

---

**WRITTEN TESTIMONY OF COLORADO RIVER WATER CONSERVATION DISTRICT**

---

---

**PUBLIC RULEMAKING HEARING FOR CONSIDERATION OF AMENDMENTS TO RULES CONCERNING THE COLORADO INSTREAM FLOW AND NATURAL LAKE LEVEL PROGRAM (2-CCR 408-2 Rules)**

---

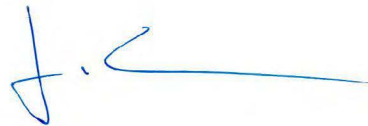
The following constitutes the written testimony of the Colorado River Water Conservation District:

1. The Colorado River Water Conservation District is a political subdivision of the State of Colorado formed by the Colorado Legislature (*See*, C.R.S. § 37-46-101, *et seq.*) in 1937 for the purpose of safeguarding that portion of the waters of the Colorado River apportioned to the state by interstate compact and of promoting the welfare of the inhabitants of the River District. Geographically, the River District encompasses an area of approximately 29,000 square miles, including all of twelve and parts of three western Colorado counties. Included in that area are the headwaters and tributaries of the Colorado River mainstem and its principal tributaries, the Gunnison, the White and the Yampa Rivers.
2. The general powers of the River District, set forth in C.R.S. § 37-46-107, *inter alia*, direct the River District to make surveys and investigations to ascertain the best method of utilizing stream flows within the River District and to make appropriations “for the use and benefit of the ultimate appropriators . . . .” This statute further directs the River District “to perform all acts and things necessary or advisable to secure and ensure an adequate supply of water, present and future, for irrigation, mining, manufacturing, and domestic purposes within said districts [*sic*].”

**CWCB Public ISF Rulemaking Hearing 2 CCR 408-2 Rules**  
**CRWCD Written Testimony**  
**Page 2**

3. Accordingly, the River District participated in the legislative process that lead to the passage of House Bill 20-1157.
4. The River District believes that the proposed amendments to the Instream Flow rules, as submitted by the staff of the Colorado Water Conservation Board, are consistent with the language of House Bill 20-1157.
5. In summary, the Colorado River Water Conservation District supports the adoption of the amendments to the Instream Flow rules as proposed.

Respectfully submitted on January 12, 2021.



---

Peter C. Fleming, General Counsel  
Jason V. Turner, Senior Counsel  
Colorado River Water Conservation District  
P.O. Box 1120  
Glenwood Springs, Colorado 81602  
Phone: (970) 945-8522  
Fax: (970) 945-8799  
E-mail: [pfleming@crwcd.org](mailto:pfleming@crwcd.org)  
[jturner@crwcd.org](mailto:jturner@crwcd.org)  
[lnichols@crwcd.org](mailto:lnichols@crwcd.org)

**CERTIFICATE OF SERVICE**

**IN THE MATTER OF THE RULEMAKING HEARING TO REVISE RULES CONCERNING THE COLORADO INSTREAM FLOW AND NATURAL LAKE LEVEL PROGRAM, 2 CCR 408-2**, I hereby certify that on January 12, 2021, a true and correct copy of the foregoing **WRITTEN TESTIMONY OF THE COLORADO RIVER WATER CONSERVATION DISTRICT** was served via email to the Parties as follows:

**HEARING OFFICER:**

Amy Beatie Deputy Attorney General  
Natural Resources & Environment Section  
Office of the Colorado Attorney General  
1300 Broadway, 7th Floor  
Denver, Colorado 80203  
720-508-6295  
[amy.beatie@coag.gov](mailto:amy.beatie@coag.gov)  
Copy To: [john.watson@coag.gov](mailto:john.watson@coag.gov)

Colorado Parks and Wildlife  
Staff Contacts:  
Katie Birch  
Rob Harris  
6060 Broadway  
Denver, CO 80216  
303-291-7335  
303-291-7550  
[katie.birch@state.co.us](mailto:katie.birch@state.co.us)  
[robert.harris@state.co.us](mailto:robert.harris@state.co.us)

**PARTIES:**

Staff of the Colorado Water Conservation Board  
Linda Bassi  
Colorado Water Conservation Board  
1313 Sherman Street, Room 718  
Denver, CO 80203  
303-866-3441 ext. 3204  
[linda.bassi@state.co.us](mailto:linda.bassi@state.co.us)

Counsel:  
Elizabeth Joyce  
1300 Broadway  
Denver, CO 80203  
720-508-6761  
[elizabeth.joyce@coag.gov](mailto:elizabeth.joyce@coag.gov)

Counsel for Staff of the  
Colorado Water Conservation Board  
Jen Mele  
Marc Sarmiento  
Allison Robinette  
Natural Resources & Environment Section  
Office of the Colorado Attorney General  
1300 Broadway, 7th Floor  
Denver, CO 80203  
720-508-6259  
[jennifer.mele@coag.gov](mailto:jennifer.mele@coag.gov)  
[marc.sarmiento@coag.gov](mailto:marc.sarmiento@coag.gov)  
[allison.robinette@coag.gov](mailto:allison.robinette@coag.gov)

Colorado Water Trust  
Kate Ryan  
3264 Larimer Street, Suite D  
Denver, CO 80205  
720-570-2897  
[kryan@coloradowatertrust.org](mailto:kryan@coloradowatertrust.org)

The Nature Conservancy  
Aaron Citron  
2424 Spruce Street  
Boulder, CO 80302  
520-730-342  
[aaron.citron@tnc.org](mailto:aaron.citron@tnc.org)

Trout Unlimited  
Drew Peternell  
P.O. Box 4165  
Eagle, Colorado 81631  
303-204-3057  
[drew.peternell@tu.org](mailto:drew.peternell@tu.org)

Western Resource Advocates  
Conservation Colorado  
National Audubon Society  
John Cyran  
2260 Baseline Road  
Boulder, CO 80302  
303-746-3802  
[john.cyran@westernresources.org](mailto:john.cyran@westernresources.org)

Lorra Nichols

