

DISTRICT COURT, WATER DIVISION 3, STATE OF COLORADO
TO: ALL PERSONS INTERESTED IN WATER APPLICATIONS FILED IN
WATER DIVISION 3.

Pursuant to C.R.S. 37-92-302(3), you are notified that the following is a resume in Water Division 3, containing notice of applications and certain amendments filed in the office of the Water Clerk during the month of February, 2021 for each county affected.

2021CW6: James N. and Maria L. Hart, 2483 US Hwy. 285 N., Monte Vista, CO 81144 james@hartfarmsinc.com, 719-588-1284. Application for Change of Water Right In the Rio Grande River or its Tributaries, in Rio Grande, County. Structure name: Well No. 1 W-1577, Registration no. 504-R, WDID 2010973 (Well No. 1). Date of original decree(s): December 18, 1975 W-1577 Water Division 3. Legal description: Well No. 1 was located by decree at 2670 feet from the North section line and 2682 feet from the West section line in the NW1/4 SE1/4 Section 10, Township 39N, Range 7E, NMPM in Rio Grande county. Decreed source of water: Confined Aquifer. Appropriation date: June 1, 1952. Amount: Absolute 900 gpm being 2.01 cfs. Use(s): Irrigation. Amount Applicant intends to change: 900 gpm being 2.01 cfs, Absolute, to the new location as of 1977 at the center pivot point of the SE1/4 Section 10, Township 39 North, Range 7 East, NMPM. The replacement well drilled in 1977 under permit no 504-R-R has never been adjudicated at the new location at the center pivot point. The old well no 504-R was plugged and abandoned. Applicants also request a change of water right for 15 gpm (0.033 cfs) from Well No 1. Applicants request transfer of 15 gpm from Well No 1 to the well with permit no 201011 (domestic well) and conversion of the 15 gpm to commercial use associated with a potato storage facility. Proposed change: Applicants seek to confirm the move of the Well No. 1, Case No. W-1577 water right to the center of the SE1/4 Section 10, Township 39 North Range 7 East, NMPM that was done under permit no. 504-RF in 1977 and re-permitted in 1988. This well is known as Well No. 1-R. Applicant also seeks to transfer 15 gpm (0.033 cfs) from Well No. 1 to the well currently permitted as no. 201011 for year-round commercial uses associated with a potato storage facility that would include humidification and washing of equipment. Anticipated water need at the storage facility is approximately 1 to 2 acre-feet per year. In order to offset the consumptive use for commercial purposes, Applicant will permanently dry-up all the corners of the existing center pivot sprinkler from groundwater use. A portion of these corners were historically irrigated (1980-2002) with an end gun on the sprinkler that covered 10 acres. The dry-up of 5 acres of end-gun land alone will generate approximately 2.5 acre-feet of average annual consumptive use. Applicant will limit future irrigated acres under pivot to not more than 125 acres and will limit the commercial consumptive use to not more than 1.25 acre-feet. All water used for commercial purposes will be metered in accordance with the Division 3 Well Measurement Rules. Applicant will limit the use of groundwater from well nos. 1-R and 2, Case No. W-1577 to irrigation of not more than 125 acres within the SE1/4 Section 10, Township 39 North, Range 7 East, NMPM in the future to offset the consumptive use of the commercial uses. Surface water rights, (2) Prairie Ditch Company shares will continue to be applied to the whole quarter section for irrigation or recharge purposes. Change in or additional point of diversion: The well currently permitted as no. 201011 is located in the SE1/4 SE1/4 Section 10, T39N, R7E, NMPM at GPS location 395340 mE, 4165830 mN. This well will be

known in the future as Well No. 1-R-Comm, a partial replacement of the water right taken from Well No. 1. The actual location of Well No. 1-R is in the SE1/4 Section 10, T39N, R7E, NMPM at GPS location 394978 mE, 4166158 mN.

2021CW7: Jared Myers, 53943 County Road B, Center, CO 81125, jared@alliedpotatoco.co, 719-754-3613. Application for Change in Water Right in the Rio Grande Basin or its Tributaries, in Saguache, County. Structure name: Well #1 Permit 20325-R WDID# 2006586; Well #2 Permit 34580-F WDID #2006587. Date of original decree(s): May 10th 1955, Jan 10th 1989. Legal description: NW1/4 SW1/4 Section 29, Township 41N, Range 9E, NMPM GPS UTMX: 410554 UTM Y: 4180140. Decreed source of water: Unconfined Aquifer of the Closed Basin. Appropriation date: Permit May 10, 1955. Amount: Conditional 1660 GPM as of May 10, 1955 Absolute. Use(s): Irrigation. Amount Applicant intends to change: Conditional 1660 GPM Absolute. Proposed change(s): I have farmed this quarter since 2010. Well Permits 20325-R and 34580-F have been pumping in tandem an average of 750 GPM with an annual pumping diversion of +/- 200 AF/year. With this application I would like to request an alternate point of diversion to drill a supplemental well in the SW1/4 of said Section 29, Township 41N, Range 9E, NMPM. The depth of the new well will not exceed top of the confining blue clay of the unconfined aquifer or 96 feet, whichever comes first. This is in order to maintain at or near the permitted and decreed flow of 1660 gpm. Applicant is proposing to have the new point of diversion and wells 01, 02 combine for a total of not more than 1000 gpm. The total annual volumetric rate would remain at 350 acre-feet, as permitted, and decreed. The subject well is within the Rio Grande Sub-District No 1 boundary and is in the annual replacement plan of said Sub-District. Change in or additional point of diversion: Location information PLSS: SW1/4 of the SW1/4, Section 29, Township 41N, Range 9E, NMPM. Point(s) of diversion: UTM coordinates: Easting 410554 Northing 4180140 Zone 13. Distance from Section Lines: 200 Feet from South section line and 200 feet from West section line. Land Owner: Robert Myers, 528 CR53, Center, CO 81125.

2021CW8: Jared Myers, 53943 County Road B, Center, CO 81125, jared@alliedpotatoco.co, 719-754-3613. Application for Change of Water Right in the Rio Grande Basin or its Tributaries, in Alamosa, County. Structure name: Well #1 Permit 25203-F WDID# 2008145; Well #2 Permit 25204-F WDID #2008144; Well #3 Permit 46318-F WDID #2013954. Date of original decree(s): February 27, 1981. Legal description: SW1/4 NW 1/4, Section 7, Township 40N, Range 10 East of the NMPM UTMX: 418618.3 UTM Y: 4176206.5. Decreed source of water: Unconfined Aquifer of the Closed Basin. Appropriation date: Permit May 10, 1955. Amount: Conditional 500 GPM as of February 27, 1981 Absolute. Use(s): Irrigation. Amount Applicant intends to change: Conditional 500 GPM Absolute. Proposed change: I have farmed this quarter since 2007. Well Permits 25203-F and 46318-F have been pumping in tandem an average of 450 GPM with an annual pumping diversion of +/- 180 AF/year. With this application I would like to request an alternate point of diversion to drill a supplemental well in the NW1/4 of said Section 7, Township 40N, Range 10E, NMPM. The

depth of the new well will not exceed top of the confining blue clay of the unconfined aquifer or 100 feet, whichever comes first. This is in order to maintain at or near the permitted and decreed flow of 500 gpm associated with permit 25203-F. Applicant is proposing to have the new point of diversion and well #2 and #3 combine for a total of not more than 1000 gpm. The total annual volumetric rate would remain at 240 acre-feet, as permitted, and decreed. The subject well is within the Rio Grande Sub-District No 1 boundary and is in the annual replacement plan of said Sub-District. Change in or additional point of diversion: Location: PLLS: Alamosa County, SW1/4 of the NW1/4, Section 7, Township 41N, Range 9E, NMPM. Point(s) of Diversion: UTM Format: Easting 418618.3 Northing 4176206.5 Zone 13. Landowner: Jared Myers 53943 CR B, Center, CO 81125.

2021CW9: Glen D. and Sharon A. McCoy, 2653 North US Highway 285, Monte Vista, CO 81144, glenmccoy954@gmail.com, 719-588-1675. Application for Change of Water Right in the Rio Grande River or its Tributaries, in Rio Grande, County. Structure name: Well No. 4, Case No. W-511, Permit No. 13229-R (RF-846), WDID 2009216 (Well No. 4). Date of original decree(s): January 30, 1974 Case No: W-511 Water Division 3. Legal description: Well No. 4 is located by decree at 1320 feet from the South section line and 1320 feet from the West section line in the Center of SW1/4 Section 18, Township 39 North, Range 8 East, NMPM in Rio Grande County. Decreed source of water: Unconfined Aquifer. Appropriation date: June 30, 1952. Amount: Absolute 1,200 gpm being 2.67 cfs. Use(s): Irrigation. Amount Applicant intends to change: 25 gpm being 0.056 cfs, Absolute. Proposed change: Applicants seek to transfer 25 gpm (0.056 cfs) from Well No. 4 to the well currently permitted as no. 154589 for year-round commercial uses. Applicants seek to add commercial use to the 154589 well for use in potato storage facilities, washing, and other associated commercial use for a total storage capacity of 250,000 cwt of potatoes. At 0.67 acre-feet per 100,000 cwt of year-round storage, the expected use is 1.68-acre feet for humidification and 0.32 acre-feet per year for other commercial activities at the site for a total annual consumptive use of 2.00 acre-feet. In order to offset the consumptive use for commercial purposes, Applicants will permanently dry-up all the corners of the existing center pivot sprinkler from groundwater use (this includes the end-gun coverage area). A portion of these corners were historically irrigated (1970-2002) with an end-gun on the sprinkler that covered approximately 5 acres. The dry-up of 5 acres of end-gun land alone will generate approximately 4.5 acre-feet of average annual consumptive use. Applicant will limit future commercial use to not more than 2.0 acre-feet of consumptive use. All water used for commercial purposes will be metered in accordance with the Division 3 Well Measurement Rules. Applicant will limit the use of groundwater from Well no. 4, Case No. W-511 to irrigation of not more than 124.0 acres within the SW1/4 Section 18, Township 39 North, Range 8 East, NMPM in the future to offset the consumptive use of the commercial uses. The surface water right, Rio Grande Canal shares, will continue to be applied to the whole quarter-section for irrigation or recharge purposes. Change in or additional point of diversion: The well currently permitted as no. 154589 is located in the SW1/4 SW1/4 Section 18, T39N, R8E, NMPM at GPS location 398685 mE, 4164105 mN. This well will be known in the future as Well No. 4-R, a partial replacement of the water right taken from Well No. 4. The actual location of Well No. 4 is

in the SW1/4 Section 18, T39N, R8E, NMPM at GPS location 399002 mE, 4164456mN.

2021CW10: Clear Water Farms, 1490 E. County Road 5 North, Monte Vista, CO 81144 cjm55cjm@gmail.com, 719-580-3356. Application for Change of Water Right in the Rio Grande River or its Tributaries, in Rio Grande, County. Structure name: Well No. 1, Case No. W-279, Permit No. 6447-R, WDID 2008734 (Well No. 1). Date of original decree(s): May 2, 1974, W-279 Water Division 3. Legal description: Well No. 1 is located by decree at 1895 feet from the South section line and 17 feet from the West section line in the NW1/4 SW1/4 Section 11, Township 39 North, Range 7 East, NMPM, Rio Grande County. Decreed source of water: Confined Aquifer (Note: at a total depth of 164 feet with perforated casing from 20 feet to 164 feet, this well actually produces from both the confined and unconfined aquifers. Appropriation date: May 1, 1957. Amount: Absolute: 1,250 gpm being 2.78 cfs. Use(s): Irrigation. Amount Applicant intends to change: 50 gpm being 0.111 cfs, Absolute. Proposed change: Applicant seeks to remove 50 gpm (0.111 cfs) from Well No. 1 and transfer the flowrate and historic consumptive use to well no. 61963, a domestic well that also produces from the confined aquifer. Applicant intends to use the transferred 50 gpm for commercial use in a potato storage facility, washing, fluming, packing, hay steaming, and other associated commercial uses. Well no. 61963 is located in the NW1/4 NW1/4 Section 8, T39N, R8E, NMPM. In order to offset the consumptive use for commercial purposes with the transferred 50 gpm, Applicant will permanently dry-up the southeast and the northwest corners of the existing center pivot sprinkler on the SW1/4 Section 11, T39N, R7E, NMPM from groundwater use. These corners were historically flood irrigated (1950-1978) with surface water and well water. The dry-up of approximately 10 acres of corners alone will generate approximately 2.0 acre-feet of average annual consumptive use. All water used for commercial purposes will be metered in accordance with the Division 3 Well Measurement Rules. If necessary, Applicant will dry up sufficient corners on the SW1/4 Section 11, T39N, R7E, NMPM from groundwater use to offset the commercial water need. Applicant will limit the use of groundwater from well nos. 1, 3, 4, and 6, Case No. W-279 to irrigation of not more than 130.0 acres within the SW1/4 Section 11, Township 39 North, Range 7 East, NMPM in the future to offset the consumptive use of the commercial uses. Surface water rights, Rio Grande Canal and Santa Maria Reservoir shares and Prairie Ditch shares, will continue to be applied to the whole quarter-section for irrigation or recharge purposes. Change in or additional point of diversion: The well currently permitted as no. 61963 is located in the NW1/4 NW1/4 Section 8, T39N, R8E, NMPM at GPS location 400300 mE, 4167220 mN. This well will be known in the future as Well No. 1-R, a partial replacement of the water right taken from Well No. 1. The actual location of Well No. 1 is in the NW1/4 SW1/4 Section 11, T39N, R7E, NMPM at GPS location 395393 mE, 4166369mN.

2021CW11: Consaul Jahnke Ranches, LLC, PO Box 868, Center, CO 81125, jeanconsaul@gmail.com, 719-588-8516. Application for Change of Water Right in the Rio Grande River or its Tributaries, in Saguache, County. Structure name: Well No. 1, Case No. W-478, Permit No. 861-R, WDID 2705444 (Well No. 1). Date of original decree(s): October 17, 1974, Case No: W-478, Water Division 3. Legal description: Well No. 1 is located by decree at

495 feet from the South section line and 2611 feet from the East section line in the SW1/4 SE1/4 Section 10, Township 41 North, Range 8 East, NMPM, Saguache, County. Decreed source of water: Unconfined Aquifer. Appropriation date: June 30, 1956. Amount: 2200gpm being 4.9 cfs. Use(s): Irrigation. Amount Applicant intends to change: 50 gpm, being 0.111 cfs, Absolute Transfer to an existing unconfined aquifer well, well permit number 270159. Located in the SE1/4 SE1/4 Section 10, T41N, R8E, NMPM. Well is located 450 feet from the south section line and 250 from the east section line. These storage facilities hold 250,000 cwt potatoes for typically 10 months per year along with the necessary washing of the facility. Estimated annual consumptive use is: $2.5 \times 0.67 \text{ af/yr} \times 10 \text{ mos} / 12 \text{ mos} = 1.39 \text{ acre-feet per year}$ for humidification plus 0.21 af/year for washing at the facility for a total of 1.60 acre-foot of annual withdrawal and consumptive use. Proposed change: Applicants seek to transfer 50 gpm (0.111 cfs) (50 gpm each) from Well No. 1 to an existing unconfined aquifer well, Well permit number 270159 for commercial potato storage and facility washing. Potato storage facilities with total storage capacity of 250,000 cwt of potatoes along with washing, and other associated commercial use for an expected use is 1.39 acre-feet for humidification and 0.21 acre-feet per year for other commercial activities (facility washing) at the sites for a total annual consumptive use of 1.6 acre-feet. In order to offset the consumptive use for commercial purposes, Applicants will permanently dry-up the southeast and northeast corners of the existing center pivot sprinkler from groundwater use on the SE1/4 Section 10, T41N, R8E, NMPM. This is the field that well no. 1 irrigated in conjunction with San Luis Valley Irrigation District shares and Well No. 2-R of Case No. W-3763. These corners were irrigated from 1956 – 1976 and total approximately 16 acres. The dry-up of 16 acres of corner will generate approximately 3.0 acre-feet of average annual consumptive use from well water. Applicant will limit future commercial use to not more than 1.6 acre-feet of consumptive use. All water used for commercial purposes will be metered in accordance with the Division 3 Well Measurement Rules. Applicants will limit the use of groundwater use on the SE1/4 Section 10, T41N, R8E, NMPM to irrigation of the sprinkler area and the west sprinkler corners (totaling approximately 137 acres). The surface water rights will continue to be applied to the whole quarter-section for irrigation or recharge purposes. Change in or additional point of diversion: Existing well permit no. 207159: the SE1/4 SE1/4 Section 10, T41N, R8E, NMPM. GPS location at 405355 mE, 4185060 mN.

2021CW12: Scott C. and Jean Ann Consaul, 0835 E. County Road 10 North, Center, CO 81125, jeanconsaul@gmail.com, 719-588-8516. Application for Change of Water Right in the Rio Grande River or its Tributaries, in Saguache, County. Structure name: Well No. 3, Case No. 82CW30 Permit No. 25062-F, WDID 20088197 (Well No. 3). Date of original decree(s): December 16, 1982 Case No. 82CW30 Water Division 3. Legal description: Well No. 3 is located by decree at 1320 of feet from the South section line and 1320 feet from the East section line in the SE1/4 Section 36, Township 41 North, Range 9 East, NMPM, Saguache County. Decreed source of water: Unconfined Aquifer. Appropriation date: August 20, 1981. Amount: Absolute 1200 gpm being 2.67 cfs. Use(s): Irrigation. Amount Applicant intends to change: 50 gpm, being 0.111 cfs, Absolute Transfer to a new unconfined aquifer well to be located in the SE1/4 SE1/4 Section 36, T41N, R9E, NMPM. This storage holds 140,000 cwt potatoes for typically 9 months per year along with the necessary washing of the facility.

Estimated annual consumptive use is: $1.40 \times 0.67 \text{ af/yr} \times 9 \text{ mos} / 12 \text{ mos} = 0.70$ acre-feet per year for humidification plus 0.25 af/year for washing at the facility for a total of .95 acre-foot of annual withdrawal and consumptive use.. Proposed change: Applicants seek to transfer 50 gpm (0.111 cfs) (50 gpm) from Well No. 3 to a new unconfined aquifer well for commercial potato storage and facility washing. Potato storage facilities with total storage capacity of 140,000 cwt of potatoes along with washing, and other associated commercial use for an expected use is .70 acre-feet for humidification and 0.25 acre-feet per year for other commercial activities (facility washing) at the sites for a total annual consumptive use of .95 acre-feet. In order to offset the consumptive use for commercial purposes, Applicants will permanently dry-up 1.3 acres of the existing center pivot sprinkler from groundwater use on the SE1/4 Section 36, T41N, R9E, NMPM. The center pivot has previously been restricted to irrigate with ground water no more than 121.3 acres. The center pivot would then be restricted to not more than 120 irrigated acres. This is the field that well no. 3 irrigated in conjunction with San Luis Valley Irrigation District shares and two SPD well from Case No. 82CW30, well permit No. 46549-F and 51102-F. The 1.3 acres were irrigated from 1982 – present. The dry-up of 1.3 irrigated acres will generate approximately 1.95 acre-feet of average annual consumptive use from well water. Applicant will limit future commercial use to not more than .95 acre-feet of consumptive use. All water used for commercial purposes will be metered in accordance with the Division 3 Well Measurement Rules. Applicants will limit the use of groundwater use on the SE1/4 Section 36, T41N, R9E, NMPM to irrigation of the sprinkler area to 120 acres. The surface water rights will continue to be applied to the whole quarter-section for irrigation or recharge purposes. Change in or additional point of diversion: Replacement well no. 1: the SE1/4 SE1/4 Section 36, T41N, R9E, NMPM.

2021CW13: Scott C. and Jean Ann Consaul, 0835 E. County Road 10 North, Center, CO 81125, jeanconsaul@gmail.com, 719-588-8516. Application for Change of Water Right in the Rio Grande River or its Tributaries, in Rio Grande, County. Structure name: Well No. 3, Case No. W-2245, Permit No. 3041-F, WDID 2012101 (Well No. 3). Date of original decree(s): February 26, 1976, Case No: W-2245, Water Division 3. Legal description: Well No. 3 is located by decree at 1300 feet from the South section line and 2660 feet from the West section line in the SW1/4 SE1/4 Section 7, Township 40 North, Range 8 East, NMPM, Rio Grande County. Decreed source of water: Unconfined Aquifer. Appropriation date: March 31, 1961. Amount: Absolute 1,680 gpm being 3.74 cfs. Use(s): Irrigation. Amount Applicant intends to change: a. 50 gpm, being 0.111 cfs, Absolute Transfer to a new unconfined aquifer well to be located in the SE1/4 SE1/4 Section 7, T40N, R8E, NMPM. This storage holds 45,000 cwt potatoes for typically 9 months per year along with the necessary washing of the facility. Estimated annual consumptive use is: $0.45 \times 0.67 \text{ af/yr} \times 9 \text{ mos} / 12 \text{ mos} = 0.23$ acre-feet per year for humidification plus 0.27 af/year for washing at the facility for a total of 0.5 acre-foot of annual withdrawal and consumptive use. b. 50 gpm, being 0.111 cfs, Absolute. Transfer to a new unconfined aquifer well to be located in the NE1/4 SE1/4 Section 3, T40N, R8E, NMPM. This storage will hold 200,000 cwt potatoes on a year-round basis. Estimated annual consumptive use is: $2 \times 0.67 \text{ af/yr} = 1.34$ acre-feet per year plus an additional 0.27 af/year for washing at the facility for a total of 1.61 acre-foot of annual withdrawal and consumptive use. Between the two

new wells, an annual withdrawal and consumptive is estimated at 2.11 acre-feet. Proposed change: Applicants seek to transfer 100 gpm (0.223 cfs) (50 gpm each) from Well No. 3 to two new unconfined aquifer wells for commercial potato storage and facility washing. Potato storage facilities with total storage capacity of 245,000 cwt of potatoes along with washing, and other associated commercial use for an expected use is 1.57 acre-feet for humidification and 0.54 acre feet per year for other commercial activities (facility washing) at the sites for a total annual consumptive use of 2.11 acre-feet. In order to offset the consumptive use for commercial purposes, Applicants will permanently dry-up the eastern corners of the existing center pivot sprinkler from groundwater use on the SE1/4 Section 7, T40N, R8E, NMPM. This is the field that well no. 3 irrigated in conjunction with Rio Grande Canal and Santa Maria Reservoir shares and well nos. 1 and 2 of Case No. W-2245. These corners were irrigated from 1961 – 1976 and total approximately 16 acres. The dry-up of 16 acres of corners will generate approximately 3.0 acre-feet of average annual consumptive use from well water. Applicant will limit future commercial use to not more than 2.11 acre-feet of consumptive use. All water used for commercial purposes will be metered in accordance with the Division 3 Well Measurement Rules. Applicants will limit the use of groundwater use on the SE1/4 Section 7, T40N, R8E, NMPM to irrigation of the sprinkler area and the west sprinkler corners (totaling approximately 136 acres). The surface water rights will continue to be applied to the whole quarter-section for irrigation or recharge purposes. Change in or additional point of diversion: Replacement well no. 1: the SE1/4 SE1/4 Section 7, T40N, R8E, NMPM. Replacement well no. 2: the NE1/4 SE1/4 Section 3, T40N, R8E, NMPM.

2021CW14: Scott C. and Jean Consaul, 0835 E. County Road 10 North, Center, CO 81125, jeanconsaul@gmail.com, 719-588-8516. Application for Change of Water Right in the Rio Grande River or its Tributaries, in Saguache, County. Structure name: Well No. 5 Case No. 80CW30 Well No. 5, Permit No. 24752-F, WDID 2008040 (Well No. 5). Date of original decree(s): March 30, 1981 Case No: 80CW05 Water Division No. 3. Legal description: Well No. 5 is located by decree at 1320 feet from the South section line and 1320 feet from the West section line in the SW1/4 Section 34, Township 41 North, Range 9 East, NMPM, Saguache County. Decreed source of water: Unconfined Aquifer. Appropriation date: March 13, 1980. Amount: Absolute: 1,000 gpm being 2.23 cfs. Use(s): Irrigation. Amount Applicant intends to change: 50 gpm, being 0.111 cfs, Absolute Transfer to a new unconfined aquifer well to be located in the NW1/4 SW1/4 Section 34, T41N, R9E, NMPM. This storage holds 50,000 cwt potatoes for typically 9 months per year along with the necessary washing of the facility. Estimated annual consumptive use is: $0.5 \times 0.67 \text{ af/yr} \times 9 \text{ mos} / 12 \text{ mos} = 0.25 \text{ acre-feet per year}$ for humidification plus 0.05 af/year for washing at the facility for a total of 0.3 acre-foot of annual withdrawal and consumptive use. Proposed change: Applicants seek to transfer 50 gpm (0.111 cfs) from Well No. 5 to a new unconfined aquifer well for commercial potato storage and facility washing. Potato storage facilities with total storage capacity of 50,000 cwt of potatoes along with washing, and other associated commercial use for an expected use is 0.25 acre-feet for humidification and 0.05 acre-feet per year for other commercial activities (facility washing) at the sites for a total annual consumptive use of 0.3 acre-feet. In order to offset the consumptive use for commercial purposes, Applicants will permanently dry-up the necessary historical use of

the taildragger on the sprinkler that covered approximately 140 acres. Applicants are willing to retire sufficient acreage from the original maximum irrigated acreage of 140 acres under the taildragger irrigation system on the SW1/4 Section 34, T41N, R9E, NMPM. This is the field that well no. 5 irrigated in conjunction with San Luis Valley Irrigation District shares and well no. 1, Case No. W-1439. The portion of the irrigated quarter that the tail dragger irrigated was approximately 22 acres from 1980 – 2003. This will generate enough consumptive use from dry up of historically irrigated land under the taildragger for transfer to the use of the new well. Applicant will limit future commercial use to not more than 0.3 acre-feet of consumptive use. All water used for commercial purposes will be metered in accordance with the Division 3 Well Measurement Rules. Applicants will limit the use of groundwater use on the SW1/4 Section 34, T41N, R9E, NMPM to irrigation of the sprinkler area. The surface water rights will continue to be applied to the whole quarter-section for irrigation or recharge purposes. Change in or additional point of diversion: Replacement well no. 1: the NW1/4 NW1/4 Section 34, T41N, R9E, NMPM. Approximate GPS location of the new well is: 413415 mE, 4179085 mN.

2021CW15. Segundo Diaz & L. Margarita Diaz, 0721 Lane 2 North, Alamosa, CO 81101. Application for Change of Water Rights in Alamosa County; Part A, SW1/4 NW1/4, S3, T39N, R9E, NMPM Decreed water right for which change is sought: Name of structure: Well No. 4, Regis. No. 0927, WDID No. 2008442. Date of original and all relevant subsequent decrees: 4/18/1973. Case No: W-100; Court: Water Div. 3. Legal description of structure as described in most recent decree that adjudicated the location: SW1/4 NW1/4 of S3, T39N, R9E, NMPM, at a point approx. 2640 ft. from the North Section Line & 60 ft. from the West Section Line, in Alamosa County, CO. Decreed source of water: Unconfined Aquifer. Well No. 4 is 65 ft. in depth. The casing of said well is 16” in diameter, and is unperforated to a depth of 0’ and perforated from a depth of 0’ to a depth of 65’. Appropriation Date: 4/12/1952. Amount decreed: 1250 gpm., being 2.78 cfs., being 5.56 af. of water in a period of 24 hours (absolute). Decreed use or uses: Irrigation. Amount of water that applicant intends to change: Change 50 gpm. of the decreed 1250 gpm. to now be used for year-round storage (commercial) for 100,000 cwt. in a potato storage facility including washing, fluming, packing and other associated commercial uses. If necessary, applicants will dry up land in their Field No. 22 located in the SE1/4 of Section 8 (approximately 6 to 8 acres). The remaining 1200 gpm will continue to be used for irrigation purposes as previously decreed. /// Detailed description of proposed changes: Applicants seek to change a portion of currently decreed irrigation well, Well No. 4, Case No. W-100, to a commercial well use in a potato storage facility (100,000 cwt.) (see above states uses) requiring 50 gpm. The remaining 1200 gpm will continue to be used for irrigation purposes. **Part B, SW1/4, S9, T39N, R9E, NMPM.** Decreed water right for which change is sought: Name of structure: Well No. 4, Regis. No. 0497, WDID No. 2006264. Date of original and all relevant subsequent decrees: 1/11/1974. Case No: W-1000; Court: Water Div. 3. Legal description of structure as described in most recent decree that adjudicated the location: NW1/4 SW1/4 of S9, T39N, R9E, NMPM, in Alamosa County, CO. Decreed source of water: Unconfined Aquifer. Well No. 4 is 65 ft. in depth. The casing of said well is 14” in diameter, and is unperforated to a depth of 0’ and perforated from a depth of 0’ to a depth of 65’. Appropriation Date: 12/31/1950. Amount decreed: 837 gpm., being 1.86 cfs., being 3.72 af. of

water in a period of 24 hours (absolute). Decreed use or uses: Irrigation. Well No. 4, Case No. W-1000, has alternate points of diversion in Case No. 79CW12, Wells 3 and 4A. Decreed water right for which change is sought: Name of structure: Well No. 3, Registration No. 0496, WDID No. 2006648. (Please note: Well Permit No. 496-R-R was issued on 11/1/2017 to replace Well Permit No. 0496-R and the permit states the well shall not be constructed not more than 200 feet from the actual location of Well No. 0496-R and not more than 200 feet from the location decreed to Well No. 3 in Case No. W-1000. The replacement well was drilled in April 2018.) Date of original and all relevant subsequent decrees: 1/11/1974. Case No: W-1000; Court: Water Div. 3. Legal description of structure as described in most recent decree that adjudicated the location: SW1/4 SW1/4 of S9, T39N, R9E, NMPM, in Alamosa County, CO. Decreed source of water: Unconfined Aquifer. Well No. 4 is 35 ft. in depth. The casing of said well is 14" in diameter, and is unperforated to a depth of 0' and perforated from a depth of 0' to a depth of 35'. Appropriation Date: 12/31/1940. Amount decreed: 791 gpm., being 1.76 cubic feet of water per second of time, being 3.52 af. of water in a period of 24 hours (absolute). Decreed use or uses: Irrigation. Well No. 4, Case No. W-1000, has alternate points of diversion in Case No. 79CW12, Wells 3 and 4A. ///Detailed description of proposed changes: Option #1: The applicants seek approval to transfer a small portion of the historic consumptive use (50 gpm) associated with either Well No. 3 or Well No. 4, Case No. W-1000, Permit No. 0496 or 0497, to one unregistered domestic well which will be used for a new non-exempt commercial permit as a potato storage facility (50,000 cwt) including washing, fluming, packing and other associated commercial uses. The applicants are also requesting that the unregistered well be adjudicated as a commercial well for uses as stated above. The unregistered well is located in the SW1/4 corner, of S9, T39N, R9E, NMPM, at a point approximately 250 ft. from the West Section Line & 700 ft. from the South Section Line, in Alamosa County, CO. The well is approximately 80-90 ft. deep and is an unconfined well with 12" casing diameter with an unknown amount of plain and perforated casing. If necessary, applicants will dry up land in their Field No. 23 located in the SW1/4 of Section 9 (6 to 8 acres). The water not transferred from the two wells (0496 and 0497) will continue to be used for irrigation purposes as previously decreed. Option #2: The applicants seek approval to transfer a small portion of the historic consumptive use (25 gpm) associated with Well No. 3, Case No. W-1000, Permit No. 0496 and a small portion of the historic consumptive use (25 gpm) associated with Well No. 4, Case No. W-1000, Permit No. 0497, to be used at one unregistered domestic well for a new non-exempt commercial permit as a potato storage facility (50,000 cwt) including washing, fluming, packing and other associated commercial uses. The applicants are also requesting that the unregistered well be adjudicated as a commercial well for uses as stated above. The unregistered well is located in the SW1/4 corner, of S9, T39N, R9E, NMPM, at a point approximately 250 ft. from the West Section Line & 700 ft. from the South Section Line, in Alamosa County, CO. The well is approximately 80-90 ft. deep and is an unconfined well with 12" casing diameter with an unknown amount of plain and perforated casing. If necessary, applicants will dry up land in their Field No. 23 located in the SW1/4 of Section 9 (6 to 8 acres). The water not transferred from the two wells (0496 and 0497) will continue to be used for irrigation purposes as previously decreed. ///Names and address of owners or reputed owners of the land upon which any new diversion or storage structure, or modification to any existing diversion or storage structure is or will be constructed

or upon which water is or will be stored, including any modification to the existing storage pool. The applicant must notify these persons that the applicant is applying for this water right, and certify to the Court that the applicant has done so: Segundo Diaz & L. Margarita Diaz, 0721 Lane 2 North, Alamosa, CO 81101. Note: Attached you will find copies of Decrees, Ruling, permit documentation and maps.

2021CW16: Cooley Property Investments, LLC a Colorado Limited Liability Company, 4469 N. CR 108, Mosca, CO 81146, cooleyandsons@gmail.com, 719-206-3022. Application for Change of Water Right, in Alamosa, County. Structure name: Well No. 1, Case No. W-1661, Permit No. 80266-F as a supplemental well. Date of original decree(s): June 16, 1977. Case No. W-1661. District Division 3. Legal description: NW1/4 SW1/4 of Section 9, Township 40 North, Range 10 East, NMPM at a point 2622 feet from the South section line and 63 feet from the West section line in Alamosa County. Decreed source of water: Unconfined Aquifer of the Closed Basin. Appropriation date: December 31, 1953. Amount: 700 gpm. Decreed use: Irrigation. Amount Applicant intends to change: 700 gpm as an alternate point of diversion to Well No. 1, Case No. W-1661. Proposed change: The Applicants have two adjudicated irrigation wells supplying a standard size center pivot sprinkler within the SW1/4 of Section 9, Township 40 North, Range 10 East, N.M.P.M. Well 80266-f is a siphon well for this quarter. These wells are in very close proximity to each other. The Applicants seek to move Well No. 1A permit #80266-F from its current location to the North East Edge of the field. Around 400 yards to the east and 20 yards to the south. The replacement well will be located very near 37.72717, -105.88666 and within the SW1/4 of Section 9, T40N, R10E. This plots to a point approximately 2500 feet from the South Section line and 1320 feet from the West Section line. Use of the replacement well will be only on the SW1/4 of Section 9, Township 30 North, Range 10 East. The old well no. 80266-F that is a Siphon well, will be plugged and abandoned. Change in or additional point of diversion: N/A - Applicants see to move a permitted irrigation well as a supplemental well to well #1 Case W-1661.

2021CW3004 San Luis Valley Water Conservancy District, acting by and through its Augmentation Program Enterprise (“District” or the “Applicant”), c/o Heather Dutton, Manager, 623 Fourth Ave., Alamosa, Colorado 81101, (719) 589-2230. APPLICATION FOR ABSOLUTE AND CONDITIONAL APPROPRIATIVE RIGHTS OF SUBSTITUTION AND EXCHANGE, IN ALAMOSA, CONEJOS, HINSDALE, MINERAL, RIO GRANDE, AND SAGUACHE COUNTIES. Please send all pleadings and correspondence to Tod J. Smith, Law Office of Tod J. Smith, LLC, 5777 Central Ave., Suite 228, Boulder, CO 80301, (303) 956-1106 (Attorney for the Applicant). 2. **Background.** 2.1. The District is a water conservancy district created and existing pursuant to C.R.S. §§37-45-101, *et seq.* Through its Augmentation Program Enterprise, the District operates an Augmentation Program that provides augmentation water to replace out of priority depletions for water rights owned by Augmentation Program Participants (“Participants”) located within the District’s boundaries, as those boundaries may change from time to time in accordance with the statute. (A map depicting the District’s present boundaries is attached as **Exhibit 1**). The District’s decreed

water rights, through and with which it operates its Augmentation Program were entered in Case Nos. 84CW16, 93CW43, 94CW62, 03CW41, 05CW13, 07CW63, 09CW34 and 14CW3011, all decreed in District Court, Water Division No. 3. The sources of water from these decrees, which will be used in the exchanges claimed in this Application, are as follows:

2.1.1. Case Nos. 84CW16, 94CW62 and 14CW3011 - Pine River-Weminuche Pass Ditch water rights, a transbasin diversion originally decreed in Case No. 1248-B, District Court, La Plata County, Water District 31. The water from the Pine River-Weminuche Pass Ditch is delivered into Rio Grande Reservoir for storage and subsequent release to the Rio Grande.

2.1.2. Case No. 03CW41 - "credit water," from the South Fork of the Rio Grande, Bear Creek and Willow Creek, all tributary to the Rio Grande, originally decreed in Case No. 86CW30, District Court, Water Division No. 3.

2.1.3. Case Nos. 05CW13 and 07CW63 - Bear Creek, tributary to the Rio Grande, historically diverted through the Grubb Ditches Nos. 1, 2, and 3, and the Bassett Ditch.

2.1.4. Case No. 09CW34 – Anaconda Ditch water rights which diverted from the Rio Grande.

2.2. Through its Augmentation Program, the District provides augmentation water to Participants whose out-of-priority depletions accrue to the Rio Grande and its tributaries, and the confined and unconfined aquifers in the San Luis Valley Closed Basin. The District also provides augmentation water, on a temporary basis, to other entities to assist in meeting their augmentation needs. The District is in the process of acquiring storage space on the South Fork to enable it to store its augmentation water by exchange for subsequent release to replace out-of-priority depletions on the South Fork and Rio Grande for the District's Participating Structures and other temporary lessees, as required by the Division Engineer.

2.3. Previously Decreed Exchanges. The District is not seeking or requesting any change in its previously decreed water rights or exchanges which will remain in full force and effect. In general, those exchanges, summarized below, allow the District to exchange its decreed water rights upstream on the Rio Grande mainstem to the Rio Grande, Santa Maria, and Continental Reservoirs. By this Application, the District does not seek any changes or modifications to the terms, conditions, or operations under its previously decreed changes of water rights, plans for augmentation, or appropriate rights of substitution and exchange. If the summary of previously decreed exchanges below conflicts in any way with the terms and conditions set forth in the District's prior decrees, the terms and conditions set forth in those decrees control.

2.3.1. Case No. 03CW41

2.3.1.1. Exchange From Points: the confluence of the South Fork, Bear Creek, and Willow Creek with the Rio Grande.

2.3.1.2. Exchange to Points: Rio Grande Reservoir, Santa Maria Reservoir, and Continental Reservoir

2.3.1.3. Rates of flow: South Fork – 3.043 cfs; Bear Creek – 0.90 cfs; and Willow Creek – 1.48 cfs.

2.3.1.4. Annual Volumes: South Fork – 26.64 acre-feet; Bear Creek – 7.45 acre-feet; and Willow Creek – 39.31 acre-feet.

2.3.2. Case Nos. 05CW13 and 07CW63

2.3.2.1. Exchange from Point: confluence of Bear Creek with the Rio Grande.

2.3.2.2. Exchange to Points: Rio Grande Reservoir, Santa Maria Reservoir, and Continental Reservoir.

2.3.2.3. Rate of Flow: 3.70 cfs.

2.3.2.3. Maximum Annual Volume: 132.78 acre-feet.

2.3.3. Case No. 09CW34.

2.3.3.1. Exchange from Point: headgate of the Anaconda Ditch on the Rio Grande.

2.3.3.2. Exchange to Points: Rio Grande Reservoir; Santa Maria Reservoir, and Continental Reservoir.

2.3.3.3. Rate of Flow: 8.07 cfs.

2.3.3.4. Maximum Annual Volume: 478 acre-feet. The District intends to utilize the previously decreed rates of flows and volumes described above as the rates of flow and volumes applicable to the

appropriative rights of exchange claimed in this Application from the same “exchange from points.” As more specifically set forth below, in this Application the District seek to exchange its water rights previously decreed for use for augmentation purpose, as set forth in detail in its prior decrees, to Beaver Reservoir and Shaw Reservoir located on tributaries to the South Fork of the Rio Grande. **3. Appropriative Rights of Substitution and Exchange Requested in this Application.** 3.1. The District requests approval of absolute and conditional appropriative rights of exchange of water rights previously changed for use in the District’s Augmentation Program from various points on the Rio Grande and South Fork to Beaver Reservoir and Shaw Reservoir located on tributaries to the South Fork of the Rio Grande. The District will store this water on a carried forward annual basis in order to provide a sufficient source of augmentation on the South Fork and the mainstem of the Rio Grande. The appropriation dates claimed below shall be recognized and preserved as the priority date of the claimed exchange pursuant to C.R.S. § 37-92-305(10). The District seeks a decree confirming the exchanges in the following rates and volumes: 3.2. Bear Creek Exchange: 3.2.1. Exchange from Point - Confluence of Bear Creek and the Rio Grande, located on the north bank of the Rio Grande in the NE1/4 of NE1/4 of Section 35, Township 40 North, Range 3 East of the N.M.P.M., Rio Grande County, Colorado. 3.2.2. Exchange To Points: 3.2.2.1. Beaver Reservoir located on Beaver Creek, a tributary of the South Fork of the Rio Grande, located generally in the S1/2 of Section 28, SW1/4 of Section 27, NE1/4 of Section 33, and W1/2 of Section 34, all in Township 39 North, Range 3 East of the N.M.P.M., Rio Grande County, Colorado. 3.2.2.2. Shaw Reservoir, an off-channel reservoir located on unsurveyed land generally in portions of Sections 5, 6, 7, and 8 of Township 38 North, Range 2 East, N.M.P.M., Mineral County, Colorado. Water is diverted into Shaw Reservoir from Kitty Creek. The point of diversion through which exchanged water will be diverted into Shaw Reservoir is located on the east bank of Kitty Creek [formerly known as Little Trout Creek], North 87 degrees, 50 minutes West 1,841 feet from contour post No. 13 of Shaw Reservoir located in the Northeast Quarter of Sec. 6, Twp. 38 North, Range 2 East, N.M.P.M., Mineral County, Colorado. The Northwest corner of Section 6 bears North 46 degrees West 2,702 feet. 3.2.3. Total Rate of Flow – 3.70 cfs. 3.2.4. Absolute Portion of Rate of Flow – 3.70 cfs. 3.2.5. Remaining Conditional Rate of Flow – None remaining. 3.2.6. Maximum Annual Volume – 140.00 acre-feet. 3.2.7. Absolute Portion of Annual Volume – 88.19 acre-feet. 3.2.8. Remaining Conditional Annual Volume – 51.81 acre-feet. 3.2.9. Source of Water – Water rights decreed in Case Nos. 03CW41, 05CW13, and 07CW63 from the Grubb Ditch Nos. 1, 2, and 3, and Bassett Ditch. 3.2.10 Appropriation Date – April 12, 2018. 3.3. Bar Cattle Exchange: 3.3.1. Exchange from Point - confluence of Willow Creek and the Rio Grande, located on the south bank of the Rio Grande in the NE1/4 of NE1/4 of Section 35, Township 40 North, Range 3 East of the N.M.P.M., Rio Grande County, Colorado. Willow Creek is the lowest point from which the “credit water decreed in Case No. 03CW41 accrues to the Rio Grande. The exchange may also operate from the confluence of Bear Creek with the Rio Grande described above in paragraph 3.2.1. 3.3.2. Exchange to Points – same as listed above in paragraph 3.2.2. 3.3.3. Total Rate of Flow – 3.72 cfs. 3.3.4. Absolute Portion of Rate of Flow – 3.72 cfs. 3.3.5. Remaining Conditional Portion of Rate of Flow – None remaining. 3.3.6. Maximum Annual Volume – 93.40 acre-feet. 3.3.7. Absolute Portion of Annual Volume – 61.51 acre-feet. 3.3.8. Remaining Conditional Portion of Annual Volume – 31.89 acre-feet. 3.3.9. Source of Water – Water rights

decreed in Case No. 03CW41. Water available for exchange will be calculated and administered in accordance with the terms and conditions decreed in Case No. 03CW41. 3.3.10. Appropriation Date – April 12, 2018. 3.4. Anaconda Ditch Exchange: 3.4.1. Exchange From Point - the headgate of the Anaconda Ditch, which diverts from the north bank of the Rio Grande at a point from whence the SE corner of Section 25, Township 40 North, Range East of the N.M.P.M., Rio Grande County, Colorado bears south 76° 10' east a distance of 2,255 feet. 3.4.2. Exchange To Points - same as listed above in paragraph 3.2.2. 3.4.3. Total Rate of Flow – 8.07 cfs. 3.4.4. Absolute Portion of Rate of Flow - 1.80 cfs. 3.4.5. Remaining Conditional Rate of Flow – 6.27 cfs. 3.4.6. Maximum Annual Volume – 478 acre-feet. 3.4.7. Absolute Portion of Annual Volume – 214.78 acre-feet. 3.4.8. Remaining Conditional Portion of Annual Volume – 263.22 acre-feet. 3.4.9. Source of Water – Water rights decreed in Case No. 09CW34. 3.4.10. Appropriation Dates – May 1, 2020. 3.5. South Fork Exchange: 3.5.1. Exchange From Point - confluence of the South Fork and the Rio Grande, located on the south bank of the Rio Grande in the in the SE1/4 of the NW1/4 of Section 34, Township 40 North, Range 3 East of the N.M.P.M., Rio Grande County, Colorado. 3.5.2. Exchange To Points - same as listed above in paragraph 3.2.2. 3.5.3. Total Rate of Flow – 150 cfs. 3.5.4. Absolute Portion of Rate of Flow – 146.39 cfs. 3.5.5. Remaining Conditional Rate of Flow – 3.61 cfs. 3.5.6. Maximum Annual Volume – 600 acre-feet. 3.5.7. Absolute Portion of Annual Volume – 290.47 acre-feet. 3.5.8. Remaining Conditional Portion of Annual Volume – 309.53 acre-feet. 3.5.9. Source of Water – Pine River-Weminuche Pass Ditch, a transmountain water right decreed for use in the District’s Augmentation Program in Case Nos. 84CW16, 94CW62 and 14CW3011. Water diverted pursuant to these decrees can be stored in Rio Grande Reservoir for subsequent release or passed through Rio Grande Reservoir and released to the Rio Grande. District water stored in Rio Grande Reservoir, Santa Maria Reservoir, and Continental Reservoir by exchange pursuant to the decrees described above in paragraph 2.3, and subsequently released to the Rio Grande. When water released from any of these three Reservoirs reaches the confluence with the South Fork of the Rio Grande, the water is exchanged upstream to Beaver Reservoir and Shaw Reservoir. 3.5.10. Appropriation Date – July 1, 2017. 3.6. Church Ditch Exchange: 3.6.1. Exchange From Point - the headgate of the Church Ditch, located on the South Fork in the SW1/4 of the NW1/4 of Section 4, Township 39 North, Range 3 East, NMPM, Rio Grande County, Colorado, at a point N. 78° 35' E. 17.45 chains from the 1/4 sec. Corner between sections 4 and 5, T39N, R3E, NMPM. 3.6.2. Exchange To Points - same as listed above in paragraph 3.2.2. 3.6.3. Rate of Flow – 0.57 cfs. 3.6.4. Maximum Annual Volume – 7.0 acre-feet. 3.6.5. Source of Water – Water rights decreed in Case No. 01CW24, District Court, Water Division No. 3 (January 28, 2003), to augment depletions to the Rio Grande and the South Fork of the Rio Grande River caused by wells used for domestic, commercial, and municipal purposes as further described in the decree. 3.6.6. Appropriation Date - February 25, 2021 all conditional. 3.7. A map depicting the exchange from and exchange to points is attached as **Exhibit 2**. 3.8. Uses. The exchanged water will be used for the purposes set forth and subject to the terms and conditions of the Plans for Augmentation decreed in Case Nos. 84CW16, 93CW43, 94CW62, 03CW41, 05CW13, 07CW63, 09CW34 and 14CW3011, or as provided in any temporary lessee agreement of its augmentation water as approved by the Division Engineer. 3.9. How Appropriations were Initiated. The District exercised the exchanges beginning on the dates and in the amounts described above, has been actively negotiating for

storage on the South Fork of the Rio Grande, approved and enacted Resolution No. 2021-06, and filed this Application. 3.10. Substitute Supply. The substitute supply provide by the District will be of a quality and continuity to meet the uses for which downstream senior appropriations are used. The source of substitute supply will be fully consumable water as decreed pursuant to this application. 3.11. Exchange Operation – Non-Injury. The exchange will be operated only when there is a live stream maintained within the exchange reach and may only be operated to the extent that other vested water rights senior to the exchange are not deprived of water to which they would be entitled in the absence of such exchange. The District will divert water at the upstream points of exchange and will supply that water to one or more senior appropriators, not to exceed the amount that the senior appropriators are entitled from time to time, in a manner that will assure that out-of-priority depletions from Participating Structures will not injure the owner of or person entitled to use water under a vested senior water right. 4. **Names and Addresses of Owners, Structures and of Land on which Structures Are Located:** 4.1. The Participating Structures are and will be located within the boundaries of the District as those boundaries may change from time to time pursuant to statute. Generally, Participating Structures are located on the lands of the Participant owning such structure, but Participating Structures may also be located on the lands of other parties pursuant to permission, license, easement, right of way, or other authorization obtained by the Participant. A list of existing Participating Structures, as of February 24, 2021, is attached hereto as **Exhibit 3**. 4.2. To the best of the Applicant’s knowledge, the owner of the land where the Anaconda Ditch headgate is located is: Christopher Alphonso Trujillo, c/o Elisa Irene Brunette, 0205 County Road 19, South Fork, CO. 81154. 4.3. To the best of the Applicant’s knowledge, the owners of the Reservoirs to which water will be exchanged are: Beaver Reservoir: State of Colorado, Department of Natural Resources, Division of Parks and Wildlife, c/o Ed Perkins, 6060 Broadway, Denver, Colorado 80216. Shaw Reservoir: Shaw Reservoir Company, c/o Dan Russell, 6820 Colorado Highway 17, Alamosa, Colorado 81101. 4.4. To the best of the Applicant’s knowledge, the owners of the land on which the Reservoirs are located are: Beaver Reservoir: United States of America, Rio Grande National Forest, 13308 W. Highway 160, Del Norte, Colorado 81132. Shaw Reservoir: United States of America, Rio Grande National Forest, 13308 W. Highway 160, Del Norte, Colorado 81132. 4.5. No construction of new structures or modification of the existing structures is contemplated with respect to the appropriative rights claimed in the Application. (The Application is 8 pages and includes 3 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 notified that you have until the last day of April 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 or

a protest to the requested correction. A copy of such a statement of opposition or protest must also be served upon the Applicant or the Applicant's attorney and an affidavit or certificate of such service must be filed with the Water Clerk. The filing fee for the Statement of Opposition is \$192.00. Forms may be obtained from the Water Clerk's Office or our website at www.courts.state.co.us. Jennifer Pacheco, Water Clerk, Water Division 3, 8955 Independence Way, Alamosa, CO 81101.