



COLORADO

Colorado Water Conservation Board

Department of Natural Resources
1313 Sherman Street, Room 718
Denver, CO 80203

May 15, 2020

Mark Marlowe, Utilities Director
Matt Benak, Water Resources Manager
Town of Castle Rock
175 Kellogg Court
Castle Rock, Colorado 80109

RE: Castle Rock Use of Optioned Storage Space in Chatfield Storage Reallocation Project

Dear Mr. Marlowe & Mr. Benak,

Thank you for your efforts on behalf of the Town of Castle Rock in the Chatfield Storage Reallocation Project ("Project"). Without the partnership of the Water Providers, the Project would never have succeeded in getting to the stage that we are at now. As you are aware, the United States Army Corps of Engineers has approved storage in the Project.

While we have obtained the right to store in the Project, there are many more milestones to reach with regarding to monitoring the success of the mitigation efforts. Many of those requirements are not instituted until the Project has stored 90% of the Project capacity. The Colorado Water Conservation Board and Castle Rock have an existing Purchase Agreement through which the CWCB has reserved space in the Project for Castle Rock to purchase over a number of years. Our records indicate that CWCB currently holds 1,410 acre-feet of space for Castle Rock's future purchases.

In recognition of the partnership CWCB has with Castle Rock and the potential for the Project to fill nearly all of the 20,600 acre-feet of space this year, the CWCB is, by this letter, allowing Castle Rock to fill as much of the 1,410 acre-feet of space with Castle Rock's legally available water rights this year.

We are not asking Castle Rock to compensate CWCB for the use of this space this year. For that reason, we do request that Castle Rock make any releases of its water right from this space before making releases from the space Castle Rock owns. If Castle Rock would like to negotiate an agreement to continue to use the space during the remainder of the Purchase Agreement term, the CWCB would welcome the discussion.

In order to utilize this space, Castle Rock will need to modify its accounting sheets appropriately and notify the Division of Water Resources of this change in Castle Rock's available storage pool. This letter should serve to satisfy any concerns the Division of Water Resources may have about Castle Rock's lawful use of the space.



This allowance expires on May 1, 2021, by which time we ask that Castle Rock either have the water removed from the space or have an agreement for continued storage and carry over with the CWCB.

Thank you for your commitment to the Chatfield Storage Reallocation Project.

Sincerely,



Lauren Ris
Deputy Director

