

BEFORE THE COLORADO WATER CONSERVATION BOARD

IN THE MATTER OF PROPOSED INSTREAM FLOW APPROPRIATION DIVISION NO. 2: IOWA GULCH

ORDER GRANTING CWCB STAFF'S UNOPPOSED MOTION TO VACATE PREHEARING CONFERENCE AND DEADLINES FOR SUBMISSIONS

THIS MATTER comes before the Hearing Officer on the Colorado Water Conservation Board ("CWCB") Staff's unopposed motion to vacate the prehearing conference in this matter currently set for July 14, 2020, as well as the July 7, 2020 prehearing statement and August 27, 2020 rebuttal statement deadlines. The Hearing Officer, having reviewed the motion and being otherwise adequately advised, enters the following order.

Rule 5.c. of the Rules Concerning the Colorado Instream Flow and Natural Lake Level Program, 2 CCR 408-2, sets out the timeline for contested Instream Flow Appropriations, and states that the "prehearing conference will be held prior to the July Board meeting for all contested ISF appropriations." However, Rule 5.c. states that "when necessary, the Board may modify or delay this schedule or any part thereof as it deems appropriate." Moreover, Rule 5.n. states that the Hearing Officer shall assist the Parties in "adjusting deadlines and schedules to further the Parties' settlement efforts or for good cause shown."

Having reviewed CWCB Staff's unopposed motion, the Hearing Officer finds that vacating the deadlines as requested is appropriate in light of the fact that CWCB Staff has entered into a Stipulation and Agreement with Parkville Water District regarding the terms and conditions that CWCB staff will recommend to the CWCB Board to be included in any decree entered by the water court for the Iowa Gulch instream flow water right.

Thus, CWCB Staff's motion is GRANTED, and the July 14, 2020 prehearing conference, as well as the July 7, 2020 prehearing statement and August 27, 2020 rebuttal statement deadlines, are vacated. In the event the CWCB declines to approve CWCB Staff's recommendation at its July 15-16 Board Meeting, the Hearing Officer will issue an order rescheduling the prehearing conference and related deadlines.

Dated this 2nd day of July, 2020.

By the Hearing Officer:

/s/ Amy W. Beatie

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Certificate of Service

Contested CWCB ISF Appropriation on Iowa Gulch

I hereby certify that on July 2nd, 2020, a true and correct copy of the foregoing **ORDER GRANTING CWCB STAFF'S UNOPPOSED MOTION TO VACATE PREHEARING CONFERENCE AND DEADLINES FOR SUBMISSIONS** was served via email to the parties referenced in the Party Status below:

Hearing Officer

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Party Status

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/s/ John Watson
John Watson