



**COLORADO**

**Colorado Water  
Conservation Board**

Department of Natural Resources

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**TO:** Colorado Water Conservation Board Members

**FROM:** Robert Viehl, Section Chief and  
Kaylea White, Senior Water Resource Specialist  
Stream and Lake Protection Section

**DATE:** May 19, 2021

**AGENDA ITEM:** #13. Request for Authorization to Proceed to Trial in Case No.  
18CW3195 (Water Division 1) (Application of The City of Brighton)

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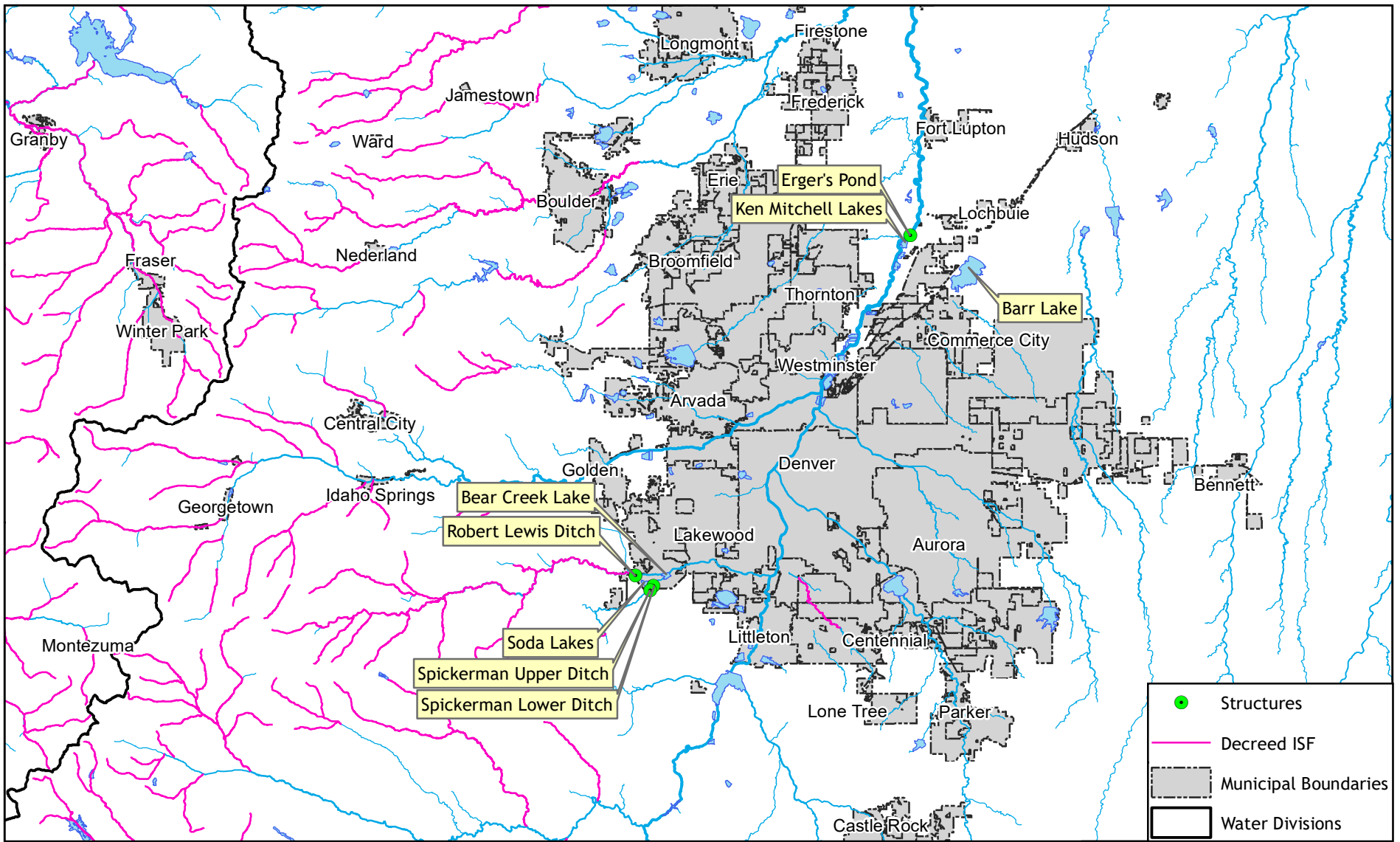
This case is set for a 7-day trial beginning on July 12, 2021. CWCB entered a stipulation with Applicant in this case that was accepted by the water court on November 12, 2020. Other opposers have not yet settled and the case remains open before the water court judge. Staff is requesting authorization to proceed to participate in the trial to the extent needed to defend CWCB's stipulation.

In this case, Applicant seeks a change of water rights, appropriative rights of exchange, and conditional appropriation of return flows. The CWCB filed a Statement of Opposition on January 31, 2019 to protect its many instream flow water rights in Water Division 1 that could have been injured by this application.

**Staff Recommendation:**

Pursuant to ISF Rule 8j., Staff recommends that the Board authorize Staff to proceed to participate at trial to the extent needed to defend CWCB's stipulation in this case.





- Structures
- Decreed ISF
- Municipal Boundaries
- Water Divisions



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May 19-20, 2021 CWCB Board Meeting  
 13. Request for Authorization to Proceed to Trial  
 Case No. 18CW3195 (Water Division 1)  
 Application of City of Brighton

