

Consent Agenda Item 1.e

January 22-23, 2018 Board Meeting

Case No. 17CW3176 (Water Division 5); Municipal Subdistrict, Northern Colorado Water Conservancy District, and Colorado River Water Conservation District

Summary of Water Court Application

Applicants request Amendment and Determination of Decrees Entered in Case Nos. CA 1768, W-4001, 80CW108, 85CW135, 88CW169, and 89CW298 and Determination Regarding the Colorado River Connectivity Channel.

Staff Recommendation

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

CWCB Instream Flow Water Rights

The CWCB holds water rights, including the following instream flow water rights in Water Division 5 in the Colorado River that could be injured by this application:

Case Number	Stream	Upper Terminus	Lower Terminus	CFS Rate (Dates)	Approp. Date
90CW0300	Colorado River	outlet Granby Res	confl Fraser River	40 (5/1 - 8/31) 20 (9/1 - 4/30)	11/27/1990
80CW0447	Colorado River	hdgt Windy Gap Project div	confl Williams Fork River	90 (1/1 - 12/31)	07/08/1980

Potential for Injury

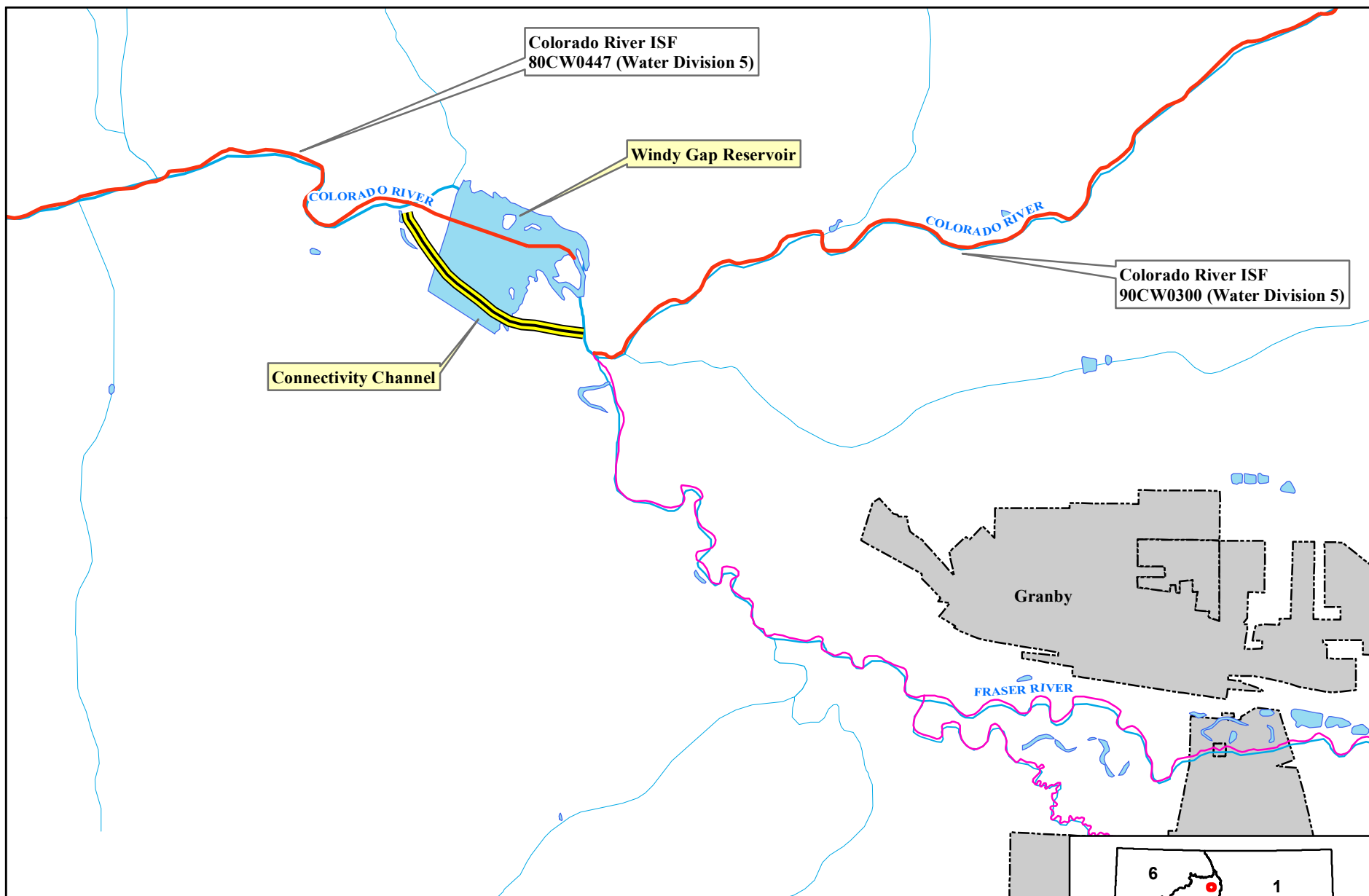
- Terms and conditions should be included in the decree to ensure that the proposed decree will not injure the existing CWCB's instream flow water rights on the Colorado River, or water rights delivered to the CWCB for instream flow purposes under Case No. 11CW152, Water Division 5.

Other Objectors

Statements of Opposition were also filed by Board of Grand County Commissioners, State of Colorado, City and County of Denver Board of Water Commissioners, Colorado Parks and Wildlife, Colorado River Preservation Group, Middle Park Water Conservancy District, State Engineers Office, The Schmuck Childrens Trust, and Trout Unlimited.

Attorney Representing CWCB

Jennifer L. Mele, First Assistant Attorney General, is assigned to this case and can be contacted at jennifer.mele@coag.gov, or 720-508-6282.



January 22-23, 2018 CWCB Board Meeting
 Consent Agenda Item 1e: Statement of Opposition
 Case No. 17CW3160 (Water Division 5)
 Municipal Subdistrict, Northern Colorado Water
 Conservancy District, and Colorado River Water Conservation District

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