

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 July 2022, for each county affected.

22CW11 Don Tozer 4914 Road G, Cortez, CO 81321 & Rex Tozer 4922 Road G, Cortez, CO 81321: **Tozer Pump**; Montezuma County; In the SE1/4SE1/4SE1/4, Section 32, T36N, R19W, NMPM, being 393 feet from the South section line, 635 feet from the East section line of said Section 32, GPS location NAD 83, Zone 13, Northing: 4138646 Easting: 149348; McElmo Creek tributary to the San Juan River; Montezuma County; Date of original decree, 3/17/10; Case no., 09CW24; Appropriation date, 3/9/09; 0.75 cfs; Irrigation of 18 acres, domestic uses for 2 households, livestock & fire prevention on county parcel no's 3617-324-019 & 5617-324-00-012; Please consider due diligence on all remaining non absolute water requests in this filing; See application for further details; Application for finding of reasonable diligence (29 pages including exhibits)

22CW3031 District Court, Water Division 7, La Plata County, CO, 1060 East 2nd Ave, Durango, CO 81301, (970) 247-2304. CONCERNING THE APPLICATION FOR FINDING OF REASONABLE DILIGENCE AND TO MAKE ABSOLUTE IN WHOLE OR IN PART OF ANIMAS RIVER HOLDINGS LLC in the Animas River or its Tributaries in LA PLATA COUNTY. Applicant: ANIMAS RIVER HOLDINGS LLC, 205 Oak Ridge Place, Durango, CO 81301, 970-256-6570, Name of structure: ARH Pump #1 and ARH Pond #1. Date of Original Decree: December 31, 2006; Case No. 06CW127; Court: District Court, Water Division 7, CO. Legal description: ARH Pump #1 Legal Description: The diversion is in the SENE quarter sections of Section 16, Township 35 North, Range 9 West, NM Prime Meridian. ARH Pump #1 UTM Coordinates: 13 South, 246666 Easting and 4132443 Northing (NAD 1983 CSPS). ARH Pond #1 Legal Description: The existing pond is in the SENE quarter sections of Section 16, Township 35 North, Range 9 West, NM Prime Meridian. ARH Pond #1 UTM Coordinates: 13 South, 246660 Easting and 4132182 Northing (NAD 1983 CSPS). Source of water: Animas River; Appropriation Date: 2006; Amount: Diversion Rate (for all uses): 0.17 cfs; Use: Annual Diversion Volume: 53 AF with 43 AF of depletions. Irrigation of up to 11 acres and replacing evaporation losses associated with a pond having 5 surface acres. Date water applied to beneficial use: 04/25/2022; Amount: 0.17 cfs. Use: Annual Diversion Volume: 53 AF with 43 AF of depletions. Irrigation of up to 11 acres and replacing evaporation losses associated with a pond having 5 surface acres. Attorney for the Applicant: Anesi Law Firm, Frank J. Anesi, Reg. 1365, 835 E. 2nd Ave, #220, Durango, CO 81301, 970-247-9246, frank_15@fjanesi.com (18 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 September 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. 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; Stephanie Dinnocenzo, Water Court Specialist, 1060 E. 2nd Ave., Room 106, Durango, CO 81301; 970-247-2304)

Published: before August 31, 2022

/s/Stephanie Dinnocenzo
Water Court Specialist