

Legal Report
Greeley Water and Sewer Board Meeting
May 18, 2022

- I. Statement of Opposition:** Based on a review of the March 2022 Water Court Resume, staff and water counsel recommend that the Board file statements of opposition in the following case:
- a. Case Number: **22CW3039:** Application of Arapahoe County Water and Wastewater Authority (“ACWWA”) for reasonable diligence and to make a conditional storage water right partially absolute for Milliken Reservoir. Although this reservoir is located off of the main stem of the South Platte River, it is used as a source of substitute supply for exchanges on the Cache la Poudre River. We recommend that Greeley file a statement of opposition to ensure that the terms and conditions of the controlling decrees have been followed and that the claim to make the water right partially absolute is justified.
- II. Proposed Motion Language:** “I move that the Board authorize the filing of a statement of opposition in Case No. 22CW3039, and for staff and legal counsel to seek resolution of issues raised by this case consistent with Water and Sewer Board Resolution No. 3-15.”