

Appendix F- Spill Priorities and Potential Constraints on Use of Pueblo Reservoir

Article 13 of Contract No. 5-07-70-W0086

Reservoir Spills

13. (a) *Whenever water is evacuated from Pueblo, Twin Lakes, and Turquoise Reservoirs to meet the necessities of Project flood control, power generation purposes, storage of transmountain Project Water, storage of native Project Water, and Project operational requirements; except as provided in Subarticle 13.(b) below, the water evacuated shall be charged in the following order:*

1. *Against water stored under contracts for if-and-when available storage space for entities which will use the water outside the District boundaries.*
2. *Against water stored under contracts for if-and-when available storage space for entities which will use the water within the District boundaries. This evacuation will be charged prorata against water stored under all such like contracts at the time of the evacuation.*
3. *Against any winter storage water in excess of 70,000 ac-ft.*
4. *Against water stored under contracts with municipal entities within the boundaries of the District, which water is neither Project Water nor return flow from Project Water and which water is limited to 163,100 ac-ft less any Project Water purchased and stored by municipal users. This evacuation will be charged pro rata against the water stored under all such like contracts at the time of evacuation.*
5. *Against winter storage water not in excess of 70,000 ac-ft.*
6. *Against Project Water accumulated from the Arkansas River and its tributaries.*

(b) *Notwithstanding the order of evacuation of water listed in Subarticle 13.(a) above, evacuation of water from storage pursuant to existing firm storage contracts, the Highline storage contract and future storage contracts that may be entered into with the Board of Waterworks of Pueblo, Colorado and Twin Lakes Reservoir and Canal Company to satisfy prior commitments will be made pursuant to the terms of such storage contracts.*