

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 June 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. 26CW14 Applicant Maureen Van Doren 69220 Orion Trail Montrose, CO 81401. Application for Absolute Surface Water Rights. Orion Ditch – NW1/4NW1/4 Section 6 T48N R8W NMPM. Easting 255909 Northing 4260283. Source: tributary to Montrose Arroyo tributary to Cedar Creek tributary to Uncompahgre River. Date of Appropriation April 1, 2025. Amount Claimed: 1 cfs Absolute for storage for recreation, fire and wildlife. **MONTROSE COUNTY.**

Case No. 26CW15 (Ref No. 13CW73, 20CW12) Applicant Jimmie A. Ware and Gayle Ware 31247 R50 Rd Hotchkiss, CO 81419. Application for Finding of Reasonable Diligence. Hobson Reservoir – NW1/4NW1/4SE1/4 Section 19 T12S R92W 6th. Easting 265417 Northing 4319634. Source: tributary to Leroux Creek tributary to North Fork of Gunnison River. Date of Appropriation: December 11, 2012. Amount Claimed: 99 af for irrigation of 75+ acres. Hobson Feeder Ditch – SW1/4NE1/4 Section 19 T12S R92W 6th. Easting 265418 Northing 4320030. Source: tributary to Leroux Creek tributary to North Fork of Gunnison River. Date of Appropriation: December 11, 2012. Amount Claimed: 3 cfs to fill reservoir. The application on file with the Water Court contains an outline of the work performed during the diligence period. **DELTA COUNTY.**

Case No 26CW16 (Ref No. 13CW77, 20CW11) Applicant Zachary Taylor 1754 H Road Delta, CO 81416. Application for Finding of Reasonable Diligence. Taylor Pond No. 1 – NE1/4SE1/4NW1/4 Section 17 T15S R95W 6th. Easting 0236012 Northing 4293533. Source: Gunnison River. Date of Appropriation: August 8, 2005. Amount Claimed: 2 af for irrigation, recreation, piscatorial. Taylor Pond No. 2 – NE1/4SE1/4NW1/4 Section 17 T15S R95W 6th. Easting 01236067 Northing 4293504. Source: Gunnison River. Date of Appropriation: August 8, 2005. Amount Claimed: 8 af for irrigation, recreation, piscatorial. The application on file with the Water Court contains an outline of the work performed during the diligence period. **DELTA COUNTY.**

Case No 26CW17 Applicant Craig Stumbles 229 West Bridge St Hotchkiss CO, 81419. Application for Conditional Surface Water Right. Stumbles Domestic Spring – SE1/4NE1/4 Section 6 T14S R91W 6th. Easting 274955 Northing 4305107. Source: Unnamed tributary (spring) to the North Fork of the Gunnison River. Date of Appropriation: October 11, 2025. Amount Claimed: 6 gpm for 1 single family residence domestic supply: toilet, drinking, bathing and limited lawn and garden irrigation. Application for Absolute Surface Water Rights. Stumbles Irrigation Spring SE1/4NE1/4 Section 6 T14S R91W 6th. Easting 274847 Northing 4305078. Source: Unnamed tributary to the North Fork of the Gunnison River. Date of Appropriation: May 2015. Amount Claimed: 7 gpm for garden, fruit trees, grapes, vegetables, wetland plants, limited pasture. **DELTA COUNTY.**

Case No. 26CW3029 (Ref No. 13CW0004, 20CW3006) ; Ouray County; N.W. Cow Creek, LLC; c/o John R. Pierce, DUFFORD WALDECK, 744 Horizon Court, Suite 300, Grand Junction, CO 81506, (970) 248-5865; APPLICATION TO MAKE ABSOLUTE AND FOR FINDING OF REASONABLE DILIGENCE; Name and address of Applicant: N.W. Cow Creek, LLC; c/o Scott Hill; P.O. Box 39; Ridgway, CO 81432; Request to make absolute and for finding of diligence: Name of structure: Sleeping Indian Exchange; Describe conditional water right: Original Decree: Case No. 2013CW0004; March 31, 2014; Subsequent decrees making absolute or awarding diligence: 2020CW3006; June 15, 2020; Legal description: Point of Diversion (exchange-to): The Taylor Ditch Headgate on Lou Creek located in the NW1/4 NE1/4, Section 32, Township 46 North, Range 7 West of the NMPM, Ouray County, Colorado, at a point 464 feet from the north Section line and 1417 feet from the east Section line (UTM X = 267680.6, UTM Y = 4231466.5); Point of Release of Substitute Supply (exchange-from): The confluence of Lou Creek, aka Lew Creek, and Cow Creek, located near the SW1/4 NE1/4, Section 31, Township 46 North, Range 7 West of the NMPM, Ouray County, Colorado, at a distance of 2,200 feet from the north Section line and 2,590 feet from the east Section line (UTM X = 265695, UTM Y = 4230985). The Cimarron Feeder water is conveyed via Owl Creek or Nate Creek to Cow Creek, and then to the confluence with Lou Creek, from which the water is exchanged upstream on Lou Creek to the Taylor Ditch Headgate. The exchange occurs entirely within lands owned by Applicant; Source of Exchanged Water: Cimarron Feeder of the Garnet Ditch; Decreed March 28, 1904 in CA 1319, Montrose County District Court, priority date August 1, 1890, for 55 c.f.s. from the West Fork of the Cimarron River for irrigation use. The amount was subsequently reduced to 50 c.f.s. in Case No. 84CW93; Point of Diversion: On the West Fork of the Cimarron River in the NE1/4 NE1/4, Section 19, Township 45 North, Range 6 West of the NMPM, Gunnison County, Colorado, at a point 337 feet from the north Section line and 323 feet from the east Section line (UTM X = 275896.2, UTM Y = 4224832.6). Water is conveyed across Owl Creek Pass to either Owl Creek or Nate Creek, both of which are tributary to Cow Creek upstream of Lou Creek; 37.5 c.f.s. of the water right is owned by the Uncompahgre Valley Water Users Association ("UVWUA"). UVWUA's portion is further divided into 7 equal leased interests. Applicant is the lessee of 3/7ths of UVWUA's portion of the right, or 16.07 c.f.s.; Appropriation date: January 13, 2013; Amount: 5.06 c.f.s., conditional (in addition to the 0.94 c.f.s. made absolute in Case No. 2020CW3006); Use: Irrigation; Outline of work toward completion of the appropriation and application of water to a beneficial use as

conditionally decreed, including expenditures, during the previous diligence period: During the diligence period, Applicant has operated the exchange to utilize diversions from the Cimmaron Feeder Ditch at the Taylor Ditch headgate in accordance with the decree in Case No. 2013CW004. Division of Water Resources diversion records show that on June 27, 2023, Applicant diverted 11.34 c.f.s. at the Taylor Ditch Headgate. Of that 11.34 c.f.s., a total of 6 c.f.s. was diverted under two water rights decreed to the Taylor Ditch in Case Nos. CA0939 (4 c.f.s.) and CA2440 (2 c.f.s.). The remaining 5.34 c.f.s. was diverted at the Taylor Ditch headgate under the Sleeping Indian Exchange. Because the Sleeping Indian Exchange has already been decreed absolute for 0.94 c.f.s., the 5.34 c.f.s. diversion on June 27, 2023, included 4.4 c.f.s. of diversions that occurred under the remaining conditional right in the exchange. On June 27, 2023, Division of Water Resources records show that 37.05 c.f.s. was diverted at the Cimmaron Feeder Canal. Applicant's share of those diversions equaled 11.91 c.f.s. These records show that on June 27, 2023, Applicant placed 4.4 c.f.s. of its remaining conditional water right in the Sleeping Indian Exchange to beneficial use for irrigation; If claim to make absolute in whole or in part: Amount: 4.4 c.f.s. (in addition to the 0.94 c.f.s. made absolute in Case No. 2020CW3006), with 0.66 c.f.s. remaining conditional; Use: Irrigation; Description of beneficial use: As described above, during the diligence period Applicant placed an additional 4.4 c.f.s. to beneficial use pursuant to the decree in Case No. 2013CW0004. With regard to any conditionally decreed amounts not made absolute in this case, Applicant requests a finding of reasonable diligence. (5 pages) The application on file with the Water Court contains an outline of the work performed during the diligence period.

OURAY COUNTY

YOU ARE FURTHER NOTIFIED THAT you have until the last day of August 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