

BEFORE THE COLORADO WATER CONSERVATION BOARD

**IN THE MATTER OF PROPOSED INSTREAM FLOW APPROPRIATIONS
DIVISION 7: DISAPPOINTMENT CREEK (UPPER & LOWER SEGMENTS)**

**ORDER GRANTING CWCB STAFF'S UNOPPOSED MOTION TO
VACATE HEARING, PREHEARING CONFERENCE AND PREHEARING
DEADLINES**

THIS MATTER comes before the Hearing Officer on the Colorado Water Conservation Board ("CWCB") Staff's unopposed motion to vacate the hearing, prehearing conference, and all prehearing deadlines in this matter. The Hearing Officer, having reviewed the motion and being otherwise adequately advised, GRANTS the motion.

The Board of County Commissioners of Dolores County ("Dolores County") was the sole party who contested the proposed instream flow appropriations in Disappointment Creek. Dolores County has withdrawn its notice to contest the proposed instream flow appropriations. The remaining parties who filed for Party Status, the Bureau of Land Management and Western Resource Advocates, support the proposed instream flow rights. The Southwestern Water Conservation District filed for Contested Hearing Participant Status, and agrees that no prehearing conference or hearing is necessary in this matter.

The prehearing deadlines, prehearing conference, and hearing dates set in the Hearing Officer's July 8th, 2019 Order are hereby VACATED. This matter is returned to the Colorado Water Conservation Board for further administrative action.

Dated this 9th day of September, 2019.

By the Hearing Officer:



Amy W. Beatie
Deputy Attorney General
Colorado Attorney General's Office
1300 Broadway, 7th Floor
Denver, CO 80203
720-508-6295
Amy.Beatie@coag.gov

Certificate of Service

Contested CWCB ISF Appropriations on Disappointment Creek

I hereby certify that on September 9, 2019, a true and correct copy of the foregoing ORDER GRANTING CWCB STAFF'S UNOPPOSED MOTION TO VACATE HEARING, PREHEARING CONFERENCE AND PREHEARING DEADLINES was served via email to the parties referenced in the Party Status below:

Hearing Officer

Amy Beatie
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1300 Broadway, 7th Floor
Denver, Colorado 80203
720-508-6295
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Party Status

<u>Staff of the Colorado Water Conservation Board</u> Linda Bassi Rob Viehl Colorado Water Conservation Board 1313 Sherman Street, Room 718 Denver, CO 80203 303-866-3441 ext. 3204 linda.bassi@state.co.us rob.viehl@state.co.us	<u>Counsel for Staff of the Colorado Water Conservation Board</u> Jennifer Mele First Assistant Attorney General Natural Resources & Environment Section Office of the Colorado Attorney General 1300 Broadway, 7th Floor Denver, CO 80203 720-508-6282 jennifer.mele@coag.gov
<u>Bureau of Land Management</u> Roy Smith DOI, BLM, Colorado State Office 2850 Youngfield Street Lakewood, CO 80215-7093 303-239-3940 r20smith@blm.gov	<u>Board of County Commissioners, Dolores County, Colorado</u> Martha P. Whitmore Hockersmith & Whitmore, LLC P.O. Box 646 917 Main Street, 2nd Floor Ouray, CO 81427 970-325-4414 marti@ouraylaw.com

Western Resource Advocates

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Contested Hearing Participant Status

The Southwestern Water Conservation
District

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/s/ Patti Dubose