

BEFORE THE COLORADO WATER CONSERVATION BOARD

STATE OF COLORADO

IN THE MATTER OF THE PROPOSED ACQUISITION OF AN INTEREST IN THE
SHOSHONE WATER RIGHTS FOR INSTREAM FLOW USE ON THE COLORADO RIVER,
WATER DIVISION 5

NOTICE OF PARTY STATUS

The Board of County Commissioners of the County of Summit, by and through the undersigned counsel, and pursuant to Rule 6m (5)(e) of the Rules Concerning the Colorado Instream Flow and Natural Lake Level Program (2 CCR 408-2), submits the following Notice of Party Status for the above-captioned hearing.

1. Name and Mailing Address:

Board of County Commissioners of the County of Summit ("Summit County")
c/o David Rossi, County Manager
Post Office Box 68
Breckenridge, CO 80424

Address for Service of Pleadings:

Thomas W. Korver
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2. Statement of Reasons:

Summit County is located immediately west of the Continental Divide at elevations ranging between 7,947 feet at Green Mountain Reservoir and 14,270 feet at Gray's Peak, and includes portions of the Gore Range, the Tenmile Range, and the Front Range. Included within Summit County are six municipalities, four major ski resorts, significant national forest and Bureau of Land Management lands, and two congressionally designated wilderness areas. Summit County also contains the headwaters of the Blue River and its primary tributaries, the Snake River and Tenmile Creek. The water resources and natural amenities in Summit County, and downstream on the Colorado River, are important benefits to County residents and make Summit County a popular recreational destination.

Summit County supports the proposal described in the subject Notice of Hearing whereby the Colorado River Water Conservation District would purchase and maintain ownership of the water rights, while the Colorado Water Conservation Board would hold perpetual instream flow use rights, and Public Service Company of Colorado would hold a lease for hydropower use. Using the Shoshone water rights for instream flow purposes provides a benefit for fisheries and recreation from the headwaters down to and through the proposed instream flow reach. Upstream reservoir and other releases required to meet calls for the Shoshone water right protect against increased water temperatures, algae blooms and other water quality concerns.

The nonconsumptive releases also provide water to protect endangered or threatened fish species within what is known as the “15-mile reach” on the Colorado River. Removal of the Shoshone call may result in the reduction in streamflows in the Blue River below Dillon Dam, impact the fishery below Dillon Dam, lead to declines in Dillon Lake levels and increased exposed shorelines, and loss of snowmaking supplies and skier revenues during droughts. Thus, the proposal provides recreational and environment benefits in Summit County, downstream on the Colorado River, and in other locations in Colorado.

Dated this 7th day of July, 2025.

HAYES POZNANOVIC KORVER LLC

/s/ Thomas W. Korver

Thomas W. Korver, No. 36924

ATTORNEYS FOR THE BOARD OF COUNTY
COMMISSIONERS OF SUMMIT COUNTY