

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 September 2021, for each county affected.

21CW22 Ferat & Ashleigh Ibram, 200 County Road 337, Pagosa Springs, CO 81147: **Little Blanco Highline Extension Ditch**; Rio Blanco River; Archuleta County; Date of original decree, 4/19/1962; Case no., CA0308; Headgate being located at a point from whence the northwest corner of Section 35, T34N, R1W, NMPM bears North 38°49 West 3297.10 feet; Appropriation date, 5/20/1947; Absolute 7 cfs; Irrigation of 290 acres, stock and domestic; Request for an Alternate Point of Diversion for 1 cfs to use a pump to irrigate same/historic 17 acres below the original ditch line, stock use and domestic on same property; **Ibram Alternate Point of Diversion**: NE1/4NE1/4, Section 28, T34N, R1W, NMPM; Easting 3226830, Northing 4114448; 1119 feet from North, 408 feet from East; See application for more details. Application for Change of Water Right (22 pages including exhibits)

21CW3037 APPLICATION FOR FINDING OF DUE DILIGENCE AND TO MAKE ABSOLUTE IN PART, Applicant Timothy Mark Miller, 455 Long Hollow Circle, Durango, CO 81301, by and through his attorney Nancy Agro, nancy@nancyagro.com, (970) 422-2024; Original Decree: 15CW3016, Structures: Miller Wells #1, #2, #3, and Miller Pond located on Tract A1 of Turner Boundary Adjustment Project 95-176, in the NW ¼ of the SW ¼ and the SW ¼ of the NW ¼ of Section 27, in Township 35 North, Range 8 West, NMPM, La Plata County, Colorado a/k/a 5010 C.R. 228, Durango, CO, now known as Tract 1-2R and Tract A1-1 Miller Subdivision, per the plat recorded at Reception Number 1190715, also known as 5010 C.R. 228, and 455 Long Hollow Circle, Durango, CO 81301; Source: Groundwater tributary to Florida River; Date of Appropriation: April 30, 2015, Amount: 0.0333 c.f.s. (15 gpm), Conditional, per well with a total combined annual volume limit for all wells of 2.36 acre feet per year and 1.05 AF for Miller Pond; Well Uses: Residential uses for three homes, irrigation of up to 6,000 square feet, filling, re-filling and freshening of pond; Pond Uses: aesthetics, fire protection; fish; stockwatering. Application to make absolute Miller Wells 1 and 2 for in-house and irrigation uses. Other uses to remain conditional. Applicant entered a contract with the Florida Water Conservancy District for 1.5 acre feet annually to replace depletions. Applicant completed a subdivision of the Property, obtained a new well permit for Miller Well #1 and drilled Miller Well #2. See Application for more detail. (4 pages)

21CW3038 Application for Absolute Surface Water Rights for Irrigation, Dolores County. **1.** Applicant:, Rebecca R. Adams and Gordon M. Mortenson III c/o Kimberly C. Perdue, Southwest Water and Property Law LLC, 10 Town Plaza, No. 422, Durango, CO 81301, (970) 426-5480, kperdue@swpropertylaw.com. **2.** Structures: **A. Iron Draw Diversion.** i. Loc: NE/4, Sec. 35, T. 40 N, R 11 W, N.M.P.M.; UTM Zone 37.69116, -108.03771. Source of UTM coordinates is Onx. ii. Source: Iron Draw, tributary to Dolores River. iii. Appropriation date: June 15, 2021. iv. Amt: 0.25 cfs, absolute. v. Use: Irrigation, domestic, livestock watering, and fire suppression. **B. Wylder Pond.** i. Loc: NE/4, Sec. 35, T. 40 N, R 11 W, N.M.P.M.; UTM Zone 37.69116, -108.03771. Source of UTM coordinates is Onx. ii. Source: Iron Draw, tributary to Dolores River, as diverted at the point of diversion as described above in paragraph 2(A). iii. Appropriation date: June 15, 2021. iv. Amt: 0.25 cfs, absolute. v. Use: Supplemental irrigation, domestic, livestock watering, and fire suppression. **3.** Applicant understands that the rights applied for may be out of priority in most seasons. Applicant wishes, however, to secure rights to the applied-for diversion

for years in which water is available. **4.** Applicant is the owner of the land upon which all structures applied for herein are located. *See* 1. (5 pages including exhibit)

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 November 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