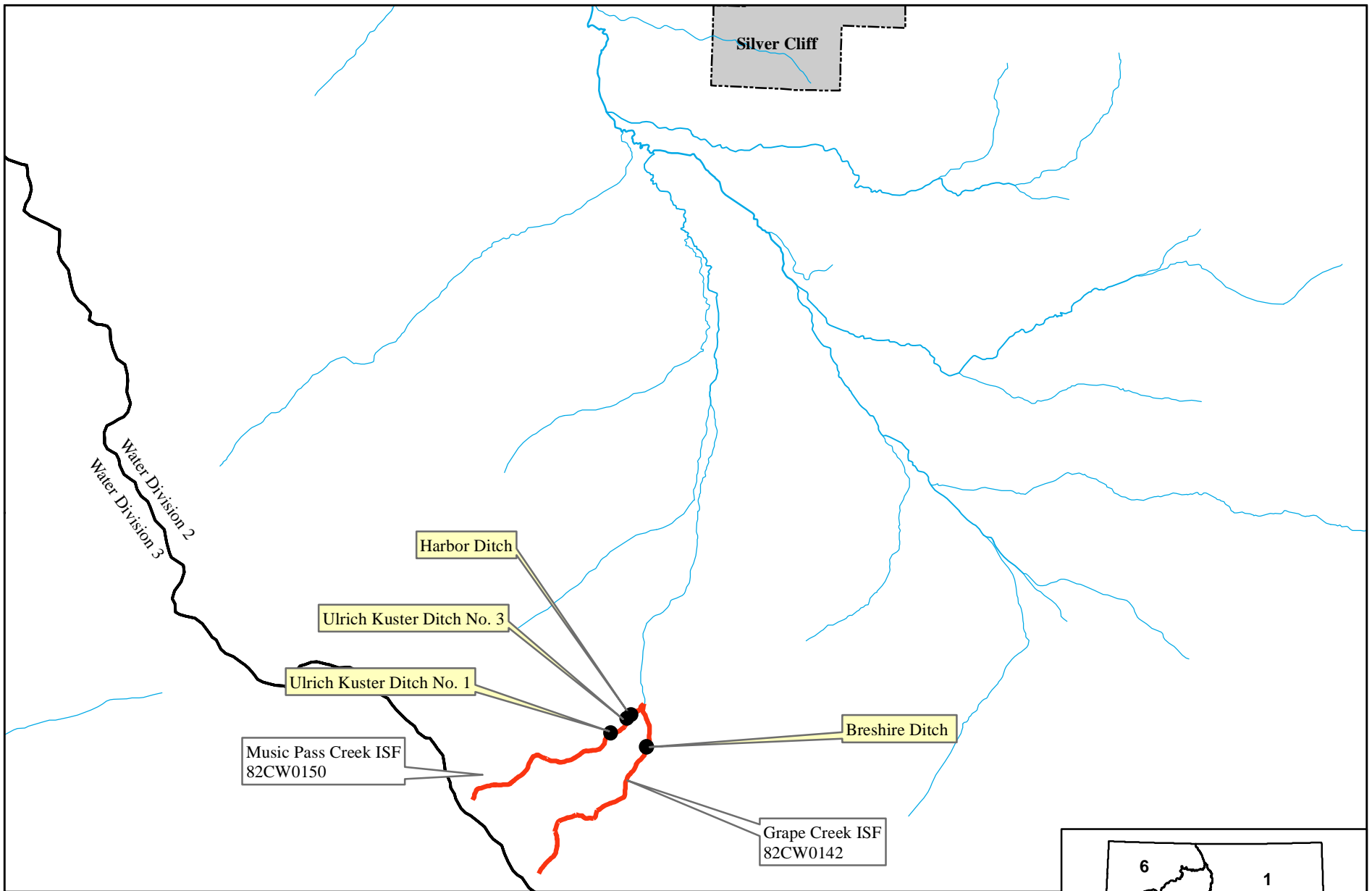
- The proposed changes of water rights could cause an expansion of use, which could injure the CWCB's instream flow water rights.
- Some of the changes claimed herein may have been occurring prior to appropriation of the instream flow water rights shown below. The instream flow water rights might be subject to some of the requested changes under C.R.S. 37-92-102(3)(b) if the claimed uses and amounts are sufficiently documented and verified.

**Other Objectors**

No other Statements of Opposition were filed.

**Attorney**

Christopher R. Stork, Assistant Attorney General, is assigned to this case and can be contacted at christopher.stork@coag.gov, or 720-508-6311.



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Case No.16CW0027 (Water Division 2)  
Music Meadows LLC

0 0.75 1.5 3 Miles

