

**Consent Agenda Item 1.f**

March 19-20, 2025 Board Meeting

Case No. 24CW3177 (Water Division 5); Winter Park Recreational Association

**Summary of Water Court Application**

Application to Change Points of Diversion and Amend Plan for Augmentation.

**Staff Recommendation**

Staff recommends that the Board ratify the filing of a Statement of Opposition filed on behalf of the Board in February 2025 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 5 in the Colorado River Headwaters Watershed, that could be injured by this application:

Case Number	Stream	Upper Terminus	Lower Terminus	CFS Rate (Dates)	Approp. Date
80CW0447	Colorado River	hdgt Windy Gap Project div	confl Williams Fork River	90 (1/1 - 12/31)	07/08/1980
80CW0446	Colorado River	confl Williams Fork River	confl Troublesome Creek	135 (1/1 - 12/31)	07/08/1980
80CW0448	Colorado River	confl Troublesome Creek	confl Blue River	150 (1/1 - 12/31)	07/08/1980
90CW0302	Fraser River	confl Jim Creek	confl Vasquez Creek	8 (5/15 - 9/15) 3.5 (9/16 - 5/14)	11/27/1990
90CW0307	Fraser River	confl Vasquez Creek	confl St Louis Creek	5 (9/16 - 5/14) 11 (5/15 - 9/15)	11/27/1990
90CW0315	Fraser River	confl St Louis Creek	confl Ranch Creek	11 (9/16 - 5/14) 17 (5/15 - 9/15)	11/27/1990
90CW0308	Fraser River	confl Ranch Creek	confl Crooked Creek	17 (5/15 - 9/15) 11 (9/16 - 5/14)	11/27/1990
90CW0308 B	Fraser River	confl Crooked Creek	confl Colorado River	30 (5/15 - 9/15) 19 (9/16 - 5/14)	11/27/1990

**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.

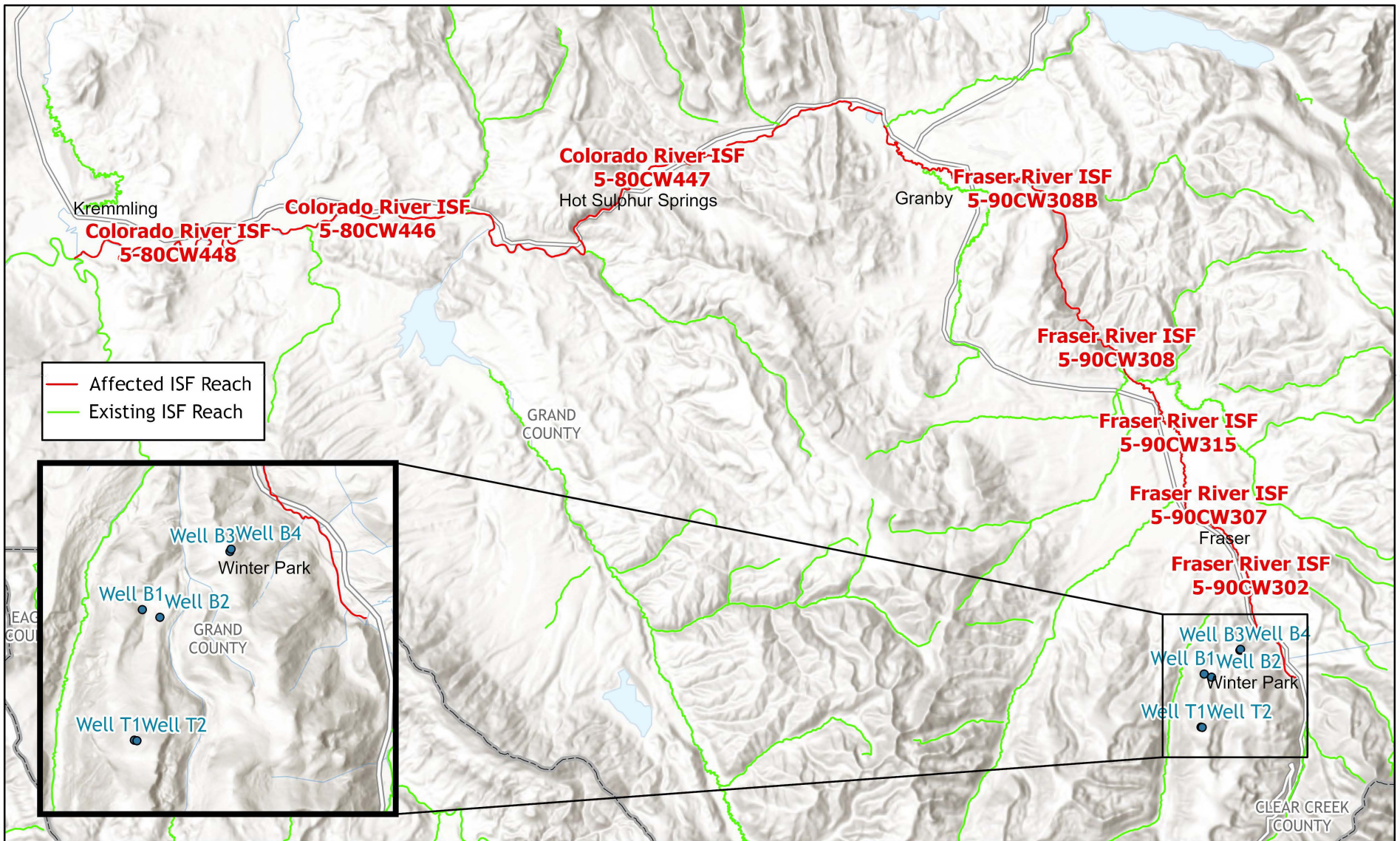
- Terms and conditions should be included in the decree to ensure that the proposed change will not injure the CWCB's instream flow water rights.

### **Other Objectors**

Statements of Opposition were also filed by Cornerstone Winter Park Holdings LLC, Rendezvous Colorado, LLC, and Byers Peak Properties LLC; City and County of Denver, acting by and through its Board of Water Commissioners (Denver Water).

### **Attorney Representing CWCB**

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



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

Department of Natural Resources

March 19-20, 2025 CWC Board Meeting  
 CA1f. Statement of Opposition  
 Case No. 24CW3177 (Water Division 5)  
 Winter Park Recreational Association

