



COLORADO

**Colorado Water
Conservation Board**

Department of Natural Resources

1313 Sherman Street, Room 718
Denver, CO 80203

P (303) 866-3441

F (303) 866-4474

Jared Polis, Governor

Dan Gibbs, DNR Executive Director

Rebecca Mitchell, CWCB Director

TO: Colorado Water Conservation Board Members

FROM: Robert Viehl, Chief
Brandy Logan, Water Resource Specialist
Stream and Lake Protection Section

DATE: March 16, 2023

AGENDA ITEM: 15. Public Comment on 2023 Instream Flow and Natural Lake Level
Appropriations in Water Divisions 1, 4, 5, and 6

Staff Recommendation: This is an informational item with no Board action required.

Background: At its January 24, 2023 meeting, the Board declared its intent to appropriate 12 instream flow (ISF) and 1 natural lake level (NLL) water rights. The purpose of this agenda item is to provide notice to the public of these proposed appropriations (see Tables 1 & 2), 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). Staff provided notice to the ISF Subscription Mailing List of the proposed appropriations on January 31, 2023. Detailed information regarding these stream segments is available on the CWCB website located at: <https://cwcb.colorado.gov/2023-isf-recommendations>.

Anyone wishing to contest one or more of these ISF or NLL appropriations must file a Notice to Contest with the Board, pursuant to ISF Rule 5k., by March 31, 2023. Staff may ask the Board to take final action on all uncontested ISF and NLL appropriations at its May 2023 meeting.

Table 1. ISF Water Rights

Div	Stream	Watershed	County	Length (miles)	Upper Terminus	Lower Terminus	Flow Rate cfs/ Timing
1	Herman Gulch (Increase)	Clear	Clear Creek	3.64	headwaters	confluence Clear Creek	0.4 (04/01 - 04/30) 4 (05/01 - 07/31) 0.7 (08/01 - 8/31)
4	Cameron Creek	East-Taylor	Gunnison	3.69	headwaters	confluence Lottis Creek	1.1 (04/01 - 09/30) 0.64 (10/01 - 10/31) 0.5 (11/01 - 03/31)
4	Cross Creek	East-Taylor	Gunnison	2.48	headwaters	confluence Lottis Creek	0.72 (04/01 - 04/30) 1.4 (05/01 - 07/31) 0.85 (08/01 - 08/31) 0.63 (09/01 - 09/30) 0.27 (10/01 - 03/31)
4	Curecanti Creek (Increase)	Upper Gunnison	Gunnison	9.90	headwaters	confluence Commissary Gulch	1.5 (03/01 - 03/31) 8.5 (04/01 - 07/15) 2.5 (07/16 - 7/31)



Div	Stream	Watershed	County	Length (miles)	Upper Terminus	Lower Terminus	Flow Rate cfs/ Timing
4	Curecanti Creek (Increase)	Upper Gunnison	Gunnison	10.1	confluence Commissary Gulch	confluence Morrow Point Reservoir	3 (03/01 - 03/31) 11.8 (04/01 - 07/15) 4.8 (07/16 - 07/31) 0.4 (08/01 - 09/30) 1.4 (10/01 - 11/30) 0.6 (12/01 - 02/28)
4	Kelly Creek	San Miguel	Montrose	1.59	headwaters	confluence Red Canyon Creek	1.2 (04/01 - 04/30) 2.6 (05/01 - 05/31) 2.7 (06/01 - 06/30) 1.2 (07/01 - 07/31) 0.45 (08/01 - 10/31) 0.2 (11/01 - 03/31)
4	Monitor Creek	Lower Gunnison	Montrose	8.29	confluence Little Monitor Creek	confluence Potter Creek	4.6 (04/01 - 05/31) 3.6 (06/01 - 06/30)
4	Red Canyon Creek	San Miguel	Montrose	3.20	headwaters	confluence Big A Creek	5 (04/01 - 04/30) 6.2 (05/01 - 07/31) 3 (08/01 - 09/30) 2.3 (10/01 - 10/31) 1 (11/01 - 03/31)
4	Van Boxel Creek (Increase)	Upper Gunnison	Gunnison	7.75	headwaters	confluence Little Cimarron Rover	2.5 (04/01 - 04/30) 7.8 (05/01 - 06/30) 7.1 (07/01 - 07/31) 1.5 (08/01 - 08/31) 0.4 (09/01 - 09/30)
4	West Steuben Creek	Upper Gunnison	Gunnison	5.39	headwaters	confluence Steuben Creek	2.2 (04/01 - 04/30) 4.5 (05/01 - 07/31) 1.5 (08/01 - 09/30) 1.1 (10/01 - 11/30) 0.8 (12/01 - 03/31)
6	Piceance Creek	Piceance-Yellow	Garfield, Rio Blanco	6.93	headwaters	confluence unnamed tributary	0.2 (07/01 - 02/29) 0.8 (03/01 - 03/31) 1.5 (04/01 - 04/30) 1.4 (05/01 - 05/31) 0.8 (06/01 - 06/31)
6	Piceance Creek	Piceance-Yellow	Rio Blanco	3.67	confluence unnamed tributary	Piceance Ditch headgate	0.4 (07/01 - 02/29) 1.5 (03/01 - 03/31) 2.9 (04/01 - 05/31) 1.5 (06/01 - 06/30)

Table 2. NLL Water Right

Div	Lake	Watershed	County	Location (Center-point) (NAD 1983 Zone 13 North)	Surface Elevation (feet)	Volume (acre-feet)
5	Hack Lake	Colorado Headwaters	Garfield	UTM-East: 316816.32 UTM-North: 4409994.98	9,875	8.92