

DISTRICT COURT, WATER DIVISION 7, COLORADO

WATER RESUME

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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 November 2025, for each county affected.

**2025CW14** Hinsdale County. Applicant: Taylor Ranch, c/o David and Becky Guilliams PO Box 130 Pagosa Springs, CO 81147. Structure: Chubb Draw Ditch (stream). Legal Description: SW1/4, NE1/4, Section 9, T37.0N, R3.0W, NMPM, UTM Coordinates: Northing 306084.713, Easting 414930.979, NAD 83, Zone 13. Source: Chubb draw tributary to Williams Creek Tributary to Piedra River. Date of Appropriation: May, 1899. Amount: 4.00 (cfs) absolute. Uses: Irrigation, stock water, fire protection, storage. Applications for Absolute Water (Surface). See Applications for further details. (5 pages including exhibit)

**2025CW15** La Plata County. Amended Application to Make Absolute, Applicants: Christian Champagne and Kathryn Pepinsky, 115 Alamo Drive, Durango, CO 81301. Structure: Champagne Pump (irrigation pump). Prior Decrees: 06CW127, 13CW3034, 22CW3010. Legal Description: The Animas Service Area is defined in the Original Decree as any point of diversion within the Animas River Basin (which includes the Animas River and all of its tributaries) upstream of a point on the Animas River that is located as follows: in the SW1/4 SW1/4 of Section 29, Township 35 North, Range 9 West, of the N.M.P.M., 1250 feet from the South Section Line and 720 feet from the West Section Line of said Section 29, La Plata County, Colorado. Source: Ground water and surface water in the Junction Creek tributary to the Animas River. Date of Appropriation: February 22, 2006. Amount: Between 20–40 CFS per year. Uses: Year round depletions associated with beneficial uses of water diverted from the Animas River and its tributaries in the Animas Service Area from non-exempt wells and service diversions for irrigation; supplemental irrigation; wetlands and wetlands irrigation; domestic and municipal use; pond, reservoir. water feature and other evaporation; industrial and manufacturing use; power: geothermal; commercial use; gravel and other mining; stock and wildlife watering; firefighting; recreation; snow and ice making piscatorial; recharge; augmentation; and exchange. During diligence period, Pursuant to the requirements of the Original Decree, Applicant filed a notice of intent (“NOI”) to develop an increment of the ASA Water Right to La Plata County (“County”) and the Southwestern Water Conservancy District (“SWCD”). The NOI was assigned #54 and was approved by SWCD on May 5, 2025, and the County on May 12, 2025. The NOI was amended on November 11, 2025 to reflect a reduction in the irrigation acreage (down from .22 to .13) and approved by all parties as of November 19, 2025; it is attached hereto as Amended Exhibit 1. Pursuant to paragraph 6(e) of the Original Decree, the submission of the NOI entitled Applicant to divert water under the priority of the ASA Water Right to perfect this increment thereof. The Applicant has done so and has put the diverted water to beneficial use beginning on April 1 2025 through October 31, 2025 for the irrigation of turf lawn and trees for the residential property located at 115 Alamo Drive, Durango, CO 81301. The Applicant has attached a USGS map marking the location of the proposed area to be irrigated as Exhibit 2. See Application for further details. (19 pages including exhibits)

**2025CW18** La Plata County, Application to Make Absolute, Applicants: Howard L. Smith and Sarah R. Smith, 138 Kirby Lane Durango, CO 81303. Structure: Mylee and Justin Pump (ditch). Prior Decrees: 19CW7. Legal Description: In the SW1/4, SE1/4 of Section 31, T34N, R9W, NMPM, GPS Location NAD 83, Zone 13, Northing: 4114649, Easting: 245659. Source: Trumble Draw Tributary to the

Animas River. Date of Appropriation: 5/30/19. Amount: .83 cfs. Uses: Irrigation of 33 acres that includes 16 acres supplemental irrigation, and stockwater. See Application for further details. (6 pages including exhibit)

**2025CW19** Montezuma County, Application to Make Absolute, Applicants: Paul Bohmann and Mary Vozar, 5892 Road 38 Mancos, CO 81328. Structure: B&V Pump (live stream). Prior Decrees: 99CW16. Legal Description: SE1/4, NW1/4, Section 14, T35N, R14W, N.M.P.M., 1580 feet from the North Section Line and 551 feet from the East Section Line of said Section 14, UTM Coordinates: Northing 4137418.71, Easting 173391.74, NAD 83, Zone 13. Source: Mud Creek. Date of Appropriation: March 9, 2000. Amount: .2 cfs, conditional. Uses: Irrigation up to 15 acres. See Applications for further details. (12 pages including exhibits)

**2025CW3034** Archuleta County, Application for Conditional Water Rights (Surface). Applicant: Buresh Revocable Trust dated October 6, 2011, Cary Buresh and Kelle Buresh, Trustees, c/o Kimberly C. Perdue, Southwest Water and Property Law LLC, 679 E. 2nd Ave. Unit 10, Durango, CO 81301; (970) 422-5510; kperdue@swpropertylaw.com; 1) Structure: Burkhard Ditch Buresh Enlargement; i. Loc: NE 1/4 SE 1/4, Section 12, T37N, R 2 1/2 W, N.M.P.M.; ii. Source: Plumteau Creek, tributary to the Piedra River; iii. Appropriation date: June 20, 2023; iv. Amt: 1.0 cfs, in addition to the 2.0 cfs decreed in case no. W-257; iv. Use: Irrigation of approximately 25 acres, filling of the Buresh Pond, stock watering, domestic; and fire suppression; 2) Structure: Buresh Pond; i. Loc: SE 1/4 SE 1/4 of Section 12 and the NE 1/4 of Section 13, T 37N, R2.5W, N.M.P.M.; ii. Source: Plumteau Creek, tributary to the Piedra River; iii. Appropriation date: June 20, 2023; Amt: Fifty (50) acre feet to fill a pond covering six (6) surface acres or less; iv. Use: recreation, aesthetics, piscatorial, stock watering, domestic and fire suppression; 3) Notice shall be delivered to the owner(s) of all lands upon which any existing or new diversion or structure is proposed. (12 pages including exhibits)

**2025CW3035** **ARCHULETA COUNTY, WATER DISTRICT NO. 78: 1) Applicants:** Keyah Grande, Alan Sackman, Barbara Sackman, 13211 West Highway 160, Pagosa Springs, CO 81147; **2) Attorney:** Adam T. Reeves, Maynes, Bradford, Shipp & Sheftel, LLP, 835 East 2<sup>nd</sup> Avenue, Ste. 123, Durango, CO 81301; **3) Application to Make Absolute Conditional Water Rights or, in the Alternative, for a Finding of Reasonable Diligence; 4) Structure 1:** Welch Cabin Well/Pond; (i) Point of Diversion ("POD"): SE1/4NW1/4 Section 3, T34N, R3W, NMPM, 1763 feet from North Section line and 1389 feet from West Section line, with GPS location having a Northing of 4124558 and an Easting of 305062 using UTM-NAD83 Zone 13N; (ii) Source: Welch Cabin Well (Permit 74384-F) and run off tributary to Piedra River; (iii) Approp Date: October 31, 1984; (iv) Amount: 0.679 c.f.s., Absolute; In 10CW84, 0.07 c.f.s. decreed Absolute, 0.609 c.f.s. decreed Conditional; (v) Use: stockwater, fish and wildlife, filling of Welch Cabin Pond, domestic, commercial, irrigation of 40 acres in SE1/4 of Section 3 and NE1/4 of Section 10, T34N,R3W, N.M.P.M.; (vi) Surface Area: 0.7 acres; All decreed water applied to beneficial use: Pond has been regularly filled during the diligence period; watering of up to 75 head of livestock, irrigation of at least 40 acres, in SE1/4 Section 3 and NE1/4 Section 10, T34N, R3W, NMPM, including horse pasture and hay field, and piscatorial (stocked pond); During diligence period, Applicants filled Welch Cabin Pond with water from Welch Cabin Well, and accordingly are entitled to an absolute decree for storage in Welch Cabin Pond. **5) Alternative**, if the water rights are not decreed absolute, the following has been done toward completion of the appropriation as conditionally decreed during the diligence period: (i) The Keyah Grande water rights are part of an integrated system of supply for the Ranch, which includes the water right identified in this application; (ii) During the diligence period, Applicant has reconstructed and lined Welch Cabin Pond and regularly used the water right for the decreed domestic uses. (3 pages)

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 January 2026, 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.coloradojudicial.gov](http://www.coloradojudicial.gov); Jason Poyer, Water Court Specialist, 1060 E. 2<sup>nd</sup> Ave., Room 106, Durango, CO 81301; 970-247-2304)

Published: before December 31, 2025

/s/ Jason Poyer  
Water Court Specialist