

**Consent Agenda Item 1.b**

September 18-19, 2024 Board Meeting

Case No. 24CW3056 (Water Division 5); Callicotte Ranch Owners Association, Inc.

**Summary of Water Court Application**

Application For Finding Of Reasonable Diligence And To Make Absolute In Whole Or In Part.

**Staff Recommendation**

Staff recommends that the Board ratify the filing of a Statement of Opposition filed on behalf of the Board in July 2024 to CWCB's instream flow water rights.

**CWCB Instream Flow Water Rights**

The CWCB holds water rights, including the following instream flow water rights in Water Division 5 in the Roaring Fork River Watershed, that could be injured by this application:

Case Number	Stream	Upper Terminus	Lower Terminus	CFS Rate (Dates)	Approp. Date
85CW0626	Cattle Creek	confl Lola Creek	confl Fisher Creek	4 (1/1 - 12/31)	11/08/1985
97CW273	Cattle Creek	Confl Coulter Creek	hdgt Park Ditch	2 (5/1-10/31)	9/22/1997

**Potential for Injury**

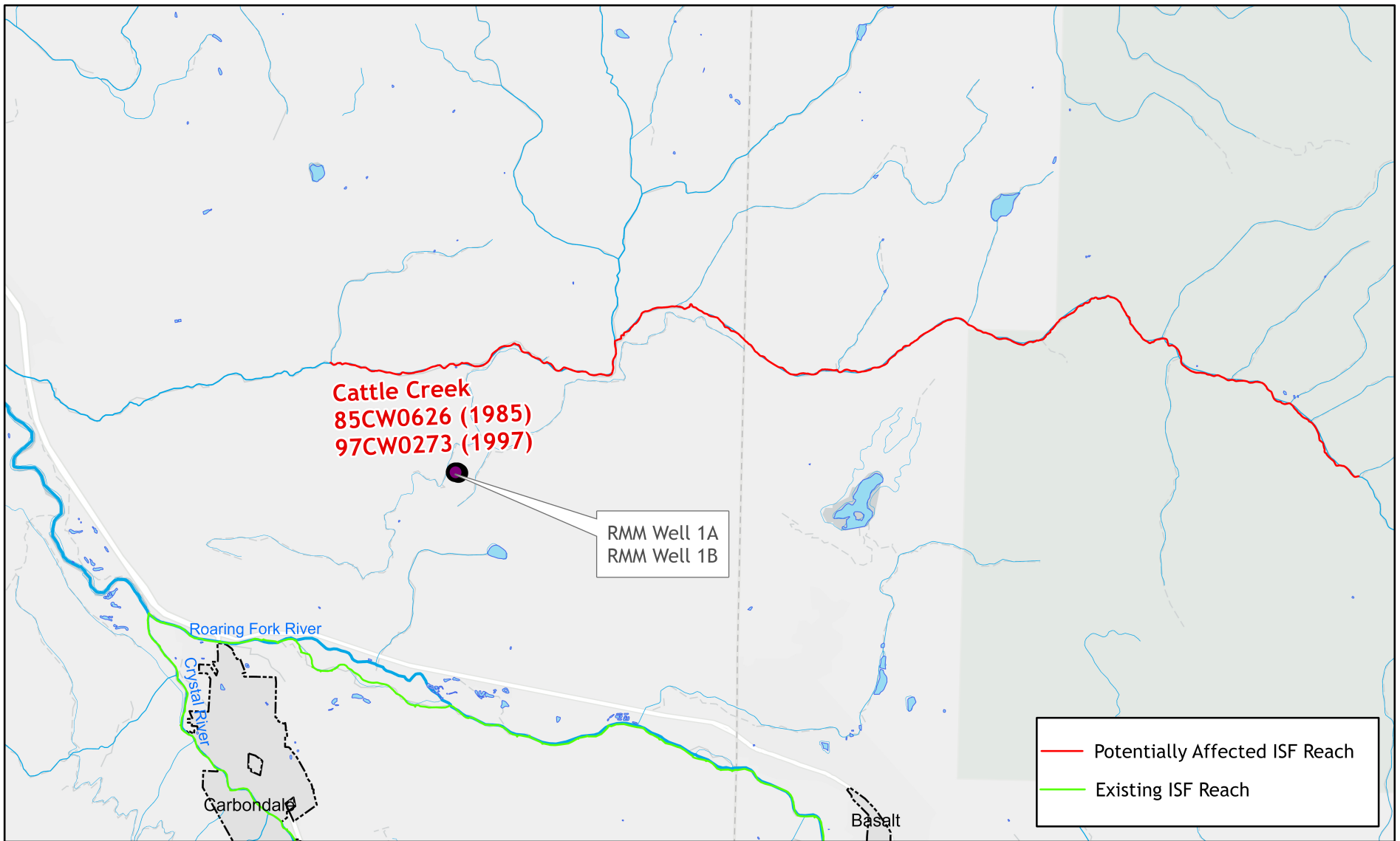
- The claim to make ponds absolute in excess of their constructed capacity could result in injury to instream flow water rights.
- Terms and conditions should be included in any decree entered in this case to ensure that the decreed water rights will not injure the CWCB's instream flow water rights.

**Other Objectors**

No other Statements of Opposition were filed.

**Attorney Representing CWCB**

Jen L. Mele, First Assistant Attorney General, is assigned to this case and can be contacted at jen.mele@coag.gov, or 720-508-6282.



**COLORADO**  
**Colorado Water  
Conservation Board**

Department of Natural Resources

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Consent Agenda Item 1.b: Statement of Opposition  
Case No. 24CW3056 (Water Division 5)  
Callicotte Ranch Owners Association, Inc.

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