

Consent Agenda Item 1.a

May 23-24, 2018 Board Meeting

Case No. 16CW0017 (Water Division 2); Randall L. Hancock & Renate Laurie Hancock

Summary of Water Court Application

Applicant requests conditional and absolute surface water rights. The Application and Amended Application state that Three Elk Creek is a "futile creek." CWCB holds an instream flow water right on Three Elk Creek, for which a call would not be futile against Applicant's claim.

Staff Recommendation

Staff recommends that the Board ratify the filing of a Statement of Opposition filed on behalf of the Board in April 2018 to protect CWCB's instream flow water rights.

CWCB Instream Flow Water Rights

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

Case Number	Stream	Upper Terminus	Lower Terminus	CFS Rate (Dates)	Approp. Date
80CW0071	Three Elk Creek	headwaters in vicinity	confl Arkansas River	4 (1/1 - 12/31)	05/07/1980

Potential for Injury

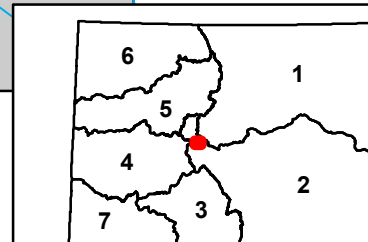
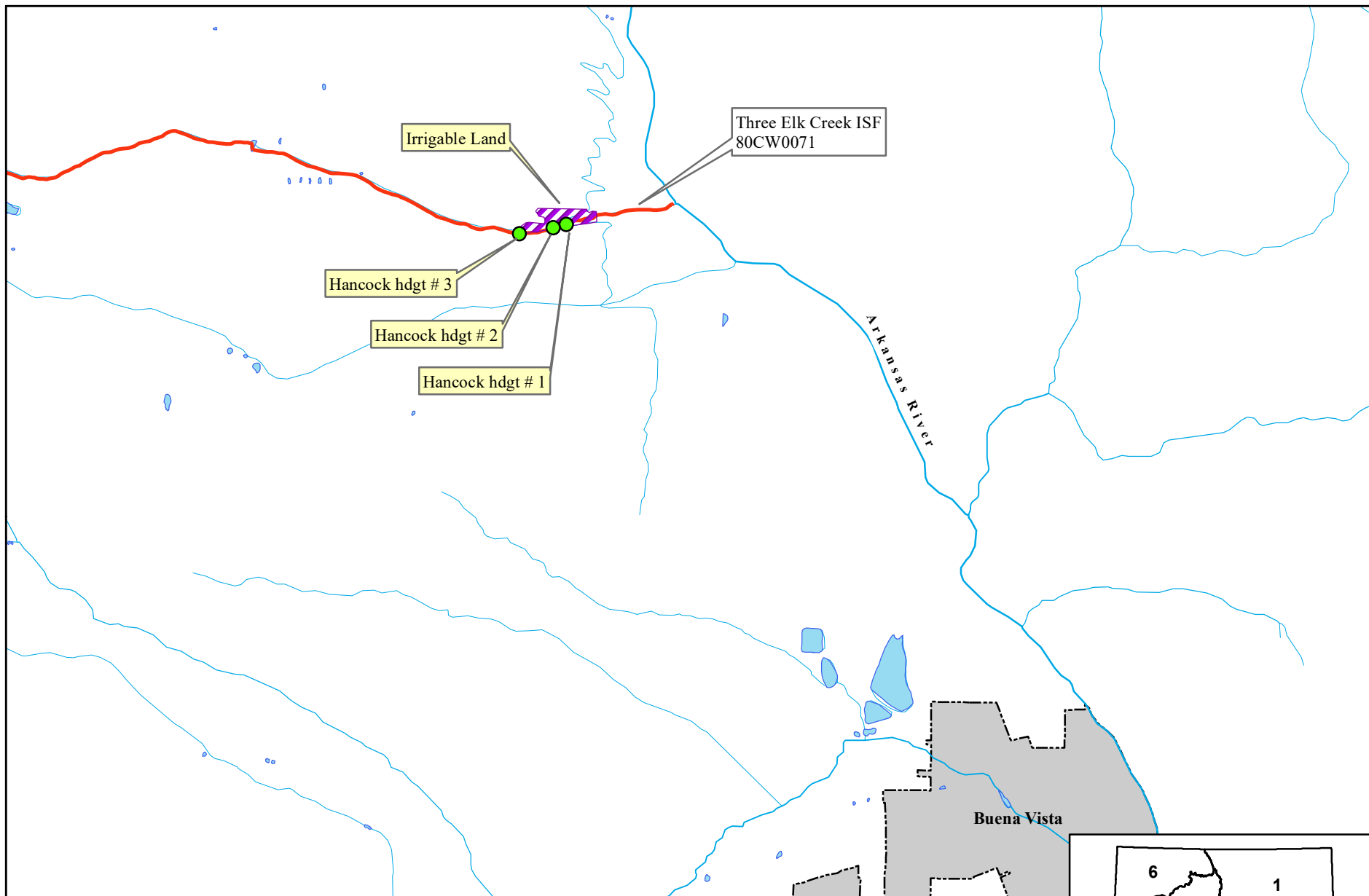
- If this water right is decreed or administered as futile against a call for CWCB's instream flow water right on Three Elk Creek, it could injure the instream flow water right.

Other Objectors

No other Statements of Opposition were filed to this Amended Application. A Statement of Opposition was filed by Riverside Ditch and Allen Extension Company to the original Application

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.



May 23-24, 2018 CWCB Board Meeting
 Consent Agenda Item 1a: Statement of Opposition
 Case No. 16CW0017 (Water Division 2)
 Randall L. Hancock & Renate Laurie Hancock

0 0.375 0.75 1.5
 Miles

