



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: #14. Request for Authorization to Proceed to Trial in Case No.
18CW3076 (Water Division 2) (Application of Upper Arkansas Water
Conservancy District)

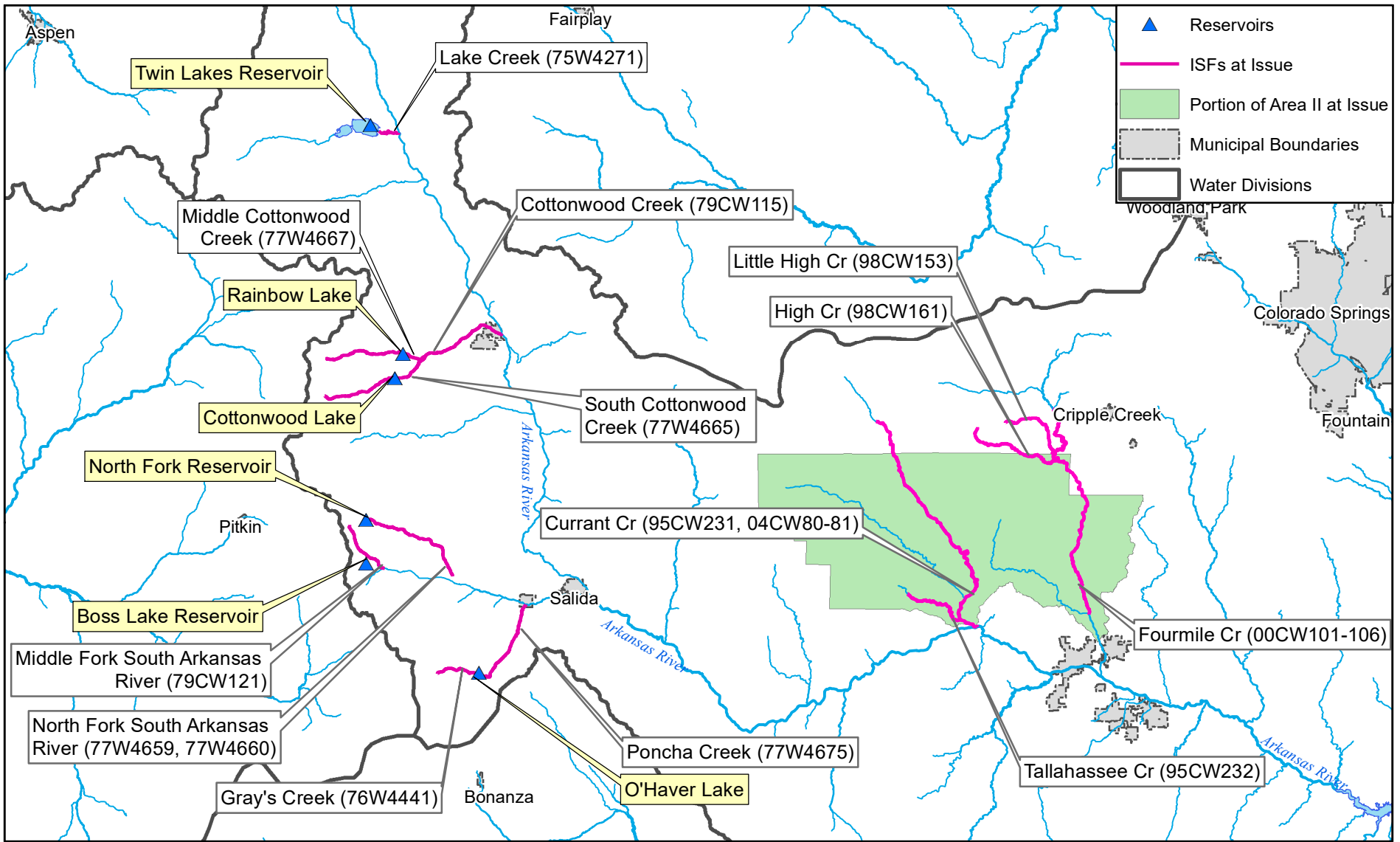
This case is set for a 2-day trial beginning on June 1, 2021. CWCB entered a stipulation with Applicant on May 3, 2021. Other opposers have not yet settled and the case remains open before the water court judge. Staff is requesting authorization to proceed to participate in the trial to the extent needed to defend CWCB's stipulation.

In this case, Applicant seeks approval of a plan of augmentation, change of water right, and appropriative rights of exchange. The CWCB filed a Statement of Opposition on February 28, 2019 to protect its ISF water rights on several streams in the Arkansas River basin 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.





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May 19-20, 2021 CWC Board Meeting
 14. Request for Authorization to Proceed to Trial
 Case No. 18CW3076 (Water Division 2)
 Application of Upper Arkansas Water Conservancy District

