

IN THE DISTRICT COURT IN AND FOR WATER DIVISION NO. 4

STATE OF COLORADO

TO: ALL PERSONS INTERESTED IN WATER APPLICATIONS IN SAID WATER
DIVISION NO. 4

Pursuant to C.R.S. 37-92-302, as amended, you are notified that the following is a resume of all applications filed in the Water Court during the month of May 2026.

The names, address of applicant, source of water, description of water right or conditional water right involved, and description of the ruling sought are as follows:

The water right claimed by this application may affect in priority any water right claimed or heretofore adjudicated within this division, and owners of affected rights must appear to object and protest within the time provided by statute, or be forever barred.

Case No. 26CW11 Applicant Wm. Troy Latham and Karen Latham PO Box 928 Delta, CO 81416. Application and Amended Application for Conditional Surface Water Rights. Hawkins Spring No 4 – SE1/4NE1/4 Section 5 T49N R13W NMPM. Easting 732195.46 Northing 4269408.85. Source: tributary to Cottonwood Creek, tributary to Roubideau Creek, Gunnison River. Date of Appropriation: June 28, 2012. Amount claimed: 5 gpm for livestock watering. **MONTROSE COUNTY.**

Case No. 26CW12 Applicant Christopher Kennedy PO Box 445 Norwood CO 81423. Application for Absolute Surface Water Rights. Stinkhole Draw Spring – Easting 735178.9 Northing 4225153.3. Source: tributary to Stinkhole Draw, tributary to Naturita Creek, tributary to San Miguel River. Date of Appropriation: May 1, 2022. Amount claimed: 3 gpm for domestic, irrigation, stockwater, pond and firefighting, wildlife, habitat enhancement. **SAN MIGUEL COUNTY.**

Case No. 26CW13 (Ref No. 19CW30) Applicant Scott and Rebecca Yale 361 Suzanne Lane Ridgway CO 81432. Application for Finding of Reasonable Diligence. Plummer Ditch System - Easting 262640mE Northing 4218462mN. Source: Uncompahgre River. Date of Appropriation: June 1, 2017. Amount claimed: 0.25 cfs for irrigation of 1 acre and fire mitigation. The application on file with the Water Court contains an outline of the work performed during the diligence period. **OURAY COUNTY.**

Case No. 26CW3025 (Ref No. 19CW3097) SAN MIGUEL COUNTY, SAN MIGUEL RIVER BASIN. Wilson Mesa at Telluride Metropolitan District c/o Ryan Jarvis and Kaitlin Randall of JVAM PLLC, 305 Gold Rivers Ct., Ste 200, Basalt CO 81621. Application for Finding of Reasonable Diligence and to Make Absolute. Name of structure: Trout Lake Reservoir, Wilson Mesa Metro Enlargement. Original decree: 19CW3097, Div 4. Subsequent decree: N/A. Location: NE¼ SW¼ Sec 8 T41N R9W NMPM, (Zone 13, NAD83, Easting: 0245908m, Northing 4190924m). Source: Lake Fork of the San Miguel River. Date of appropriation: 7/26/2018. Amount: 4.0 af, conditional. Uses: Replacement

of depletions, including by augmentation. Surface area of high water line: 138 acres. Vertical height of dam: 38.5 ft, according to the decree in CA4641. Total capacity: 3,314 af. Active capacity: Approx. 2,274 af. Dead storage: Approx. 1,040 af. Claim to Make Absolute: Date water applied to beneficial use: 6/16/2025. Amount of water applied to beneficial use: 4.0 af. Uses: Replacement of depletions, including by augmentation. Location of storage: 4.0 af was captured, possessed, and controlled in priority in Trout Lake at the location described above. C.R.S. § 37-92-301(4)(e). Remarks: Trout Lake is an existing reservoir owned by Public Service Company of Colorado originally decreed in CA4641, Montrose County District Court, for the storage of 3,186 af. Applicant executed a long-term lease with PSCo for 4 af of storage space in Trout Lake. The subject water right was stored in Trout Lake as of the fill date of 6/16/2025, and water was released from Trout Lake by the DWR for augmentation of Applicant's depletions during 2025, as decreed in 19CW3097. Owner of land upon which the structure is or may be located: Public Service Company of Colorado, 414 Nicollet Mall, MN1180-08-MCA, Minneapolis, MN 55401. Application on file with the Court has a list of diligence activities. (5 Pages, 1 Exhibit). The application on file with the Water Court contains an outline of the work performed during the diligence period. **SAN MIGUEL COUNTY.**

Case No. 26CW3026 (Ref No. 98CW191, 06CW158, 13CW3028, 20CW1); North Fork of the Gunnison River in Delta County, Colorado. Lincoln Hull, 271 Willow Lane, Carbondale, CO 81623. Direct all correspondence to Karl J. Hanlon and Danielle T. Skinner of Karp Neu Hanlon, P.C., P. O. Drawer 2030, Glenwood Springs, CO 81602, (970) 945-2261, counsel for the Applicant. **APPLICATION FOR FINDING OF REASONABLE DILIGENCE.** **FIRST CLAIM: *Sunshine Spring No. 2.*** Date of Original Decree: August 11, 2000, in Case No. 98CW191, District Court in and for Water Division No. 4. Subsequent Decrees Awarding Findings of Diligence: August 6, 2007, in Case No. 06CW158, January 29, 2014, in Case No. 13CW3028, and May 4, 2020, in Case No. 20CW1, each in Water Division 4. Legal Description: Sunshine Spring No. 2 is located in the NE1/4SW1/4SE1/4 of Section 9, Township 14 South, Range 92 West, 6th P.M., at a point 1863 feet west of the east section line and 1373 feet north of the south section line. Source: Tributary to the North Fork of the Gunnison River. Appropriation Date: December 31, 1998. Amounts and Uses: 0.1 c.f.s., conditional, for in-house domestic use (drinking, sanitary, and household use) and commercial use within a holistic healing center (drinking, sanitary, and filling therapy pools); and 0.1 c.f.s., absolute, for firefighting use (Case No. 13CW3028). Claim for Diligence: Applicant requests a finding of diligence for the Sunshine Spring No. 2 in the amount of 0.1 c.f.s., conditional, for in-house domestic use (drinking, sanitary, and household use) and commercial use within a holistic healing center (drinking, sanitary, and filling therapy pools). **SECOND CLAIM: *Sunshine Spring No. 3.*** Date of Original Decree: August 11, 2000, in Case No. 98CW191, District Court in and for Water Division No. 4. Subsequent Decrees Awarding Findings of Diligence: August 6, 2007, in Case No. 06CW158, January 29, 2014, in Case No. 13CW3028, and May 4, 2020, in Case No. 20CW1, each in Water Division 4. Legal Description: Sunshine Spring No. 3 is located in the NE1/4SW1/4SE1/4 of Section 9, Township 14 South, Range 92 West, 6th P.M., at a point 1916 feet west of the east section line and 1149 feet north of the south section line. Source: Tributary to the North Fork of the Gunnison River. Appropriation Date:

December 31, 1998. Amounts and Uses: 0.066 c.f.s., conditional, for in-house domestic use (drinking, sanitary, and household use) and commercial use within a holistic healing center (drinking, sanitary, and filling therapy pools); and 0.066 c.f.s., absolute, for firefighting use (Case No. 13CW3028). Claim for Diligence: Applicant requests a finding of diligence for the Sunshine Spring No. 3 in the amount of 0.066 c.f.s., conditional, for in-house domestic use (drinking, sanitary, and household use) and commercial use within a holistic healing center (drinking, sanitary, and filling therapy pools). **THIRD CLAIM: *Sunshine Spring No. 4***. Date of Original Decree: August 11, 2000, in Case No. 98CW191, District Court in and for Water Division No. 4. Subsequent Decrees Awarding Findings of Diligence: August 6, 2007, in Case No. 06CW158, January 29, 2014, in Case No. 13CW3028, and May 4, 2020, in Case No. 20CW1, each in Water Division 4. Legal Description: Sunshine Spring No. 4 is located in the SW1/4SW1/4SE1/4 of Section 9, Township 14 South, Range 92 West, 6th P.M., at a point 1991 feet west of the east section line and 662 feet north of the south section line. Source: Tributary to the North Fork of the Gunnison River. Appropriation Date: December 31, 1998. Amounts and Uses: 0.033 c.f.s., conditional, for in-house domestic use (drinking, sanitary, and household use) and commercial use within a holistic healing center (drinking, sanitary, and filling therapy pools); and 0.033 c.f.s., absolute, for firefighting use (Case No. 13CW3028). Claim for Diligence: Applicant requests a finding of diligence for the Sunshine Spring No. 4 in the amount of 0.033 c.f.s., conditional, for in-house domestic use (drinking, sanitary, and household use) and commercial use within a holistic healing center (drinking, sanitary, and filling therapy pools.). Names and Addresses of Owners of Land Upon Which Structures are Located: Applicant. The following exhibits are on file with the Water Court: a map depicting the location of structures (Exhibit A), and a description of diligence activities (Exhibit B), (pp. 14 with exhibits). The application on file with the Water Court contains an outline of the work performed during the diligence period. **DELTA COUNTY**.

Case No. 26CW3027 (Ref. No. W-130, W-639, 82CW281, 87CW84, 93CW182, 00CW35, 06CW143, 13CW3004, 19CW3070). Applicant: The City of Grand Junction, c/o Jamie B. Beard, 250 N. 5th Street, Grand Junction, Colorado, 81501, 970-256-4013. APPLICATION FOR A FINDING OF REASONABLE DILIGENCE; GRAND JUNCTION-GUNNISON RIVER PIPELINE; Date of original decree: 07/21/1959, in Civil Action No. 8303 Mesa County District Court, Location by original decree: East bank of Gunnison River, whence the N¼ corner of S 35, T 1 S, R 1 W, Ute Meridian, bears N 100° 13' E. 1843.53 feet also described as 1850 feet north of the south section line and 2400 feet west of the east section line of Section 35, T 1 S, R 1 W, Ute P.M., Source: Gunnison River, Appropriation Date: 01/22/1957, Amount: 101.4 cfs conditional right with 18.6 cfs made absolute previously. The 101.4 cfs conditional is the subject of the application, Use: for domestic, municipal and industrial uses. The application contains a detailed outline of work performed during the diligence period. **MESA COUNTY**.

Case No. 26CW3028 (Ref No. 25CW3003) SAN MIGUEL COUNTY, SAN MIGUEL RIVER BASIN. Telluride Preserve Homeowners Association c/o Ryan Jarvis and Laurel Quinto of JVAM PLLC, 305 Gold Rivers Ct, Ste 200, Basalt CO 81621, (970) 922-2122. Application to Make Absolute. Name of structure: Trout Lake Reservoir, Telluride

Preserve Enlargement. Original decree: 25CW3003, Div 4. Subsequent decree: N/A. Location: on the Lake Fork of the San Miguel River at a point in the NE¼ SW¼ Sec 8 T41N R9W NMPM, Zone 13, NAD83, UTM Easting: 245807.00, UTM Northing: 4190829.00. Source: Lake Fork of the San Miguel River. Date of appropriation: 7/12/2024. Amount: 3.0 af. Use: Replacement of depletions, including by augmentation. Claim to Make Absolute: Date water applied to beneficial use: 6/16/2025. Amount of water applied to beneficial use: 3.0 af. Use: Replacement of depletions, including by augmentation. Location of storage: 3.0 af was captured, possessed, and controlled in priority in Trout Lake at the location described above. C.R.S. § 37-92-301(4)(e). Remarks: Trout Lake is an existing reservoir owned by Public Service Company of Colorado originally decreed in CA-4641, Montrose County District Court, for the storage of 3,186 af. Applicant executed a long-term lease with PSCo for 3 af of storage space in Trout Lake. The subject water right was stored in Trout Lake Reservoir as of the fill date of 6/16/2025, and water was subsequently released from Trout Lake Reservoir by the DWR for augmentation of Applicant's depletions during 2025, as decreed in 25CW3003. Owner of land upon which the structure is located: Public Service Company of Colorado, 414 Nicollet Mall, MN1180-08-MCA, Minneapolis, MN 55401. (4 Pages, 1 Exhibit). The application on file with the Water Court contains an outline of the work performed during the diligence period. **SAN MIGUEL COUNTY.**

YOU ARE FURTHER NOTIFIED THAT you have until the last day of July 2026 to file with the Water Clerk a Verified Statement of Opposition setting forth facts as to why a certain application should not be granted or why it should be granted only in part or on certain conditions. A copy of such a Statement of Opposition must also be served upon the applicant or the applicant's attorney and an affidavit of certificate of such service shall be filed with the Water Clerk, as prescribed by C.R.C.P. Rule 5. (Filing fee: \$192.00; Forms may be obtained from the Water Clerk's Office or on our website at [Division 4 | Colorado Judicial Branch](#) This publication can be viewed in its entirety on the state court website at: [Division 4 | Colorado Judicial Branch](#).) JODI HANSON, Water Clerk, Water Division 4, 1200 N. Grand Ave., Bin A, Montrose, CO 81401