

18CW3042 Global Settlement Agreement

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What is Water Court?

- Specialized state courts in Colorado
- Water Division One – South Platte River Basin
 - Based in Weld County Courthouse in Greeley
- The water courts determine water rights, the use and administration of water, and all other water matters within the Division



Why is Greeley so Active in Water Court?

- Big portfolio with many historic rights to protect
- Location
- Innovative water resource planning for over 100 years



The Greeley-Loveland System

- Flows from Big Thompson River through Barnes and GLIC headgates
- Feeds Lake Loveland, Horseshoe, Boyd Lake, and other smaller lakes in Loveland
- Relatively junior rights
- Greeley largest shareholder
- Greeley has two positions on the Board



18CW3042

- Submitted by Town of Windsor
- Previously discussed by the W&S Board
- Agreement has been reached



Timeline



- February 2018 – Windsor submitted Application
- April 2020– Case was on trial track, Windsor submitted 26a2's
- December 2020 – DiLalla entered case for Greeley

Timeline

- August 2021 – Loveland submitted Motion for ditch-wide diversion cap (no ruling)
- September 2021- Loveland submitted motion to strike Windsor's Supplemental Report (no ruling)
- October 2021 – First large in-person meeting
- November 2021 – Engineering meetings, email proposals

Timeline

- December 2021 – Agreed to terms of Global Settlement
- January 2022 – Started drafting
- February 2022 – First draft went to all parties
- March – April 2022 – Continued redlines, deep dive into Unallocated Shares



Timeline



- May 2022 – continued negotiations of volumetric limits for future change cases
- June 2022 – Finalization of the Global Settlement

Final Terms

- Windsor has a slightly larger volumetric limit than future change cases
- Systemwide basis for future changes, versus sector
- Only Great Western and Loudon shares “Unallocated”
- Loveland consents to withhold any quantification of the prior decrees
- “Non-Opposition” in future cases
- Greeley to let trails move forward

Benefit to Greeley

- Loveland will only enter a future change case to ensure terms and conditions of this settlement are met, no new issues
- No trial, less risk to past and future changed shares
- Closing the door on future disputes
- Maintained relationships within the region



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Questions?

