

Consent Agenda Item 1.e

July 16-17, 2025 Board Meeting

Case No. 25CW3008 (Water Division 6); Srednicki Daughters' Common Trust, Steamboat Powder, LLC, and Storm Mountain Ranch Association

Summary of Water Court Application

Application for Conditional Water Storage Right, Conditional Direct Flow Water Rights, and Approval of 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 May 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 6 in the Upper Yampa River Watershed, that could be injured by this application:

Case Number	Stream	Upper Terminus	Lower Terminus	CFS Rate (Dates)	Approp. Date
W-1311 (1977)	Walton Creek	confl Fishhook Creek	USGS gage	10 (1/1 - 12/31)	09/23/1977
79CW0102	Walton Creek	USGS gage	hdgt Walton Creek Ditch	16 (1/1 - 12/31)	03/14/1979

Potential for Injury

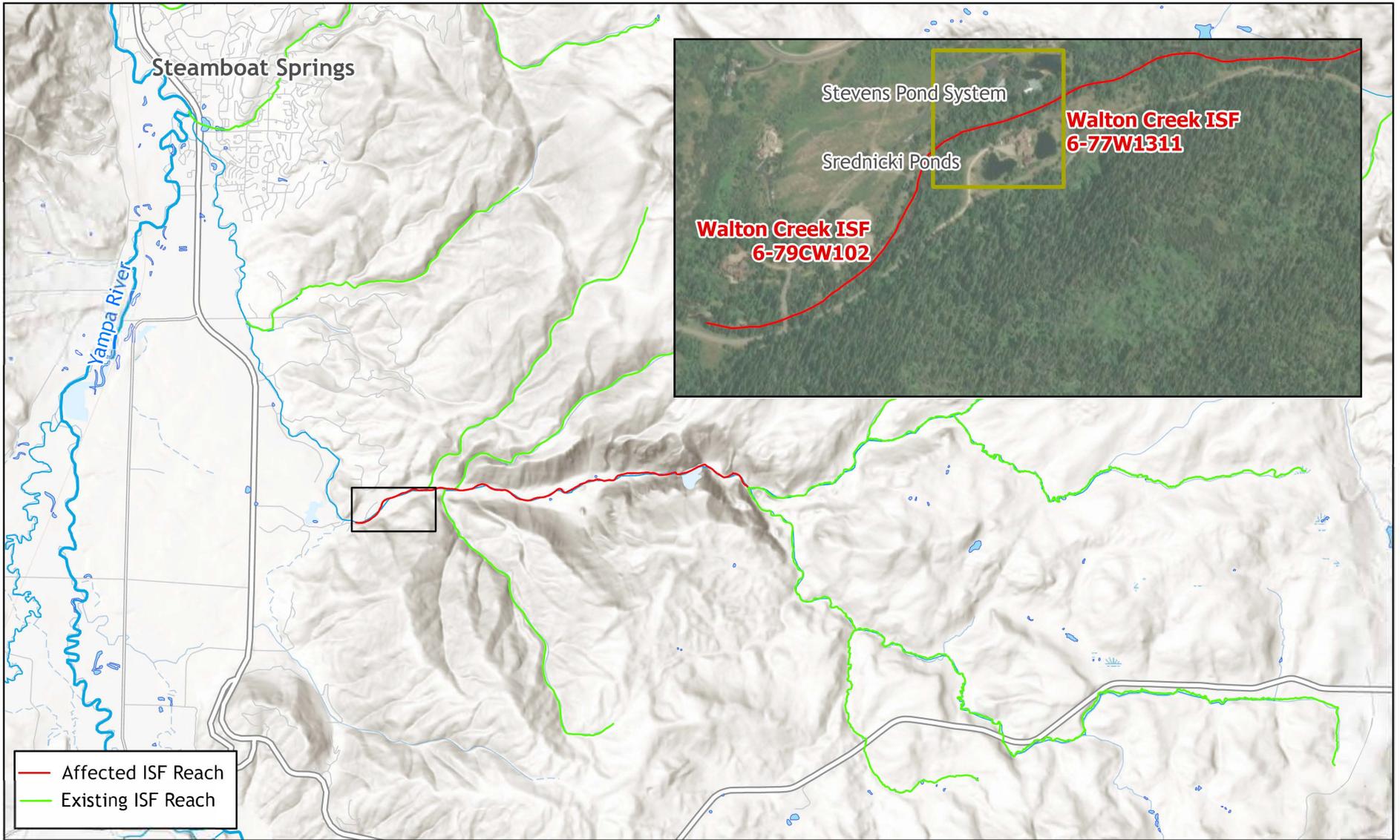
- The proposed flow-through water rights could injure the CWCB's instream flow water rights because it is fully depletive to a segment of the intervening instream flow water rights.
- The proposed plan for augmentation may not replace depletions in the proper time, place, and amount, which could injure 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 Catamount Development, LLC; Catamount Metropolitan District; and Upper Yampa Water Conservancy District.

Attorney Representing CWCB

John Newman, Assistant Attorney General, is assigned to this case and can be contacted at john.newman@coag.gov, or 720-508-6860.



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Colorado Water Conservation Board

Department of Natural Resources

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 CA1e: Statement of Opposition
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