

Consent Agenda Item 1.c

March 19-20, 2025 Board Meeting

Case No. 24CW3047 (Water Division 4); Cimarron Mountain Club, Inc.

Summary of Water Court Application

Application for Conditional Surface Water Rights, Conditional and Absolute Water Storage Rights, and Plan for Augmentation with Exchange Project Right.

Staff Recommendation

Staff recommends that the Board ratify the filing of a Statement of Opposition filed on behalf of the Board in January to protect 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 4 in the Upper Gunnison River Watershed, that could be injured by this application:

Case Number	Stream	Upper Terminus	Lower Terminus	CFS Rate (Dates)	Approp. Date
84CW0395	Cimarron River	confl Fox Creek	confl Little Cimarron River	15 (11/1 - 5/31) 25 (6/1 - 10/31)	05/04/1984
84CW0398	Cimarron River	confl Little Cimarron River	confl Gunnison River	16 (1/1 - 12/31)	05/04/1984

Potential for Injury

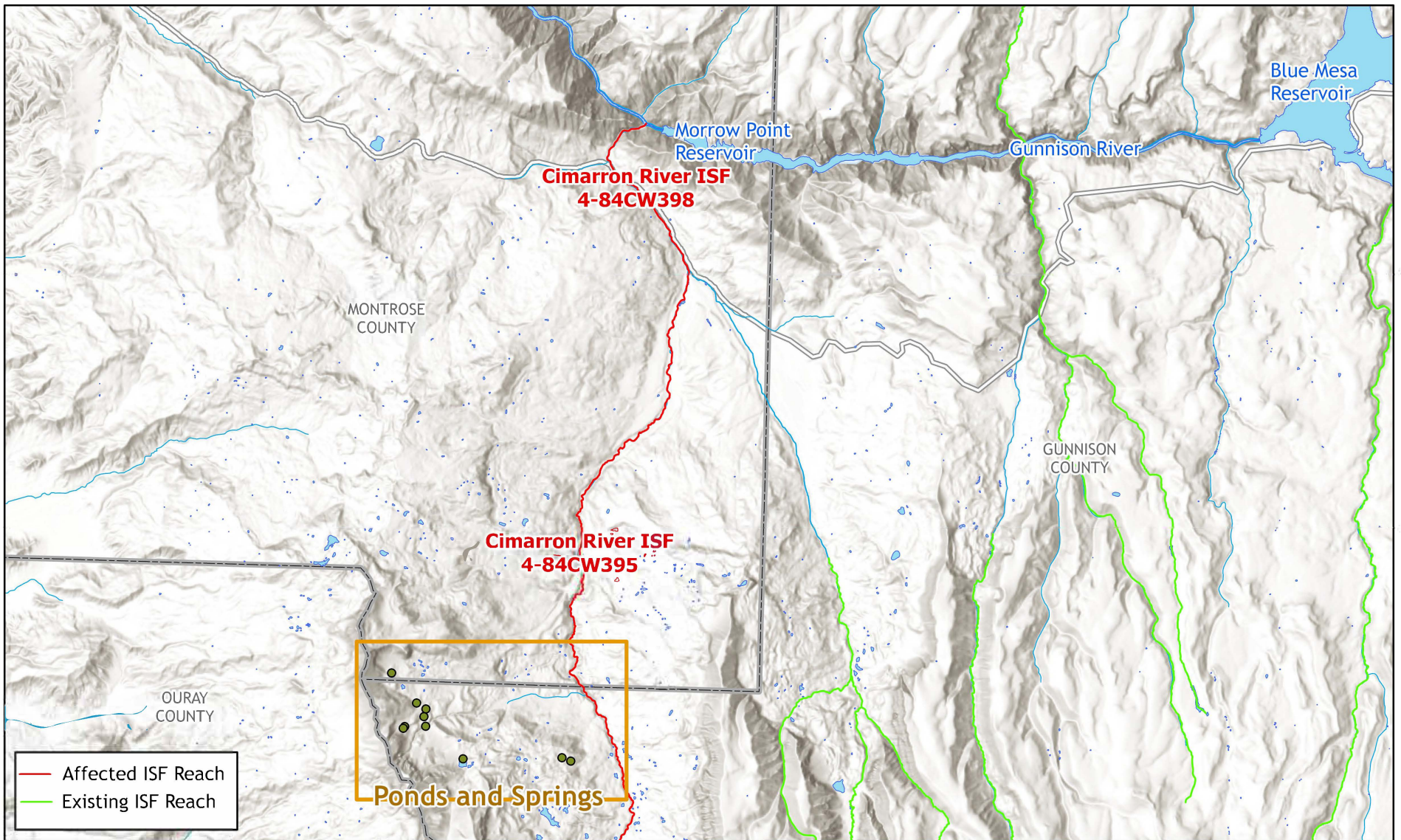
- The proposed plan for augmentation and exchange may not replace depletions in the proper time, place, and amount, which could injure the CWCB's instream flow water rights.
- Terms and conditions should be included in the decree to ensure that the proposed decree will not injure the CWCB's instream flow water rights.

Other Objectors

Statements of Opposition were also filed by Eagles Rest Subdivision, Phase I, Homeowners' Association, Inc.

Attorney Representing CWCB

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



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Colorado Water Conservation Board

Department of Natural Resources

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CA1c. Statement of Opposition
Case No. 24CW3047 (Water Division 4)
Cimarron Mountain Club, Inc.

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