

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, 2022 for each county affected.

2021CW23 Segundo Diaz & L. Margarita Diaz, 0721 Lane 2 North, Alamosa, CO 81101. Amended Application for Change of Water Rights in Rio Grande County. Name of structure: Well No. 2, Case No. W-350, Permit. No. 1732-R, WDID # 2008902. Well No. 2, Case No. W-350, Registration No. 1732-R was decreed on 8/1/1974, to applicant Sam Catalano. (Note: Well No. 2 was later modified by the decree in Case No. 07CW31 to applicants Segundo Diaz & L. Margarita Diaz.) Decreed location of well: NW1/4 of the NW1/4 of S25, T39N, R8E, NMPM, at a point 47 ft. from the North Section Line & 285 ft. from the West Section Line in Rio Grande County, CO. (Note: As stated and amended in Case No. 07CW31 the GPS location of the well is UTM, Zone 13S, NAD83, 406727 mE and 4162330 mN.) Decreed amount: 2000 gpm, being 4.46 cfs. Decreed Source of Water: Confined aquifer. (Note: In Case No. 2007CW21, the source was amended and corrected to show the well produces from both the confined & unconfined aquifers. It is stated that at a depth of 115 ft., with a perforated interval of 20 ft. to 115 ft., the well produces from both the confined & unconfined aquifers.) The depth of the well is 115' with 24" casing. The well has plain casing from 0' to 20' and perforated casing from 20' to 115'. Appropriation Date: 5/31/1951. Use: Stockwater & Irrigation of 240 acres, in Rio Grande County, CO. (Note: As stated and amended in Case No. 2007CW31, the irrigation of 240 acres is within the N1/2 N1/2 and the N1/2 S1/2 N1/2 of S25, T39N, R8E, NMPM.) There are two alternate point of diversion wells for Well No. 2, Case No. W-350, Permit No. 1732-R. The alternate point of diversion wells are as follows: Well No. 2/3-A, Case No. 2007CW31, Permit No. 044057-F and Well No. 2/3-AA, Case No. 2007CW31, Permit No. 044056-F. /// **Detailed description of proposed change:** The applicants seek approval to construct a SUPPLEMENTAL WELL (no longer applying as a replacement well) which will replace Well No. 2, Case No. W-350, Permit No. 1732-R. Well Permit No. 1732-R-R was issued on 4/30/2021. The applicants' well driller attempted to drill the replacement well but stopped due of problems that occurred during the drilling process. As a result, it was determined that a different location, more than 200 feet from the original well, would be more successful. Therefore, a change of water rights court application is required. Well Permit No. 86519-F was issued on 1/14/2022 as a replacement of Well No. 2. However, per recommendation of the well driller, Applicants seek to retain Well No. 2 and use the well to be drilled under Permit No. 86519-F as a supplemental well to Well No. 2. Applicants request all existing terms and conditions of Case Nos. 2007CW31 and 2021CW23 remain as applied for in the initial 2021CW23 application. The supplemental well will be located within the West 1/2 NW1/4 of Section 25 or the E1/2 NE1/4 of Section 26, T39N, R8E, NMPM, in Rio Grande Cty, CO. There will be no expanded use of ground water by use of the supplemental well. The use of ground water from this supplemental well combined with well nos. 2 (WDID 2008902), 3 (WDID 2008903), 3-A (WDID 2014037), 2/3-A (WDID 2014036) and 2/3-AA (WDID 2014035) is restricted to stockwater use and the irrigation of not more than 240 acres

within the E1/2 NE1/4 of Section 26 and the N1/2 of Section 25, all in T39N, R8E, NMPM, pursuant to the decree in Case No. 07CW31. The pumping rate of the proposed supplemental well shall not exceed 2000 gpm. The combined pumping rate of this supplemental well & well nos. 2, 3, 3-A, 2/3-A and 2/3-AA shall not exceed 4000 gpm. The average annual amount of groundwater to be appropriated by this well, individually and in combination with well nos. 2, 3, 3-A, 2/3-A and 2/3-AA (Case No. 07CW31) shall not exceed 720 af. The depth of the supplemental well shall not exceed 100 feet or the top of the confining clay series, whichever comes first. The production of this supplemental well is limited to the Unconfined Aquifer. The applicants do not abandon any right to secure a well that produces the historic volume and flow rate from the Confined Aquifer in association with this application. The use of the supplemental well will be for irrigation and stockwater purposes. The proposed priority date of appropriation will be 5/31/1951, which is the appropriation date of Well No. 2, W-350. There are Rio Grande Canal Shares associated with this property that are used for direct irrigation or recharge. 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: Segundo Diaz & L. Margarita Diaz, 0721 Lane 2 North, Alamosa, CO 81101. Note: Attached to the original application are: copies of Decrees, Ruling, permit documentation and maps. These documents can be viewed in the office of the Water Court. (4 pages)

2021CW25: Sand Dune Farm LLC, 10539 North 104 Rd., Hooper, CO 81136, sales@zapataseedcompany.com, 719-754-9048, Amended Application for Change of Water Right, in Alamosa, County. Structure name: W3883 Well No. 4, WDID 2005846, Permit No. 22546-F. Date of original decree(s): May 24, 1979, Case No. W-3883, Court: District Court Water Division 3. Legal description: Center of SE1/4, Section 18, Township 40 North, Range 10 East, NMPM, at a point 1320 feet from the South Section line and 1320 feet from the East Section line, in Alamosa County, Colorado. Decreed source of water: Unconfined Aquifer. Appropriation date: June 8, 1977. Amount: Absolute 1,000 gpm. Use: Irrigation. Amount Applicant intends to change: Absolute 1,000 gpm. **Additional Inclusion to Initial Application:** Name of structure: W3883 Well No. 4, WDID 2005846, Permit No. 22546-F. Date of original and all relevant subsequent decrees: May 24, 1979, Case No. W-3883, Court: District Court Water Division 3. Legal description: Center of SE1/4, Section 18, Township 40 North, Range 10 East, NMPM, at a point 1320 feet from the South Section line and 1320 feet from the East Section line, in Alamosa County, Colorado. Decreed source of water: Unconfined Aquifer. Appropriation Date: June 8, 1977. Amount: Absolute 1,000 gpm. Decreed use or uses: Irrigation. Amount of water that applicant intends to change: Absolute 1,000 gpm. **In addition to initial application:** Name of structure: W2515 Well No. 1, WDID 2005107, Permit No. 1984-R-R. W3883 Well No. 3. WDID 2005844, Permit No. 18617-F; 85CW01 Well No. 3A, WDID 2005845, Permit No. 27366-F. Date of original and relevant decrees: December 2, 1976 Case No. W-2515, May 24, 1979 Case No. W-3883, December 20, 1985 Case No. 85CW01. Court: District Court Water Division 3. Legal description: W-2515: NW 1/4 SW 1/4, Section 17, Township 40 North, Range 10 East, NMPM, at a point 1345 feet from the South Section line and 15 feet from the East Section line, in Alamosa County, Colorado. W-3883: Center of SW 1/4, Section 17, Township 40 North, Range 10 East, NMPM, at a point 1320 feet from the South

Section line and 1320 feet from the East Section line, in Alamosa County, Colorado. 85CW01 added an Alternate Point of Diversion. 85CW01 Well No. 3A, to W3883 Well No. 3, the location of the APD is listed as the SW 1/4 SW 1/4, Section 17, Township 40 North, Range 10 East, NMPM, at a point 680 feet from the South Section line and 1300 feet from the West Section line, in Alamosa County, Colorado. Decreed source of water: All Unconfined Aquifer. Appropriation date: W-2515: May 31, 1934 and December 31, 1935. W-3883: June 27, 1974. 85CW01: APD is same as W-3883. Amount: W-2515 Absolute 900 gpm (5/31/1934) 850 gpm (12/31/1935). W-3883 Absolute 1,200 gpm. 85CW1 Absolute 500 gpm (APD from W3883 Well No.3). Decreed use: All irrigation. Amount applicant intends to change: Absolute 2,950 gpm Total, including the 500 gpm for the APD. Proposed change (initial application): This filing seeks approval to construct an additional supplemental well to be used with Well Permit 22546-F and 27365-F-R to irrigate the historically irrigated land within the SE1/4, Section 18, Township 40 North, Range 10 East, NMPM. The supplemental well will be located within the SE1/4, Section 18, Township 40 North, Range 10 East, NMPM. There will be no increase to the current limitations on pumping or area of use for wells 22546-F and 27365-F-R. The depth of the supplemental well will not exceed 120 feet or the top of the confining clay series. Location information: PLSS legal description: Alamosa County, SE 1/4, Section 18, Township 40N, Range 10E, NMPM. Distance from Section Lines: 1320 Feet from S and 1320 Feet from E. Source of PLSS information: Well Decree. Additional inclusion to initial application: During the initial consultations it was found that W3883 Well No. 4, WDID 2005846, Permit No. 22546-F, has been historically irrigating outside of the authorized acreage set forth in Permit No, 22546-F, which is limited to the SE 1/4, Section 18, Township 40 North, Range 10 East, NMPM. The center pivot served by Permit No. 22546-F has been irrigating about 5 acres in the NE 1/4, Section 18, Township 40 North, Range 10 East, NMPM. This amended application seeks approval to include that acreage in the NE 1/4, Section 18, Township 40 North, Range 10 East, NMPM, in the authorized irrigated acreage. To prevent an increase to the current limitations on the area of use, Permit No.'s 22546-F, 27365-F-R and the Supplemental Well requested in Part I. will be limited to the irrigation of 130 acres within the NE 1/4 and SE 1/4, Section 18, Township 40 North, Range 10 East, NMPM. In addition to the initial application: W2515 Well No. 1, WDID 2005107, Permit No. 1984-R-R, W3883 Well No. 3, WDID 2005844, Permit No. 18617-F, & 85CW01 Well No. 3A, WDID 2005845, Permit No. 27366-F have been historically irrigating outside of the authorized acreage set forth in their respective Well Permits, which is limited to the SW 1/4, Section 17, Township 40 North, Range 10 East, NMPM. The center pivot served by these wells has been irrigating about 15 acres in the NW 1/4, Section 17, Township 40 North, Range 10 East, NMPM. This amended application seeks approval to include that acreage in the NW 1/4, Section 17, Township 40 North, Range 10 East, NMPM, in the authorized irrigated acreage. An acreage limitation of 142 acres was set for these three wells in Permit No. 1984-R-R. The change will be as follows: Permit No. 1984-R-R, Permit No. 18617-F & Permit No. 27366-F will be limited to the irrigation of 142 acres in the SW 1/4 and NW 1/4, Section 17, Township 40 North, Range 10 East, NMPM. Name of Owner: Sand Dune Farm LLC, 10539 North 104 Rd., Hooper, CO 81136.

2022CW3003; ALAMOSA COUNTY AND CONEJOS COUNTY; Esperanza Farms, LLC c/o Karl Kuenhold, Esq., Law Office of Karl Kuenhold, LLC, 719-589-3688, karl@kuenholdlaw.com . APPLICATION FOR A CHANGE OF WATER RIGHTS The

Applicant owns four wells which has been used historically to irrigate the South 1/2 of Section 18, Township 36 North, Range 9 East, NMPM in conjunctive use with surface water. These wells are Permit 6336-R, WDID 2009161, Well No. 2, Case W-482; Permit 6335-R, WDID 2009162, Well No.3, Case W-482; Permit 2399-F, WDID 2005414, Well No.1 Case W-482; and Permit 1688-R, WDID 2005190, Well No. 3 Case W-575. The First Claim seeks (1) to authorize the comingling of the water from these wells to irrigate the S 1/2 of Section 18 and (2) to change 3.5 acre-feet of the combined waters to commercial use in a “humidification pool” more fully described in the Fifth Claim. The Applicant also owns three wells which have been used historically to irrigate the N 1/2 of Section 19, Township 36 North. Range 9 East, NMPM in conjunctive use with surface water. These wells are Permit 14445-R, WDID 2011973, Well No. 1, Case W-2128; Permit 1687-R, WDID 2009321, Well No. 2, Case W-575; and Permit 1686-R-R, WDID 2005189, No. 1, Case W-575. These wells are the subject of the Second Claim. The Second Claim seeks (1) to authorize the comingling of the water from these well to irrigate the N 1/2 of Section 19, Township 36 North. Range 9 East, NMPM in conjunctive use with surface water and (2) to change 3.5 acre-feet of the combined waters to commercial use in a “Humidification Pool” more fully described in the Fifth Claim. Applicant owns Well No. 2 in Case W-1045 which have been historically used to irrigate the SE 1/4 Section 19, Township 36 North, Range 9 East NMPM and the SW 1/4 of Section 20, Township 36 North. Range 9 East, NMPM. The Third Claim seeks to confirm the historical comingling of surface water and the water from this well to irrigate SE 1/4 Section 19, Township 36 North, Range 9 East NMPM and the SW 1/4 of Section 20, Township 36 North. Range 9 East, NMPM. Applicant also owns Well No. 6, Case W-1043, Permit 50762 located along with the potato cellar in the NE 1/4 of the NE 1/4 of Section 25, Township 36 N, Range 8 E. N.M.P.M. The Fourth Claim seeks a change to allow use of this well for commercial use as well as domestic and stock use utilizing consumptive use provided from the “Humidification Pool” in the Fifth Claim. In the Fifth Claim, Applicant wishes to combine the changes of irrigation water to commercial water in the above claims into a “Humidification Pool” to provide water to existing potato facilities and/or future additions and or replacement facilities within the boundaries of the Esperanza Farms property as now constituted as well as for the Ullstrom facility or a replacement for it. The Sixth Claim requests a new confined well at the potato facility it has purchased from Expo, Inc in the in Tract 1, The Helms Potato Company Minor Subdivision of Tract 3 of the Helms potato Division of Land in the SE 1/4 Section 13, Township 36 N. Range 8 East N.M.P.M. The new well will obtain the water for this well from the “Humidification Pool” of commercial water provided by the changes in this case described in the Fifth Claim. Applicant also owns four unconfined wells which are decreed as domestic wells but provide water for humidification and related uses at potato facilities. The Seventh Claim seeks to change these wells to decree use as commercial wells and to redrill or replace them as confined wells to utilize water from the “Humidification Pool” described in the Fifth Claim to provide the consumptive use credits for the commercial use.

2022CW3004, Richard Blumenhein, 1445 Pearl Street, Suite 200 Boulder, Colorado 80302; 303-444-4333; Dick@bouldervalleyre.com. Please send all pleadings and correspondence to

counsel for the Applicant: Steven P. Jeffers, Matthew Machado, Lyons Gaddis, PC, 950 Spruce Street, Suite 1B, Louisville, Colorado 80027, sjeffers@lyonsgaddis.com; mmachado@lyonsgaddis.com. (720) 726-3671. **APPLICATION FOR CHANGE OF WATER RIGHT IN SAGUACHE COUNTY. Part A: Change of Well 1 to Alternate Point Well 1-A**

2. Name of structure to be changed: Well No. 1 W-2365, Well Permit No. 10244-F, WDID 2505439. 2.1. Date of original decree: November 11, 1976. Case No: W-2365. Court: District Court for Water Division No. 3. 2.2. Legal description of structure as described in most recent decree: SW 1/4 NW 1/4 Section 7, T45N, R10E, NMPM, at a point 1,479 feet from the North line and 1,170 feet from the West line in Saguache County, Colorado. The GPS location of the well as determined by the DWR by field inspection on October 4, 2018, is UTM Zone 13S NAD83 419792.0 mE and 4225017.0 mN. 2.3. Decreed source of water: unconfined aquifer. The depth of the well is 210 feet. The well has plain casing from 0 to 60 feet and perforated casing from 60 feet to 210 feet. 2.4. Appropriation Date: October 11, 1965. 2.5. Decreed amount: 1,500 gpm (3.34 cfs), absolute. 2.6. Decreed use: Irrigation of 360 acres in the S 1/2 and NW 1/4 of Section 7, T45N, R10E, NMPM. 2.7. Amount of water that applicant intends to change: 1,500 gpm. 3. **Name of structure to be adjudicated:** Well 1-A, Permit No. 23956-F, WDID 2505514. 3.1. Permit No. 23956-F was issued on December 28, 1978. The permit approved Well 1-A as an alternate point of diversion for Well 1, Permit No. 10244-F. Well 1-A was completed on April 27, 1979. 3.2. Location of well: NE 1/4 SW 1/4 of Section 7, T45N, R10E, NMPM, approximately 1,310 feet from the South line and 2,630 feet from the West line. The source of this description is the well permit and confirmed by the measuring tool in CDSS MapViewer. The GPS location of the well as determined by the DWR by field inspection on September 25, 2017, is UTM Zone 13S NAD83 420229.0 mE and 4224217.0 mN. 3.3. Permitted amount: The permit approved simultaneous pumping of up to 1500 gpm and 500 acre-feet per year in combination with Well 1. 3.4. Source of water: Unconfined aquifer. The depth of the well is 178 feet. The well has plain casing from 0 to 60 feet and perforated casing from 60 feet to 178 feet. 3.5. Use: This well is permitted for irrigation of 160 acres in the NE 1/4 and SW 1/4 of Section 7, T45N, R10E, NMPM. The well has been used to irrigate a total of 152 acres on that land and a portion of the N 1/2 of the N 1/2 of the NW 1/4 NE 1/4 of Section 18, T45N, R10E, NMPM within the historical center pivot sprinkler system. Maximum area irrigated by Well 1 and Well 1-A combined from 2010 to 2021 was 188 acres. 4. **Detailed description of proposed changes for Well 1:** Applicant proposes to change the point of diversion of Well No. 1 to allow diversion of 1,500 gpm of the original decreed amount through Well 1A as an alternate point of diversion. Applicant proposes to change the place of use to allow continued irrigation of approximately 36 acres in the NW 1/4 of Section 7 and approximately 152 acres in the S 1/2 of Section 7 and a portion of the N 1/2 of the N 1/2 of the NE 1/4 NW 1/4 and a portion of the N 1/2 of the N 1/2 of the NW 1/4 NE 1/4 of Section 18, T45N, R10E, NMPM. Total combined diversions through Wells 1 and 1A will not exceed 1,500 gpm (3.34 cfs), 500 acre-feet per year, and combined irrigated acreage from both wells will not exceed 188 acres. **Part B: Change of Well 3 to Alternate Point Well 3-A.** 5. **Name of structure to be changed:** Well No. 3 W-2365 (Well Permit No. 12497-RF, WDID No. 2505441). 5.1.1. Date of original decree: November 11, 1976. Case No: W-2365. Court: District Court for Water Division No. 3. The original well Permit 12497-F was constructed on June 1, 1968. A replacement well was constructed under Permit 12497-RF on July 12, 1976, after the original well caved in.

5.1.2. Legal description of structure as described in most recent decree: Well 3 is decreed in the SE 1/4 SW 1/4 Section 7, T45N, R10E, NMPM, at a point 100 feet from the South line and 1,800 feet from the West line in Saguache County, Colorado. The GPS location of the well as determined by Merrell on February 9, 2012, is UTM Zone 13S NAD83 420197.0 mE and 4224190.0 mN. Applicant believes the actual location of Well 3 is UTM ZONE 13S NAD83 419759.0 mE and 4223876.0 mN as determined by GPS lat/long on or about November 11, 2021, and conversion to UTM coordinates using the measuring tool on CDSS map viewer.

5.1.3. Decreed source of water: unconfined aquifer. The depth of the replacement well is 211 feet. The well has plain casing from 0 to 70 feet and 208 to 211 feet, and perforated casing from 70 feet to 208 feet.

5.1.4. Appropriation Date: June 1, 1968.

5.1.5. Total amount decreed to structure: 2,500 gpm (5.57 cfs), absolute. The Permit for the replacement well approved a maximum pumping rate of 2,500 gpm and average annual pumping of 900 acre-feet per year.

5.1.6. Decreed use: Irrigation of 240 acres in the NW 1/4 and W 1/2 NE 1/4 of Section 18, T45N, R10E, NMPM.

5.1.7. Amount of water that applicant intends to change: 2,500 gpm (5.57 cfs).

6. Name of structure to be adjudicated: Well 3-A, Permit No. 23955-F, WDID 2505512.

6.1. Permit No, 23955-F was issued on December 28, 1978. The permit approved Well 3-A as an alternate point of diversion for Well 3, Permit No. 12497-F. Well 3-A was completed on May 8, 1979.

6.2. Location of well: Center of the NW 1/4 of Section 18, T45N, R10E, NMPM, approximately 1,320 feet from the North line and 1,320 feet from the West line. The source of this description is the well permit and statement of beneficial use and confirmed by the measuring tool in CDSS Map Viewer. The GPS location of the well is UTM Zone 13S NAD83 419965.2 mE and 419965.2 mN.

6.3. Permitted amount: The permit approved a combined maximum pumping up to 2500 gpm and 500 acre-feet per year from Well 3-A in combination with Well 3 Permit No. 12497-F and Permit No. 23862-F. Well Permit 23862-F was not constructed, and the well permit expired on April 7, 1984.

6.4. Source of water: Unconfined aquifer. The depth of the well is 146 feet. The well has plain casing from 0 to 67 feet and perforated casing from 67 feet to 146 feet.

6.5. Use: This well is permitted for irrigation of 160 acres in the NW 1/4 and W 1/2 NE 1/4 of Section 18, T45N, R10E, NMPM. Maximum irrigated area from this well between 2010 and 2021 was 128 acres.

7. Detailed description of proposed changes for Wells 3 and 3A: Applicant requests approval of the actual location of Well 3. Applicant proposes to change the point of diversion of the full decreed flow rate for Well 3 to allow diversion through Well 3-A as an alternate point of diversion. Applicant will limit combined irrigated acreage from both wells to 128 acres. Total combined diversions through Wells 3 and 3-A will not exceed 2,500 gpm (5.57 cfs) and an average annual diversion will not exceed 384 acre-feet.

Part C: Change of Well No. 3-A to Proposed Well No. 5

8. Name of structures to be changed: Well No. 3-A.

9. Name of structure to be adjudicated: Proposed Well No. 5.

9.1. Location of proposed well: SW 1/4 NW 1/4 of Section 32, T46N, R10E, NMPM, approximately 1,965 feet from the North line and 200 feet from the West line. The GPS location of the well is UTM Zone 13S NAD83 421204 mE and 4228042 mN. The source of this information is the measuring tool in CDSS Map Viewer available on the Division of Water Resources' website.

9.2. Source: Unconfined aquifer. The proposed depth of the well is 208 feet.

9.3. Amount: 50 gpm, 4.48 acre-feet per year, to be transferred from Well No. 3-A.

9.4. Uses: Year around use for drinking water and sanitation facilities in one or more commercial buildings, washing and production facilities, indoor irrigation, and outdoor landscaping, generally located in the W 1/2 of

the NW 1/4 of Section 32, T46N, R10E, NMPM. 10. **Detailed description of proposed changes:** Applicant requests that 50 gpm and 4.48 acre-feet per year be moved from 2.24 acres of land currently irrigated by Well No. 3-A to diversion through a proposed unconfined aquifer well to be used for year around drinking water and sanitation facilities, washing and production, indoor irrigation, and other uses inside one or more commercial buildings, and outdoor landscaping, generally located in the W 1/2 of the NW 1/4 of Section 32, T46N, R10E, NMPM. Applicant proposes to dry up 2.24 acres of historically irrigated land under the center pivot sprinkler currently served by Well No. 3-A by removal or deactivation of sprinklers on the inner part of the center pivot sprinkler system associated with that well to create fully transferrable diversion and consumptive use without causing enlargement of the water right. Applicant will limit future irrigated acreage from Well Nos. 3 and 3-A to approximately 125.76 acres (128 acres minus 2.24 acres dried up) to prevent expanded diversions or consumptive use. The 50 gpm will be removed from the 2,500 gpm decreed to Well Nos. 3 and 3-A and limiting Well Nos. 3 and 3-A to no more than 2,450 gpm. Maximum annual diversions through Wells 3 and 3-A combined will be limited to 372 acre-feet per year. 11. **Administration of Wells:** All wells will be used in compliance with the Rules Governing the Withdrawal of Groundwater in Water Division No. 3. Applicant plans to include all wells in the San Luis Creek Subdistrict Plan to replace injurious stream depletions from the wells. 12. **Name and address of owner or reputed owner 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.** Applicant owns all structures and lands involved in this case. 13. **Comments:** Copies of the well permits for Well Nos. 1, 1-A, 3 and 3-A are attached as **EXHIBIT A**. Copies of the decrees for Well Nos. 1 and 3 are attached as **EXHIBIT B**. A map showing the location of Well Nos. 1, 1-A, 3, 3-A, and 5, and the approximate location of use of all wells is attached as **EXHIBIT C**. Copies of the diversion records for Well Nos 1, 1-A, 3 and 3-A available from the CDSS records are attached as **EXHIBIT D**. WHEREFORE, Applicant respectfully requests the Court enter a decree approving the changes requested in this application.

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 2022, 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.