

DISTRICT COURT, WATER DIVISION 7, COLORADO

WATER RESUME

TO: ALL PERSONS INTERESTED IN WATER APPLICATIONS IN SAID WATER DIVISION NO. 7

Pursuant to C.R.S. 37-92-302, you are notified that the following is a resume of all water right applications filed in the Office of the Water Clerk during the month of April 2021, for each county affected.

21CW5 Kirk & Marie Knickerbocker, 49396 US Hwy 160, Bayfield, CO 81122: **Knickerbocker Pond**; Pine River; La Plata County; SE1/4NE1/4, Section 22, T35N, R6W, NMPM; Easting 277587, Northing 4129920; 1430 feet from North, 824 feet from East; Wickenson Gulch, tributary to Beaver Creek, tributary to Pine River; Date of appropriation, 12/8/2020; How appropriation was initiated, NRCS met with Dist. 31 Water Commissioner to initiate application; Conditional 0.61 cfs; Irrigation/livestock/storage/wildlife/fire; Name of ditch to fill reservoir, Knickerbocker Ditch; SE1/4NE1/4, Section 22, T35N, R6W, NMPM; Easting 277550, Northing 4129870; 1604 feet from North, 940 feet from East; Conditional 0.20 acre feet; Filled from ditch, Conditional 0.61 cfs; Proposed to be irrigated, 10.64 acres; Surface area of high water line, 5,000 sq. ft.; Total capacity of reservoir, 0.20 acre feet; Active capacity, 0.18; Dead storage, 0.01; A NOI has been submitted to DWR for a non-jurisdictional water impoundment. See application for more details. Application for Conditional Water Rights (Surface) and Application for Conditional Storage Right (11 pages including exhibits)

21CW13 Patrick Conley, 12729 Hwy 151, Ignacio, CO 81137: Both structures: San Juan River; La Plata County; Return flows collected to a point, tributary to Vallejo Arroya, tributary to San Juan River; Date of appropriation, April 2020 after purchasing property; Appropriation was initiated by meeting with Dist 31/46 Water Commissioner; Date water applied to beneficial use, 8/4/2020; Irrigation, stock; **Conley POD 1**; SW1/4SW1/4, Section 10, T32N, R6W, NMPM; Easting 278134, Northing 4100681; 555 feet from South, 712 feet from West; Absolute 0.13 cfs; **Conley POD 2**; SW1/4SW1/4, Section 10, T32N, R6W, NMPM; Easting 278301, Northing 4100672; 539 feet from South, 1262 feet from West; Absolute 0.13 cfs; Number of acres historically irrigated, 10.76; Proposed to be irrigated, 10.76; Conley POD 1 and POD 2 will be used in combination for total irrigation of 10.76 acres. Application for Absolute Water Rights (Surface) (7 pages including exhibit)

21CW14 Alan Lee VanDenBerg, PO Box 284, Dove Creek, CO 81324: **Thunderbird Spring**; McElmo Creek; Dolores County; NW1/4SE1/4, Section 6, T40N, R18W, NMPM; Easting 157642.0, Northing 4186315.7; Unnamed draw tributary to Dove Creek, tributary to Cross Canyon, tributary to McElmo, tributary to San Juan River; Date of appropriation, 4/15/2021; Appropriation was initiated by installing water tank, pump and irrigation lines to house at 9263 Rd 8.7; Date water applied to beneficial use, 4/15/2021; Conditional 0.044 cfs; Absolute 20 gpm; Domestic, irrigation, stock watering. Application for Absolute Water Rights (Surface) (8 pages including exhibits)

21CW3020 APPLICATION FOR A FINDING OF DUE DILIGENCE, Applicant: Thomas W. Kipp, by his attorney: Nancy Agro, 700 Main Avenue, Suite K, Durango, CO 81301; Name of Structure: Sittner Well No. 3 Rector Enlargement, Original Decree: April 18, 2015, 14CW3035, Legal description: Sittner Well #3: NW/4 SE/4 SW/4 Section 33, Township 35 North, Range 8 West, NMPM, 670 Feet from the South Section Line and 1,454 Feet from the West Section Line: UTM Coordinates (Meters, Zone: 13N, NAD 83), Easting 255682, Northing 4126522 or a new well located within Tract A of Rutherford and Rhoades Subdivision No. 21, according to the plat thereof filed November 14, 1978 as Reception 425893 in the real property records of La Plata County, Colorado; Source: Groundwater tributary to Florida River; Date of Appropriation: October 28, 2014; Amount: 0.011 c.f.s. (5 gpm), Conditional; Use: Domestic in

house use; Steps taken for completion of the appropriation and application of water to a beneficial use: Completion of long term water service contract with the Florida Water Conservancy District and subsequent transfers; Annual payments pursuant to contract; Amendment of existing well permit for additional decreed uses. (4 pages including exhibit)

21CW3021 APPLICATION FOR WATER RIGHTS AND FOR APPROVAL OF PLAN FOR AUGMENTATION, Applicant: Frederick D. and Donna J. Miller, P.O. Box 11177, Prescott, AZ 86304, by their attorney Nancy Agro, 700 Main Ave, Suite K, Durango, CO 81301, (970) 422-2024, nancy@nancyagro.com. New Groundwater rights: Lakeside Ventures Well 229137, Well Permit #221397; Legal Description: NW/4 SE/4 Section 5 Township 35 North Range 8 West, 1535 feet North of the South Section Line and 1900 feet West of the East Section Line GPS Coordinates: X: 254911 meters Y: 4134848 UTM Zone 13 NAD 83. Note: The Well Permit will be amended as needed to correct the well location; Source: groundwater tributary to Florida River Basin; Appropriation date: December 7, 1999 by issuance of well permit; Amount claimed: 15 gpm, Absolute; Use: Residential use on Lots 1A, 2A, 3A of Taylor Ranch Resubdivision of Lot 1, 2, 3,6 and 8 according to the plat therefor filed for Record at Reception Number 880494, also known as 580, 763 and 740 Taylor Ranch Road, Durango, stockwater, and landscaping. Plan of Augmentation; Depletions: In-house use would use up to 350 gallons per day per home for three main homes and 270 gallons per day for each of three guest homes, for a diversion amount of 2.08 Acre Feet (AF) per year. Return flows from septic are assumed at 85%. Livestock watering for up to six head will total 0.10 acre feet per year. Landscaping use will divert up to 0.07 AF annually with irrigation efficiency assumed as 80%. Total lagged depletions to be augmented for these uses are 0.47 AF per year. Additional stream loss of 0.625% per mile from Lemon Dam for 8.4 miles is 0.02 AF per year. The total depletion will not exceed 0.50 AF per year. Water demand may vary as between uses so long as the total depletions for those uses, using the assumption set forth herein do not exceed 0.50 AF per year; Source of Water for Augmentation: Florida River water stored in Lemon Reservoir. The water rights decreed to the Florida Water Conservancy District for use in plans of augmentation is Case Numbers W 1689 77 through W 1695 77 as amended in 1994 for use of 114 acre feet of storage water to be used for augmentation. Legal description: The axis of the dam is located in Section 17 and 20, Township 36 North, Range 7 West, N.M.P.M. beginning at a point on the right abutment, from whence the Southwest corner of Section 17, Township 36 North, Range 7 West, N.M.P.M., bears South 84° 34' West, a distance of 1,699.6 feet, thence South 63° 22' East a distance of 1,320 feet to a point on the end of the axis of the dam and rock fill structure. (6 pages including exhibits)

THE WATER RIGHTS CLAIMED BY THE FOREGOING APPLICATION(S) MAY AFFECT IN PRIORITY ANY WATER RIGHTS CLAIMED OR HERETOFORE ADJUDICATED WITHIN THIS DIVISION AND OWNERS OF AFFECTED RIGHTS MUST APPEAR TO OBJECT AND PROTEST WITHIN THE TIME PROVIDED BY STATUTE, OR BE FOREVER BARRED.

YOU ARE HEREBY NOTIFIED THAT YOU HAVE until the last day of June 2021, to file with the Water Clerk, a verified Statement of Opposition, setting forth facts as to why a certain application should not be granted or why it should be granted only in part or on certain conditions. A copy of such Statement of Opposition must also be served upon the applicant or the applicant's attorney and an affidavit or certificate of such service shall be filed with the Water Clerk, as prescribed by Rule 5, CRCP. (Filing fee: \$192.00; Forms are available through the Office of the Water Clerk or on the Judicial web site at www.courts.state.co.us; Danene M. Etz, Water Court Specialist, 1060 E. 2nd Ave., Room 106, Durango, CO 81301; 970-385-6181)



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Danene M. Etz, Water Court Specialist