

Consent Agenda Item 1.a

July 19-20, 2023 Board Meeting

Case No. 23CW0005 (Water Division 4); Halo Ranch LLC

Summary of Water Court Application

Application for Change of Water Right.

Staff Recommendation

Staff recommends that the Board ratify the filing of a Statement of Opposition filed on behalf of the Board in May 2023 to protect CWCB's instream flow water.

CWCB Instream Flow Water Rights

The CWCB holds water rights, including the following instream flow water right in Water Division 4 in the Tomichi Watershed, that could be injured by this application:

Case Number	Stream	Upper Terminus	Lower Terminus	CFS Rate (Dates)	Approp. Date
80CW0132	Tomichi Creek	confl Marshall Creek	confl Quartz Creek	18 (1/1 - 12/31)	03/17/1980

Potential for Injury

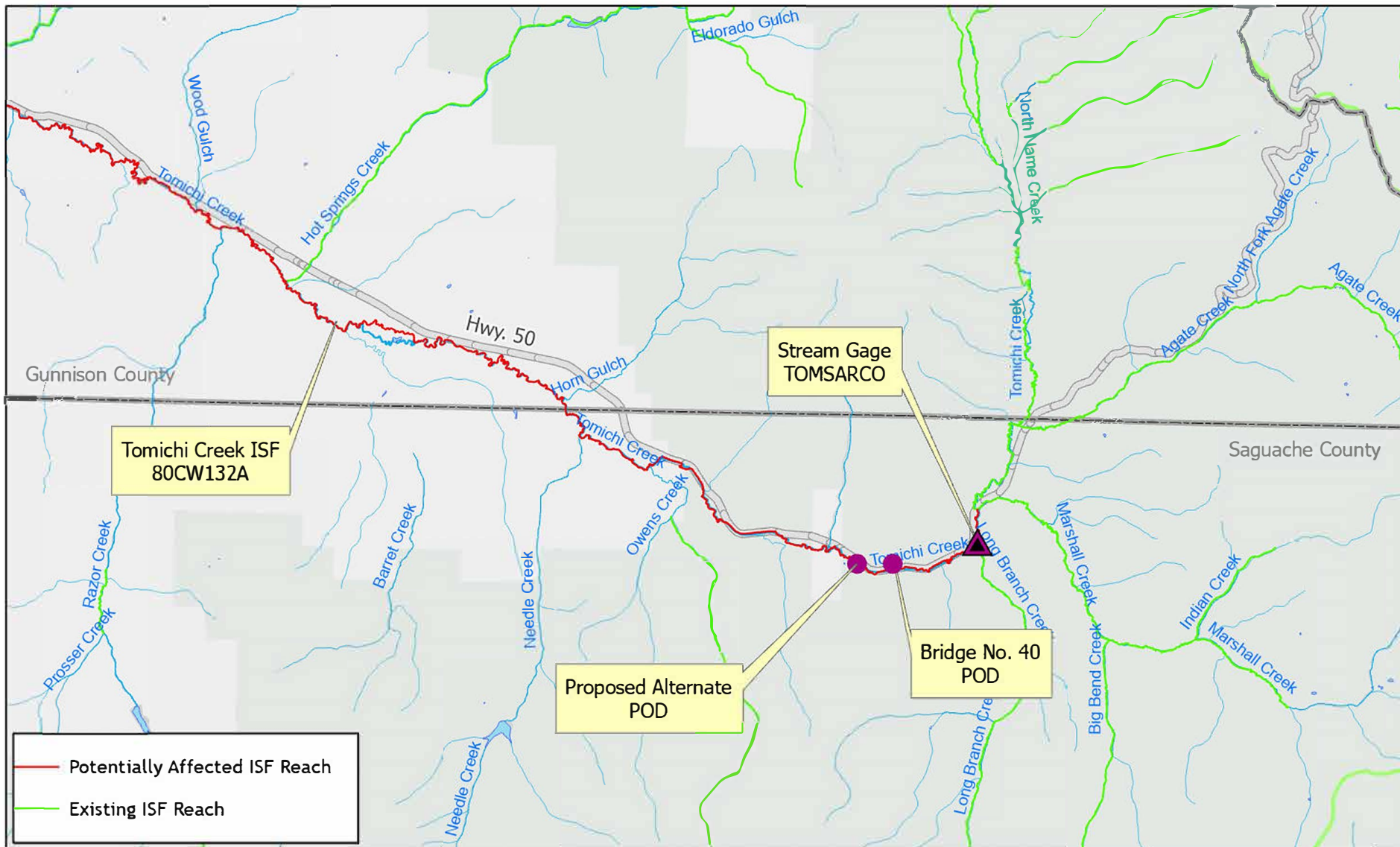
- The proposed change of water rights could cause an expansion of use and could alter the time, place, and amount of historical return flows, which could injure the CWCB's instream flow water rights.
- Terms and conditions should be included in the decree to ensure that the proposed change will not injure the CWCB's instream flow water right.

Other Objectors

No other Statements of Opposition were filed.

Attorney Representing CWCB

Emilie B. Polley, Assistant Attorney General, is assigned to this case and can be contacted at emilie.polley@coag.gov, or 720-508-6314.



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Department of Natural Resources

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 Consent Agenda Item 1a: Statement of Opposition
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