

**Summary of Water Court Application**

Application for change of water rights, alternate points of diversion, alternate places of storage and exchange.

**Staff Recommendation**

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

**CWCB Instream Flow Water Rights**

The CWCB holds several water rights in Water Division 1 in the Cache La Poudre Watershed that could be injured by this application:

**Potential for Injury**

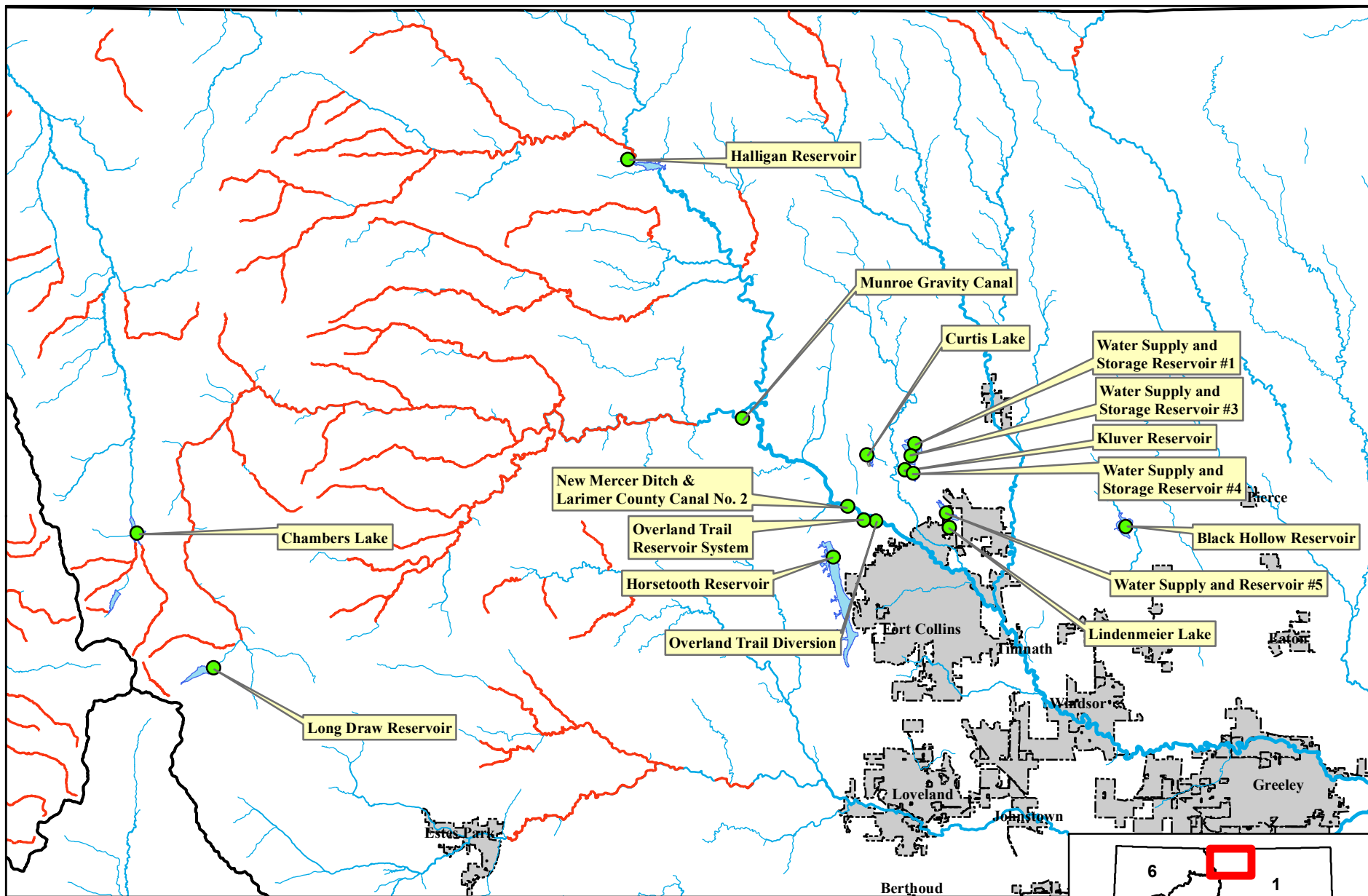
- The proposed change of water rights could cause an expansion of use and could alter the time, place and amount of historical return flows, which could injure the CWCB's instream flow water rights.
- The apparent extraterritorial use for the changed water rights cannot be evaluated because the type of use and the place of use are undefined. These uses could injure the CWCB's instream flow water rights.
- The proposed change in places of storage and points of diversion to upstream locations could injure the CWCB's instream flow water rights.

**Other Objectors**

Statements of Opposition were also filed by the City of Fort Collins, City of Thornton, Larimer & Weld Irrigation Company, WRCC and Larimer & Weld Reservoir Company, North Poudre Irrigation Company, Northern Colorado Water Conservancy District, The Water Supply and Storage Company, The City of Greeley, acting by and through its Water and Sewer Board, and Colorado Division of Parks and Wildlife and the Parks and Wildlife Commission.

**Attorney Representing CWCB**

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



July 18-19, 2018 CWCB Board Meeting  
 Consent Agenda Item 1a: Statement of Opposition  
 Case No: 18CW3076 (Water Division 1)  
 East Larimer County Water District

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