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SUBSTITUTE WATER SUPPLY PLAN AND PRODUCED NONTRIBUTARY GROUNDWATER NOTIFICATION LIST

Section 37-92-308(6), C.R.S. directs the State Engineer to establish a notification list for each water division for the purpose of notifying interested parties of requests for the State Engineer's approval of substitute water supply plans ("SWSPs") filed in that water division pursuant to section 37-92-308, C.R.S. The SWSP Notification List is also used to provide notice of proposed water right loans to the Colorado Water Conservation Board for use as instream flows under section 37-83-105(2)(b)(II), C.R.S., notice of applications for the State Engineer's approval of interruptible water supply agreements under section 37-92-309(3)(a), C.R.S., notice of applications for fallowing and leasing pilot projects under section 37-60-115(8)(e)(II), C.R.S., notice of fire suppression ponds under section 37-80-124(10)(a)(II)(E), C.R.S., and notice of storm water detention and infiltration facilities under section 37-92-602(8)(d), C.R.S.

Pursuant to Rule 17.5(B)(2) of the Rules and Regulations for the Determination of the Nontributary Nature of Ground Water Produced Through Wells in Conjunction with the Mining of Minerals, at 2 CCR 402-17 ("Rules"), the State Engineer is publishing this invitation to persons to be included on the Produced Nontributary Ground Water Notification List. According to Rule 17.5(B)(2) of the Rules, the State Engineer must establish a Produced Nontributary Ground Water Notification List for each water division within the State of Colorado for the purposes of ensuring that water users within each water division receive adequate notice of proceedings held pursuant to the Rules. In order to establish such notification list, the State Engineer is directed, in January of each year, to cause to have published in the water court resume for each water division this invitation to be included on the Produced Nontributary Ground Water Notification List for the applicable water division.

This notice is an invitation to be included on the SWSP and/or Produced Nontributary Groundwater Notification Lists. Sign up for these or other notification lists maintained by the State Engineer at: <https://dwr.colorado.gov/public-information/notification-lists>. Additional information is available on the Division of Water Resources' website at: <https://dwr.colorado.gov/>.

DISTRICT COURT, WATER DIVISION 1, COLORADO

DECEMBER 2025 WATER RESUME PUBLICATION

TO: ALL PERSONS INTERESTED IN WATER APPLICATIONS IN WATER DIVISION 1

Pursuant to C.R.S. 37-92-302, you are notified that the following is a resume of all water right applications, and certain amendments filed in the Office of the Water Clerk and/or ordered published during the month of **DECEMBER 2025** for each County affected. (This publication can be viewed in its entirety on the state court website at: www.coloradojudicial.gov)

CASE NUMBER 2025CW3185 (86CW394, 97CW90, 04CW193, 13CW21, 19CW3138)
APPLICATION FOR FINDING OF REASONABLE DILIGENCE IN BOULDER AND WELD COUNTIES, COLORADO 1. Name, address and telephone number of Applicant: **CITY OF LONGMONT** ("Longmont" or "City") c/o Water & Waste Department, Water Resources Division 375 Airport Road Longmont, Colorado 80503 (303) 651-8376 water@longmontcolorado.gov Copies of all

pleadings to: David S. Hayes John D. Buchanan Hayes Poznanovic Korver LLC 700 17th St., Suite 1800 Denver, Colorado 80202 (303) 825-1980 dhayes@hpkwaterlaw.com john@hpkwaterlaw.com

2. Name of structure: Union Reservoir Enlargement.

3. Description of conditional water right: A. Decree: The Conditional Decree for the Union Reservoir Enlargement was entered by the District Court, Water Division No. 1 in Case No. 86CW394 on February 19, 1991. Findings of reasonable diligence were subsequently made in Case Nos. 97CW090 (decree entered July 30, 1998), 04CW193 (decree entered February 13, 2007), 13CW21 (decree entered July 25, 2013), and 19CW3138 (decree entered December 27, 2019). B. Location: The reservoir will be located in Sections 29, 30, 31 and 32 of Township 3 North, Range 68 West and Sections 5 and 6, Township 2 North, Range 68 West, 6th P.M., Weld County, as depicted on the map attached to the Application as Exhibit A, available for inspection at the office of the Water Clerk or via CCE. C. Source: Surface water tributary to St. Vrain Creek. The Union Reservoir Enlargement will be filled from a combination of sources including St. Vrain Creek, the entire flow of Spring Gulch leading into the reservoir, and inflows and drainage into ditches leading into the reservoir. D. Appropriation Date: October 28, 1986. E. Amount: 19,802 acre-feet, conditional. The total enlarged volume of the reservoir is to be 32,570 acre-feet. F. Use: All municipal uses including, but not limited to, domestic, commercial, manufacturing, industrial, agricultural, agricultural irrigation, watering of parks and lawns and gardens, fire protection, generation of electric power and power generally, recreation, fish and wildlife propagation, sewage treatment, street sprinkling, maintenance of adequate storage reserves, replacement, augmentation and exchange. G. Name and capacity of ditches leading to the reservoir: The total capacity of the ditches and proposed pipelines leading to the reservoir will be 1,140 cubic feet per second ("cfs") as follows: i. Portions of the Oligarchy Ditch through Longmont have a capacity of 1,000 cfs and its headgate is located in the NE1/4, Section 27, Township 3 North, Range 70 West, 6th P.M., Boulder County, at a point whence the East 1/4 corner of Section 27 bears S 27°26' E 560 feet more or less; the East line of the NE1/4, Section 27 as bearing North 00°32'42" W with all bearings relative thereto. ii. The proposed Highland Ditch and Supply Ditch Exchange pipeline (a/k/a Union Reservoir Pumpback Pipeline) will have a capacity of 100 cfs. The headgate of the Highland Ditch on St. Vrain Creek is located in the NW1/4, Section 20, Township 3 North, Range 70 West, 6th P.M., Boulder County, being more particularly described as follows: commencing at the NW corner, Section 20, considering the North line of the NW1/4, Section 20 as bearing S 84°19'09" E; thence S 39°41'28" E 1,714.65 feet more or less to the center of the Highland Ditch headgate. The proposed Highland Exchange Structure will be located at the point where the Highland Ditch intersects the N/S center line of Section 19, Township 3 North, Range 68 West, 6th P.M., Weld County; or approximately 2,600 feet East and 200 feet South of the NW corner, Section 19. The headgate of the Supply Ditch on St. Vrain Creek is located in the SW1/4, Section 17, Township 3 North, Range 70 West, 6th P.M., Boulder County, more particularly described as follows: commencing at the SW corner, Section 17 considering the South line of the SW1/4, Section 17 as bearing S84°19'09"E; thence S87°06'51"E 473.42 feet more or less to the center of the Supply Ditch headgate. The proposed Supply Exchange Structure will be located at the point where the Supply Ditch intersects the N/S center line, Section 18, Township 3 North, Range 68 West, 6th P.M., Weld County; or approximately 2,600 feet East and 110 feet North of the SW corner, Section 18. iii. The proposed pipelines from St. Vrain Creek Pump Stations No. 1 and No. 2 will each have a capacity of 20 cfs. The decree entered in Case No. 86CW394 describes the proposed location of the inlet of St. Vrain Pump Station No. 1 as being at a point on the North bank of St. Vrain Creek approximately 1400 feet East and 1560 feet South of the Northwest corner of Section 11, T2N, R69W of the 6th P.M., Boulder County, Colorado; the as-built location of the inlet of St. Vrain Pump Station No. 1, relocated pursuant to §37-86-111, C.R.S. in response to movement of the stream channel during the September 2013 St. Vrain flood event, is at a point on the North bank of St. Vrain Creek located at Latitude 40.1558152°N, Longitude 105.0977706°W, from which the NE Corner of Section 10, T2N, R69W of the 6th P.M. bears N 43 44'38" E, 1941.20 feet. The proposed St. Vrain Creek Pump Station No. 2 will be located at a point on the West bank of St. Vrain Creek approximately 190 feet North and 2,700 feet East of the SW corner, Section 4, Township 2 North, Ranch 68 West, 6th P.M., Weld County. H. Other: Longmont and Colorado Division of Parks and Wildlife ("CPW") entered into a stipulation in Case No. 09CW271, District Court, Water Division No. 1, providing for the inclusion of the following term and

condition in the Decree entered in Case No. 09CW217 on February 20, 2013: The inlet of Longmont's proposed Pump Station No. 2 is described as being located at a point on the west bank of St. Vrain Creek approximately 190 feet North and 2700 feet East of the Southwest corner of Section 4, Township 2 North, Range 68 West of the 6th P.M., Weld County, Colorado. This point is depicted on Exhibit F [of the 09CW271 Decree], on land presently owned by JCK Gravel, Inc. Longmont shall not construct the inlet of the proposed Pump Station No. 2 on land owned by JCK Gravel, Inc. (the "JCK Parcel"), or its successors and assigns, unless and until Longmont has obtained a lawful right to enter the JCK Parcel for that purpose. Longmont recognizes that the CPW has a remainder interest in the JCK Parcel pursuant to an August 6, 2002 Donation Agreement. The SH 119 right of way, also shown on Exhibit F [of the 09CW271 Decree] within the 200 foot radius of the above-described point, is a potential alternate site for the inlet of the proposed Pump Station No. 2. Because the JCK Parcel is meant to be a bird sanctuary, it is the preference of Longmont, CPW and JCK that the Pump Station No. 2 be constructed on SH 119 right of way. Longmont agrees to make a good faith effort to construct the inlet of the proposed Pump Station No. 2 on the SH 119 right of way prior to seeking a lawful right to construct the inlet of the proposed Pump Station No. 2 on the JCK Parcel. If Longmont is unable to locate Pump Station No. 2 within the SH 119 right of way and is able to gain a lawful right to construct the inlet of Pump Station No. 2 on the JCK Parcel, then Longmont shall locate Pump Station No. 2 as close as possible to SH 119 and shall construct Pump Station No. 2 between August 15 and November 15 so as to minimize impacts to eagle roosting and nesting. Longmont shall also provide for native revegetation in the area that was disturbed by construction and installation of Pump Station No. 2. The native vegetation shall be determined after consultation with staff at St Vrain State Park. Longmont acknowledges that the foregoing term and condition of the Case No. 09CW271 Decree also applies to said Pump Station No. 2 for its use as a filling structure for the conditional Union Reservoir Enlargement water right described herein.

4. Detailed outline of work done to complete project and apply water to beneficial use: The conditional water right decreed in Case No. 86CW394 ("Union Reservoir Enlargement") is an integral part of Longmont's water supply system, wastewater treatment system, and stormwater collection system. Longmont is developing its water system in accordance with a long-term program for the phased construction of additional storage and the use of water rights as needed to meet the expanding residential, commercial and industrial water demands of Longmont. During the subject Diligence Period (December 2019 to the present), Longmont has spent considerable time and money developing its integrated water system. Longmont's efforts to develop its water system and the Union Reservoir Enlargement during the Diligence Period support a finding of reasonable diligence for the conditional water storage right which is the subject of this application. These efforts include, without limitation, the diligence actions included in the Application, available for inspection at the office of the Water Clerk or via CCE. The list is not intended to be all inclusive and may be supplemented by additional evidence at any hearing in this matter.

Name(s) and address(es) of owner(s) 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: Parcels D, E, F, G, H, L, N, P, Q, R, S, V, X, Z, DD: Applicant. Reservoir area and Parcels M, O: Union Reservoir Company, c/o Donna Coble, Secretary/Treasurer, P.O. Box 445, Greeley, Colo. 80632. Parcel A: Kara and Justin Docheff, 1441 WCR #28, Longmont, Colo. 80504. Bar Forty-Four Living Revocable Trust, 13496 WCR #1, Longmont, Colo. 80504. Parcel B: Roy Belic, 13160 WCR #1, Longmont, Colo. 80504. Parcel C: Ronald and Tammy Dick, 13000 WCR #1, Longmont, Colo. 80504. Parcel I: Robert and Barbara Biller, 12456 WCR #1, Longmont, CO 80504. Parcel J and K: Phillip and Marsha Willis, 12244 WCR #1, Longmont, Colo. 80504. Parcel T: Docheff Dairy, LLC, 1441 WCR #28, Longmont, Colo. 80504. Cory and Katina Musick, 1345 WCR #28, Longmont, Colo. 80504. Parcel U: Marjo Properties LLC (50% int), 1129 WCR #28, Longmont, Colo. 80504. Joe Docheff (50% int), 1441 WCR #28, Longmont, Colo. 80504. Parcel W: Chuck Mock, 675 WCR #28, Longmont, Colo. 80504. Parcel Y: Robert and Lacy Sweeney, Jr. 511 WCR #28, Longmont, Colo. 80504. Parcel AA: James Welsch, 1350 WCR #28, Longmont, Colo. 80504. Parcel BB: Andrew and Danielle White, 1400 WCR #28. Longmont, Colo. 80504. Parcel CC: Waycott Tammy Trust, 1450 WCR #28, Longmont, Colo. 80504. Parcel EE: Jaka Living Revocable Trust, 1175 WCR #28, Longmont, Colo. 80504. Parcels on WCR #1 in NW ¼ of Section

30: June C. Price, 13518 WCR #1, Longmont, Colo. 80504. Eric and Chanida Saunders, 13538 WCR #1, Longmont, Colo. 80504. William & Sally Jesser, 13580 WCR #1, Longmont, Colo. 80504. Richard & Linda Chinn, 13610 WCR #1, Longmont, Colo. 80504. Jaime Miguel, 13636 WCR #1, Longmont, Colo. 80504. Susan Schneider, 13696 WCR #1, Longmont, Colo. 80504. McCollum Family Trust, 13722 WCR #1, Longmont, Colo. 80501. Carl & Pam Schaal 13900 WCR #1, Longmont, Colo. 80504. Parcels on Elmore Rd in NW 1/4, Section 30: Gregory and Tara Winger, 13523 Elmore Road, Longmont, Colo. 80504. Matt Jones and Lauren Hanggi, 13551 Elmore Road, Longmont, Colo. 80504. Van Horn Living Trust, 13581 Elmore Road, Longmont, Colo. 80504. Mary-Rose Cullen, 13617 Elmore Road, Longmont, Colo. 80504. Timothy and Holly Monarski, 13651 Elmore Road, Longmont, Colo. 80504. Kevin Stuvell & Maureen Pierce-Stuvell, 13687 Elmore Road, Longmont, Colo. 80504. Dale McCall, 11274 WCR #17, Longmont, Colo. 80501. Cheryl Paxson and Billie Best, 13761 Elmore Road, Longmont, Colo. 80504. Alan Parks, 13801 Elmore Road, Longmont, Colo. 80504. Ness Family Revocable Trust, 13835 Elmore Road, Longmont, Colo. 80504. Amett Trust, 13861 Elmore Road, Longmont, Colo. 80504. Kevin & Sandra Olson, 13909 Elmore Road, Longmont, Colo. 80504. Steven and Lyn Dananay, 13987 Elmore Road, Longmont, Colo. 80504. Filling Structures: Oligarchy Ditch, c/o Dan Grant, Secretary, P.O. Box 1826, Longmont, Colo. 80502-1826. Highland Ditch Company, 4309 State Highway #66, Longmont, Colo. 80504. Supply Ditch, c/o Dan Grant, Secretary, P.O. Box 1826, Longmont, Colo. 80502-1826. (Pump Station No. 1), Meadow Vale Cove Homeowner Association, 1780 Edgewater Pl, Longmont, CO 80504. (Pump Station No. 2) Colorado Division of Parks & Wildlife, 1313 Sherman St. Number 618, Denver, CO 80203. (Pump Station No. 2), JCK Gravel, Inc., 2385 Homestead Pl., Longmont, CO 80504. (Pump Station No. 2), Colorado Department of Transportation, 4201 E Arkansas Ave., Denver, CO 80222, (Pump Station No. 2). WHEREFORE, Longmont respectfully requests that the Court enter a decree finding reasonable diligence for and continuing in full force and effect the conditional Union Reservoir Enlargement water right described in Paragraph 3 above.

CASE NUMBER 2025CW3186 THE KENNETH E. HOFFMAN, JR. REVOCABLE TRUST (“Applicant”), c/o Kenneth Hoffman, Trustee, 245 170th Avenue, Aledo, IL 61231, Telephone: (563) 320-5974. **APPLICATION FOR UNDERGROUND WATER RIGHTS FROM NONTRIBUTARY AND NOT-NONTRIBUTARY SOURCES AND FOR APPROVAL OF PLAN FOR AUGMENTATION IN DOUGLAS COUNTY.** Please send all pleadings and correspondence to: William D. Wombacher, Esq., Stacy L. Brownhill, Esq., Nazarenus Stack & Wombacher LLC, 5105 DTC Parkway, Suite 200, Greenwood Village, Colorado 80111. 2. Overview. Applicant seeks to adjudicate the Denver Basin Aquifers underlying approximately 44.65 acres owned by the Kenneth E. Hoffman, Jr. Revocable Trust, located in Douglas County, Colorado (“Property”), as depicted on **Exhibit A**. This includes not-nontributary water in the Upper Dawson Aquifer and nontributary water in the Lower Dawson, Denver, Upper Arapahoe, and Laramie-Fox Hills Aquifers. Applicant also seeks approval of a plan for augmentation for withdrawals of the not-nontributary groundwater from the Upper Dawson Aquifer. 3. Jurisdiction. The Water Court has jurisdiction over the subject matter of this Application pursuant to C.R.S. §§ 37-92-302(2) and 37-90-137(6). 4. Underground Water Rights Claimed. 4.1. Wells. Applicant will withdraw the Upper Dawson aquifer groundwater sought to be decreed by this Application through an exempt well and pursuant to the plan for augmentation sought herein, and will apply to the State Engineer for a permit to construct new wells to withdraw the subject groundwater. Applicant requests that the Court require, as a condition of the decree entered in this case, that well permits be issued upon application for any such well in accordance with said decree. 4.2. Legal Description of Wells and Subject Property. The wells will be located on the Property and Applicant seeks to adjudicate the Denver Basin Aquifers underlying all of the Property, which is located in the SE1/4 of the NW1/4 of Section 5, Township 9 South, Range 65 West, 6th P.M., Douglas County, Colorado. 4.3. Source of Water Rights. The source of the groundwater to be withdrawn from the Upper Dawson Aquifer is not-nontributary as described in C.R.S. § 37-90-103(10.7). The source of the groundwater to be withdrawn from the Lower Dawson, Denver, Upper Arapahoe, and Laramie-Fox Hills Aquifers is nontributary. 4.4. Parcel Ownership. Applicant is the sole owner of the Property and will provide notice to all mortgage and lien holders as required under C.R.S. § 37-92-302(2)(b). 4.5. Estimated Amounts

and Rates of Withdrawal. The wells will withdraw the groundwater at rates of flow necessary to efficiently withdraw the entire decreed amounts. Applicant will withdraw the subject groundwater through wells to be located at any location on the Property, and Applicant waives any 600-foot spacing rule as described in C.R.S. § 37-90-137(2)(b)(I)(B) as applied to and between any wells located on the Property. The estimated average annual amounts of withdrawal available from the subject aquifers as indicated below are based upon the Denver Basin Rules, 2 C.C.R. § 402-6. Applicant, based on the Colorado Division of Water Resources online aquifer determination tool, estimate the following annual amounts of nontributary and not-nontributary underlie the Property:

| Water Supply Availability (af/yr) | | | | | | |
|--|---------------------|---------------------|---------------|-----------------------|--------------------------|---------------|
| | Upper Dawson | Lower Dawson | Denver | Upper Arapahoe | Laramie-Fox Hills | Totals |
| Not-Nontributary (NNT) | 18.15 | 0.00 | 0.00 | 0.00 | 0.00 | 18.15 |
| Nontributary (NT) | 0.00 | 11.73 | 16.42 | 20.94 | 13.68 | 62.77 |
| Total Combined NNT and NT | | | | | | 80.92 |

The water supply availability listed in the table above is based on a 100-year aquifer life in accordance with C.R.S. § 37-90-137(4)(b)(I). Applicant claims the right to withdraw more than the average annual amounts listed above pursuant to Rule 8A of the Statewide Rules, 2 C.C.R. § 402-7. Applicant also claims the right to withdraw less than the average amounts listed above so as to extend the life of the water supply. 4.6. Wellfield. Applicant requests that this Court determine that Applicant has the right to withdraw all of the legally available groundwater lying below the Property through wells which may be located anywhere on the Property and any additional wells which may be completed in the future as Applicant's wellfields. As additional wells are constructed, well permit applications will be filed in accordance with C.R.S. § 37-90-137(10). 4.7. Proposed Uses. Municipal, domestic, commercial, industrial, irrigation, livestock watering, fire protection, recharge, storage, recreation, exchange, augmentation, and replacement. Applicant also claims the right to reuse and successive uses of the water to extinction, and the right to lease, convey, or otherwise dispose of the water. 4.8. Places of Use. Applicant seeks the right to use the legally available groundwater lying below the Property both on and off the Property. Off-Property uses include, but are not limited to, other lands contiguous to the Property and owned by Applicant. 5. Description of Plan for Augmentation. 5.1. Groundwater to be Augmented. All withdrawals of not-nontributary Upper Dawson Aquifer groundwater underlying the Property that do not occur through exempt wells, as requested herein. 5.2. Water Rights to be Used for Augmentation. 5.2.1. Not-nontributary groundwater from the Upper Dawson Aquifer underlying the Property as decreed herein; and 5.2.2. Nontributary groundwater from the Lower Dawson, Denver, Upper Arapahoe, and Laramie-Fox Hills Aquifers underlying the Property as decreed herein both directly and in the form of return flows. 5.3. Statement of Plan for Augmentation. Sewage treatment for indoor use is provided by non-evaporative septic systems. Consumptive use is expected to be approximately 10% for all groundwater pumped for indoor use to account for any treatment and inhouse loss. For irrigation, sprinkler irrigation is expected to be approximately 85% consumptive and drip irrigation is expected to be approximately 95% consumptive. During pumping, Applicant will replace actual depletions to the affected stream system pursuant to C.R.S. § 37-90-137(9)(c.5). Applicant estimates that depletions occur to the Cherry Creek stream system. Return flows from use of the subject water rights accrue to the Cherry Creek stream system via an unnamed gulch on the property, and those return flows are sufficient to replace actual depletions while the subject groundwater is being pumped. Applicant will reserve an equal amount of nontributary groundwater in the Laramie-Fox Hills aquifer to meet post-pumping augmentation requirements and may also utilize the return flows generated by the use of nontributary groundwater. WHEREFORE, Applicant respectfully request the Court enter a ruling that: (1) grants the determination of groundwater rights requested herein for the not-nontributary Upper Dawson Aquifer and the nontributary Lower Dawson, Denver, Upper Arapahoe, and Laramie-Fox Hills Aquifers and; (2) grants the plan for augmentation described in paragraph 5, above; and (3) grants such other and further relief as the Court deems appropriate. (5 pages, 1 exhibit).

CASE NUMBER 2025CW3187 HERNANDEZ FAMILY TRUST OF 2012, 17703 Lucky Penny Ln, Monument, CO 80132. James J. Petrock, John D. Buchanan, Hayes Poznanovic Korver LLC, 700 17th Street, Suite 1800, Denver, CO 80202. **APPLICATION FOR UNDERGROUND WATER RIGHTS IN THE DENVER BASIN AQUIFERS AND APPROVAL OF PLAN FOR AUGMENTATION IN DOUGLAS COUNTY.** Subject Property: A parcel totaling approximately 40 acres generally described as the NW1/4 of the SW1/4 of Section 33, Township 9 South, Range 65 West of the 6th P.M., also known as 9560 S East Cherry Creek Rd, Franktown, CO 80116, as shown on **Exhibit A** (“Subject Property”). Lien Holder Certification: There are no lien or mortgage holders on the Subject Property that require notification under C.R.S. § 37-92-302(2)(b). Well Permits: There is one well on the Subject Property under Well Permit Number 336787. This well will be re-permitted under the plan for augmentation requested in this application. Additional well permits will be applied for prior to construction of additional wells. Source of Water Rights: The Upper Dawson Aquifer is not-nontributary as defined in C.R.S. § 37-90-103(10.7), and the Lower Dawson, Denver, Upper Arapahoe, and Laramie-Fox Hills aquifers are nontributary as defined in C.R.S. § 37-90-103(10.5). Estimated Amounts: Applicants desire to leave no groundwater adjudicated. Applicants estimate the following amounts may be available for withdrawal, based on a 100-year withdrawal period:

| Aquifer | Annual Amount (acre-feet) |
|------------------------|------------------------------|
| Upper Dawson (NNT) | 19.99 |
| Lower Dawson (NT) | 15.35 |
| Denver (NT) | 16.49 |
| Arapahoe (NT) | 18.57 |
| Laramie-Fox Hills (NT) | 11.26 |

Proposed Uses: Groundwater withdrawn from the not-nontributary and nontributary aquifers underlying the Subject Property will be used, reused, and successively used to extinction for all allowable beneficial uses, including, but not limited to, domestic, including in-house use, commercial, irrigation, stock watering, fire protection, recreational, fish and wildlife, and augmentation purposes, including storage. The water may be immediately used or stored for subsequent use, used for exchange purposes, for direct replacement of depletions, and for other augmentation purposes, including taking credit for all return flows resulting from the use of such water for augmentation of, or as an offset against, any out-of-priority depletions. The water may be leased, sold, or otherwise disposed of for all the above uses both on and off the Subject Property. Jurisdiction: The Court has jurisdiction over the subject matter of this application pursuant to C.R.S. §§ 37-90-137(6), 37-92-203(1), 37-92-302(2). Summary of Plan for Augmentation: Groundwater to be Augmented: 6.7 acre-feet per year of not-nontributary Upper Dawson Aquifer groundwater for 100 years. During the pendency of this application, Applicant may revise the annual volume of withdrawals that may be augmented up to the full amount of water in the Upper Dawson aquifer underlying the Subject Property based on the State Engineer’s Determination of Facts, without amending and re-publishing the application. Water Rights to be Used for Augmentation: Return flows from the use of not-nontributary and nontributary groundwater and direct discharge of nontributary groundwater. Statement of Plan for Augmentation: The not-nontributary Upper Dawson Aquifer groundwater will be used to provide in-house use in up to six single-family dwellings; commercial and industrial uses related to use on a horse farm and riding arenas, including dust suppression, watering of horses, and indoor use in two buildings including commercial sanitary use; filling a pond on the Subject Property; irrigation; fire protection; and storage anywhere on the Subject Property. Applicants reserve the right to amend the amounts and uses without amending the application or republishing the same. Sewage treatment for indoor uses will be provided by non-evaporative septic systems. Return flow from indoor use will be approximately 90% of that use and return flow from irrigation use will be approximately 15% of that use. During pumping Applicants will

replace actual depletions pursuant to C.R.S. § 37-90-137(9)(c.5). Depletions occur to the South Platte River stream system and return flows accrue to that stream system and are sufficient to replace actual depletions while the subject groundwater is being pumped. Applicants will reserve an equal amount of nontributary groundwater underlying the Subject Property to meet post-pumping augmentation requirements. Applicants request the Court approve the above underground water rights and augmentation plan, find that Applicants have complied with C.R.S. § 37-90-137(4) and water is legally available for withdrawal, find there will be no material injury to the owners of or persons entitled to use water under any vested water right or decreed conditional water right, and grant such other and further relief as is appropriate. 4 Pages.

CASE NUMBER 2025CW3188 APPLICATION FOR CHANGE OF WATER RIGHTS IN YUMA COUNTY

1. Name, address, and telephone number of the Applicant: **REPUBLICAN RIVER WATER CONSERVATION DISTRICT**, acting by and through its Water Activity Enterprise (“RRWCD WAE”), 410 Main Street, Suite 8, Wray, Colorado 80758, Telephone: (970) 332-3552. **2. Summary of Purposes of the Requested Change:** The Colorado General Assembly created the Republican River Water Conservation District (“RRWCD”) in 2004 “for the conservation, use, and development of the water resources of the Republican river, its tributaries, and that portion of the Ogallala aquifer underlying the district to cooperate with and assist this state to carry out the state’s duty to comply with the limitations and duties imposed upon the state by the Republican river compact...” § 37-50-104, C.R.S. The RRWCD has taken many actions since 2004 to assist the State in Compact Compliance. These include acting as the local sponsor for Federal conservation programs such as the Conservation Reserve Enhancement Program, purchase and retirement of groundwater rights, operating the Compact Compliance Pipeline to augment the flows of the North Fork of the Republican River, and the purchase of surface water rights and holding those rights as part of the RRWCD’s conservation program. In furtherance of its statutory mandate, the RRWCD now desires to change the use of six (6) water rights on the North Fork of the Republican River from previously decreed purposes to allow use as part of the RRWCD Plan, as that term is defined in the Rules and Regulations Governing the Diversion and Use of Water Resources in the Republican River Compact Administration Groundwater Model Domain for Compliance with the Republican River Compact, Case No. 19CW3002, District Court, in and for Water Division No. 1 (“Compact Rules”). The availability of the water under the changed rights will be determined at the historical points of diversion and the water will then be delivered downstream to the State line, less reasonable evaporation losses. The use of the Subject Water Rights in this manner is intended to increase the Virgin Water Supply, as that term is used in the Republican River Compact and as determined through the Republican River Compact Administration Accounting. Increasing the Virgin Water Supply will then increase Colorado’s Compact allocation, resulting in less groundwater withdrawals by the Compact Compliance Pipeline. **3. General Description of Water Rights to be Changed:** The Subject Water Rights owned by RRWCD WAE consist of six (6) rights on the North Fork of the Republican River. These rights include 3.0 cfs of the Hayes Creek Ditch obtained in May 2019, 3.5 cfs of Hayes Creek Ditch No. 3 obtained in May 2019, 6.0 cfs of Rush Creek Ditch No. 1 obtained in April 2012, 6.0 cfs of Rush Creek Ditch No. 2 obtained in April 2012, 57.392 AF less 14.99 AF of Rush Creek Reservoir No. 1 obtained in April 2012, and finally, 40.174 AF less 14.99 AF of Rush Creek Reservoir No. 2 obtained in April 2012 (“Subject Water Rights”). The Application will only change the Subject Water Rights owned by RRWCD WAE and not any portions of the decreed water rights owned by others. The Rush Creek Ditch No. 1, Rush Creek Reservoir No. 1, Rush Creek Ditch No. 2, and Rush Creek Reservoir No. 2 were operated as an entire system; therefore, they are referred to later in this application as Rush Ditch and Reservoir No. 1 and Rush Creek Ditch and Reservoir No. 2, respectively. Applicant will rely on all or part of the summaries of records of actual diversions of the Subject Water Rights attached as Exhibit B to this application. Applicant will use an analysis based on a study period of 1943 through 2017 to determine the historical consumptive use of the changed portion of the Subject Water Rights. **4. Decreed Water Rights for which Change is Sought:** **4.1 Hayes Creek Ditch. 4.1.1 Name of Structure:** Hayes Creek Ditch; (WDID#: 6500507). **4.1.2 Date of original and all relevant subsequent decrees:** Decree, In the Matter of the Adjudication of Priorities of Right to the Use of Water for Irrigation and Other Beneficial Purposes in Water District No. 65 in Water Division No. 1 of the State of Colorado,

District Court, Phillips County, Case No. 872 (July 3, 1912); 4.1.3 Legal Description of Structure as Described in Most Recent Decree that Adjudicated its Location: NW1/4SW1/4 of Section 32, T02S, R43W of the 6th P.M. 4.1.4 Decreed Source of Water: Hayes Creek 4.1.5 Appropriation Date: March 1, 1888. 4.1.6 Decreed Amount: 3.5 cfs. 4.1.7 Decreed Use: Irrigation. 4.1.8 Amount of Water that Applicant Intends to Change: 3.0 cfs. 4.2 Hayes Creek Ditch No. 3. 4.2.1 Name of Structure: Hayes Creek Ditch No. 3; (WDID#: 6500508). 4.2.2 Date of original and all relevant subsequent decrees: Decree, In the Matter of the Adjudication of Priorities of Right to the Use of Water for Irrigation and Other Beneficial Purposes in Water District No. 65 in Water Division No. 1 of the State of Colorado, District Court, Phillips County, Case No. 872 (July 3, 1912). 4.2.3 Legal Description of Structure as Described in Most Recent Decree that Adjudicated its Location: NW1/4NE1/4 of Section 4, T01N, R43W of the 6th P.M. 4.2.4 Decreed Source of Water: Hayes Creek. 4.2.5 Appropriation Date: June 1, 1894. 4.2.6 Decreed Amount: 3.5 cfs. 4.2.6 Decreed Use: Irrigation. 4.2.7 Amount of Water that Applicant Intends to Change: 3.5 cfs. 4.3 Rush Creek Ditch and Reservoir No. 1. 4.3.1 Name of Structure: Rush Creek Ditch 1; (WDID#: 6500515). 4.3.2 Date of original and all relevant subsequent decrees: Decree, In the Matter of the Adjudication of Priorities of Right to the Use of Water for Irrigation and Other Beneficial Purposes in Water District No. 65 in Water Division No. 1 of the State of Colorado, District Court, Phillips County, Case No. 872 (July 3, 1912). 4.3.3 Legal Description of Structure as Described in Most Recent Decree that Adjudicated its Location: NW1/4 NW1/4 of Section 5, T02N, R42W of the 6th P.M. 4.3.4 Decreed Source of Water: Rush Creek. 4.3.5 Appropriation Date: July 4, 1912. 4.3.6 Decreed Amount: 6.0 cfs; 57.392 acre-feet storage. 4.3.6 Decreed Use: Irrigation. 4.3.7 Amount of Water that Applicant Intends to Change: 6.0 cfs, 42.402 acre-feet storage. 4.4 Rush Creek Ditch and Reservoir No. 2. 4.3.1 Name of Structure: Rush Creek Ditch 2; (WDID#: 6500516). 4.3.2 Date of original and all relevant subsequent decrees: Decree, In the Matter of the Adjudication of Priorities of Right to the Use of Water for Irrigation and Other Beneficial Purposes in Water District No. 65 in Water Division No. 1 of the State of Colorado, District Court, Phillips County, Case No. 872 (July 3, 1912). 4.3.3 Legal Description of Structure as Described in Most Recent Decree that Adjudicated its Location: SE1/4 NW1/4 of Section 32, T02N, R42W of the 6th P.M. 4.3.4 Decreed Source of Water: Rush Creek. 4.3.5 Appropriation Date: July 4, 1912. 4.3.6 Decreed Amount: 6.0 cfs; 40.174 acre-feet storage. 4.3.6 Decreed Use: Irrigation. 4.3.7 Amount of Water that Applicant Intends to Change: 6.0 cfs, 24.184 acre-feet storage. 5. Nature of the proposed changes: Exhibit A shows the approximate location of the structures and the area of historical use of the Subject Water Rights. 5.1 All of the Subject Water Rights will be left in the stream to be used as part of the RRWCD Plan to assist the State of Colorado in meeting its Compact obligations. 6. Terms & Conditions: In order to prevent material injury to owners of or persons entitled to use water under vested water rights and decreed conditional water rights, Applicant proposes the following: 6.1 The RRWCD will use the changed water rights as part of the RRWCD Plan only during the times the rights are in priority and further limited to the historical irrigation and storage seasons. 7. The RRWCD does not propose to construct any new structures as part of this change application. 8. Parties with additional interest in the Subject Water Rights: The RRWCD will also provide notice to the parties below that, based upon information and belief, may own different interests in the Subject Water Rights: A. David L. & Julie L. Keeler, 39887 County Road 32.5, Laird, CO, 80758. B. Greg Collins and Amy L. Collins, 35163 County Road RR, Wray, CO 80758. WHEREFORE, Applicants request that the Court enter a decree approving the changes of water rights requested herein. (6 pages, 2 exhibits)

CASE NUMBER 2025CW3189 APPLICATION FOR CONDITIONAL STORAGE RIGHT AND CONDITIONAL APPROPRIATIVE RIGHT OF EXCHANGE OF THE CITY OF WESTMINSTER, IN ADAMS AND WELD COUNTIES. 1. **Name, address, email address, and telephone number of Applicant**: The City of Westminster (“Westminster”), 4800 West 92nd Avenue, Westminster, CO 80031; Phone: (303) 658-2400; jnims@westminsterco.gov. Please send all correspondence and pleadings to: Lee H. Johnson and Mason H. Brown, **CARLSON, HAMMOND & PADDOCK, LLC**, 1900 N. Grant Street, Suite 1200, Denver, CO 80203; Phone No.: 303-861-9000; Fax: 303-861-9026; E-Mail: ljohnson@chp-law.com, mbrown@chp-law.com. 2. **Description of Water Rights**: 2.1. Wattenberg Lake Storage Right: 2.1.1. Name of Reservoir: Wattenberg Lake. 2.1.2. Location of

Structure: Wattenberg Lake is an off-channel reservoir consisting of two adjacent storage cells located in Sections 25 and 36, Township 1 N., Range 67 W., of the 6th P.M., and Section 30, Township 1 N., Range 66 W., of the 6th P.M. 2.1.3. Point of Diversion: Water will be diverted into and released from Wattenberg Lake using an inlet/outlet pipe that will be located in the SW1/4 of the NW1/4 of Section 30, Township 1 N., Range 66 W., of the 6th P.M. (hereinafter, “Wattenberg Inlet”). 2.1.4. Alternative Diversion: Water may also be diverted into Wattenberg Lake via the Brighton Ditch. The headgate of the Brighton Ditch is located on the west bank of the South Platte River in the SE1/4 SE1/4 of Section 11, Township 1 South, Range 67 West of the 6th P.M. Adams County, Colorado. 2.1.5. Source: South Platte River. 2.1.6. Date of appropriation: May 13, 2025. 2.1.6.1. How appropriation was initiated: By forming the intent to appropriate this conditional water right and by overt acts in furtherance of such intent including (1) Westminster’s determination to appropriate this water right and directing the effectuation of such intent and appropriation, (2) posting three signs adjacent to Wattenberg Lake and Wattenberg Inlet indicating Westminster’s intent to appropriate water rights associated with Wattenberg Lake, and (3) filing the application herein. 2.1.7. Amount: 4,000 acre-feet, conditional, with the right to fill and refill throughout the year. 30 c.f.s., conditional. 2.1.8. Use: All beneficial uses of the municipal water system of Westminster, as it presently exists and as it may hereafter be expanded or modified in the future, (and for the provision of water service to such extra-territorial customers as it may serve from time to time pursuant to its City Charter and contracts), including, but not limited to, municipal, domestic, irrigation, commercial, industrial, recreation, fish and wildlife, augmentation, replacement, exchange, reuse and storage. Westminster expressly appropriates this water right for fully consumable purposes and intends to use and reuse the claimed appropriation to extinction, including, but not limited to, for purposes related to the City’s Reclaimed Water System, as it presently exists and as it may hereafter be expanded or modified in the future, the provision of fully consumable water to extra-territorial customers as the City may serve from time to time pursuant to its City Charter and contracts, satisfaction of required return obligations for existing and future changed water rights, and for augmentation, replacement and exchange purposes. 2.1.9. Surface area at high water line: 185 acres combined. 2.1.10. Vertical Height of Dam: N/A (excavated and lined gravel pits). 2.1.11. Length of Dam: N/A (excavated and lined gravel pits). 2.1.12. Total capacity of reservoir: 4000 acre-feet combined, with 0 acre-feet of Dead storage. 2.1.13. A map depicting the location of Wattenberg Lake and its points of diversion is attached as **Exhibit A**. 2.1.14. Westminster requests a finding that the Wattenberg Lake Storage Right is a component of Westminster’s integrated water supply system pursuant to Section 37-92-301(4)(b), C.R.S. 2.2. Wattenberg Lake Exchange Right: 2.2.1. Exchange-From Point: The confluence of Big Dry Creek and the South Platte River, which is located in the NW1/4 of the NW1/4 of Section 1 N., Range 66 W., of the 6th P.M. near Fort Lupton. 2.2.2. Exchange-To Point: Wattenberg Inlet which is located in in the SW1/4 of the NW1/4 of Section 30, Township 1 N., Range 66 W., of the 6th P.M. 2.2.3. Rate of Exchange: 15 c.f.s. 2.2.4. Date of appropriation: May 13, 2025. 2.2.4.1. How appropriation was initiated: By forming the intent to appropriate this conditional water right and by overt acts in furtherance of such intent including (1) Westminster’s determination to appropriate this water right and directing the effectuation of such intent and appropriation, (2) posting three signs adjacent to Wattenberg Lake and Wattenberg Inlet indicating Westminster’s intent to appropriate water rights associated with Wattenberg Lake, and (3) filing the application herein. 2.2.5. Uses: Substitute supplies exchanged to the Wattenberg Inlet may be stored and, after release from storage, used for those uses described in section 2.1.7. 2.2.6. Source: South Platte River. The source of substitute supply for this exchange is fully consumable effluent discharged from Westminster’s Big Dry Creek Wastewater Treatment Plant (“BDCWWTP”). The BDCWWTP is located in the W1/2 of Section 27, Township 1 S., Range 68 W., of the 6th P.M. Water treated at the BDCWWTP is discharged to Big Dry Creek, a tributary of the South Platte River. Those specific water rights that comprise the substitute supply were previously changed in Westminster’s Cases No. W-8743, W-8744, W-8666, 86CW397, 86CW398, 87CW335, 88CW266, 88CW267, 88CW270, 89CW129, 90CW101, 90CW211, 93CW176, 00CW262, 00CW263, 00CW264, 16CW3186, 17CW3105, and 18CW3090. Westminster may also exchange any additional sources of fully consumable effluent discharged from BDCWWTP in the future, including those sources owned by Westminster and changed in Case No. 89CW132. 2.2.7. A map depicting the locations of the structures

involved in the Wattenberg Lake Exchange is attached as **Exhibit B**. 2.2.8. Westminster requests a finding that the Wattenberg Lake Exchange Right is a component of Westminster's integrated water supply system pursuant to Section 37-92-301(4)(b), C.R.S. **3. Name(s) and address(es) of owner(s) or reputed owners of the land upon which any new or existing 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 City of Westminster, 4800 West 92nd Avenue, Westminster, CO 80031; HOLCIM-WCR INC, 6211 N Ann Arbor Rd, Dundee, MI 48131; Brighton Ditch Company, 3286 Weld County Road 23, Ft Lupton CO 80621. **WHEREFORE**, Applicant respectfully requests the Court enter a decree granting the requested conditional Wattenberg Lake Storage Right and conditional Wattenberg Lake Exchange Right as described in this Application.

CASE NUMBER 2025CW3190 – Concerning the Application for Plan for Augmentation of Brian Peterson. Order granting motion to request no publication order by Division One entered December 29, 2025. WD2 will publish the application file in WD2 Case Number 2025CW3071.

CASE NUMBER 2025CW3191 DALY FAMILY PARTNERS, c/o Brian Daly, Manager, 10914 Remmick Ridge Road, Parker, Colorado 80134, Telephone: (720) 635-0778. **APPLICATION FOR UNDERGROUND WATER RIGHTS, CHANGE OF WATER RIGHT, AND FOR APPROVAL OF PLAN FOR AUGMENTATION IN CLEAR CREEK COUNTY.** All correspondence and communications should be sent to: Sheela S. Stack, Esq., Stacy L. Brownhill, Esq., Nazarene Stack & Wombacher LLC, 5105 DTC Parkway, Suite 200, Greenwood Village, CO 80111, Telephone: (720) 647-5661. **2. Introduction.** Applicant owns a 54-acre parcel in Clear Creek County, Colorado, and plans to subdivide it into 4 residential lots known as the Peaceful Valley Minor Subdivision ("PVMS"), shown generally on **Exhibit 1**. Applicant has obtained a Water Supply Agreement with the City of Idaho Springs as a source of augmentation to serve the PVMS. The purpose of this Application is to adjudicate certain underground water rights and approve a plan for augmentation to service the PVMS. **UNDERGROUND WATER RIGHTS 3. Names and Descriptions of Wells.** 3.1. **PVMS Lot 1 Well.** 3.1.1. Legal Description. This well will be located in the SW1/4 of the NW1/4 of Section 30, Township 4 South, Range 73 West of the 6th P.M. in Clear Creek County, Colorado. 3.1.2. Source of Water. Groundwater tributary to Clear Creek. 3.1.3. Date of Appropriation. December 30, 2025. 3.1.3.1. How Appropriation was Initiated. By the filing of this Application. 3.1.3.2. Date Water was Applied to Beneficial Use. Not applicable. This is a conditional water right. 3.1.4. Anticipated Well Depth. 105 feet. 3.1.5. Amount Claimed. 0.33 acre-feet per year at a rate of 15gpm, conditional. 3.1.6. Proposed Uses. Domestic and irrigation. This well will be used to serve PVMS Lot 1. 3.2. **PVMS Lot 3 Well, Well Permit No. 230469 (formerly Well Permit No. 92552).** 3.2.1. Legal Description. This exempt well is located in the SE1/4 of the NW1/4 of Section 30, Township 4 South, Range 73 West of the 6th P.M. in Clear Creek County, Colorado, 1320 feet from the North section line and 3373 feet from the East section line. 3.2.2. Source of Water. Groundwater tributary to Clear Creek. 3.2.3. Date of Appropriation. June 21, 1977. 3.2.3.1. How Appropriation was Initiated. By filing the well permit application for Permit No. 92552. 3.2.3.2. Date Water was Applied to Beneficial Use. December 2, 1977. 3.2.4. Well Depth. 75 feet. 3.2.5. Amount Claimed. 24.18 acre-feet per year and a pumping rate of 15 gpm and 0.0334 cfs. 3.2.6. Decreed Uses. Fire protection, ordinary household use, watering of poultry, domestic animals and livestock, and irrigation of one acre of lawn and home garden. This well will be used to serve PVMS Lot 3. 3.3. **PVMS Lot 4 Well.** 3.3.1. Legal Description. This well will be located in either the SW1/4 of the NW1/4 or the SW1/4 of the NE1/4 of Section 30, Township 4 South, Range 73 West of the 6th P.M. in Clear Creek County, Colorado. 3.3.2. Source of Water. Groundwater tributary to Clear Creek. 3.3.3. Date of Appropriation. December 30, 2025. 3.3.3.1. How Appropriation was Initiated. By the filing of this Application. 3.3.3.2. Date Water was Applied to Beneficial Use. Not applicable. This is a conditional water right. 3.3.4. Anticipated Well Depth. 100 feet. 3.3.5. Amount Claimed. 0.33 acre-feet per year and a rate of 15 gpm, conditional. 3.3.6. Proposed Uses. Domestic and irrigation. This well will be used to serve PVMS Lot 4. **4. Names and Addresses of Owners or Reputed Owners of the Land Upon which Any New Diversion or Storage Structures, 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. Applicant. **CHANGE OF WATER RIGHT 5. Well No. 1-Unregistered, Well Permit No. 19455-F (now known as PVMS Lot 2 Well No. 1.** 5.1. **Legal Description.** Located in the NW1/4 of the NW1/4 of Section 30, Township 4 South, Range 73 West of the 6th P.M. in Clear Creek County, Colorado; UTM coordinates Easting: 447463.5 Northing: 4392253.6, Zone 13, NAD83. 5.2. **Prior Decree.** A groundwater right for this well was adjudicated in Case No. W-4096, entered nunc pro tunc on January 1, 1973, by the Division 1 Water Court. 5.3. **Source of Water.** Groundwater tributary to Clear Creek. 5.4. **Date of Appropriation.** December 31, 1942. 5.5. **Date Water Applied to Beneficial Use.** December 31, 1942. 5.6. **Well Depth.** 12 feet. 5.7. **Amount Claimed.** 16.51 acre-feet per year and a pumping rate of 10 gpm and 0.0228 cfs. 5.8. **Decreed Uses.** Domestic and irrigation of approximately 10 acres in the NE1/4 of the NW1/4 of Section 30, Township 4 South, Range 73 West of the 6th P.M., Clear Creek County, Colorado. 5.9. **Change in Location and Place of Use.** Applicant seeks to change the location of PVMS Lot 2 Well No. 1 to PVMS Lot 2 located in parts of the NE1/4 of the NW1/4, the SW1/4 of the NW1/4, and the SE1/4 of the NW1/4 of Section 30, Township 4 South, Range 73 West of the 6th P.M., Clear Creek County, Colorado. PVMS Lot 2 Well No. 1 will be used for domestic and irrigation uses in conjunction with PVMS Lot 2 Well No. 2. **PLAN FOR AUGMENTATION 6. Names of Structures to be Augmented.** 6.1. **PVMS Lot 1 Well,** described in paragraph 3.1, above. 6.2. **PVMS Lot 2 Well No. 1** (also known as Well No. 1-Unregistered Well Permit No. 19455-F), described in paragraph 5, above. 6.3. **PVMS Lot 2 Well No. 2 (also known as Well No. 2-Unregistered Well Permit No. 19456-F.** 6.3.1. **Legal Description.** Located in the SE1/4 of the NW1/4 of Section 30, Township 4 South, Range 73 West of the 6th P.M. in Clear Creek County, Colorado, 1700 feet from the North section line and 1800 feet from the West section line. 6.3.2. **Prior Decree.** A groundwater right for this well was adjudicated in Case No. W-4096, entered nunc pro tunc on January 1, 1973, by the Division 1 Water Court. 6.3.3. **Source of Water.** Groundwater tributary to Clear Creek. 6.3.4. **Date of Appropriation.** December 31, 1964. 6.3.5. **Well Depth.** 102 feet. 6.3.6. **Amount Claimed.** 16.51 acre-feet per year and a pumping rate of 10 gpm and 0.0228 cfs. 6.3.7. **Proposed Uses.** Domestic and irrigation of approximately 10 acres in the NE1/4 of the NW1/4 of Section 30, Township 4 South, Range 73 West of the 6th P.M., Clear Creek County, Colorado. This well will be used to serve PVMS Lot 2. 6.4. **PVMS Lot 4 Well,** described in paragraph 3.3, above. 6.5. Any future wells permitted to Applicant for use in PVMSE. **7. Water Rights to be Used for Augmentation.** Applicant has entered into a Water Supply Agreement with the City of Idaho Springs for one-tenth (0.1) of an acre-foot of fully consumable water delivered annually from the Idaho Springs Reservoir. **8. Complete Statement of Plan for Augmentation.** Under this plan for augmentation, otherwise out of priority well depletions caused by Applicant's PVMS Lot 1 Well, PVMS Lot 2 Well Nos. 1 and 2, and PVMS Lot 4 Well, as described above, will be augmented with the fully consumable water from the City of Idaho Springs. WHEREFORE, Applicant respectfully requests that this Court enter a decree granting this Application for underground water rights and the plan for augmentation requested herein. (7 pages, 1 exhibit).

CASE NUMBER 2025CW3192 ARAPAHOE COUNTY WATER AND WASTEWATER AUTHORITY ("ACWWA"), c/o Steven Witter, General Manager, 13031 East Caley Avenue, Centennial, Colorado 80111, Telephone: (303) 790-4830. **APPLICATION TO AMEND DECREE TO ADD RECHARGE FACILITY IN WELD COUNTY.** Please send all pleadings and correspondence to: Brian M. Nazarenus, Esq., Sheela S. Stack, Esq., William D. Wombacher, Esq., Stacy L. Brownhill, Esq., Nazarenus Stack & Wombacher, LLC, 5105 DTC Parkway, Suite 200, Greenwood Village, Colorado 80111. **2. Introduction.** ACWWA seeks to amend paragraph 15.11 of the decree entered on May 10, 2021 in Case No. 19CW3084 ("19CW3084 Decree") to add a recharge facility, the Alles-East Recharge Facility, from which ACWWA will deliver water associated with its changed shares in the Lower Latham Ditch

Company.¹ **3. Claim to Add Alles-East Recharge Facility to 19CW3084 Decree.** 3.1. Location. The Alles-East Recharge Facility is located on the Alles Farm, located in portions of the SE1/4 of the NE1/4 and the N1/2 of the SE1/4 of Section 31, Township 5 North, Range 63 West of the 6th P.M., Weld County, Colorado. Water delivered into the Alles-East Recharge Facility will be allowed to percolate into the alluvial aquifer for the purpose of generating accretions to the South Platte River. The Alles-East Recharge Facility does not intercept groundwater. A map showing the general location of the Alles-East Recharge Facility and accretion location point is attached as **Exhibit 1**. 3.2. Aquifer Characteristics. The monthly net recharge from the Alles-East Recharge Facility shall be lagged to the South Platte River using the Glover method. The “X,” “W,” and “T” factors and specific yield for the site are shown in **Table 1**, below. The accretions will accrue to multiple locations on the South Platte with the following splits: 29% above the Empire Canal headgate, 31% between the Empire Canal headgate and the Riverside Canal headgate, and 40% below the Riverside Canal headgate.

| Table 1 – Glover Parameters for Alles-East Recharge Facility | | | |
|---|----------------------------------|-----------------------|--|
| Aquifer Width, W (ft) | Distance to Stream, X (ft) | Specific Yield, Sy | Harmonic Mean Transmissivity, T (gpd/ft) |
| 13,068 | 7,347 | 0.2 | 265,543 |

3.3. Surface Area Determination. The Alles-East Recharge Facility is fully constructed and operational. The total capacity of the recharge facility is 15 acre-feet. The maximum surface area is 1.64 acres. A stage area capacity table has been prepared and is attached as **Exhibit 2**. 3.4. Measurement. The net recharge for the Alles-East Recharge Facility shall be determined by using the method described in paragraph 15.11.1.4 of the 19CW3084 Decree. **4. Name and Address of Owner of Land on Which Structure Is Located.** 70 Ranch, LLC, at 8301 E. Prentice Ave Suite 100, Greenwood Village, CO 80111, is the fee owner of the land on which the Alles-East Recharge Facility is located. WHEREFORE, Applicant respectfully requests that the Court enter a ruling that grants: (1) the request to amend the 19CW3084 Decree to add the Alles-East recharge facility. (4 pages, 2 exhibits).

CASE NUMBER 2025CW3193 RKR RANCH, LLC, c/o BJ Robinson, PO Box 1903, Elizabeth, CO 80107. James J. Petrock, John D. Buchanan, Hayes Poznanovic Korver LLC, 700 17th Street, Suite 1800, Denver, CO 80202. **APPLICATION FOR UNDERGROUND WATER RIGHTS IN THE DENVER BASIN AQUIFERS AND APPROVAL OF PLAN FOR AUGMENTATION IN THE NOT-NONTRIBUTARY UPPER DAWSON AQUIFER IN ELBERT COUNTY.** Subject Property: Land totaling approximately 200.71 acres generally described as the South 1/2 of the Northwest 1/4, the Southwest 1/4 of the Northeast 1/4, and the West 1/2 of the Southeast 1/4 of Section 34, Township 9 South, Range 65 West of the 6th PM, Elbert County, Colorado, as shown on **Exhibit A** (“Subject Property”). Lien Holder Certification: Applicant has provided notice to all mortgage or lien holders as required under C.R.S. § 37-92-302(2)(b). Well Permits: There is one well on the Subject Property under Well Permit Number 307243. This well will not be re-permitted under the plan for augmentation requested in this application. Additional well permits will be applied for prior to construction of additional wells. Source of Water Rights: The Upper Dawson Aquifer is not-nontributary as defined in C.R.S. § 37-90-103(10.7), and the Lower Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers are nontributary as defined in C.R.S. § 37-90-103(10.5). Estimated Amounts: Applicants desire to leave portions of the underlying groundwater

¹ On January 2, 2024, Applicant filed notice that the seven shares in the Lower Latham Ditch Company changed in the decree entered in Case No. 19CW3084 had been allocated to ACWWA. None of the shares had been allocated to ECCV.

unadjudicated for use in exempt wells. Applicants estimate the following amounts are contained within the aquifers underlying the Subject Property, based on a 100-year and 300-year withdrawal period:

| Aquifer | Annual Amount (acre-feet) 100-year withdrawal | Annual Amount (acre-feet) 300-year withdrawal |
|------------------------|---|---|
| Upper Dawson (NNT) | 101.2 | 33.7 |
| Lower Dawson (NT) | 66.2 | 22.1 |
| Denver (NT) | 81.5 | 27.2 |
| Upper Arapahoe (NT) | 87.3 | 29.1 |
| Laramie-Fox Hills (NT) | 55.9 | 18.6 |

Proposed Uses: Groundwater withdrawn from the not-nontributary and nontributary aquifers underlying the Subject Property will be used, reused, and successively used to extinction for all allowable beneficial uses, including, but not limited to, domestic, including in-house use, commercial, irrigation, stock watering, fire protection, recreational, fish and wildlife, and augmentation purposes, including storage. The water may be immediately used or stored for subsequent use, used for exchange purposes, for direct replacement of depletions, and for other augmentation purposes, including taking credit for all return flows resulting from the use of such water for augmentation of, or as an offset against, any out-of-priority depletions. The water may be leased, sold, or otherwise disposed of for all the above uses both on and off the Subject Property. Jurisdiction: The Court has jurisdiction over the subject matter of this application pursuant to C.R.S. §§ 37-90-137(6), 37-92-203(1), 37-92-302(2). Summary of Plan for Augmentation: Groundwater to be Augmented: 3.9 acre-feet per year of not-nontributary Upper Dawson Aquifer groundwater for 300 years. Water Rights to be Used for Augmentation: Return flows from the use of not-nontributary and nontributary groundwater and direct discharge of nontributary groundwater. Statement of Plan for Augmentation: The not-nontributary Upper Dawson Aquifer groundwater will be used in three lots of approximately ten acres each in the W1/2 of the SE1/4 of Section 34, Township 9S, Range 65W. One well will be constructed on each lot and will pump 1.3 acre-feet per lot, for a total of 3.9 acre-feet per year. The use of water from each well is as follows: in-house use in two (2) single-family dwellings (0.6 acre-foot per year), irrigation of 12,000 square-feet of home lawn and garden (0.6 acre-foot per year), watering of up to 8 domestic animals (0.1 acre-foot per year), fire protection, and storage anywhere on the Subject Property. Applicants reserve the right to amend the amounts and uses without amending the application or republishing the same. Sewage treatment for in-house use will be provided by non-evaporative septic systems. Return flow from in-house use will be approximately 90% of that use and return flow from irrigation use will be approximately 15% of that use. During pumping Applicants will replace actual depletions pursuant to C.R.S. § 37-90-137(9)(c.5). Depletions occur to the South Platte River stream system and return flows accrue to that stream system and are sufficient to replace actual depletions while the subject groundwater is being pumped. Applicants will reserve an equal amount of nontributary groundwater underlying the Subject Property to meet post-pumping augmentation requirements. Applicants request the Court approve the above underground water rights and augmentation plan, find that Applicants have complied with C.R.S. § 37-90-137(4) and water is legally available for withdrawal, find there will be no material injury to the owners of or persons entitled to use water under any vested water right or decreed conditional water right, and grant such other and further relief as is appropriate. 4 pages.

CASE NUMBER 2025CW3194 CAT V FAMILY TRUST, dated December 5, 2025, ATTN: Jeff Payne, Trustee, 9753 Tomahawk Road, Parker, CO 80138. Philip E. Lopez, Eric K. Trout, Fairfield and Woods, P.C., 1801 California Street, Suite 2600, Denver, CO, 80202. **APPLICATION FOR UNDERGROUND WATER RIGHTS FROM NONTRIBUTARY AND NOT NONTRIBUTARY SOURCES AND APPROVAL OF PLAN FOR AUGMENTATION, IN THE NONTRIBUTARY LOWER DAWSON, DENVER, ARAPAHOE AND LARAMIE-FOX HILLS AQUIFERS AND THE NOT-**

NONTRIBUTARY UPPER DAWSON AQUIFER IN DOUGLAS COUNTY. Subject Property: A parcel totaling approximately 5.8 acres generally located in the NW1/4 of the NW1/4 of Section 29, Township 6 South, Range 65 West of the 6th P.M., also known as 9753 N. Tomahawk Road, Parker, CO, 80138, as shown on **Exhibit A** (“Subject Property”). Lien Holder Certification: No party has a mortgage or lien against the Subject Property; therefore, no notice was required under C.R.S. § 37-92-302(2)(b). A copy of the vesting deed is attached as **Exhibit B.** Well Permits: There is one existing exempt Upper Dawson Aquifer well on the Subject Property under Well Permit Number 105124. This well will be re-permitted under the plan for augmentation requested in this application. Additional well permits will be applied for prior to construction of additional wells. Source of Water Rights: The Upper Dawson Aquifer is not-nontributary as defined in C.R.S. § 37-90-103(10.7), and the Lower Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers are nontributary as defined in C.R.S. § 37-90-103(10.5). Estimated Amounts: Applicant desires to leave no groundwater adjudicated. Applicant estimates the following volumes may be available for withdrawal, based on a 100-year withdrawal period:

| Aquifer | Estimated Annual Volume (acre-feet) | Estimated Total Volume (acre-feet) |
|------------------------|-------------------------------------|------------------------------------|
| Upper Dawson (NNT) | 1.28 | 128 |
| Lower Dawson (NT) | 1.49 | 149 |
| Denver (NT) | 3.66 | 366 |
| Arapahoe (NT) | 2.25 | 225 |
| Laramie-Fox Hills (NT) | 1.70 | 170 |

Proposed Uses: Groundwater withdrawn from the not-nontributary and nontributary aquifers underlying the Subject Property will be used, reused, and successively used to extinction for all allowable beneficial uses, including, but not limited to, domestic, including in-house use, commercial, irrigation, stock watering, fire protection, recreational, fish and wildlife, and augmentation purposes, including storage. The water may be immediately used or stored for subsequent use, used for exchange purposes, for direct replacement of depletions, and for other augmentation purposes, including taking credit for all return flows resulting from the use of such water for augmentation of, or as an offset against, any out-of-priority depletions. The water may be leased, sold, or otherwise disposed of for all the above uses both on and off the Subject Property. Jurisdiction: The Court has jurisdiction over the subject matter of this application pursuant to C.R.S. §§ 37-90-137(6), 37-92-203(1), 37-92-302(2). Summary of Plan for Augmentation: Groundwater to be Augmented: 1.15 acre-feet per year of not-nontributary Upper Dawson Aquifer groundwater for 100 years. Water Rights to be Used for Augmentation: Return flows from the use of not-nontributary and nontributary groundwater and direct discharge of nontributary groundwater. Statement of Plan for Augmentation: The not-nontributary Upper Dawson Aquifer groundwater will be used in two wells to provide in-house use in two (2) single-family homes, or their equivalent (0.6 acre-feet per year), 10,000 square-feet of outdoor irrigation of home lawn, plants, trees, etc. (0.5 acre-feet per year), watering of up to 4 large domestic animals (0.05 acre-feet per year), fire protection, and storage before use anywhere on the Subject Property. Applicant reserves the right to amend the amount and uses without amending the application or republishing the same. Sewage treatment for in-house use will be provided by non-evaporative septic systems. Return flow from in-house use will be approximately 90% of that use and return flow from irrigation use will be approximately 15% of that use. During pumping Applicant will replace actual depletions pursuant to C.R.S. § 37-90-137(9)(c.5). Depletions occur to the South Platte River stream system and return flows accrue to that stream system and are sufficient to replace actual depletions while the subject groundwater is being pumped. Applicant will reserve an equal amount of nontributary groundwater underlying the Subject Property to meet post-pumping augmentation requirements. Applicant requests the Court approve the above underground water rights and augmentation plan, find that Applicant has complied with C.R.S. § 37-90-137(4) and water is legally available for withdrawal, find there will be no material injury to the owners of or persons entitled to use water under any vested water right or decreed conditional water right, and grant such other and further relief as is appropriate.

CASE NUMBER 2025CW3195 DOMINION WATER & SANITATION DISTRICT APPLICATION FOR DIRECT FLOW AND STORAGE RIGHTS AND APPROVAL OF PLAN FOR AUGMENTATION INCLUDING RAINWATER HARVESTING CREDITS IN DOUGLAS COUNTY.

1. Name, address, and telephone number of Applicant: Dominion Water & Sanitation District (“Dominion”), 9250 E. Costilla Ave., Suite 400, Greenwood Village, CO 80112, Phone: (720) 531-4210. Please forward all correspondence and inquiries regarding this matter to Attorneys for the Applicant: Carolyn F. Burr, James M. Noble, and Matthew C. Nadel Welborn Sullivan Meck & Tooley, P.C. 1401 Lawrence Street, Suite 1800, Denver, CO 80202 Telephone: (303) 830-2500. 2. Background: Dominion provides wholesale water and sanitation services in northwest Douglas County, Colorado, including for the Sterling Ranch Development through Sterling Ranch Community Authority Board, and is administrator of the state’s first rainwater harvesting pilot program at Sterling Ranch pursuant to Section 37-60-115(6), C.R.S., (“RWH Pilot”). Dominion provides a conjunctive use water supply that is currently 100% renewable and will achieve at a minimum 70% renewable supplies at full buildout, in an area with limited renewable water supply sources in accordance with the goals set in Douglas County’s 2030 Comprehensive Master Plan. The rights applied for herein are to be used in Dominion’s service area, as it currently exists and may exist in the future. The current Dominion service area is depicted on Exhibit 1, attached hereto. Dominion is seeking junior storage rights within the Sterling Gulch watershed which will be used for direct irrigation of park space and stored for subsequent non-potable uses in Dominion’s service area. When the junior rights are out of priority, they will be augmented pursuant to Dominion’s augmentation plan claimed herein. Augmentation requirements will be offset by the historic natural vegetation depletion for areas made impervious pursuant Section 37-60-115(6), C.R.S. 3. Description of Conditional Storage Rights: The conditional storage rights are described below and depicted on Exhibit 2. Together, the conditional storage facilities are hereinafter referred to as the “RWH Ponds.” The RWH Ponds are existing storm water structures that Dominion will modify to become an integrated storm water and precipitation harvesting facility pursuant to §37-60-115(6)(a)(III), C.R.S. 3.1 RWH Pond No. 1: 3.1.1. Location: RWH Pond No. 1 is to be within an existing on-channel stormwater detention pond on Sterling Gulch located in the Northwest quarter of Section 29, Township 6 South, Range 68 West of the 6th P.M. at the following approximate UTM coordinates: NAD 1983 UTM Zone 13 497449.8 mE 4372447.7 mN, in Douglas County, Colorado. It will be created by further excavation of the existing stormwater detention pond, installation of measurement devices to measure inflows and releases, and lined according to the state engineer’s specifications. 3.1.2 Amount Claimed: 7.9 acre feet with a right to fill and refill up to an annual volume of 94.9 acre feet, conditional. 3.1.3 Additional Places of Storage: Water stored in pursuant to the RWH Pond 1 right may be released from RWH Pond 1 and re-diverted and stored in the following structures: 3.1.3.1. Amenity Pond: The location is described in Section 3.3, below. 3.1.3.2. Chatfield Reservoir: The location is described in Section 4.2.7.1, below. 3.1.3.3. ARS Reservoir: The location is described in Section 4.2.7.2, below. 3.1.3.4. Sterling Gulch Reservoir: The location is described in Section 4.2.7.3, below. 3.2 RWH Pond No. 2: 3.2.1. Location: RWH Pond No. 2 is to be within an existing off-channel stormwater detention pond located in the Northwest quarter of Section 29, Township 6 South, Range 68 West of the 6th P.M. at the following approximate UTM coordinates: NAD 1983 UTM Zone 13 497412.1 mE 4372992.5 mN, in Douglas County, Colorado. It will be created by further excavation of the existing stormwater detention pond, installation of measuring devices to measure inflows and releases, and lined according to the state engineer’s specifications. 3.2.2. Amount Claimed: 1.2 acre feet with a right to fill and refill up to an annual volume of 16.3 acre feet, conditional. 3.2.3. Additional Places of Storage: Water stored in pursuant to the RWH Pond 2 right may be released from RWH Pond 2 and re-diverted and stored in the following structures: 3.2.3.1. Amenity Pond: The location is described in Section 3.3, below. 3.2.3.2. Chatfield Reservoir: The location is described in Section 4.2.7.1, below. 3.2.3.3. ARS Reservoir: The location is described in Section 4.2.7.2, below. 3.2.3.4. Sterling Gulch Reservoir: The location is described in Section 4.2.7.3, below. 3.3. Amenity Pond: 3.3.1. Location: Amenity Pond is an existing on-channel structure on Sterling Gulch located in the Northwest quarter of Section 29, Township 6 South, Range 68 West of the 6th P.M. at the following approximate UTM coordinates: NAD 1983 UTM Zone 13 497592.2 mE 4372974.8 mN, in Douglas County, Colorado. It will be operational when the outlet is closed and Dominion

modifies the structure by further excavation of the existing pond, installation of measuring devices to measure inflows and releases, and lined according to the state engineer's specifications. 3.3.2. Amount Claimed: 9.1 acre feet with a right to fill and refill up to an annual volume of 111.2 acre feet. 3.3.3. Additional Places of Storage: Water stored pursuant to the Amenity Pond right may be released from Amenity Pond and re-diverted and stored in the following structures: 3.3.3.1. Chatfield Reservoir: The location is described in Section 4.2.7.1, below. 3.3.3.2. ARS Reservoir: The location is described in Section 4.2.7.2, below. 3.3.3.3. Sterling Gulch Reservoir: The location is described in Section 4.2.7.3, below. 3.4. Information Applicable to All Claimed Storage Rights: 3.4.1. Sources: Sterling Gulch, a tributary to Plum Creek, a tributary to the South Platte River; including, but not limited to, precipitation from surface areas made impermeable in the watersheds above the RWH Ponds that has reduced augmentation requirements. 3.4.2. Date of Appropriation: Mar. 1, 2010. 3.4.3. How Appropriation was Initiated: The appropriation of this rainwater right was initiated by the submission of Dominion's Rainwater Harvesting Pilot Project Application to the Colorado Water Conservation Board as authorized under HB-09-1129 (§37-60-115, C.R.S.). 3.4.4. Date Water First Applied to Beneficial Use: Not applicable. 3.4.5. Uses: Dominion seeks to use the claimed conditional storage rights for all non-potable uses, including but not limited to, irrigation, recreation, construction, fish and wildlife, stock watering, fire protection, directly or as a source of replacement supply for the augmentation plan decreed herein and any future Dominion augmentation plan, and as a substitution supply for the exchanges decreed in Case No. 18CW3039 and any future Dominion exchange or exchange project. Dominion claims the right to use, reuse and successively use the claimed water rights to extinction within Dominion's present and future service area, or any extra-territorial area in which Dominion contracts to provide augmentation and/or water service. 3.4.6. Name and address of the owner of the land underlying the claimed storage rights: Sterling Ranch, LLC, 8155 Piney River Ave., Suite 150, Littleton, CO 80125. 4. Description of Plan for Augmentation: 4.1. Statement of Plan for Augmentation: The three RWH Ponds claimed in herein will be part of existing stormwater detention facilities originally constructed as part of the stormwater management system for the Sterling Ranch community. Pursuant to §37-60-115(6)(a)(III), C.R.S., Dominion will modify the existing structures into an integrated storm water and precipitation harvesting facility to store water when in priority and, when water is stored out-of-priority, to control, measure and augment precipitation that is captured and beneficially used pursuant to §37-60-115(6)(c), C.R.S. and return the remaining precipitation to the stream. Dominion will account for and replace out-of-priority depletions from Sterling Gulch in accordance with §37-60-115(6)(c)(II)(A), C.R.S.; meaning Dominion is claiming the right to divert and store water for beneficial use without replacing those portions of the diversions that constitute the amount of historic natural depletion to the waters of the state, if any, caused by pre-existing natural vegetative cover evapotranspiration for the watershed surface areas made impermeable and associated with the rainwater harvesting project. Dominion proposes to use applicable site specific factors as established pursuant to §37-60-115(b)(VI). 4.2. Structures to be Augmented: 4.2.1. RWH Pond No. 1. 4.2.2. RWH Pond No. 2. 4.2.3. Amenity Pond. 4.3. Sources of Replacement Supplies to Augment Out-of-Priority Depletions: Dominion has the following fully consumable water supplies that may be used to augment out-of-priority depletions associated with the storage rights claimed herein: 4.3.1. 480 acre feet of water per year pursuant to intergovernmental agreements with the City of Aurora. 4.3.2. Dominion's interest in water attributable to the non-tributary Hock Hocking mine, decreed in Case No. W-1318 and 04CW271. 4.3.3. 700 acre feet of water per year pursuant to intergovernmental agreement with Town of Castle Rock. 4.3.4. 625 acre feet per year of water pursuant to Dominion's WISE contract. 4.3.5. 1,381 acre feet per year of non-tributary ground water underlying the Cherokee Ranch in Douglas County, decreed in Case No. 98CW219 and 03CW117. 4.3.6. Direct Flow water rights decreed to Dominion in Case No. 18CW3039, when in priority: 4.3.6.1. Dominion South Platte Pumpback: 4.3.6.1.1. Point of Diversion: The Dominion South Platte Pumpback will divert water from the South Platte River immediately downstream of Chatfield Reservoir in the SW1/4 of the NE1/4 of Section 1, Township 6 South, Range 69 West at the following approximate UTM coordinates: NAD 1983 UTM Zone 13 494844.1 mE 4379108.7 mN, Jefferson County, Colorado. Water diverted through this structure is delivered to the Dominion service area via pipeline. 4.3.6.1.2. Source: South Platte River. 4.3.6.1.3. Rate of Diversion: 4 cfs, conditional as of the time of this application. 4.3.6.2.

Dominion South Platte Right: 4.3.6.2.1. Point of Diversion: The Dominion South Platte Right will divert water from the South Platte River in the SW1/4 of the NE1/4 of Section 34, Township 6 South, Range 69 West at the following approximate UTM coordinates: NAD 1983 UTM Zone 13 491660.3 mE 4370742.1 mN, Douglas County, Colorado. Dominion's South Platte Right diverts near the location Dominion returns water to the South Platte River from its wastewater treatment plant. 4.3.6.2.2. Source: South Platte River. 4.3.6.2.3. Rate of Diversion: 20.7 cfs, conditional as of the time of this application. 4.3.6.3. Plum Creek Diversion (f/k/a/ Dominion Plum Creek Right): 4.3.6.3.1. Point of Diversion: The Plum Creek Diversion will divert water from Plum Creek in the SE1/4 of Section 15, Township 7 South, Range 68 West at the following approximate UTM Coordinates: NAD 1983 UTM Zone 13 501485 mE 4365534 mN, Douglas County, Colorado. 4.3.6.3.2. Source: Plum Creek, a tributary to the South Platte River. 4.3.6.3.3. Rate of Diversion: 10 cfs, conditional as of the time of this application. 4.3.6.4. Dominion Indian Creek Right: 4.3.6.4.1. Point of Diversion: The Dominion Indian Creek Right will divert water from Indian Creek in the NW1/4 of the NE1/4 of Section 16, Township 7 South, Range 68 West at the following approximate UTM coordinates: NAD 1983 UTM Zone 13 499530.81 mE 4366571.57 mN in Douglas County, Colorado. 4.3.6.4.2. Source: Indian Creek, a tributary to Plum Creek. 4.3.6.4.3. Rate of Diversion: 10 cfs, conditional as of the time of this application. 4.3.6.5. Dominion Willow Creek Right: 4.3.6.5.1. Point of Diversion: The Dominion Willow Creek Right will divert water from Willow Creek in the NE1/4 of the NE1/4 of Section 35, Township 6 South, Range 69 West at the following approximate UTM coordinates: NAD 1983 UTM Zone 13 493643.4 mE 4371172.0 mN, Douglas County, Colorado. 4.3.6.5.2. Source: Willow Creek, a tributary to the South Platte River. 4.3.6.5.3. Rate of Diversion: 20.7 cfs, conditional as of the time of this application. 4.3.6.6. Dominion Sterling Gulch Right: 4.3.6.6.1. Point of Diversion: The Dominion Sterling Gulch Right will divert water from Sterling Gulch in the SE1/4 of the NW1/4 of Section 29, Township 6 South, Range 68 West at the following approximate UTM coordinates: NAD 1983 UTM Zone 13 497493.6 mE 4372396.2 mN, Douglas County, Colorado. 4.3.6.6.2. Source: Sterling Gulch, a tributary to Plum Creek. 4.3.6.6.3. Rate of Diversion: 20.7 cfs, conditional as of the time of this application. 4.3.7. Storage water rights decreed to Dominion in Case No. 18CW3039, when in priority: 4.3.7.1. Chatfield Reservoir Storage Right: 4.3.7.1.1. Point of Storage: The Dominion Chatfield Storage Right is an on-channel storage reservoir on the South Platte River and Plum Creek created by a dam located in Section 6 and 7, Township 6 South, Range 68 West and Section 1, Township 6 South, Range 69 West of the 6th P.M. at the following approximate UTM coordinates: NAD 1983 UTM Zone 13 497493.6 mE 4372396.2 mN, Jefferson County, Colorado. 4.3.7.1.2. Sources: South Platte River and Plum Creek. 4.3.7.1.3. Amount of Storage: 500 acre-feet, with the right to refill the amount of 500 acre-feet annually, both conditional. 4.3.7.1.4. Authorization: Any storage in Chatfield Reservoir is subject to approval by the United States Army Corps of Engineers. 4.3.7.2. ARS Reservoir Storage Right: 4.3.7.2.1. Point of Storage: The ARS Reservoir will be an off-channel reservoir located in the Northeast quarter of Section 19, Township 6 South, Range 68 West, Douglas County, Colorado. It will be created by further excavation of an existing gravel pit and lined according to the state engineer's specifications. 4.3.7.2.2. Sources: South Platte River, Plum Creek, Indian Creek, Willow Creek and Sterling Gulch, all tributaries to the South Platte River. The diversion structures to be used to fill the ARS Reservoir are the diversion structures described in Sections 4.2.6 above. 4.3.7.2.3. Amount of Storage: 2,200 acre-feet, with the right to refill in the amount of 2,200 acre-feet per year, both conditional. 4.3.7.3. Sterling Gulch Reservoir Storage Right: 4.3.7.3.1. Point of Storage: The Sterling Gulch Reservoir will be an on-stream reservoir on Sterling Gulch. It will be located in the Northwest quarter of Section 29, Township 6 South, Range 68 West, Douglas County, Colorado. 4.3.7.3.2. Sources: Sterling Gulch, a tributary to Plum Creek. 4.3.7.3.3. Amount of Storage: 418 acre-feet, conditional. 4.3.8. Fully consumable municipal return flows from the above-described sources available from South Platte Renew, Chatfield Basin Water Reclamation Facility, or Plum Creek Water Reclamation Facility. 4.4. Augmentation Plan Operations: Dominion shall replace out-of-priority depletions attributable to the RWH Ponds above the downstream senior calling right in time, place and amount using the replacement sources identified in Section 4.3, above; provided, however, that the amount of out-of-priority replacement required at the time of storage will be reduced by the calculated historic evapotranspiration, plus soil moisture storage, plus deep percolation (i.e., the "historic natural infiltration – HNI") from developed impervious areas located in

the watersheds upstream of the RWH Ponds. Deep percolation replacement amounts will be made in a delayed monthly pattern. In order to determine the augmentation requirement on a daily basis, Dominion shall: 4.4.1. Measure Precipitation. Precipitation will be measured at Sterling Gulch Precipitation Station on a frequent (i.e. 15-minute) basis to appropriately compute historic natural infiltration attributable to developed impervious areas that contributes to each RWH Pond. 4.4.2. Measure Captured Precipitation. Measure precipitation runoff inflows to each RWH Pond, the amount captured, evaporated, amounts delivered for non-potable uses, and releases back to the stream., including for re-diversion to an alternate place of storage. 4.4.3. Calculate Historic Condition Offset. Summarize, on a daily basis, the precipitation attributable to historic natural infiltration (“HNI”) for the developed, impermeable areas within the watersheds upstream of the measurement points for RWH Ponds. 4.4.4. Calculate Augmentation Requirement. Calculate, on a daily basis for each RWH Pond, the amount of precipitation water actually stored out-of-priority in each facility compared to the computed HNI for the impermeable area in the watershed above each facility. Captured amounts greater than the computed HNI will be augmented with available replacement sources or released from storage in a timely manner. Since the HNI captured includes a deep percolation component the augmentation requirement for delayed groundwater returns is computed as 3% of the HNI per month, distributed daily over the following twelve months. 4.4.5. Calculate Excess Historic Conditions Offset. Any calculated HNI that exceeds the amount stored in any of the RWH Ponds may be released and measured from said facility and conveyed to the additional places of storage described in paragraphs 3.1.3, 3.2.3 and 3.3.3, above, minus stream losses between the release point of the RWH structure and the place of storage. WHEREFORE, Dominion requests that the Court enter a decree granting the conditional water storage rights and augmentation plan, including rainwater harvesting credits, and for such other relief it deems proper.

CASE NUMBER 2025CW3196 APPLICATION FOR CHANGE OF WATER RIGHT AND CONDITIONAL WATER RIGHT OF THE LITTLE THOMPSON WATER DISTRICT IN BOULDER, LARIMER AND WELD COUNTIES, COLORADO. **1. Name, mailing address and telephone number of Applicant:** LITTLE THOMPSON WATER DISTRICT (“Little Thompson” or “District”), 835 E. State Highway 56, Berthoud, CO 80513-9237, Telephone: (970) 532-2096. All correspondence and pleadings should be sent to the undersigned counsel for the Applicant: Lee H. Johnson, Karl D. Ohlsen, and Beth Ann J. Parsons, Carlson, Hammond & Paddock, LLC, 1900 Grant Street, Suite 1200, Denver, CO 80203-4539; Phone Number: (303) 861-9000; Fax Number: (303) 861-9026; E-mail: ljohnson@chp-law.com, kohlsen@chp-law.com, baparsons@chp-law.com. **2. Decreed water right for which change is sought:** 57.7 shares of stock in the Handy Ditch Company (“Handy Ditch Company”) referred to herein as the “Subject Water Rights” or “Subject Shares.” The District holds fee title to the Subject Shares. **A. Name of Structures:** Handy Ditch, Welch Reservoir, Hertha Reservoir. **B. Date of original decree:** The original decretal information for the water rights associated with the Subject Shares is as follows:

| HANDY DITCH COMPANY DIRECT FLOW RIGHTS | | | | | | |
|--|--------------|----------------|--------------|--------------|-----------------------|-------------------------|
| Original Diversion Structure | Priority No. | Date of Decree | Approp. Date | Amount (cfs) | Handy Ownership (cfs) | Private Ownership (cfs) |
| BTDMC Ditch ¹ | 2 | 05/28/1883 | 04/01/1863 | 1.39 | 0.695 | 0.695 |
| BTDMC Ditch ¹ | 4 | 05/28/1883 | 05/01/1864 | 1.52 | 0.76 | 0.76 |
| Big Thompson Irrigating Ditch ² | 5 | 05/28/1883 | 02/25/1865 | 20 | 20 | 0 |

| | | | | | | |
|--------------------------|------|------------|------------|---------|---------|-------|
| BTDMC Ditch ¹ | 10.5 | 05/28/1883 | 03/1/1867 | 2.69 | 1.345 | 1.345 |
| BTDMC Ditch ¹ | 20 | 05/28/1883 | 05/1/1872 | 0.4 | 0.2 | 0.2 |
| Handy Ditch | 39 | 05/28/1883 | 02/28/1878 | 31.2 | 31.2 | 0 |
| Handy Ditch | 47.5 | 05/28/1883 | 12/15/1880 | 141.234 | 141.234 | 0 |
| Total | | | | 198.434 | 195.434 | 3 |

1. Transferred to Handy Ditch in Case No. CA0260, Boulder County District Court, March 23, 1914.
2. Transferred to Handy Ditch in Case No. CA1336, Larimer County District Court, March 21, 1898, and further confirmed by decree dated July 31, 1905.

| HANDY DITCH COMPANY STORAGE RIGHTS | | | | |
|--|--------------|-------------------------|--------------------|-------------|
| Reservoir | Priority No. | Adjudication Date | Appropriation Date | Amount (AF) |
| Welch No. 1 | 20 | 4/1/1931 ¹ | 10/1/1881 | 1901 |
| Welch No. 2 | 22 | 4/1/1931 ¹ | 11/25/1888 | 662 |
| Welch No. 5 | 23 | 4/1/1931 ¹ | 11/25/1888 | 26.5 |
| Welch Nos. 1,2,5 (1st Enlargement) | 24 | 4/1/1931 ¹ | 4/17/1902 | 1263 |
| Welch Nos. 3,4 | 25 | 4/1/1931 ¹ | 2/1/1904 | 472 |
| Welch Nos. 1,2,3,4,5 (2nd Enlargement) | 28 | 4/1/1931 ¹ | 6/1/1921 | 631 |
| Welch Nos. 1,2,3,4,5 Refill | 49 | 11/14/1939 ² | 6/15/1923 | 4955 |
| Hertha | 26 | 4/1/1931 ¹ | 11/9/1909 | 593 |
| Hertha Enlargement | 29 | 4/1/1931 ¹ | 5/18/1925 | 1543 |
| Hertha Refill | 51 | 11/14/1939 ² | 6/15/1923 | 593 |

1. Case No. CA9079, Boulder County District Court, April 1, 1931.
2. Case No. CA10077, Boulder County District Court, November 14, 1939.
3. The Handy Ditch Company is the applicant in pending Case No. 22CW3228 seeking to adjudicate junior storage rights for a variety of uses, including municipal purposes. To the extent a decree issues in said case, Little Thompson claims the right to use its pro rata share of said junior storage right for municipal purposes, including, but not limited to, use for replacement of required returns.

C. Legal description of structures: 1. Handy Ditch. The Handy Ditch diverts on the south side of the Big Thompson River. The headgate of the Handy Ditch is located in the NW1/4 of Section 10, Township 5 North, Range 70 West of the 6th P.M. (Based on information provided in the State's CDSS database, Little Thompson provides the following UTM coordinates NAD 83, Zone 13 North: 480920 E, 4474549 N). 2. Welch Reservoir. Welch Reservoir is filled via the Handy Ditch system. The reservoir is generally located in Sections 3, 4, 9, and 10, Township 4 North, Range 69 West of the 6th P.M. (Based on information provided in the State's CDSS database, Little Thompson provides the following UTM coordinates NAD 83, Zone 13 North: 490000 E, 4464000 N). 3. Hertha Reservoir. Hertha Reservoir is filled from Dry Creek

and Knaus Creek. The reservoir is generally located in Sections 7 and 18, Township 4 North, Range 69 West of the 6th P.M. and Sections 12 and 13 of Township 4 North, Range 70 West of the 6th P.M. (Based on information provided in the State's CDSS database, Little Thompson provides the following UTM coordinates NAD 83, Zone 13 North: 486000 E, 4463300 N). A map depicting the general locations of the structures involved in this Application is attached as **Exhibit A. D. Decreed source of water:** Big Thompson River, Knaus Creek and Dry Creek. **E. Appropriation Dates:** See tables in paragraph 2.B, above. **F. Amount:** See tables in paragraph 2.B, above. **G. Decreed uses:** The original decreed use for the Subject Water Rights was irrigation. **H. Amount of water that applicant intends to change:** The water rights associated with the Subject Shares identified in the tables in paragraph 2.B, above. **3. Detailed description of proposed change:** The Little Thompson Water District is a quasi-municipal corporation and political subdivision of the State of Colorado. It owns and operates a municipal water system for the benefit of the residents, businesses, and other water users located within the District boundaries, as the same may exist from time to time, or extra-territorial areas pursuant to contract. A map of the current District boundaries (which includes portions of Boulder, Larimer and Weld Counties) is attached as **Exhibit B.** The Handy Ditch Company is a Colorado mutual ditch company that distributes water to its stockholders. There are 900 shares of capital stock in the Handy Company. The Subject Water Rights changed herein consist of approximately 6.4% of the shares of stock in the Handy Ditch Company. **A. Historical Use:** In cooperation with the Handy Ditch Company Board of Directors, Little Thompson has completed a ditch-wide analysis of the Handy Ditch system. The Subject Water Rights were historically used to irrigate lands within the Handy Ditch service area. A summary of the relevant diversion records and releases of stored water is attached as **Exhibit C. B. Proposed Change:** By this Application, Little Thompson seeks to quantify the yield associated with the Handy Ditch Company direct flow and storage water rights identified in the tables in paragraph 2.B., above, on a ditch-wide basis and, in connection therewith, obtain a decree authorizing the diversion and use of the Subject Water Rights in Little Thompson's municipal water supply system as it currently exists or may exist in the future, including any extra-territorial areas pursuant to contract. Little Thompson further seeks a decree identifying the time, place and amount of return flow obligations associated with the historical use of the Subject Water Rights. The Subject Water Rights will continue to be diverted by the Handy Ditch Company consistent with historical practices (including the Handy Ditch Company's historical exchange practices) at the Handy Ditch headgate, and ultimately delivered into Little Thompson's treatment and distribution system, as it currently exists or exists in the future. Little Thompson anticipates taking delivery of its pro rata entitlement of the Subject Shares at Welch Reservoir, from which Little Thompson intends to pump delivered water into Dry Creek Reservoir for subsequent use in its raw water treatment and distribution system. Little Thompson also anticipates utilizing a portion of its pro rata entitlement of the Subject Shares to satisfy return flow obligations as discussed below. Little Thompson seeks to change the use of the Subject Water Rights, so that in addition to their currently decreed irrigation use, the Subject Water Rights may also be used for all beneficial uses of the municipal water system of Little Thompson, as it currently exists or may exist in the future, including, but not limited to, municipal, domestic, irrigation, commercial, industrial, recreation, fish and wildlife, augmentation, replacement, storage and exchange. Little Thompson seeks a decree authorizing said uses either directly or following storage. Water derived from the exercise of the Subject Water Rights upon which any required return flow obligations have been met will be fully consumable by Little Thompson, and may be used, reused, and successively used to extinction for all beneficial purposes identified herein, either by direct release or storage for later release, with the right to totally consume the consumable portion of the water either by first use, successive use, or disposition to third parties. Said uses may include, but are not limited to, payment of return flow obligations associated with Little Thompson's municipal water supply system, as said system exists now or in the future (expressly including return flow obligations arising as a result of any decree entered in Little Thompson's Case No. 21CW3108) and/or to satisfy existing or subsequent contractual obligations to third parties for replacement, augmentation or return flow purposes. Little Thompson reiterates its longstanding intent to maintain dominion and control over any such fully consumable water, including but not limited to, fully consumable effluent associated with the Subject Water Rights that will be treated and released into the South Platte River Basin, including its tributaries, the Big

Thompson River, the Little Thompson River, St. Vrain Creek, and tributaries to the same. Little Thompson does not seek to adjudicate any independent appropriative rights of exchange in this proceeding, but reserves the right to do so in future applications. Similarly, Little Thompson does not seek to quantify credit for lawn irrigation return flows generated by the changed uses of the Subject Water Rights in this proceeding, but reserves the right to do so in future applications. By this Application, Little Thompson also seeks the right to store some or all of the Subject Water Rights at the locations described below (in addition to the previously decreed locations identified in paragraphs 2.C.2 and 2.C.3, above) following diversion at the Handy Ditch headgate: 1. Dry Creek Reservoir (as it currently exists or may be expanded in the future) is generally located in Sections 18 and 19, Township 4 North, Range 69 West of the 6th P.M. and Sections 13 and 24, Township 4 North, Range 70 West of the 6th P.M. (UTM coordinates NAD 83, Zone 13 North: 485800 E, 4460800 N). 2. Subject to a subsequent agreement with the Handy Ditch Company, storage in excess storage capacity, if any, in the Handy Ditch storage vessels identified in paragraphs 2.C.2 and 2.C.3, above, and any other storage structures satisfying the conditions set forth in C.R.S. §37-87-101(3).

C. Sources of Replacement Water. In order to satisfy its historical return flow obligations, Little Thompson will make replacements utilizing water derived from the Subject Shares and/or water rights owned or controlled by Little Thompson, including but limited to interests in the Home Supply Ditch; the Big Thompson Ditch and Manufacturing Company; the water rights changed in Case No. 21CW3108; the water rights adjudicated in Case No. 05CW263; interests in the Windy Gap Project; water delivered under Boulder and Larimer County Irrigation and Manufacturing Company Shares or Supply Ditch Company shares owned by the District, once such shares have been changed to allow use for replacement of return flows; wastewater effluent from the City of Loveland delivered under a 2020 IGA between the District and Loveland; water delivered consistent with the 2023 IGA between Little Thompson, City of Loveland, the Town of Berthoud and the Town of Johnstown; water delivered consistent with a 2025 IGA between Little Thompson and the City of Loveland; the District's pro rata share of water adjudicated in Case No. 22CW3228; and/or any other water rights Little Thompson acquires, controls, or leases in the future, provided that such water rights may lawfully be used for replacement purposes to meet return flow obligations.

D. Appropriation of Historical Return Flows: Under the proposed change of water rights, return flow obligations attributable to the Subject Water Rights will be identified in terms of time, place and amount. At times when a valid downstream call senior to December 31, 2025 is placed in the Big Thompson, Little Thompson, or South Platte River drainage, Little Thompson will cause the return flow obligation from the change of the Subject Water Rights to be replaced in a manner necessary to prevent injury to said downstream calling senior right. Little Thompson claims the appropriation of historical return flows attributable to the Subject Water Rights and will replace return flows associated with the historical use of the Subject Water Rights only for downstream calls senior to December 31, 2025. Said appropriation of historical return flows may be stored in Dry Creek Reservoir as identified in paragraph 3.B.1, above, and/or, subject to further agreement with the Handy Ditch Company, said appropriation of historical return flows may be stored in the Handy Ditch storage vessels identified in paragraphs 2.C.2 and 2.C.3, above, and any other storage structures satisfying the conditions set forth in C.R.S. §37-87-101(3). Any such appropriated return flows will be used for the same uses as described in Paragraph 3.B., above. The claimed appropriation date is December 31, 2025, in the amount of 1.25 c.f.s., conditional. Alternatively, Applicant seeks a decree clarifying that it would have no obligation to replace return flows at times when the valid downstream call in the Big Thompson, Little Thompson or South Platte River Basin is junior to December 31, 2025.

4. Name(s) and address(es) of owner(s) of 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. The Handy Ditch System, including the Handy Reservoirs identified in paragraphs 2.C.2 and 2.C.3., above, are all existing diversion or storage structures and no modification to the existing storage pool is contemplated at this time. The Applicant has an ownership interest in Dry Creek Reservoir. As a result, no additional notice is required under § 37-92-302(2)(b), C.R.S., in this instance.

5. Other. Nothing in this Application or resulting decree shall be construed to

create, enlarge, or diminish any contractual right held by Little Thompson for the use of land or structures owned by third parties.

CASE NUMBER 2025CW3197 CARLY STEIGER, BLAIZE STEIGER, AND MOUNTAIN MUTUAL RESERVOIR COMPANY, 26756 Light Lane, Conifer, CO 80433; Email: carly@steigerfarms.com; Telephone Number: (818) 523-2834 and Mountain Mutual Reservoir Company, 6949 Highway 73, Suite 15, Evergreen, CO 80439; Email: Norm@mmrcwater.com; Telephone Number: (303) 989-6932. Please address all correspondence for Steiger’s and Mountain Mutual Reservoir Company to: Aaron S. Ladd, Esq. and Rachel L. Bolt, Esq., Dickinson Wright, PLLC, 1125 17th Street, Suite 550, Denver, CO 80202; Email: aladd@dickinson-wright.com; rbolt@dickinson-wright.com; Telephone Number: (303) 723-8400. **APPLICATION FOR APPROVAL OF A PLAN FOR AUGMENTATION INCLUDING EXCHANGE IN JEFFERSON COUNTY, COLORADO.** 2. Overview of Claims: The

Steigers own an approximately 10-acre parcel lying in the NE1/4, SE1/4, Section 14, Township 6 South, Range 71 West of the 6th P.M., in Jefferson County, Colorado (“Steiger Property”), known as 26756 Light Lane, Conifer, shown on the map attached as **Exhibit A**. The Steiger Property is in the drainage of Labo Creek, tributary to North Turkey Creek, tributary to Turkey Creek, tributary to Bear Creek. The augmentation plan sought by this application will replace out-of-priority depletions caused by the pumping of a well located on the Steiger Property, hereafter referred to as the Steiger Well No. 1, which will be used to supply water for a commercial horse boarding operation. The Steiger Well No. 1 will be in the same approximate location as a former hand-dug well on the Steiger Property (formally permitted as Well Permit No. 157744) that will be re-permitted following the entry of a decree in this matter. The domestic water needs at the Steiger Property will continue to be supplied by an existing exempt domestic well, the Ravenwood Well, located on the Steiger Property (Well Permit 157744-A), decreed in Case No. 01CW232. The Ravenwood Well is not subject to the augmentation plan sought herein and will keep its exempt status following entry of a decree in this matter. Application for Approval of a Plan for Augmentation Including Exchange 3. Name of Structure to be Augmented: Steiger Well No. 1. 4. Water Rights to be Used for Augmentation Purposes: The Steigers own 20 shares of MMRC stock. The Steigers seek to dedicate 17.9 of their 20 MMRC shares to this augmentation plan, which represents a firm annual yield of 0.562 of an acre-foot to satisfy the replacements needs under this augmentation plan, which firm yield is available for use in Turkey Creek, as reflected on **Exhibit B**, attached. a. The water rights which MMRC owns for the benefit of its shareholders (hereinafter referred to as the “**Bear Creek/Turkey Creek water rights**”), are summarized as follows: i. Harriman Ditch: 7.71 shares of the 400 shares of capital stock (1.93%), issued and outstanding in the Harriman Ditch Company. Said company owns direct flow water rights decreed to the Harriman Ditch. Pursuant to the Decree entered in Civil Action No. 6832, on February 4, 1884, the ditch was awarded the following direct flow priorities:

| Appropriation Date | Priority Number | Source | Amount | MMRC Entitlement |
|--------------------|-----------------|--------------|-----------|------------------|
| April 15, 1868 | 21 | Turkey Creek | 10.75 cfs | 0.2072 cfs |
| March 16, 1869 | 23 | Bear Creek | 7.94 cfs | 0.1530 cfs |
| May 1, 1871 | 25 | Bear Creek | 25.54 cfs | 0.4923 cfs |
| March 1, 1882 | 30 | Bear Creek | 12.87 cfs | 0.2481 cfs |

The Bear Creek headgate of the Harriman Ditch is located on the South bank of Bear Creek in the NE1/4 NE1/4, Section 2, Township 5 South, Range 70 West, 6th P.M., Jefferson County, Colorado. The Turkey Creek headgate of the Harriman Ditch is located on the South bank of Turkey Creek near the Southwest corner of Section 6, Township 5 South, Range 69 West, 6th P.M., Jefferson County. The ditch was originally decreed for irrigation, livestock watering, domestic and municipal purposes. ii. Warrior Ditch: 2.0 shares of 160 shares of capital stock (1.25%), issued and outstanding in the Warrior Ditch Company. Said company owns direct flow water rights decreed to the Warrior Ditch. Pursuant to the Decree entered in Civil Action No. 6832 on February 4, 1884, the ditch was awarded the following direct flow priorities:

| Appropriation Date | Priority Number | Source | Amount | MMRC Entitlement |
|--------------------|-----------------|--------------|-----------|------------------|
| Dec. 1, 1861 | 4 | Bear Creek | 12.33 cfs | 0.1541 cfs |
| April 16, 1862 | 8 | Turkey Creek | 2.86 cfs | 0.0358 cfs |
| Oct. 31, 1864 | 14 | Bear Creek | 25.47 cfs | 0.3184 cfs |
| April 1, 1865 | 16 | Bear Creek | 11.49 cfs | 0.1436 cfs |

iii. Soda Lakes Reservoir Nos. 1 and 2: 8.71 shares of the 400 shares of capital stock (2.18%), issued and outstanding in the Soda Lakes Reservoir and Mineral Water Company. Said company owns storage water rights decreed to the Soda Lakes Reservoir Nos. 1 and 2. Pursuant to the Decree entered in Civil Action No. 91471 on September 24, 1935, the Soda Lakes Reservoir Nos. 1 and 2 were adjudicated for 1,794 acre-feet for irrigation purposes, and 598 acre-feet for storage for supplying the City of Denver with water for municipal purposes, including the watering of lawns and gardens. The date of appropriation awarded to the structures was February 11, 1893. The Soda Lakes Reservoirs are located in Section 1, Township 5 South, Range 70 West, 6th P.M., Jefferson County. The reservoirs are filled through the Harriman Ditch. iv. Meadowview Reservoir: The structure is located in the NE1/4 SW1/4 and the NW1/4 SE1/4 of Section 26, Township 5 South, Range 71 West, 6th P.M., Jefferson County. Meadowview Reservoir was awarded absolute water rights in Case No. 09CW92 (01CW294), in an amount of 20 acre-feet, and in Case No. 16CW3022 (94CW290), in an amount of 30 acre-feet, for augmentation, replacement, exchange and substitution purposes. The source is North Turkey Creek and water tributary to North Turkey Creek. Harriman Ditch and Warrior Ditch direct flow water and water available to MMRC in the Soda Lakes Reservoirs are also stored in Meadowview Reservoir by exchange pursuant to the appropriative rights of substitution and exchange decreed in Case Nos. 94CW290, 00CW060 and 01CW293. b. The overall “firm” yield of consumptive use water available from the MMRC portfolio of Bear Creek/Turkey Creek water rights and storage facilities was quantified in the Decrees entered by the District Court for Water Division 1 in Case No. 01CW293, dated July 16, 2003, and Case No. 94CW290, dated October 16, 2006. The terms and conditions under which the Bear Creek/Turkey Creek water rights are used for augmentation and replacement purposes are set forth in the Decrees in Case Nos. 01CW293 and 94CW290, and are deemed to be *res judicata* in future proceedings involving such rights, pursuant to *Williams v. Midway Ranches*, 938 P.2d 515 (Colo. 1997). Reference is made to the Decrees in Case Nos. 01CW293 and 94CW290 for more detailed information. c. Terms from Case No. 19CW3154. Defined terms used here but not defined or used in other sections of this application shall have the meaning set forth in the decree for Case No. 19CW3154. i. When and to the extent the Bear Creek/Turkey Creek Firm Yield committed to the plan described in this application is not needed to make replacements pursuant to said plan, MMRC’s use of the Bear Creek/Turkey Creek Firm Yield that is committed to this application may be used as a Supplemental Supply as defined in the decree in Case No. 19CW3154 only in the manner, and subject to the terms and conditions, set forth in said decree, including but not limited to the provisions set forth in Sections 21.1 through 21.7, 22.1, 22.2.1 through 22.2.9 and 22.3.1 and 22.3.2. An excerpt of the decree in Case No. 19CW3154 that includes these referenced sections will be attached as an exhibit to the final decree in this case. ii. On an ongoing basis, if MMRC’s storage volume in Meadowview Reservoir is less than the Turkey Creek Estimated Actual Depletions from the current month until the next April 30, MMRC shall cease making replacements of pond evaporation depletions in the Turkey Creek basin that are to be augmented pursuant to this application. 5. Statement of Plan for Augmentation: This augmentation plan will replace out-of-priority depletions associated with the Steiger Well No. 1 for the outdoor uses as described below. a. The water requirements for the Steiger Well No. 1 is for the watering of up to 50 horses using 10 gallons per animal per day with 100% consumption. This plan will require 0.560 of an acre-foot of replacement water as is shown in Table 1 below.

Table 1

| | | | | | | | |
|--|--|--|--|--|-------------------------|-------------------------|-------------------------|
| | | | | | Replacement Requirement | Replacement Requirement | Replacement Requirement |
|--|--|--|--|--|-------------------------|-------------------------|-------------------------|

| Use | Water Requirements | Units | Quantity AF | CU Rate | Total Ac-Ft | Summer Ac-Ft | Winter Ac-Ft |
|--------|--|-------|-------------|---------|-------------|--------------|--------------|
| Horses | 10 gallons per head per day*365 days a year (0.0112 AFY) | 50 | 0.56 | 100% | 0.56 | 0.28 | 0.28 |
| Total | | | 0.56 | | 0.56 | 0.28 | 0.28 |

The monthly depletions are as follows in acre-feet:

| Nov | Dec | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct |
|------|------|------|------|------|------|------|------|------|------|------|------|
| 0.05 | 0.05 | 0.05 | 0.04 | 0.05 | 0.04 | 0.05 | 0.04 | 0.05 | 0.05 | 0.04 | 0.05 |

This equates to an average stream depletion of 1 gallon per minute. b. The required volume of augmentation water will be provided from the sources described in Paragraph No. 4, above. Due to the small volume of annual stream depletions projected to occur under this plan, instantaneous stream depletions may be aggregated and replaced by one or more releases from storage of short duration. c. During those times when the exchanges described herein and in Case Nos. 94CW290 and 01CW293 can be operated, depletions to Lobo Creek and North Turkey Creek from use of the Steiger Well No. 1 to provide water supply to the Steiger Property will be augmented by either continuously leaving a portion of MMRC's Warrior Ditch and/or Harriman Ditch direct flow water rights in the stream or periodically releasing water stored in Soda Lakes Reservoirs. During times when exchanges cannot be operated, depletions will be augmented by periodically releasing water from Meadowview Reservoir. 6. Water Exchange Reach: The total consumptive use water requirement will be 0.560 of an acre-foot of the annual firm yield of 23.8 acre-feet of yield of the Bear Creek/Turkey Creek Water Rights that are eligible for use in Turkey Creek. These requirements are needed at the point of depletion to Labo Creek, which is estimated to be in the W1/2, Section 14, Township 6 South, Range 71 West in the 6th P.M. This is upstream of the point of replacement at the confluence of Bear Creek and Turkey Creek in the NE1/4 NW1/4, Section 5, Township 5 South, Range 69 West of the 6th P.M. Depletions to Turkey Creek and part of North Turkey Creek associated with water usage from Steiger Well No. 1 will be within the exchange reach of the MMRC exchanges decreed in Case Nos. 94CW290 and 01CW293. These previously decreed exchange reaches are from the confluence of Bear Creek and Turkey Creek in the NE1/4 NW1/4, Section 5, Township 5 South, Range 69 West, thence up Turkey Creek to the confluence of North Turkey Creek and South Turkey Creek in the SW1/4 SW1/4, Section 22, Township 5 South, Range 70 West, thence up North Turkey Creek to the inlet structure for Meadowview Reservoir in the S1/2, Section 26, Township 5 South, Range 71 West, all in the 6th P.M. (collectively, the "MMRC Exchanges"). However, because the point of depletion to Labo Creek is upstream of the MMRC Exchanges, Applicants assert an exchange project right pursuant to Section 37-92-103(9), 37-92-302(1)(a), 37-92-302(5), 37-92-305(3), 37-92-305(5), and 37-92-305(8)(a), C.R.S ("Steiger Exchange Project"). The Steiger Exchange Project shall extend from uppermost terminus of the MMRC Exchanges at the inlet structure for Meadowview Reservoir on North Turkey Creek in the S1/2, Section 26, Township 5 South, Range 71 West, thence up North Turkey Creek to the confluence of North Turkey Creek and Labo Creek in the NW1/4 NW1/4, Section 14, Township 6 South, Range 71 West, thence up Labo Creek to the point of depletion in the W1/2 Section 14, Township 6 South, Range 71 West, all in the 6th P.M. The MMRC Exchanges described in Case Nos. 94CW290 and 01CW293 are operated and administered with priority dates of December 30, 1994, and December 31, 2001, respectively. The Steiger Exchange Project will be operated and administered with a priority date of December 31, 2025, at a rate of 0.01 cfs. In the event there is a senior call between the source of the water and the point of depletion that precludes the exchanges, Applicants can have replacement water delivered via trucking to a point above the calling right, or release water from an onsite container. 7. Administration of Plan: Appropriate accounting forms will be established for reporting usage and determining required releases to be made pursuant to this augmentation plan throughout each year. 8. 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: Co-Applicants, the Steigers. WHEREFORE, Applicants request the entry of a decree approving this Application, specifically (1) granting the appropriations sought in this Application; (2) authorizing use of the augmentation supplies described in this Application, and (3) determining that the source and location of delivery of augmentation water are sufficient to prevent material injury to vested water rights. The Applicants also request entry of an Order directing the State Engineer to issue well permits, or amended or replacement well permits, for the use of the Steiger Well No. 1 consistent with the final decree entered in this case. And such other order as the Court deems appropriate. (8 Pages, 2 Exhibits)

CASE NUMBER 2025CW3198 THE CENTRAL COLORADO WATER CONSERVANCY DISTRICT (“CCWCD”), THE GROUNDWATER MANAGEMENT SUBDISTRICT OF THE CENTRAL COLORADO WATER CONSERVANCY DISTRICT (“GMS”), AND THE WELL AUGMENTATION SUBDISTRICT OF THE COLORADO WATER CONSERVANCY DISTRICT (“WAS”) (collectively “Central” or “Applicant”). 3209 West 28th Street, Greeley, Colorado 80634. (970) 330-4540; Bradley C. Grasmick, #35055, David L. Strait, #52659, Lawrence Custer Grasmick Jones & Donovan, LLP, 5245 Ronald Reagan Blvd., Suite 1, Johnstown, CO 80534, Telephone: (970) 622-8181; email: brad@lcwaterlaw.com; dstrait@lcwaterlaw.com; **APPLICATION TO ADD RECHARGE PONDS TO RECHARGE PROJECT IN WELD AND MORGAN COUNTIES.** 2. Summary of Application. Central operates the Walker Recharge Project decreed in Case No. 16CW3202 (the “Walker Decree”). Pursuant to Paragraph 16.5 of the Walker Decree, Central may seek to add new recharge ponds to the Walker Recharge Project by filing an application with the Water Court. Water from the South Platte River and the alluvial aquifer will be delivered to the Recharge Ponds described herein via pipeline and pursuant to the conditional surface and ground water rights decreed in the Walker Decree. 3. Recharge Ponds to be Added to the Walker Recharge Project. The recharge ponds to be added to the Walker Recharge Project are described below and may be collectively referred to herein as the “Recharge Ponds.” 3.1. Modified Sieber/Empire Recharge Pond (CR 3/CR T). 3.1.1. Location. The NE1/4 of the NW1/4 and the NW1/4 of the NE1/4 of Section 33 Township 4 North, Range 60 West of the 6th P.M., Morgan County, Colorado. 3.1.2. Total Surface Area Exposed. 15 acres. 3.1.3. Aquifer Parameters. The timing and location of recharge accretions will be established by the application of the bounded alluvial aquifer approach developed by Glover as further described on Exhibit A hereto. 3.1.4. Remarks. The Seiber Dairy Pond was adjudicated as a Walker Recharge Pond in the Walker Decree. The Seiber Dairy Pond was to have an approximate surface area of 5 acres and be located in the NE1/4 of the NW1/4 of Section 33 Township 4 North, Range 60 West of the 6th P.M., Morgan County, Colorado. The Modified Sieber/Empire Recharge Pond described herein will replace the Seiber Dairy Pond decreed in the Walker Decree. 3.2. Bruntz NW Corner Recharge Pond (CR 4/CR T). 3.2.1. Location. The NW1/4 of the SW1/4 of Section 26, Township 4 North, Range 60 West of the 6th P.M., Morgan County, Colorado. 3.2.2. Total Surface Area Exposed. 10 acres. 3.2.3. Aquifer Parameters. The timing and location of recharge accretions will be established by the application of the bounded alluvial aquifer approach developed by Glover as further described on Exhibit A hereto. 3.3. Pope Recharge Pond (CR 3/CR T). 3.3.1. Location. The SE1/4 of the SW1/4 of Section 27, Township 4 North, Range 60 West of the 6th P.M., Morgan County, Colorado. 3.3.2. Total Surface Area Exposed. 5 acres. 3.3.3. Aquifer Parameters. The timing and location of recharge accretions will be established by the application of the bounded alluvial aquifer approach developed by Glover as further described on Exhibit A hereto. 3.4. Bruntz South Recharge Pond (CR 4/CR T). 3.4.1. Location. The S1/2 of the NE1/4 of Section 34, Township 4 North, Range 60 West of the 6th P.M., Morgan County, Colorado. 3.4.2. Total Surface Area Exposed. 10 acres. 3.4.3. Aquifer Parameters. The timing and location of recharge accretions will be established by the application of the bounded alluvial aquifer approach developed by Glover as further described on Exhibit A hereto. 3.5. Empire Recharge Pond (CR 2/CR T). 3.5.1. Location. The E1/2 of the SE1/4 of Section 29, Township 4 North, Range 60 West of the 6th P.M., Morgan County, Colorado. 3.5.2. Total Surface Area Exposed. 20 acres. 3.5.3. Aquifer Parameters. The timing and location of recharge accretions will be established by the application of the bounded alluvial aquifer approach

developed by Glover as further described on Exhibit A hereto. 4. Proposed Terms and Conditions. The terms and conditions for the Recharge Ponds will be the same or similar to those for the Walker Recharge Ponds as provided in the Walker Decree, including but not limited to Paragraphs 15 and 16, and the subparagraphs thereto. 5. Names and Addresses of Owners of Land on which Structures are Located. The following persons or entities own the land upon which the Recharge Ponds will be constructed: 5.1. Empire Land Co., LLC; 1473 County Road S, Wiggins, CO 80654. 5.2. Robert and Edith Seiber; 18374 County Road 2, Wiggins, CO 80654. 5.3. Steven and Sharon Bruntz; 3506 County Road T, Wiggins, CO 80654. 5.4. Derek and Cynthia Pope; 19502 County Road 3, Wiggins, CO 80654. This application consists of five pages and one exhibit.

THE WATER RIGHTS CLAIMED BY THESE APPLICATIONS MAY AFFECT IN PRIORITY ANY WATER RIGHTS CLAIMED OR HERETOFORE ADJUDICATED WITHIN THIS DIVISION AND OWNERS OF AFFECTED RIGHTS MUST APPEAR TO OBJECT WITHIN THE TIME PROVIDED BY STATUTE OR BE FOREVER BARRED.

YOU ARE HEREBY NOTIFIED that any party who wishes to oppose an application, or an amended application, may file with the Water Clerk, P. O. Box 2038, Greeley, CO 80632, a verified Statement of Opposition, setting forth facts as to why the application should not be granted, or why it should be granted only in part or on certain conditions. Such Statement of Opposition must be filed by the last day of **FEBRUARY 2026** (forms available on www.courts.state.co.us or in the Clerk's office), and must be filed as an Original and include **\$192.00** filing fee. A copy of each Statement of Opposition must also be served upon the Applicant or Applicant's Attorney and an affidavit or certificate of such service of mailing shall be filed with the Water Clerk.