

Consent Agenda Item 1.a

November 19-20, 2025 Board Meeting
Case No. 25CW3120 (Water Division 5); GRCO LLC

Summary of Water Court Application

Application for Change of Conditional Water Storage Rights.

Staff Recommendation

Staff recommends that the Board ratify the filing of a Statement of Opposition filed on behalf of the Board in September 2025 to protect CWCB's instream flow water.

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
90CW0308	Fraser River	confl Crooked Creek	confl Colorado River	30 (5/15 - 9/15) 19 (9/16 - 5/14)	11/27/1990
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

Potential for Injury

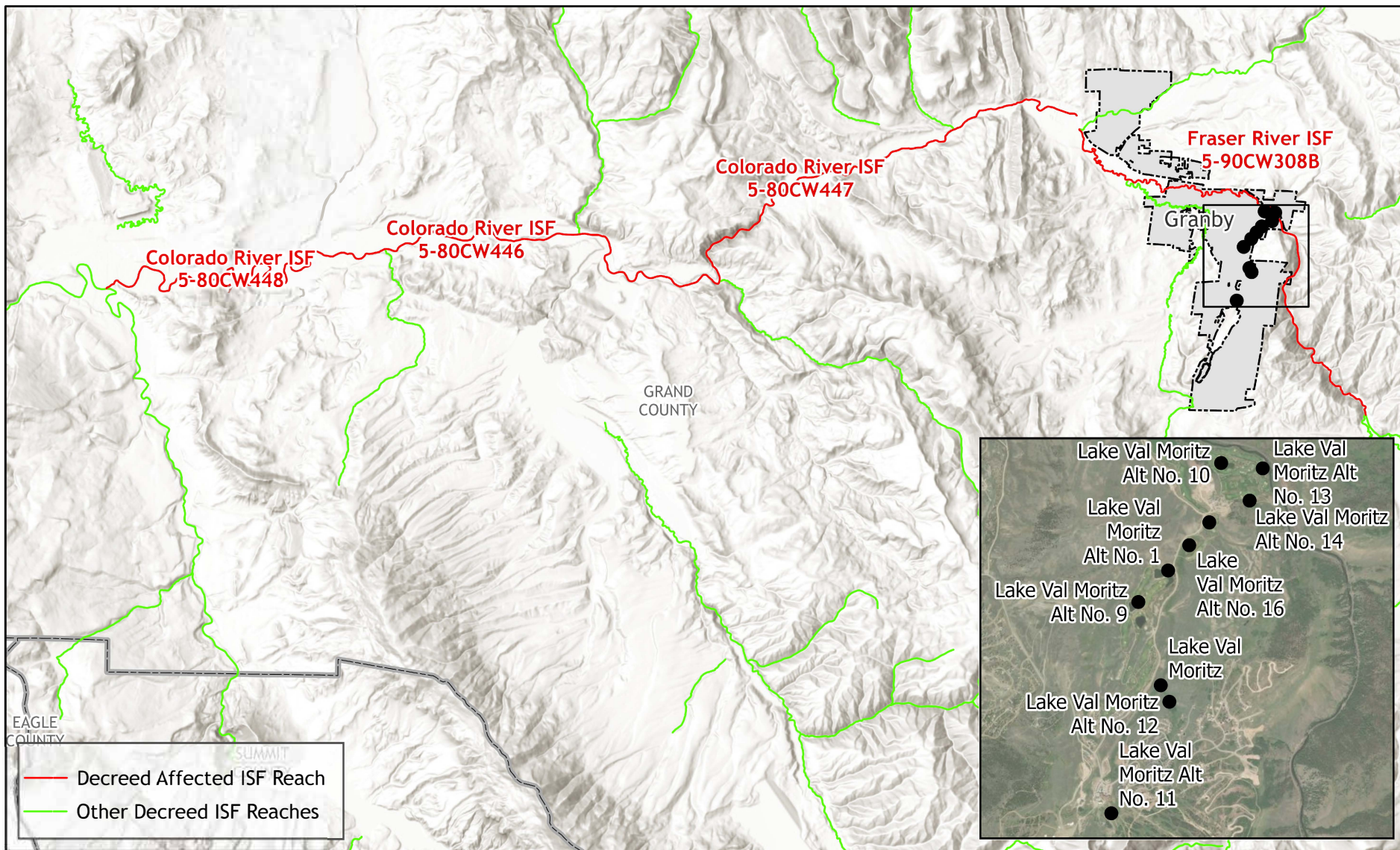
- The proposed change of water rights could cause an expansion of use and could alter the time, place, and amount of return flows, which could injure the CWCB's instream flow water rights.
- A contemplated draft analysis that considers how the water rights would have been historically used is necessary to ensure there is no expansion of use, which could cause injury to the instream flow water rights, by the proposed change.
- 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 City of Englewood, and SilverCreek Water and Sanitation District.

Attorney Representing CWCB

Jennifer 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 1a: Statement of Opposition
 Case No. 25CW3120 (Water Division 5) GRCO LLC

