

Consent Agenda Item 1.a

January 29-30, 2024 Board Meeting

Case No. 23CW3040 (Water Division 7); Christopher M. Pickard and Heather L. Pickard

Summary of Water Court Application

Amended Application for Conditional Water Rights.

Staff Recommendation

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

CWCB Instream Flow Water Rights

The CWCB holds water rights, including the following instream flow water right in Water Division 7 in the Upper San Juan Watershed, that could be injured by this application:

Case Number	Stream	Upper Terminus	Lower Terminus	CFS Rate (Dates)	Approp. Date
80CW0040	San Juan River	Confl East & West Forks San Juan River	Confl McCabe Creek	50 (3/1 - 8/31) 30 (9/1 - 2/29)	01/30/1980

Potential for Injury

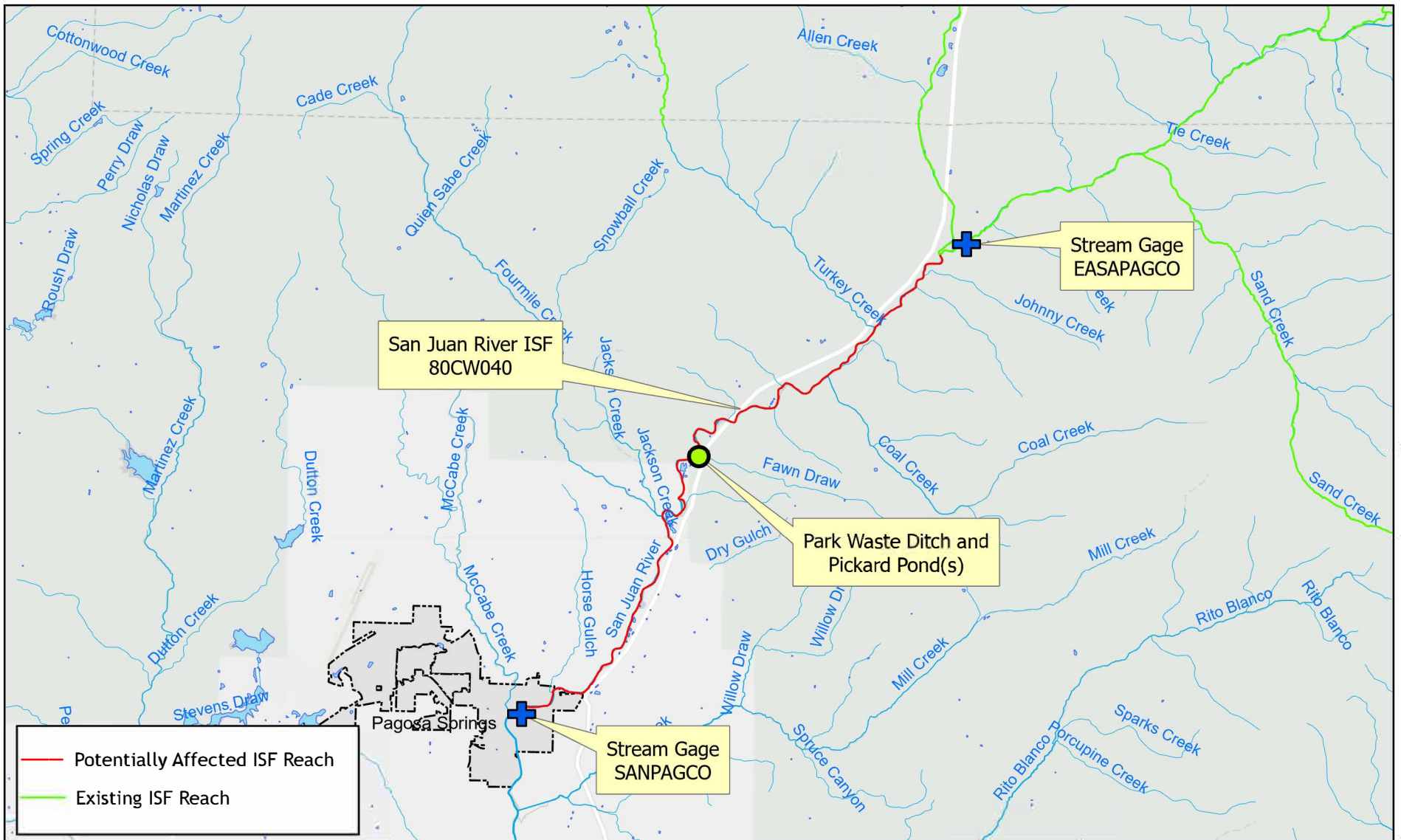
- The proposed use of replacement, and proposed right to use and reuse the water decreed to the Park Waste Ditch to extinction, are unclear and could injure the CWCB's instream flow water rights.

Other Objectors

No other Statements of Opposition were filed.

Attorney Representing CWCB

Christopher J. Davis, Assistant Attorney General, is assigned to this case and can be contacted at christopher.davis@coag.gov, or 720-508-6280.



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Colorado Water Conservation Board

Department of Natural Resources

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 Opposition Case No. 23CW3040 (Water Division
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