



COLORADO

**Colorado Water
Conservation Board**

Department of Natural Resources

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TO: Colorado Water Conservation Board Members

FROM: Rob Viehl, Water Resource Specialist
Stream and Lake Protection Section

DATE: March 21, 2019

AGENDA ITEM: 25. Public Comment on 2019 Instream Flow Appropriations in Water Divisions 2, 3, 4, 6, and 7

Background

At its January 22, 2019 meeting, the Board declared its intent to appropriate 15 instream flow (ISF) water rights. The purpose of this agenda item is to provide notice to the public for these proposed appropriations (see table below), and to provide an opportunity for public comment pursuant to Rule 5e. of the Rules Concerning the Colorado Instream Flow and Natural Lake Level Program (ISF Rules). Detailed information regarding these stream segments is available on the CWCB website located at:

<http://cwc.state.co.us/environment/instream-flow-program/Pages/2019ProposedISFRecommendations.aspx>

Anyone wishing to contest one or more of these ISF appropriations must file a Notice of Contest with the Board, pursuant to ISF Rule 5k., by April 1, 2019. Staff will ask the Board to take final action on all uncontested ISF appropriations at its May 2019 meeting.

The Board's appropriation of these water rights will help achieve the goals set forth in Colorado's Water Plan of promoting the restoration, recovery, sustainability, and resiliency of endangered, threatened, and imperiled aquatic- and riparian-dependent species and plant communities, protecting healthy environments, and enhancing environmental and recreational economic values.

Staff recommendation

This is an informational item with no Board action required.



Instream Flow Recommendations

Div	Stream	Watershed	County	Length (miles)	Upper Terminus	Lower Terminus	Flow (CFS) & Timing
2	Baker Creek	Huerfano	Huerfano	2.13	headwaters	USFS property boundary	2.1 (05/01 - 06/30) 1.3 (07/01 - 08/31) 0.5 (09/01 - 03/31) 1.0 (04/01 - 04/30)
2	Bonnett Creek	Huerfano	Huerfano	4.05	headwaters	confluence Cucharas River	0.4 (09/01 - 03/31) 1.0 (04/01 - 06/30) 0.55 (07/01 - 08/31)
2	Stout Creek	Arkansas Headwaters	Fremont	0.62	BLM/USFS property boundary	confluence unnamed tributary	3.5 (05/01 - 06/30) 1.5 (07/01 - 08/31) 0.6 (09/01 - 04/30)
3	Carnero Creek	Saguache	Saguache	9.81	confluence SF & MF Carnero Creeks	confluence Mogotas Arroyo	2.2 (12/01 - 02/29) 2.6 (03/01 - 11/30)
4	Cold Spring Creek	Tomichi	Saguache	1.23	Amalla Spring	confluence Pauline Creek	0.25 (07/01 - 04/30) 0.4 (05/01 - 06/30)
4	East Fork Little Cimarron River	Upper Gunnison	Gunnison	6.45	headwaters	confluence Little Cimarron River	1.0 (01/01 - 04/30) 2.8 (05/01 - 06/30) 1.2 (07/01 - 12/31)
4	Gold Creek (Increase)	Tomichi	Gunnison	10.32	headwaters	Tarkington Ditch headgate	4.0 (04/15 - 07/10)
6	Marvine Creek	Upper White	Rio Blanco	7.10	outlet of Lower Marvine Lake	confluence West Marvine Creek	5.9 (11/01 - 03/31) 13.1 (04/01 - 10/31)
6	West Marvine Creek	Upper White	Rio Blanco	9.08	headwaters	West Marvine Ditch headgate	2.9 (11/01 - 03/31) 4.6 (04/01 - 10/31)
6	Trout Creek (Increase)	Upper Yampa	Routt	6.64	confluence unnamed tributary	Koll Ditch headgate	2.0 (11/01 - 03/31) 8.0 (04/01 - 07/31) 7.0 (08/01 - 10/31)
6	North Fork White River	Upper White	Garfield	1.52	outlet of Trappers Lake	confluence Skinny Fish Creek	2.0 (11/01 - 03/31) 3.5 (04/01 - 10/31)
6	North Fork White River	Upper White	Garfield	2.47	confluence Skinny Fish Creek	confluence Big Fish Creek	7.8 (11/01 - 04/30) 34 (05/01 - 10/31)
6	North Fork White River	Upper White	Garfield Rio Blanco	4.38	confluence Big Fish Creek	confluence Ripple Creek	23 (11/16 - 05/10) 74 (05/11 - 09/15) 60 (09/16 - 11/15)
7	Disappointment Creek*	Upper Dolores	Dolores	21.7	confluence Morrison Creek	historic USGS gage	1.8 (01/01 - 01/31) 2.6 (02/01 - 03/15) 14 (03/16 - 06/30) 8.0 (07/01 - 07/15) 5.8 (07/16 - 07/31) 2.2 (08/01 - 12/31)
7	Disappointment Creek*	Upper Dolores	Dolores San Miguel	37.8	historic USGS gage	confluence Dolores River	5.0 (03/01 - 03/15) 9.8 (03/16 - 06/15) 5.0 (06/16 - 06/30)

*Note: If the Board takes final action on the two Disappointment Creek ISF segments, water court applications will not be filed until December 2019.