



COLORADO

**Colorado Water
Conservation Board**

Department of Natural Resources

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TO: Colorado Water Conservation Board Members

FROM: Kaylea White, Senior Water Resource Specialist, and
Colin Watson, Water Resources Engineer
Stream and Lake Protection Section

DATE: November 17-18, 2021

AGENDA ITEM: 23. Request for Authorizations to Proceed to Trials for Stipulated
Water Court Cases

Staff Recommendation:

In the next three agenda items, Staff will request the Board's authorization to proceed to trial in three cases that CWCB has already settled. Staff also recommends that authorizations of this type, wherein CWCB has already stipulated, be placed on the Board's Consent Agenda for future Board meetings.

Background:

Trial has been set in these three cases and may still occur prior to, or immediately following, the next Board meeting. Staff might need to participate at trial to defend CWCB's stipulation. In recent years, the water courts have been moving cases through the litigation process more quickly and more water court cases have been set for trial. Staff are preparing for the rare situation wherein a case advances to trial after CWCB has stipulated in the case and CWCB needs to participate in trial to defend CWCB's stipulation.

The three cases listed below will be addressed in agenda items 23a.- 23c.

- a. Case No. 18CW3106, Application of Central Colorado Water Conservancy District, and Ground Water Management Subdistrict of the Central Colorado Water Conservancy District (Water Division 1)
- b. Case No. 19CW3019, Application of Fort Collins - Loveland Water District (Water Division 1)
- c. Case No. 14CW3013, Application of Edgemont Ranch Metropolitan District (Water Division 7)

