

DIVISION 5 WATER COURT- JULY 2026 RESUME

(This publication can be viewed in its entirety on the Colorado State Judicial website at: www.coloradojudicial.gov).

1. PURSUANT TO C.R.S., §37-92-302, AS AMENDED, YOU ARE NOTIFIED THAT THE FOLLOWING PAGES COMPRISE A RESUME OF THE APPLICATIONS AND AMENDED APPLICATIONS FILED WITH THE WATER CLERK FOR WATER DIVISION 5 DURING THE MONTH OF JULY 2026. *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.*

26CW3071 EAGLE COUNTY - COLORADO RIVER OR ITS TRIBUTARIES. The Town of Gypsum, c/o Kevin Patrick and Jason Groves, Patrick, Miller & Noto, P.C., 229 Midland Ave., Basalt, CO 81621. (970) 920-1030. APPLICATION FOR CHANGE OF WATER RIGHT. Structure: Gypsum Dry Lake MX Well Field. Original and subsequent diligence decrees: 2017CW3050, Water Division 5. June 24, 2018; 2024CW2077, Water Division 5, June 15, 2025. Legal: A well field in the SW ¼ of Section 18, Township 4 South, Range 85 West of the 6th P.M., described as beginning at a point whence the southwest corner of Section 18, Township 5 South, Range 85 West of the 6th Principal Meridian bears S 60°26'37.50" W a distance of 1237.33 feet to the point of beginning. Thence N 35°43'6.72" E a distance of 1278.73 feet; thence N 47°45'25.06" W a distance of 333.00 feet; thence N 44°28'27.78" E a distance of 244.85 feet; thence S 46°46'5.38" E a distance of 541.36 feet; thence S 36°7'25.33" W a distance of 1502.15 feet; thence N 50°45'13.23" W a distance of 232.96 feet to the point of beginning consisting of 10 acres. **Source: Groundwater tributary to the Colorado River.** Appropriation date: October 4, 2016. Amount: 0.05 c.f.s., conditional, cumulatively between all wells in the well field, with a cumulative withdrawal of 7.752 acre-feet, annually. Uses: Municipal use, including, but not limited to, domestic, irrigation, commercial, recreation, dust suppression, and fire protection. Amount of water that applicant intends to change: 0.05 c.f.s., conditional, cumulatively between all wells in the well field, with a cumulative withdrawal of 7.752 acre-feet annually. Proposed change: Applicant requests to change the boundary of the existing conditional Gypsum Dry Lake MX Well Field to encompass additional acreage of Applicant's property described in the application. The changed well field boundary will be coterminous with Applicant's property boundary. Applicant will divert the Gypsum Dry Lake MX Well Field conditional water right, as changed, through any one or combination of existing and future wells drilled on the Applicant's property and will replace out-of-priority depletions from the well field under the augmentation plan approved in Case No. 2017CW3250. The Gypsum Dry Lake MX Well Field's proposed diversion amount, end uses, and place of use will remain as decreed in 2017CW3250. No increase in diversions or depletions is requested; therefore, no modifications to the plan for augmentation approved in Case No. 2017CW3250 are requested or necessary. Landowner information: Applicant. Remarks: The Gypsum Dry Lake MX Well Field is a component of the Applicant's municipal water supply system. 2017CW3250, Decree ¶ 24. Maps and supporting documentation are on file with the court.

YOU ARE HEREBY NOTIFIED THAT YOU HAVE until the last day of SEPTEMBER 2026 to file with the Water Clerk a verified Statement of Opposition setting forth facts as to why this application should not be granted or why it should be granted in part or on certain conditions. A copy of such statement of opposition must also be served upon the applicant or the applicant's attorney and an affidavit or certificate of such service shall be filed with the Water Clerk, as prescribed by Rule 5, CRCP. (Filing Fee: \$192.00) KATHY POWERS, Water Clerk, Water Division 5; 109 8th Street, Suite 104 Glenwood Springs, CO 81601.

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26CW3072 PITKIN COUNTY – SOPRIS CREEK, TRIBUTARY TO ROARING FORK RIVER, TRIBUTARY TO THE COLORADO RIVER. THE LUCAS A. LIZOTTE TRUST DATED MAY 16, 2007; THE KARA LYN LIZOTTE TRUST DATED MAY 16, 2007. c/o Paul L. Noto and John M. Sittler, Patrick, Miller & Noto, P.C., 229 Midland Ave., Basalt, CO 81621 (970) 920-1030. APPLICATION FOR FINDING OF REASONABLE DILIGENCE. **First Claim:** Davis Ditch Midland Enlargement. Original Decree: January 24, 2014, Case No. 11CW56, Division 5 Water Court. Subsequent diligence decree: July 5, 2020, Case No. 20CW3010, Division 5 Water Court. Legal: The point of diversion of the Davis Ditch Midland Diversion as decreed in Case No. 11CW56, located in the NE ¼ SW ¼ of Section 13, Township 8 S., Range 87 W. of the 6th P.M., approximately 1,339 feet from the South Section line and 2,127 feet from the West Section line (Pitkin County). Source: Sopris Creek, tributary to the Roaring Fork River, tributary to the Colorado River. Appropriation date: April 30, 2011. Amount: 1.0 c.f.s., conditional. Uses: Direct flow for irrigation, domestic, and fire protection purposes, and to fill and refill the Midland Pond System for subsequent irrigation, fire protection, piscatorial, aesthetic, and augmentation purposes. **Second Claim:** Midland Pond System. Original Decree: January 24, 2014, Case No. 11CW56, Division 5 Water Court. Subsequent diligence decree: July 5, 2020, Case No. 20CW3010, Division 5 Water Court. Legal: One or more ponds in the location shown on the map on file with the Court as Figure 1. Lower terminus of pond system is located in the NE ¼, SW ¼ of Section 13, Township 8 S., Range 87 W. of the 6th P.M., at a point approximately 1,865 feet from the South Section line and 2,272 feet from the West section line. Upper terminus of pond system is located in the SW ¼, SE ¼, of Section 13, Township 8 S., Range 87 W. of the 6th P.M., at a point approximately 1,194 feet from the South Section line and 2,548 feet from the East Section line. Source: Sopris Creek, tributary to the Roaring Fork River, tributary to the Colorado River. Fill Ditch: Davis Ditch Midland Enlargement, as described above, with a total capacity of 1.0 c.f.s., and a fill rate of 1.0 c.f.s. Date of Appropriation: April 30, 2011. Amount: 8.5 acre-feet, conditional, with right to fill and refill when water is physically and legally available. Uses: Irrigation, fire protection, piscatorial, recreation, aesthetic, and augmentation. Surface area of high water line: 1.0 acre total for the pond system. Maximum height of dam: less than 10 feet. Length of dam: approximately 400 feet. Total capacity of pond system: 8.5 acre-feet (all active). **Third Claim:** Midland Exchange. Original decree: January 24, 2014, Case No. 11CW57, Division 5 Water Court. Subsequent diligence decree: July 5, 2020,

Case No. 20CW3011, Division 5 Water Court. Legal: Lower termini: For the exchange of Green Mountain Reservoir water: The confluence of the Roaring Fork and Colorado Rivers, located in the SE ¼, NW ¼ of Section 9, Township 6 S., Range 89 W. of the 6th P.M., at a point approximately 2,200 feet from the North Section line and 2,350 feet from the West Section line. For the exchange of Ruedi Reservoir and/or Troy and Edith Ditch water: The confluence of the Roaring Fork and Fryingpan Rivers, located in the SW ¼, SE ¼ of Section 7, Township 8 S., Range 86 W. of the 6th P.M., at a point approximately 647 feet from the South Section line and 1,475 feet from the East Section line. For the exchange of Robinson Ditch water: The point of diversion for the Robinson Ditch on the Roaring Fork River, located in the NW ¼, SE ¼ of Section 11, Township 8 S., Range 87 W. of the 6th P.M., at a point approximately 2,307 feet from the South Section line and 2,309 feet from the East Section line. Upper terminus: The point of diversion of the Davis Ditch Midland Diversion and Enlargement, as decreed in Case No. 11CW56, located in the NE ¼, SW ¼ of Section 13, Township 8 S., Range 87 W. of the 6th P.M., approximately 1,339 feet from the South Section line and 2,127 feet from the West Section line (Pitkin County). Source: 3.8 acre-feet of Basalt Water Conservancy District water under Water Allotment Contract No. 595, comprised of the water rights listed in paragraph 5.E.ii of the Case No. 11CW57 decree. Applicants may increase the volume of their allotment contract to up to 13.3 acre-feet at some future point. Appropriation date: April 30, 2011. Amount: 0.07 c.f.s., conditional, up to 13.3 acre-feet per year. Applicant owns the land where water rights are located and are or will be put to beneficial use. Maps and supporting documentation are on file with the court.

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26CW3073 PITKIN COUNTY. COLORADO RIVER OR ITS TRIBUTARIES. G&R Aspen LLC c/o Corona Water Law, 218 E. Valley Road #104 PMB 166, Carbondale, CO 91623, (970) 948-6523, cc@craigcoronalaw.com. **APPLICATION FOR FINDING OF REASONABLE DILIGENCE.** Structure: Huerta Ditch No. 3 Description: original decree: 12/30/93. Case 90CW220 (3 of 4). Division 5 Water Court. Legal description: A point situated on an unnamed tributary to the Roaring Fork River in the Southeast one-quarter of the Southwest one-quarter (SE ¼ SW ¼) of Section 17, Township 10 South, Range 84 West of the 6th Principal Meridian, County of Pitkin, State of Colorado, whence the South one-quarter corner of said Section 17, a U.S. B.L.M. brass caps bears South 31 degrees, 21 minutes, 03 seconds East 416.36 feet; with said bearing relative to a bearing of North 01 degrees, 27 minutes, 30 seconds West between B.L.M. brass caps on the East line of said SE ¼ SW ¼ (Pitkin County). Address: 43051 Highway 82, Aspen, CO (see **Exhibit B**). **Source: Unnamed tributary to the Roaring Fork River, tributary to the Colorado River.** Appropriation date: 1980. Amount: 0.5 c.f.s., conditional. Use: Delivery of water into storage within the Huerta Pond. Detailed outline of work completed towards the completion of the appropriation of water to beneficial use is on file with the court. Second Claim: for Finding of Reasonable Diligence. Structure: Huerta Pond. Description: original decree: 12/30/93; Case No.: 90CW220; Division 5 Water Court. Legal description (see Exhibit A): A point situated in the Southeast one-quarter of the Southwest one-quarter (SE ¼ SW ¼) of Section 17, Township 10 South, Range 84 West of the 6th Principal Meridian, County of Pitkin, State of Colorado, whence the South one-quarter corner of said Section 17, a U.S. B.L.M. brass cap bears South 57 degrees, 42 minutes, 19 seconds East 482.59 feet; with said bearing relative to a bearing of North 01 degrees, 27 minutes, 30 seconds West between B.L.M. brass caps on the East Line of said SE ¼ SW ¼ (Pitkin County). Address: 43151 Highway 82, Aspen, CO. Source: Water delivered into storage via the Huerta Ditch Nos. 1 & 3, the source of which is an unnamed tributary of the Roaring Fork River, tributary to the Colorado River. Appropriation date: 1980. Amount: 0.25 acre-feet, conditional. Use: Aesthetic and piscatorial. Pond information: Total pond capacity: 0.25 acre-feet. Active capacity: 0 acre-feet. Dead storage: 0.25 acre-feet. Maximum height of dam: 9 feet. Length of dam: 100 feet. The name and capacity of the ditches leading to the reservoir is the Huerta Ditch No. 1 with a capacity of 0.5 c.f.s. and Huerta Ditch No. 3 with a capacity of 0.5 c.f.s. Detailed outline of work completed towards the completion of the appropriation of water to beneficial use is on file with the court.

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26CW3074 MESA AND GARFIELD COUNTIES - COLORADO RIVER; George H. Gipp and Joann Gipp Living Trust; c/o John R. Pierce, Dufford Waldeck, 744 Horizon Court, Suite 300, Grand Junction, CO 81506, (970) 248-5865; APPLICATION TO MAKE CONDITIONAL RIGHT ABSOLUTE and FOR finding of reasonable diligence, Name, address, and telephone number of Applicant: George H. Gipp and Joann Gipp Living Trust; c/o Cary H. Gipp, Buzzard Creek Ranch, LLLP, 66320 Highway 330 East, Collbran, CO 81624; (970) 985-5892; Request for finding of diligence: Gipp Pond, Use Enlargement; Name of structure: Gipp Pond, Use Enlargement; Describe conditional water right: Original Decree: Case No. 2019CW3155, July 19, 2020; Subsequent decrees awarding diligence: NA; Legal description: The centerline of the embankment for the Gipp Pond is located in Mesa County in the NE/4 NE/4 of Section 24, Township 9 South, Range 94 West, 6th P.M., 135 feet from the north section line and 860 feet from the east section line; **Sources of water: Horse Gulch via releases from the Spring Pond, Buzzard Creek via the Advent Ditch, Gipp Enlargement under the water right decreed in Case No. 2010CW303, Collier Creek via releases from the High Pond, and return flows from irrigated land under the Gipp Ditch, all tributary to Plateau Creek, tributary to the Colorado River; Spring Pond: Gipp Pond may be filled with releases from Spring Pond up to the Spring Pond's decreed volume of 0.37 a.f.; Spring Pond was decreed on November 14, 2012, in Case No. 2010CW303;** Legal description: The centerline of the embankment for the Spring Pond is located in Mesa County in the NE/4 NW/4 of Section 19, Township 9 South, Range 93 West, 6th P.M., at a point located 233 feet from the north section line and 1,740 feet from the west section line; Advent Ditch, Gipp Enlargement: Gipp Pond may be filled with diversions from Advent Ditch, Gipp Enlargement, at a maximum rate of 3.0 c.f.s. under the water right decreed in Case No. 2010CW303; Legal description: In Mesa County in the NE/4 NE/4 of Section 19, Township 9 South, Range 93 West, 6th P.M. at a point located 1,084 feet from the north section line and 96 feet from the east section line; High Pond: Gipp Pond may be filled with releases from High Pond up to the High Pond's decreed volume of 5.44 a.f.; High Pond was decreed on November 14, 2012, in Case No. 2010CW303; Legal description: The centerline of the embankment for the High Pond is located in Mesa County in the SE/4 SE/4 of Section 13, Township 9 South, Range 94 West, 6th P.M. at a point located 358 feet from the south section line and 1,300 feet from the east section line; Gipp Ditch: Gipp Pond may be filled with irrigation return flows from lands irrigated by the Gipp Ditch, with an estimated maximum rate of 1.0 c.f.s. based on the Gipp Ditch's decreed rate of 2.25 c.f.s., assuming 45% irrigation efficiency and an estimated surface return flow equivalent to 80% of irrigation returns. Gipp Ditch was decreed on September 14, 2004, in Case No. 2000CW3; Legal description: On the left bank of Collier Creek at a point in the NW/4 SE/4 of Section 13, Township 9 South, Range 94 West, 6th P.M. at a point located 1,536 feet from the south section line and 2,066 feet from the east section line; Appropriation date: June 4, 2019; Amount: 16.1 a.f., conditional, with the right to fill and refill when in priority, subject to the 340 a.f. annual refill limitation established in Case No. 2010CW303; Use: Irrigation; Regarding irrigation: Water stored in the Gipp Pond for irrigation purposes will be released and delivered by pump for the supplemental irrigation of 102 acres located on Applicant's property; Legal description of irrigable acreage: Portions of the NE/4 SE/4 and the SE/4 SE/4 of Section 13 and portions of the NE/4 NE/4 of Section 24, Township 9 South, Range 94 West, 6th P.M.; portions of the NW/4 SW/4, SW/4 SW/4, and SE/4 SW/4 of Section 18 and a portion of the NW/4 NW/4 of Section 19, Township 9 South, Range 93 West, 6th P.M.; Surface area of high-water line: 3.47 acres; Vertical height of dam: 6 feet; Total capacity: 16.1 a.f., all active storage; 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: Promptly after the decree for the irrigation use enlargement of the Gipp Pond was decreed in July 2020, George Gipp purchased several hundred feet of 12-inch and 6-inch pipe and accessories to begin construction of a portion of the system needed to pump water from the Gipp Pond to a portion of his irrigated fields. Mr. Gipp completed that installation in August 2020. Mr. Gipp passed away in January 2021. In August 2023, Mr. Gipp's son, Greg Gipp, purchased nearly 2,000 feet of 8-inch pipe together with the necessary components at a cost of \$32,409. He also rented an 8-inch pump to use the irrigation system for 28 days at a cost of \$5,526. Construction of that portion of the pipeline was completed, and the pump was used to deliver approximately 16 a.f. of water to irrigate 28.2 acres of land during the period of September 22 through October 20, 2023. After Mr. Gipp's death, the property and water rights transferred to the George H. Gipp and Joann Gipp Living Trust. Mr. Gipp was the primary person responsible for the design and operation of the irrigation system on the property and since his death his family has worked to understand his plan so they can complete the project. In July 2026, the Trust retained an engineer to assist in that work, which the Trust hopes to complete during the next diligence cycle. If claim to make absolute: Date water applied to beneficial use: September 22, 2023; Amount: 16 a.f. Use: Irrigation of 28.2 acres of land located in the SE/4 SE/4 of Section 13 and the NE/4 NE/4 of Section 24, Township 9 South, Range 94 West, 6th P.M. and the SW/4 SW/4 of Section 18 and the NW/4 NW/4 of Section 19, Township 9 South, Range 93 West, 6th P.M., all within that irrigated acreage approved in Case No. 2019CW3155. Wherefore, Applicant respectfully requests the Court make absolute the amounts requested above. With regard to any conditionally decreed amounts not made absolute in this case, Applicant requests a finding of reasonable diligence. (5 pages)

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26CW3075 COLORADO RIVER, GRAND COUNTY. This Land is My Land, LLC, Attn: Renee C. Valentine, 5613 Raintree Dr., Parker, Colorado 80134 and John and Jan Harris, 1115 Edenhurst Ct., Monument, CO 80132. c/o Kirsten M. Kurath, McDonough Law Group, 300 Main St., Suite 102, Grand Junction, Colorado 81501, 970-776-3311, Kirsten.kurath@mcdonoughlawgroup.com. APPLICATION FOR A FINDING OF REASONABLE DILIGENCE AND TO MAKE CONDITIONAL WATER RIGHTS PARTIALLY ABSOLUTE. Structures: Thorsheim Well Nos 2-4 and the Thorsheim Exchange. Decreed: April 29, 2007, Case No. 03CW84, Water Div No. 5, District Court, Colorado. Subsequent Decrees: March 9, 2014, Case No. 2013CW51, and July 19, 2020, Case No. 2020CW 3031, Water Div No. 5, District Court, Colorado. Locations: Thorsheim Well No. 2: The Well is located in the NW1/4 of the NE1/4 of Section 13, Township 3 North, Range 76 West of the 6th PM. Well No. 2 is located on parcel 3, Osprey Subdivision, at a point approximately 130 feet from the North Section line and 2,590 from the East Section line of said Section 13. While not decreed at the following point, it can be located at the UTM coordinates of 427388.09 Easting, 4453345.10 Northing, UTM NAD 83 Zone 13. Thorsheim Well No. 3: The Well is located in the NW1/4 of the NE1/4 of Section 13, Township 3 North, Range 76 West of the 6th PM. Well No. 3 is located on parcel 4, Osprey Subdivision, at a point approximately 260 feet from the North Section line and 2,360 from the East Section line of said Section 13. While not decreed at the following point, it can be located at the UTM coordinates of 427453.98 Easting, 4453302.63 Northing, UTM NAD 83 Zone 13. Thorsheim Well No. 4: The Well is located in the NW1/4 of the NE1/4 of Section 13, Township 3 North, Range 76 West of the 6th PM. Well No. 4 is located on parcel 2, Osprey Subdivision, at a point approximately 470 feet from the North Section line and 2,600 from the East Section line of said Section 13. While not decreed at the following point, it can be located at the UTM coordinates of 427380.12 Easting, 4453239.36 Northing, UTM NAD 83 Zone 13. Thorsheim Exchange-from Points. Wolford Mountain Reservoir Outlet located in the NE1/4 of Section 25, Township 2 North, Range 81 West of the 6th PM, Grand County, Colorado; while not the decreed location, the center point of the dam for such reservoir can also be located at UTM coordinates of 379438.67 Easting, 4441265.67 Northing, UTM NAD 83 Zone 13. Thorsheim Exchange-to Points. Thorsheim Well Nos. 2-4, described above. Lake Granby, located in parts of Townships 2 North, Range 75 West and Townships 2 and 3 North, Range 76 West, 6th PM, Grand County, Colorado; while not the decreed location, the center point of the dam for such lake is located at UTM coordinates of 426134.45 Easting, 4444615.42 Northing, UTM NAD 83 Zone 13. See map to Application attached as Exhibit A. Sources: Wells: ground water tributary to the Colorado River. Exchange: The sources of substitute supply will be supplied by the water allotment contract between Applicant LLC and Middle Park Water Conservancy District for up to 2.3 acre feet of water stored and released from Wolford Mountain Reservoir to replace the Applicants' depletions to calling senior water rights located downstream from the point of release, or for exchange up the Colorado River system to the calling senior water right located between the point of release and Granby Reservoir. Appropriation Date: April 30, 2004. Amounts: Wells: 0.033 cfs (15 gpm), conditional, for each well. Exchange: Annual volume of 2.3 acre feet, conditional, at an average annual exchange rate of 0.00318 cfs. Uses: Domestic, commercial, irrigation of lawns and gardens, fire prevention, pond evaporation, and stock watering purposes. Each well will be used on one of the three respective parcels on which it is located. . Finding of Reasonable Diligence: The Application contains a detailed outline of what has been done toward completion of the appropriation of the conditional water rights during this diligence period. Claims to Make Water Rights Partially Absolute: Thorsheim Well No. 2: Date first applied to beneficial use: Applicant LLC built a home on 12705 US Hwy 34 in 2024 and first used the water diverted from Well No. 2 in late 2024 for indoor domestic purposes. Applicant Harris bought the home on July of 2025 and water has been used for indoor purposes since then as a second home. Out of priority depletions have been replaced in accordance with the decreed augmentation plan through a MPWCD contract. Amount: 0.011 c.f.s (5 g.p.m.) for indoor domestic use. Exhibit B attached to the Application shows that water has been diverted but the flowmeter was not installed until mid-June 2026, so Applicants do not have complete records of the amount of water used in a year. Thorsheim Well No. 3: Date first applied to beneficial use: Applicant LLC built a home on 12707 US Hwy 34 in 2025 and moved in in May 2026. Water has been used for indoor purposes since then. Out of priority depletions have been replaced in accordance with the decreed augmentation plan through a MPWCD contract. Amount: 0.011 c.f.s (5 g.p.m.) for indoor domestic use. Exhibit C shows that water has been diverted but the flowmeter was not installed until mid-June 2026, so Applicants do not have complete records of the amount of water used in a year. Names and Addresses of Landowners: Applicants. Applicants request that the Court adjudge and decree Thorsheim Well No. 2 and Thorsheim Well No. 3 absolute in the amount of 0.011 c.f.s. each for indoor domestic use; that the Applicants have been reasonably diligent in the development of Thorsheim Well Nos. 2-4 and the Thorsheim Exchange conditional water rights; and that Thorsheim Well Nos. 2-4 and the Thorsheim Exchange remaining conditional water rights be continued in full force and effect. (10 pages)

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26CW3076 GRAND COUNTY. Amy Joy Gibson and Matthew David Gibson, P.O. Box 1752, Grand Lake, CO 80447. Applicants are represented by Katie Randall and Kent Whitmer, JVAM PLLC, P.O. Box 878, Glenwood Springs, CO 81602, (970) 922-2122. APPLICATION FOR FINDINGS OF REASONABLE DILIGENCE AND TO MAKE ABSOLUTE IN PART. Prior Decrees:

Date: December 12, 2006 (05CW78); April 26, 2013 (12CW169); April 5, 2020 (19CW3122); July 5, 2020 (19CW3047); all in Water Court Division No. 5. **Underground Water Right:** Name of Structure: Jordan Well No. 1. Legal Description: Jordan Well No. 1 is located in the NW1/4 SE1/4 of Section 23, Township 3 North, Range 76 West of the 6th P.M. at the following UTM coordinates: NAD83, Zone 13, Northing 4450880 Easting 426032. Street Address: 75 County Road 444, Grand Lake, Colorado 80447. **Source:** Ground water from unconsolidated sand and gravel, and from bedrock formations, hydraulically connected and tributary to the Colorado River and Granby Reservoir. Depth: 140 feet. Use: In-house use for two single family residences. Amount: 15 gallons per minute ("g.p.m."), conditional, for a total diversion not to exceed 0.628 acre feet per year ("af/yr"). Appropriation Date: April 11, 2005. Well Permit Number: 68212-F. **Exchange Project Right:** Jordan Well Exchange. Exchange Reach: Upstream Terminus: Where Applicants' diversions at the location described above impact the Colorado River and Granby Reservoir. Downstream Terminus: A point where Wolford Mountain Reservoir releases meet the Colorado River, in Section 19, Township 1 North, Range 80 West of the 6th P.M., 2000 feet from the East section line and 200 feet from the North Section line. Exchange Rate: The total exchange rate per year shall be limited to the annual depletions of 0.2 acre-feet and the flow rate for the conditional exchange is 0.00005 c.f.s. Appropriation Date: April 11, 2005. Source of Exchange Water: Wolford Mountain Reservoir, as detailed in the Application and prior decrees. **Claim to Make Absolute in Part:** Date Water Applied to Beneficial Use: July 31, 2025. Use: In-house use for two single-family residences. Amount: Jordan Well No. 1: 8 g.p.m. absolute, 7 g.p.m. remaining conditional. Jordan Well Exchange: 0.0000244 c.f.s. absolute, 0.0000256 remaining conditional. Additional Information: Jordan Well No. 1 is located on land owned by Applicants. The original decree at Case No. 05CW78 sets forth a plan for augmentation and additional terms and conditions that continue to be in effect for the water rights of this Application. The Application and attached exhibits contain a detailed outline of the work performed during the diligence period and the basis for the absolute amounts claimed. (28 pages).

YOU ARE HEREBY NOTIFIED THAT YOU HAVE until the last day of SEPTEMBER 2026 to file with the Water Clerk a verified Statement of Opposition setting forth facts as to why this application should not be granted or why it should be granted in part or on certain conditions. A copy of such statement of opposition must also be served upon the applicant or the applicant's attorney and an affidavit or certificate of such service shall be filed with the Water Clerk, as prescribed by Rule 5, CRCP. (Filing Fee: \$192.00) KATHY POWERS, Water Clerk, Water Division 5; 109 8th Street, Suite 104 Glenwood Springs, CO 81601.

7. PURSUANT TO C.R.S., §37-92-302, AS AMENDED, YOU ARE NOTIFIED THAT THE FOLLOWING PAGES COMPRISE A RESUME OF THE APPLICATIONS AND AMENDED APPLICATIONS FILED WITH THE WATER CLERK FOR WATER DIVISION 5 DURING THE MONTH OF JULY 2026. *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.*

26CW3077 EAGLE COUNTY, COLORADO, WEST LAKE CREEK, TRIBUTARY TO LAKE CREEK, TRIBUTARY TO THE EAGLE RIVER, TRIBUTARY TO THE COLORADO RIVER. Pilgrim Downs Homeowners Association, c/o Jim Childers, Ranch Manager, Pilgrim Downs Subdivision, 102 Pilgrim Drive, Edwards, CO 81632. Please direct all correspondence to Michael J. Sawyer 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 TO MAKE CONDITIONAL WATER RIGHTS ABSOLUTE AND FOR FINDING OF REASONABLE DILIGENCE. FIRST CLAIM: FINDING MAKING CONDITIONAL RIGHT ABSOLUTE, OR ALTERNATIVELY, FOR REASONABLE DILIGENCE. Name of Structure: Pilgrim Ranch Pond No. 18. Date of Original Decree: November 15, 1988, in Case No. 87CW152, in the District Court in and for Water Division No. 5. Subsequent Decrees Awarding Findings of Diligence: Case No. 94CW294 entered on April 4, 1995, Case No. 01CW102 entered on November 8, 2005, Case No. 2011CW157 entered on July 31, 2013, and Case No. 2019CW3081 on July 19, 2020, in the District Court in and for Water Division No. 5. Legal Description: Pilgrim Ranch Pond No. 18 is located at a point 600 feet south of the north section line and 400 feet east of the west section line, Section 19, Township 5 South, Range 82 West of the 6th P.M. in Lot 20, Filing No. 7, of the Pilgrim Downs Subdivision, Eagle County, which is located in the NW1/4 of the NW1/4 of Section 19. Actual Location: Pilgrim Ranch Pond No. 18 was constructed north of the residence on Lot 20 of Pilgrim Downs in the NW1/4 NW1/4 of Section 19, Township 5 South, Range 82 West of the 6th P.M. at a point 382 feet from the North section line and 434 feet from the West section line of said Section 19 (UTM NAD83 Z13: 4385574 N, 360454 E). Pursuant to C.R.S. § 37-92-305(3.5)(b), Pilgrim Ranch Pond No. 18 is deemed to be diverted at its decreed location because the source of fill is a surface water diversion, the physical location of the actual point of diversion is within 500 feet of the decreed location, and there is no intervening surface stream or surface water right located between the decreed location and its actual physical location. Source: West Lake Creek, tributary to Lake Creek, tributary to the Eagle River, tributary to the Colorado River. Appropriation Date: April 20, 1987. Amount: 0.011 acre-feet, conditional. Uses: Irrigation, fish and wildlife propagation, recreation and piscatorial purposes. Claim to Make Absolute: Date additional water first applied to beneficial use: No later than May 29, 2026, for all decreed uses. Pursuant to the call records, the Pilgrim Ranch Pond No. 18 operated in priority on the claimed date of beneficial use. Amount of water applied to beneficial use: 0.011 acre-feet for irrigation, fish and wildlife propagation, recreation and piscatorial purposes. Pursuant to the memorandum and its attachments, Applicant constructed Pilgrim Ranch Pond No. 18 up to its decreed storage volume and placed the water right to beneficial use consistent with the decree. Description of place where water has been applied to beneficial use: Pond No. 18 is constructed on Lot 20 to its decreed volume and surface area. Claim for Reasonable Diligence: If Pilgrim Ranch Pond No. 18 is not found to be absolute in the amount of 0.011 acre-feet, then Applicant requests a finding of diligence in the amount of 0.011 acre-feet, conditional, for irrigation, fish and wildlife propagation, recreation and piscatorial purposes. SECOND CLAIM: FINDING MAKING CONDITIONAL RIGHT ABSOLUTE, OR ALTERNATIVELY, FOR REASONABLE DILIGENCE. Name of Water Right: Pilgrim Ranch Pond No. 2. Date of Original Decree: September 11, 1984, in Case No. 83CW304, in the District Court in and for Water

Division No. 5. Subsequent Decrees Awarding Findings of Diligence: Case No. 88CW272 entered on February 27, 1989, Case No. 95CW032 entered on January 15, 1998, 06CW277 entered on December 3, 2008, Case No. 14CW3178 on December 13, 2015, and Case No. 2021CW3163 entered on May 22, 2022, in the District Court in and for Water Division No. 5. Legal description: In Case No. 2020CW3147, the Court approved the Pilgrim Open Space Pond as the changed location for the Pilgrim Ranch Pond No. 2 water right. The location of the Pilgrim Open Space Pond (centerline of dam) is the SW1/4 SW1/4 of Section 18, Township 5 South, Range 82 West of the 6th P.M. (UTM NAD83 Z13: 4385735 N, 360426 E). Names and Capacities of the Ditches Leading to the Pond: Casteel Ditch and Casteel Ditch, First Enlargement divert out of Casteel Creek, tributary to West Lake Creek, tributary to the Eagle River. The Casteel Ditch was decreed for 1 c.f.s. for irrigation purposes on October 3, 1936, in Civil Action No. 963, in the District Court, in and for Eagle County, with an appropriation date of June 1, 1886. The Casteel Ditch, First Enlargement was decreed for 1 c.f.s. for irrigation purposes in Civil Action No. 963 with an appropriation date of June 1, 1933. West Lake Creek Ditch diverts out of West Lake Creek, tributary to the Eagle River. The West Lake Creek Ditch was decreed for 5.014 c.f.s. for irrigation purposes on October 3, 1936, in Civil Action No. 963, in the District Court, in and for Eagle County, with an appropriation date of June 1, 1905. Smith & Pallister Ditch diverts out of West Lake Creek Ditch, tributary to Lake Creek, tributary to the Eagle River. The Smith & Pallister Ditch was decreed for 1.6 c.f.s. for irrigation purposes on March 17, 1919, in Civil Action No. 706, in the District Court, in and for Eagle County, with an appropriation date of July 10, 1901. Volume: 0.33 acre-feet, conditional. Uses: Irrigation, fish and wildlife propagation, recreation and piscatorial uses. Appropriation Date: September 12, 1983. Maximum Surface Area of Open Space Pond: 0.36 acres. Claim to Make Absolute: Date additional water first applied to beneficial use: No later than June 27, 2024. Pursuant to the call records, the Pilgrim Open Space Pond (as the place of use for the Pilgrim Ranch Pond No. 2 water right) operated in priority on the claimed date of beneficial use. Amount of water applied to beneficial use: 0.33 acre-feet for irrigation, fish and wildlife propagation, recreation and piscatorial uses. Pursuant to the memorandum and its attachments, Applicant constructed the Pilgrim Open Space Pond and placed the Pilgrim Ranch Pond No. 2 water right to beneficial use consistent with the decrees. Description of place where water has been applied to beneficial use: the Pilgrim Open Space Pond. Claim for Reasonable Diligence: If the Pilgrim Ranch Pond No. 2 is not found to be absolute as claimed above, then Applicant requests a finding of diligence for the Pilgrim Ranch Pond No. 2 in the amount of 0.33 acre-feet for irrigation, fish and wildlife propagation, recreation and piscatorial uses. THIRD CLAIM: FINDING MAKING CONDITIONAL RIGHT ABSOLUTE, OR ALTERNATIVELY, FOR REASONABLE DILIGENCE. Name of Water Right: *Pilgrim Ranch Pond No. 8*. Date of Original Decree: September 11, 1984, in Case No. 83CW304, in the District Court in and for Water Division No. 5. Subsequent Decrees Awarding Findings of Diligence: Case No. 88CW272 entered on February 27, 1989, Case No. 95CW032 entered on January 15, 1998, 06CW277 entered on December 3, 2008, Case No. 14CW3178 on December 13, 2015, and Case No. 2021CW3163 entered on May 22, 2022, in the District Court in and for Water Division No. 5. Legal description: In Case No. 2020CW3147, the Court approved the Pilgrim Open Space Pond as the changed location for the Pilgrim Ranch Pond No. 8 water right. The location of the Pilgrim Open Space Pond (centerline of dam) is the SW1/4 SW1/4 of Section 18, Township 5 South, Range 82 West of the 6th P.M. (UTM NAD83 Z13: 4385735 N, 360426 E). Names and Capacities of the Ditches Leading to the Pond: as described in second claim. Volume: 0.33 acre-feet, conditional. Uses: Irrigation, fish and wildlife propagation, recreation and piscatorial uses. Appropriation Date: September 12, 1983. Maximum Surface Area of Open Space Pond: 0.36 acres. Claim to Make Absolute: Date additional water first applied to beneficial use: No later than June 27, 2024. Pursuant to the call records, the Pilgrim Open Space Pond (as the place of use for the Pilgrim Ranch Pond No. 8 water right) operated in priority on the claimed date of beneficial use. Amount of water applied to beneficial use: 0.33 acre-feet for irrigation, fish and wildlife propagation, recreation and piscatorial uses. Pursuant to the memorandum and its attachments, Applicant constructed the Pilgrim Open Space Pond and placed the Pilgrim Ranch Pond No. 8 water right to beneficial use consistent with the decrees. Description of place where water has been applied to beneficial use: the Pilgrim Open Space Pond. Claim for Reasonable Diligence: If the Pilgrim Ranch Pond No. 8 is not found to be absolute as claimed above, then Applicant requests a finding of diligence for the Pilgrim Ranch Pond No. 8 in the amount of 0.33 acre-feet for irrigation, fish and wildlife propagation, recreation and piscatorial uses. FOURTH CLAIM: FINDING MAKING CONDITIONAL RIGHT ABSOLUTE, OR ALTERNATIVELY, FOR REASONABLE DILIGENCE. Name of Water Right: *Pilgrim Ranch Pond No. 12*. Date of Original Decree: September 11, 1984, in Case No. 83CW304, in the District Court in and for Water Division No. 5. Subsequent Decrees Awarding Findings of Diligence: Case No. 88CW272 entered on February 27, 1989, Case No. 95CW032 entered on January 15, 1998, 06CW277 entered on December 3, 2008, Case No. 14CW3178 on December 13, 2015, and Case No. 2021CW3163 entered on May 22, 2022, in the District Court in and for Water Division No. 5. Legal description: In Case No. 2020CW3147, the Court approved the Pilgrim Open Space Pond as the changed location for the Pilgrim Ranch Pond No. 12 water right. The location of the Pilgrim Open Space Pond (centerline of dam) is the SW1/4 SW1/4 of Section 18, Township 5 South, Range 82 West of the 6th P.M. (UTM NAD83 Z13: 4385735 N, 360426 E). Names and Capacities of the Ditches Leading to the Pond: as described in second claim. Volume: 0.33 acre-feet, conditional. Uses: Irrigation, fish and wildlife propagation, recreation and piscatorial uses. Appropriation Date: September 12, 1983. Maximum Surface Area of Open Space Pond: 0.36 acres. Claim to Make Absolute: Date additional water first applied to beneficial use: No later than June 27, 2024. Pursuant to the call records, the Pilgrim Open Space Pond (as the place of use for the Pilgrim Ranch Pond No. 12 water right) operated in priority on the claimed date of beneficial use. Amount of water applied to beneficial use: 0.33 acre-feet for irrigation, fish and wildlife propagation, recreation and piscatorial uses. Pursuant to the memorandum and its attachments, Applicant constructed the Pilgrim Open Space Pond and placed the Pilgrim Ranch Pond No. 12 water right to beneficial use consistent with the decrees. Description of place where water has been applied to beneficial use: the Pilgrim Open Space Pond. Claim for Reasonable Diligence: If the Pilgrim Ranch Pond No. 12 is not found to be absolute as claimed above, then Applicant requests a finding of diligence for the Pilgrim Ranch Pond No. 12 in the amount of 0.33 acre-feet for irrigation, fish and wildlife propagation, recreation and piscatorial uses. FIFTH CLAIM: FINDING MAKING CONDITIONAL RIGHT ABSOLUTE, OR ALTERNATIVELY, FOR REASONABLE DILIGENCE. Name of Water Right: *Pilgrim*

Ranch Pond No. 13. Date of Original Decree: September 11, 1984, in Case No. 83CW304, in the District Court in and for Water Division No. 5. Subsequent Decrees Awarding Findings of Diligence: Case No. 88CW272 entered on February 27, 1989, Case No. 95CW032 entered on January 15, 1998, 06CW277 entered on December 3, 2008, Case No. 14CW3178 on December 13, 2015, and Case No. 2021CW3163 entered on May 22, 2022, in the District Court in and for Water Division No. 5. Legal description: In Case No. 2020CW3147, the Court approved the Pilgrim Open Space Pond as the changed location for the Pilgrim Ranch Pond No. 13 water right. The location of the Pilgrim Open Space Pond (centerline of dam) is the SW1/4 SW1/4 of Section 18, Township 5 South, Range 82 West of the 6th P.M. (UTM NAD83 Z13: 4385735 N, 360426 E). Names and Capacities of the Ditches Leading to the Pond: as described in second claim. Volume: 0.33 acre-feet, conditional. Uses: Irrigation, fish and wildlife propagation, recreation and piscatorial uses. Appropriation Date: September 12, 1983. Maximum Surface Area of Open Space Pond: 0.36 acres. Claim to Make Absolute: Date additional water first applied to beneficial use: No later than June 27, 2024. Pursuant to the call records, the Pilgrim Open Space Pond (as the place of use for the Pilgrim Ranch Pond No. 13 water right) operated in priority on the claimed date of beneficial use. Amount of water applied to beneficial use: 0.33 acre-feet for irrigation, fish and wildlife propagation, recreation and piscatorial uses. Pursuant to the memorandum and its attachments, Applicant constructed the Pilgrim Open Space Pond and placed the Pilgrim Ranch Pond No. 13 water right to beneficial use consistent with the decrees. Description of place where water has been applied to beneficial use: the Pilgrim Open Space Pond. Claim for Reasonable Diligence: If the Pilgrim Ranch Pond No. 13 is not found to be absolute as claimed above, then Applicant requests a finding of diligence for the Pilgrim Ranch Pond No. 13 in the amount of 0.33 acre-feet for irrigation, fish and wildlife propagation, recreation and piscatorial uses. SIXTH CLAIM: FINDING MAKING CONDITIONAL RIGHT ABSOLUTE, IN PART, AND FOR REASONABLE DILIGENCE, IN PART. Name of Water Right: *Pilgrim Ranch Pond No. 16.* Date of Original Decree: September 11, 1984, in Case No. 83CW304, in the District Court in and for Water Division No. 5. Subsequent Decrees Awarding Findings of Diligence: Case No. 88CW272 entered on February 27, 1989, Case No. 95CW032 entered on January 15, 1998, 06CW277 entered on December 3, 2008, Case No. 14CW3178 on December 13, 2015, and Case No. 2021CW3163 entered on May 22, 2022, in the District Court in and for Water Division No. 5. Legal description: In Case No. 2020CW3147, the Court approved the Pilgrim Open Space Pond as the changed location for the Pilgrim Ranch Pond No. 16 water right. The location of the Pilgrim Open Space Pond (centerline of dam) is the SW1/4 SW1/4 of Section 18, Township 5 South, Range 82 West of the 6th P.M. (UTM NAD83 Z13: 4385735 N, 360426 E). Names and Capacities of the Ditches Leading to the Pond: as described in second claim. Volume: 0.33 acre-feet, conditional. Uses: Irrigation, fish and wildlife propagation, recreation and piscatorial uses. Appropriation Date: September 12, 1983. Maximum Surface Area of Open Space Pond: 0.36 acres. Claim to Make Absolute: Date additional water first applied to beneficial use: No later than June 27, 2024. Pursuant to the call records, the Pilgrim Open Space Pond (as the place of use for the Pilgrim Ranch Pond No. 16 water right) operated in priority on the claimed date of beneficial use. Amount of water applied to beneficial use: 0.31 acre-feet for irrigation, fish and wildlife propagation, recreation and piscatorial uses. Pursuant to the memorandum and its attachments, Applicant constructed the Pilgrim Open Space Pond and placed a portion of the Pilgrim Ranch Pond No. 16 water right to beneficial use consistent with the decrees. Description of place where water has been applied to beneficial use: the Pilgrim Open Space Pond. Claim for Reasonable Diligence: Applicant requests a finding of diligence for the Pilgrim Ranch Pond No. 16 in the amount of 0.02 acre-feet for irrigation, fish and wildlife propagation, recreation and piscatorial uses. If the Pilgrim Ranch Pond No. 16 is not found to be absolute as claimed above, then Applicant requests a finding of diligence for the Pilgrim Ranch Pond No. 16 in the amount of 0.33 acre-feet for irrigation, fish and wildlife propagation, recreation and piscatorial uses. SEVENTH CLAIM: FINDING OF REASONABLE DILIGENCE. Name of Water Right: *Pilgrim Ranch Pond No. 20.* Date of Original Decree: November 15, 1988, in Case No. 87CW152, in the District Court in and for Water Division No. 5. Subsequent Decrees Awarding Findings of Diligence: Case No. 94CW294 entered on April 4, 1995, Case No. 01CW102 (Ruling 1 of 2) entered on November 8, 2005, 2011CW157 entered on July 31, 2013, and Case No. 2019CW3081 on July 19, 2020, in the District Court in and for Water Division No. 5. Legal description: In Case No. 2020CW3147, the Court approved the Pilgrim Open Space Pond as the changed location for the Pilgrim Ranch Pond No. 20 water right. The location of the Pilgrim Open Space Pond (centerline of dam) is the SW1/4 SW1/4 of Section 18, Township 5 South, Range 82 West of the 6th P.M. (UTM NAD83 Z13: 4385735 N, 360426 E). Names and Capacities of the Ditches Leading to the Pond: as described in second claim. Volume: 0.046 acre-feet, conditional. Uses: Irrigation, fish and wildlife propagation, recreation and piscatorial uses. Appropriation Date: April 20, 1987. Maximum Surface Area of Open Space Pond: 0.36 acres. Claim for Reasonable Diligence: Applicant requests a finding of diligence for the Pilgrim Ranch Pond No. 20 in the amount of 0.046 acre-feet for irrigation, fish and wildlife propagation, recreation and piscatorial uses. EIGHTH CLAIM: FINDING OF REASONABLE DILIGENCE. Name of Water Right: *Pilgrim Ranch Pond No. 20, First Enlargement.* Date of Original Decree: June 5, 2016, in Case No. 13CW3056, in the District Court in and for Water Division No. 5. Subsequent Decrees Awarding Findings of Diligence: Case No. 2019CW3081 on July 19, 2020, in the District Court in and for Water Division No. 5. Legal description: In Case No. 2020CW3147, the Court approved the Pilgrim Open Space Pond as the changed location for the Pilgrim Ranch Pond No. 20, First Enlargement water right. The location of the Pilgrim Open Space Pond (centerline of dam) is the SW1/4 SW1/4 of Section 18, Township 5 South, Range 82 West of the 6th P.M. (UTM NAD83 Z13: 4385735 N, 360426 E). Names and Capacities of the Ditches Leading to the Pond: as described in second claim. Volume: 0.034 acre-feet, conditional. Uses: Aesthetic, recreation, livestock watering, piscatorial, and fire protection purposes. Appropriation Date: July 1, 2006. Maximum Surface Area of Open Space Pond: 0.36 acres. Claim for Reasonable Diligence: Applicant requests a finding of diligence for the Pilgrim Ranch Pond No. 20, First Enlargement in the amount of 0.034 acre-feet for aesthetic, recreation, livestock watering, piscatorial, and fire protection purposes. NINTH CLAIM: FINDING MAKING CONDITIONAL RIGHT ABSOLUTE, IN PART, AND FOR REASONABLE DILIGENCE, IN PART. Name of Structure: *Pilgrim Pump & Pipeline No. 2.* Date of Original Decree: March 28, 2016, in Case No. 13CW3056, in District Court in and for Water Division No. 5. Subsequent Decrees Awarding Findings of Diligence: Case No. 2019CW3081 on July 19, 2020, in the District Court in and for Water Division No. 5. Legal

Description: The Pilgrim Pump & Pipeline No. 2 is located in the Southeast $\frac{1}{4}$ Northwest $\frac{1}{4}$ of Section 19, Township 5 South, Range 82 West of the 6th P.M., at a point 1,373 feet from the North section line and 1,867 feet from the West section line of said Section 19. (UTM NAD83 Z13: 4385261.2 N, 360898.5 E). Source: West Lake Creek, tributary to Lake Creek, tributary to the Eagle River, tributary to the Colorado River. Appropriation Date: December 31, 2012. Amount: 0.50 c.f.s., conditional. Uses: Direct diversion for irrigation of 4.8 acres of pasture grass identified as Parcel A on Exhibit A to Case No. 13CW3056; to fill Pilgrim North Pond; to fill Pilgrim Ranch Pond No. 19, First Enlargement, and Pilgrim Ranch Pond No. 20, First Enlargement for their decreed purposes, including under the plan for augmentation decreed in Case No. 13CW3056; and continual flow through Pilgrim North Pond to replace evaporation and for freshening flows. Remarks: Total diversions of the (a) West Lake Creek, Pilgrim Enlargement, (b) Smith & Pallister Ditch, Pilgrim Enlargement, and (c) Pilgrim Pump & Pipeline No. 2 shall not cumulatively exceed 0.50 c.f.s. Claim to Make Absolute: Date additional water first applied to beneficial use: No later than May 29, 2026. Pursuant to the call records the Pilgrim Pump & Pipeline No. 2 operated in priority on the claimed date of beneficial use. Amount of water applied to beneficial use: 0.167 c.f.s. Pursuant to the memorandum and its attachments, Applicant installed a pump at the Pilgrim Pump & Pipeline No. 2 and placed the water right to beneficial use consistent with the decree. Description of place where water has been applied to beneficial use: Pilgrim Ranch Pond No. 19 and Parcel A (see Exhibit A to Case No. 13CW3056). Claim for Diligence: Applicant requests a finding of diligence for the Pilgrim Pump & Pipeline No. 2 in the amount of 0.333 c.f.s. for all decreed uses. If the Pilgrim Pump & Pipeline No. 2 is not found to be absolute in the amount of 0.50 c.f.s., then Applicant requests a finding of diligence for the Pilgrim Pump & Pipeline No. 2 in the amount of 0.50 c.f.s. for all decreed uses. Names and addresses of owners of land upon which structures are located: Pilgrim Pond No. 18: Joel N. Quenneville QPR Trust, 380 Central Ave, Naples, FL 34102-5928. Pilgrim Open Space Pond and Pilgrim Pump & Pipeline No. 2: Applicant. Integrated Water System. The Pilgrim Ranch Pond No. 18, Pilgrim Open Space Pond, and Pilgrim Pump & Pipeline No. 2 water rights are part of the integrated water system of Pilgrim Downs Subdivision. Pursuant to C.R.S. §37-92-301(4)(b), when an integrated water system is composed of several features, work on one feature of the system is considered in finding of reasonable diligence has been shown in the development of water rights for all features of the entire system. The following exhibits are on file with the Water Court: maps depicting the location of structures (Exhibit A), call records for Pilgrim Pond No. 18 (Exhibit B), Engineer Memo (Exhibit C), a list of diligence activities (Exhibit D), call records for Pilgrim Open Space Pond (Exhibit E), call records for Pilgrim Pump & Pipeline No. 2 (Exhibit F). (pp. 33 with exhibits)

YOU ARE HEREBY NOTIFIED THAT YOU HAVE until the last day of SEPTEMBER 2026 to file with the Water Clerk a verified Statement of Opposition setting forth facts as to why this application should not be granted or why it should be granted in part or on certain conditions. A copy of such statement of opposition must also be served upon the applicant or the applicant's attorney and an affidavit or certificate of such service shall be filed with the Water Clerk, as prescribed by Rule 5, CRCP. (Filing Fee: \$192.00) KATHY POWERS, Water Clerk, Water Division 5; 109 8th Street, Suite 104 Glenwood Springs, CO 81601.

8. PURSUANT TO C.R.S., §37-92-302, AS AMENDED, YOU ARE NOTIFIED THAT THE FOLLOWING PAGES COMPRISE A RESUME OF THE APPLICATIONS AND AMENDED APPLICATIONS FILED WITH THE WATER CLERK FOR WATER DIVISION 5 DURING THE MONTH OF JULY 2026. *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.*

26CW3081 GRAND COUNTY, APPLICATION FOR FINDING OF REASONABLE DILIGENCE. I. Names, Addresses, and Telephone Numbers of Co-Applicants. Colorado River Water Conservation District (the "River District"), c/o Andrew A. Mueller, Secretary/ General Manager, 201 Centennial Street, Suite 200, Glenwood Springs, Colorado 81602, Telephone: (970) 945-8522. Please direct all pleadings and correspondence in this case to Peter C. Fleming, Jason V. Turner, and Bruce C. Walters. Board of County Commissioners, County of Grand, Colorado ("Grand County"), c/o Edward T. Moyer, County Manager. P.O. Box 264, Hot Sulphur Springs, Colorado 80451. Please direct all pleadings and correspondence in this case to David C. Taussig. Middle Park Water Conservancy District ("Middle Park"), c/o Jack Buchheister, President, P.O. Box 145, Granby, Colorado 80446. Please direct all pleadings and correspondence in this case to Kent Whitmer and Kaitlin Randall. The River District, Grand County, and Middle Park are collectively referred to herein as "Co-Applicants." II. Introduction. This Application for Finding of Reasonable Diligence ("Application") is filed by Co-Applicants pursuant to section 37-92-301(4), C.R.S. The last decree confirming reasonable diligence in the development of the water rights that are the subject of this Application was entered in Case No. 19CW3170, on July 19, 2020. The water rights that are the subject of this Application are: (1) the Fraser Pumping Plant and Pipeline water right, (2) the Fraser Feeder Canal water right, and (3) the Ranch Creek Reservoir storage water right. The River District is a political subdivision of the State of Colorado created by the Legislature in 1937 for the purpose of safeguarding for the State of Colorado the beneficial consumptive use in Colorado of that portion of the waters of the Colorado River equitably apportioned to the state by interstate compact and of promoting the welfare of the inhabitants of the River District. See C.R.S. §§ 37-46-101, *et seq.* The River District encompasses an area of approximately 29,000 square miles, including all of twelve and parts of three western Colorado counties. The River District's geographical boundaries include the headwaters and tributaries of the Colorado River mainstem and its principal tributaries, the Gunnison, White, and Yampa Rivers. The general powers of the River District, as set forth in the River District's organic statute (see §§ 37-46-107, C.R.S., *et seq.*) direct the River District to make surveys and investigations to ascertain the best method of utilizing stream flows within the River District and to make appropriations "for the use and benefit of the ultimate appropriators. . . ." Co-Applicant Grand County is a County of the State of Colorado created by article XIV of the Colorado Constitution and section 30-5-128, C.R.S. Co-Applicant Middle Park is a water conservancy district created pursuant to the provisions of section 37-45-101, C.R.S., *et seq.* The River District, Grand County, and Middle Park are parties to the April 30, 2013, Memorandum of Understanding (the "MOU") for the

development of the Fraser Valley Project for the benefit of their mutual constituents. The River District is the sole owner of the Fraser Valley Project's conditional water rights. Grand County and Middle Park are Co-Applicants hereto because of their respective contractual interests in developing the Fraser Valley Project pursuant to the MOU. III. Describe conditional water rights (as to each structure as depicted on the map attached hereto as Exhibit A) giving the following from the Original Referee's Ruling and Judgment and Decree. A. Name of Structure: Fraser Pumping Plant and Pipeline. 1. Date of Original Decree, Case Number, and Court: June 18, 1987, Case No. 84CW553, Water Division No. 5. 2. Legal Description/Point of Diversion: The decreed point of diversion for the Fraser Pumping Plant and Pipeline is located in the NE 1/4 of the NE 1/4 of Section 19, Township 1 South, Range 75 West of the Sixth Principal Meridian in Grand County at a point 202 feet south of the north line and 571 feet west of the east line of said Section 19. The point of diversion bears S. 71° 31' W. at a distance of 605 feet from the northeast corner of Section 19. 3. Source: Fraser River and its tributaries. 4. Appropriation Date: November 9, 1984. 5. Amount: 35 cubic feet per second ("c.f.s."), conditional. 6. Use: Irrigation, stock watering, municipal, commercial, industrial, piscatorial, and power generation. B. Name of Structure: Fraser Feeder Canal. 1. Date of Original Decree, Case Number, and Court: June 18, 1987, Case No. 84CW553, Water Division No. 5. 2. Legal Description/Point of Diversion: The decreed point of diversion for the Fraser Feeder Canal is located in the SE 1/4 of the SE 1/4 of Section 18, Township 1 South, Range 75 West of the 6th Principal Meridian in Grand County at a point 63 feet north of the south line and 493 feet west of the east line of said Section 18. The point of diversion bears N. 82° 45' W. at a distance of 497 feet from the southeast corner of said Section 18. 3. Source: Fraser River and its tributaries. 4. Appropriation Date: November 9, 1984. 5. Amount: 150 c.f.s., conditional. 6. Use: The water right will be used, in addition to Ranch Creek and Meadow Creek, to fill Ranch Creek Reservoir, for subsequent application to beneficial uses for irrigation, stock watering, municipal, commercial, industrial, piscatorial, power generation, and maintenance of adequate storage reserves. C. Name of Structure: Ranch Creek Reservoir. 1. Date of Original Decree, Case Number, and Court: June 18, 1987, 84CW551, Water Division No. 5. 2. Legal Description/Point of Diversion: The proposed location for the Ranch Creek Dam is in the NE 1/4 of the NW 1/4 of Section 6, Township 1 South, Range 75 West of the 6th Principal Meridian in Grand County and in the SE 1/4 of the SE 1/4 of Section 31, Township 1 North, Range 75 West of the 6th Principal Meridian in Grand County. A point on the dam axis near the south end of said axis lies 218 feet south of the north line and 1,459 feet east of the west line of said Section 6. This point bears S. 81° 30' E. a distance of 1,476 feet from the northwest corner of said Section 6. A point on the dam axis near the north end of said axis lies 593 feet south of the north line and 1,446 feet east of the west line of said Section 6. This point bears N. 67° 42' E. a distance 1,563 feet from the northwest corner of said Section 6. The dam axis bears N. 00° 58' W. 3. Source: Ranch Creek and Meadow Creek, tributaries of the Fraser River, and the Fraser River via diversions through the Fraser Feeder Canal. 4. Appropriation Date: November 8, 1984. 5. Amount: 20,000 acre-feet ("AF"), conditional. 6. Use: Irrigation, stock watering, municipal, commercial, industrial, piscatorial, and power generation. IV. Integrated Project. This Court has previously determined that the subject conditional water rights described above are part of an integrated water project. *See Case No. 19CW3170, Decree, ¶ 20.* Under section 37-92-301(4)(b), C.R.S., "[w]hen a project or integrated system is comprised of several features, work on one feature of the project or system shall be considered in finding that reasonable diligence has been shown in the development of water rights for all features of the entire project or system." Thus, where work on one component of an integrated water project is "necessary to the ultimate goal of putting the water to beneficial use, it is considered part of an integrated system." *Metro. Suburban Water Users Ass'n v. Colorado River Water Cons. Dist.*, 365 P.2d 273, 289 (Colo. 1961). For purposes of this Application, each of the subject water rights at issue is a component part of the entire integrated Fraser Valley Project, and work on any of these water rights should be considered in finding that reasonable diligence has been shown in the development of all these water rights. V. Provide a detailed outline of what has been done toward completion or for completion of the appropriation and application of water to a beneficial use as conditionally decreed including expenditures. A. The River District. The River District has undertaken the following activities over the last six years that demonstrate its diligence regarding the subject conditional water rights which comprise the Fraser Valley Project. The following list of work accomplished during the latest diligence cycle with respect to the Fraser Valley Project's conditional water rights is not intended to be all-inclusive but is merely representative and may be supplemented by additional evidence: 1. Investigation of Groundwater Aquifer Storage. During the last diligence period, the River District, Grand County, and Middle Park commissioned BBA Water Consultants, Inc. ("BBA") to evaluate the viability of groundwater aquifer storage as an alternative means to develop the Fraser Valley Project's conditional water rights in lieu of surface storage. 2. Endangered Species. Federal environmental legislation and related regulations on water development activities often make successful acquisition of needed federal permits one of the most predominant concerns regarding a water development project. A significant concern regarding the development of projects in Water Division No. 5 is the status of four native fish species which have been listed as "endangered" by the United States Fish and Wildlife Service pursuant to the federal Endangered Species Act. Because water depletions in the Colorado River basin are alleged to jeopardize the continued existence of those fish species, it is necessary for the River District and others who may need federal permit authorizations for their water projects to successfully address the alleged jeopardy of those identified species. To that end, the River District obtained a contract with the Bureau of Reclamation for 5,412.5 AF of water in Ruedi Reservoir to satisfy the West Slope's obligation. During the subject diligence period, the River District has continued to maintain and administer that contract for the benefit of the endangered fish species. These efforts are necessary and appropriate for the River District and other water users within its boundaries to secure permitting approvals for the construction and operation of water projects, including the Fraser Valley Project. 3. USGS Gage(s). The River District participates in the funding of United States Geological Survey ("USGS") gauging stations throughout the River District's geographic area to better assess the availability of water for development pursuant to the River District's various projects and the projects of its partners and constituents. Since November 1999, the River District has participated through the USGS cooperative stream gauging program in maintaining streamflow gauging at the Fraser River below Crooked Creek, as well as supporting a water quality monitoring station at Ranch Creek below Meadow Creek. Data developed through the USGS gauging program and water quality monitoring will be necessary to support water availability analyses

and permitting requirements of a Ranch Creek Reservoir and possibly other components of the Fraser Valley Project. Co-Applicants also participated in the Grand County Water Information Network (“GCWIN”) efforts related to broader water quality monitoring on the Colorado River. 4. Weather Modification. Throughout the diligence period, the River District has participated in and is now administering the Central Colorado Mountains River Basin Weather Modification Program (the “CCMRB Program”). The CCMRB Program is designed to increase snowfall, and thus improve water supplies, over the central Colorado mountains including areas in the vicinity of the projects utilizing the water rights that are the subject of this Application. 5. Salinity. The River District continues to participate and fund efforts to reduce the salinity of the Colorado River, as well as the operation of the Colorado River mainstem reservoirs, to ensure to the River District, as well as to the State of Colorado, an adequate supply of water from the Colorado River as provided by the Colorado River Compacts. 6. Wild and Scenic Alternative Management Plan. The River District, Grand County, and Middle Park expend significant staff time and financial resources in participating in a stakeholder driven alternative management plan to federal wild and scenic designation for the Colorado River mainstem, including portions of the Colorado River downstream from the subject conditional water rights. A federal wild and scenic designation could have had significant impacts on the development of the conditional water rights at issue in this Application. 7. Water Marketing. During the subject diligence period, the River District has been actively engaged in the operation of its Water Marketing Program. The successful operation of the Water Marketing Program and the receipt of lease revenues by the River District will assist the River District in developing water projects, including the beneficial use of the Fraser Valley Project water rights which are the subject of this Application. 8. Water Court Activities. The River District opposed water court applications during the diligence period to prevent or mitigate adverse effects to its water rights, including the Fraser Valley Project’s conditional water rights that are the subject of this Application. 9. Permitting Processes. The River District, Grand County, and Middle Park have all participated in the environmental permitting process for Denver Water’s Moffat Collection System Project and the Windy Gap Firing Project for Northern Water’s Municipal Subdistrict. Both of these projects could potentially affect water supplies in the Fraser River basin and therefore Co-Applicants have participated in these processes. The River District, Grand County, and Middle Park spent significant staff time and financial resources in negotiating agreements with Denver Water and Northern Water’s Municipal Subdistrict. These agreements were intended to resolve various disputes involving both present and future operations on the West Slope. While the agreements have been fully executed, the parties thereto (including Co-Applicants) continue to expend substantial resources in the implementation of these agreements, including but not limited to, participation in the Learning By Doing (“LBD”) process. LBD establishes a long-term partnership of cooperation among the LBD parties to cooperatively manage aquatic resources by protecting and where possible, restoring and enhancing, the aquatic environment. It is anticipated that the Fraser Valley Project water rights will assist in these efforts. 10. Legislation. The River District participates actively in legislative processes regarding water-related matters before both the United States Congress and the Colorado General Assembly. The River District has monitored and lobbied concerning the activities of various committees of the United States Congress concerning environmental legislation, particularly the Endangered Species Act, Clean Water Act, and the National Environmental Policy Act, as such federal environmental acts relate to the construction of projects and utilization of water within western Colorado. The River District also monitors and lobbies in the Colorado General Assembly on matters related to water rights and water project development. 11. In addition to extensive staff time, the River District has expended in excess of two million dollars in furtherance of the activities described above, which activities bear on the development of the conditional water rights at issue in this Application. 12. At its July 2026 Quarterly Board Meeting, the River District Board reaffirmed its intent to develop the subject conditional water rights and directed the filing of this Application. B. Grand County. In addition to the cooperative efforts set forth in detail above in this Section V., Grand County has undertaken the following specific activities over the last six years further demonstrating diligence with regard to the Fraser Valley Project’s conditional water rights. The following list of work accomplished during the latest diligence cycle is not intended to be all-inclusive but is merely representative and may be supplemented by additional evidence: 1. Stream Management Plan. Grand County has spent significant staff time, consultant time, and financial resources in designing its Stream Management Plan. The Stream Management Plan is to provide the framework for maintaining healthy stream systems in Grand County through the protection and enhancement of aquatic habitat while at the same time protecting local water uses and retaining flexibility for future water operations. The conditional water rights that are the subject of this Application could be used to complement and promote the purposes of the Grand County Stream Management Plan. 2. Resume Review and Opposition. During the diligence period, Grand County reviewed the Division 5 resume of applications and opposed applications that could impact the subject conditional water rights. 3. Substitute Supplies. Grand County has investigated sources of substitute supply for operating exchanges, and these conditional water rights could serve that purposes. C. Middle Park. In addition to the cooperative efforts set forth in detail above in this Section V., Middle Park has undertaken the following specific activities over the last six years further demonstrating diligence with regard to the Fraser Valley Project’s conditional water rights: 1. Middle Park has conducted research and preliminary analysis of demands in Grand and Summit Counties compared to Middle Park’s available supplies. This work included analysis of the need for additional storage, particularly in the Fraser River Basin. 2. Middle Park has leased water from Grand County Water & Sanitation District No. 1 during the diligence period to be released from its reservoir located along the Upper Fraser River in order to satisfy a call upstream from Middle Park’s other existing replacement supplies. The need for this leased water indicates a continuing need for the development of the subject water rights. 3. Middle Park has actively pursued development of water rights in the Fraser Valley, including the subject water rights, in light of the increased likelihood of calls being placed on the Fraser River above the confluence with the mainstem of the Colorado River. 4. Middle Park has incurred legal and technical consulting costs related to monitoring, evaluating and participating in water rights cases in Division 5 to protect Middle Park’s water rights, including the subject water rights, from injury. 5. At its regular meeting on April 8, 2026, the Middle Park Board of Directors confirmed its commitment to supporting the development of these conditional water rights and directed Middle Park’s attorneys to join this Application as co-applicant. VI. Name(s) and address(es) of owner(s) of land on which structure is or will be located, upon which water is or will be stored,

or upon which water is or will be placed to beneficial use. The structures are or may be located and water is or may be stored on land owned by the agencies, entities, and individuals identified in "Exhibit B," attached hereto and incorporated herein by this reference. The water will be placed to beneficial use within the extensive boundaries of the River District (which include Grand County and the boundaries of Middle Park). The specific owners of land upon which the water rights will be placed to beneficial use will be determined at future dates as the project is developed. The water rights may be put to beneficial use on lands owned by numerous individuals and entities. Therefore, it is not feasible to list at this time the names and addresses of the owners of land upon which water may be placed to beneficial use. WHEREFORE, the River District, Grand County, and Middle Park respectfully request that the Court: 1) find that Co-Applicants have exercised reasonable diligence in the development of the water rights that are the subject of this Application; 2) rule that the conditional water rights be continued in full force and effect; and 3) set a date for a subsequent application for a finding of reasonable diligence. Co-Applicants further request that the Court reconfirm its prior finding in Case No. 19CW3170 that the subject conditional water rights identified above are features of an integrated system of water rights, and that work done on one feature of the project shall be considered in finding that reasonable diligence has been shown in the development of water rights for all features of the entire project. [14 pages]

YOU ARE HEREBY NOTIFIED THAT YOU HAVE until the last day of SEPTEMBER 2026 to file with the Water Clerk a verified Statement of Opposition setting forth facts as to why this application should not be granted or why it should be granted in part or on certain conditions. A copy of such statement of opposition must also be served upon the applicant or the applicant's attorney and an affidavit or certificate of such service shall be filed with the Water Clerk, as prescribed by Rule 5, CRCP. (Filing Fee: \$192.00) KATHY POWERS, Water Clerk, Water Division 5; 109 8th Street, Suite 104 Glenwood Springs, CO 81601.

9. PURSUANT TO C.R.S., §37-92-302, AS AMENDED, YOU ARE NOTIFIED THAT THE FOLLOWING PAGES COMPRISE A RESUME OF THE APPLICATIONS AND AMENDED APPLICATIONS FILED WITH THE WATER CLERK FOR WATER DIVISION 5 DURING THE MONTH OF JULY 2026. *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.*

26CW3082 GARFIELD COUNTY COLORADO RIVER APP: High Country Farm – Colorado c/o Sherry A Caloia PO Box 443 Glenwood Sp CO 81602 App for Diligence SRR V1 PUMP & PIPELINE Legal : SW1/4 SW ¼ Sec 14, T6S R 90 W 6th P.M. approx 200 ft from S sec line and 1030 ft from W sec line of Sec 14 UTM Zone 13 NAD 83 Easting 292408.4m Northing 4377587.6m Source GPS Accuracy 3m Amt.25 c.f.s. cond for fire protection and livestock water SRR V2 Pump & pipeline Location: NE ¼ NW ¼ sec 23, T6S R 90 W 6th P.M. approx 925 ft from N sec line and 202 ft from W sec line of section 23 Garfield County CO UTM Zone 13 NAD 83 Coordinates Easting 292,702.6m Northing 4,377,246.2m Amt 0.25 c.f.s. cond Use: fire protection and livestock water. SRR V3 PUMP AND PIPELINE located SE ¼ NW ¼ Sec 23, T6S R90W 6th P.M. approx 1465 ft from N sec line 2275 ft from W sec line sec 23 UTM Zone 13 NAD83 coordinates Easting 292,777.0m Northing 4,377,081. Amt .25 c.f.s. cond Use: fire protection, irrigation and stock water. Irrigation of up to 10 acres in S1/2N1/2, NE ¼, N ½ S ½ NE ¼ and SE1/4NW1/4 Sec 23 T6S R90W 6th P.M. SRR V4 PUMP & PIPELINE: located in SE1/4 NW1/4 Sec 23, T6S R90W 6th P.M. approx. 2390 ft from N sec line and 2370 ft from W section line of sec 23, UTM Zone 13 NAD83 coordinates Easting 292,799.9m Northing 4,376,799.6m Amt: .25 c.f.s. cond Use: fire protection, livestock water and irrigation of up to 5 acres in SW ¼ NE ¼ sec 23, T6S R 90 W 6th P.M. SRR DITCH NO. 5 located in SW1/4 SW1/4 Sec 24 T6S R90 W 6th P.M. approx 1010 ft from S section line and 555 feet from W Sec line of sec 24 UTM Zone 13 NAD83 Coordinates Easting 293,835.0m Northing 4,376,201.4m Amt: 1.00 c.f.s. cond Use: fire protection, stock water and irrigation of up to 60 acres in S1/2 SE ¼ and NW1/4SE1/4 sec 23 and SW1/4SW1/4 of sec 24, T6S R90W 6th P.M. and also supplements irr on lands irrigated by Richardson Ditch No. 3 and Richardson Ditch No. 4. SRR MAINTENANCE POND located in SW1/4 SW1/4 of Sec 14, T6S R 90W approx 25 ft from S sec line and 1095 ft from W sec line of sec 14, UTM Zone 13 NAD83 Coordinates Easting 292,427.2m Northing 4,377,535.1m Ditch used to fill pond: SRR V1 Pump & Pipeline amt: .25 c.f.s. located on S Canyon Creek in SW1/4 SW1/4 Sec 14 T6S R90W 6th P.M. approx 200 ft from S sec line and 1030 ft from W sec line of sec 14, UTM Zone 13 NAD83 Coordinates Easting 292,408.4m and Northing 4,377,587.6m Amt: .35 AF (.25 c.f.s. fill rate) cond, Surface area .1 acre, Dam less than 10 ft and Length 150 ft, Active cap 0.35 AF Use: fire protection, augmentation and livestock watering, SRR BARN POND located in the NE1/4 NW ¼ Sec 23 T6S R90W 6th P.M. approx 670 ft from N section line and 1435 ft from W sec line of sec 23, UTM Zone 13 NAD83 Coordinates Easting 292.527.0M Northing 4,377,324.3m Ditch used to fill pond: SRR V2 Pump & Pipeline .25 c.f.s. pt of div on S Canyon Creek in NE1/4 NW1/4 Sec 23 T6S R90W 6th P.M. approx 925 ft From N section line and 2020 ft from W sec line, UTM Zone 13, NAD83 Coordinates Easting 292,702.6m Northing 4,377,246.2 m, Amt: 5 AF (.25 c.f.s. fill rate) cond Surface area .8 acre, dam less than 10 feet and 350 feet long. Active capacity 5 AF Use: fire protection, augmentation and stock water. SRR LOWER V2 POND located in NE1/4 NW1/4 Sec 23 T6S R90W 730 ft from N sec line and 2075 ft from W sec line of sec 23. UTM Zone 13, NAD83 Coordinates Easting 292,720.9m and Northing 4,377,305m Amt: 5 AF (.25 c.f.s. fill) cond, Surface area 0.8 acres, dam less than 10 feet and 350 ft long, Active storage 5 AF, Ditch used to fill pond: SRR V2 Pump & Pipeline .25 c.f.s. located in NE1/4 NW1/4 Sec 23 T6S R90W 6th P.M. approx. 925 ft from N Sec line and 2020 ft from the W sec line of sec 23 UTM Zone 13, NAD 83 Coordinates Easting 292,702.6m Northing 4,377,246.2m Use: fire protection, livestock water, augmentation and irrigation of up to 15 acres in SE1/4 SE1/4 and SW1/4SW1/4 of Sec 14 and NE1/4NW1/4 of sec 23, T6S R90W 6th P.M. SRR LOWER V5 POND located in SE1/4 SE1/4 Sec 23, T6S R90W 6th P.M. at a pt approx. 915 ft from S sec line and 1100 ft from W sec line of said section UTM NAD83 Coordinates Easting 293,330.0m Northing 4,376,166.4m Amt: 35 AF (.25 c.f.s. fill rate) cond, Surface area 4.5 acres Dam less than 10 ft. w/ Length of 500 feet, Active capacity 35 AF. Uses: fire protection, augmentation livestock watering and irrigation of up to 60 acres in S1/2 SE1/4 and NW ¼ SE1/4 of sec 23 and SW1/4 of sec 24, T6S R90W 6th P.M. also supplements irrig on lands irrigated by Richardson Ditch No. 3

and Richardson Ditch No. 4. SRR UPPER V5 POND located in NE1/4 SW1/4 Sec 24, T6S R90W 6th P.M. 1330 from S sec line and 1525 ft from W section line of section 24, UTM Zone 13, NAD83 Coordinates: Easting 294,132.8m and 4,376,319.9m. Amt: 7 AF (.25 c.f.s. fill rate) cond, Surface area: 1 acre, Height less than 10 feet and length 150 ft. Active storage: 7AF Use: augmentation, fire protection, stock water and irrigation of up to 60 acres in S1/2 SE1/4 and NW1/4 SE1/4 of Sec 23 and SW1/4 SW1/4 Section 24 T6S R90W 6th P.M. Also supplements irrigation on land irrigated by the Richardson Ditch No. 3 and Richardson Ditch No. 4. SRR UPPER V2 POND located in SW1/4 S E1/4 Sec 14 T6S R 90 W 6th P.m. approx 140 Ft from S sec line and 1925 ft from E Sec line of sec 14 UTM Zone 13 NAD83 Coordinates Easting 293,120.0m and 4,377,570.0m Amt: 7 AF (.25 c.f.s. fill) Surface area 1 acre Height less than 10 ft and Length 200 ft Active storage 7 AF Uses: fire protection, stock water and irrigation of 15 acres SE1/4 SE1/4 and SW1/4 SW1/4 of Sec 14 and NE1/4 NW1/4 of Sec 23 in T6S R90W 6th P.M. SRR UPPER V1 POND located in NE1/4SW1/4 Sec 14 T6S R90W 6th P.M. approx 1440 ft from the S Sec line and 2465 ft from W sec line of Section 14, UTM Zone 13 NAD83 Coordinates Easting 292,854.0, Northing 4,377,965.0m Amt: .35 AF (.25 c.f.s. fill rate) cond Surface Area 0.10 acre, height of dam: less than 10 feet Length 200 feet Active storage .35 AF cond. Use fire protection and livestock watering. **All Water Rights divert run off, springs and other waters trib to S Canyon Creek trib to CO River.** Adjud in Case No 19CW3040 Water Court Div 5 on July 19, 2020 with Approp date of March 30, 2019. Source of the UTM coor: GPS Accuracy 3m All water right located on Property of Applicant. Integrated System with Case nos. 19CW3038, 19CW3040, 19CW3041 and 19CW3042, Water Division No. 5. detailed outline of what has been done toward completion and for completion of the appropriation to apply the water rights to a beneficial use as conditionally decreed, including expenditures,

YOU ARE HEREBY NOTIFIED THAT YOU HAVE until the last day of SEPTEMBER 2026 to file with the Water Clerk a verified Statement of Opposition setting forth facts as to why this application should not be granted or why it should be granted in part or on certain conditions. A copy of such statement of opposition must also be served upon the applicant or the applicant's attorney and an affidavit or certificate of such service shall be filed with the Water Clerk, as prescribed by Rule 5, CRCP. (Filing Fee: \$192.00) KATHY POWERS, Water Clerk, Water Division 5; 109 8th Street, Suite 104 Glenwood Springs, CO 81601.

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26CW3083 GARFIELD COUNTY COLORADO RIVER, Applicant: High Country Farm – Colorado c/o Sherry A Caloia, PO Box 443 Glenwood Springs CO 81602 Application for Reasonable Diligence Name: FIRST ENLARGEMENT OF CONNOLLY SPRINGS 1-4 Amt: Connolly Spring Nos. 1 – 4 inclusive enlargements: Decreed: 2019CW3041 Water Div No. 5 on July 19, 2020, **Source is unnamed tributary to S Canyon Creek trib to CO River.** Amt: 5 gallons per minute (0.011 c.f.s.) cond each, Uses: Commercial, Domestic and irrigation of 5 acres each. Decreed Locations: Connolly Spring No. 1 located in NE 1/4 SW 1/4 of Sec 24, T6S R90W. 6th P.M. at 2160 ft N of S line and 2260 ft E of W line of Sec 24 UTM Zone 13 NAD83 Coordinates: Easting 294395.53 Northing 4376526.37. Connolly Spring No. 2 located in NW1/4 NE1/4 Sec 25, T6S, R90W. 6th P.M. at 350 ft S of N sec line and 1450 ft W of E line of Sec 25. UTM Zone 13 NAD83 Coordinates: Easting 294849.91 Northing 4375838.19 Connolly Spring No. 3 located in SE1/4 SW1/4 of Sec 24, T6S. R90W 6th P.M. at a point 1300 ft N of S line and 2150 ft E of W line of Sec 24. UTM Zone 13 NAD83 Coordinates: Easting 294317.01 Northing 4376148.03 Connolly Spring No. 4 located in SW1/4 SW1/4 of Sec 24, T6S R90W 6th P.M. at a point 1320 ft N of S line and 880 ft E of W line of Sec 24. UTM Zone 13 NAD83 Coordinates: Easting 293833.54 Northing 4376216.7, Connolly Spring Nos. 1, 3 + 4 located on prop of Applicant Connolly Spring No. 2: located on BLM property. CONNOLLY RESERVOIRS 1-4 FIRST ENLARGEMENT Inclusive: Decreed 2019CW3041 Water Div No. 5 on 7/19/2020 .Approp Date: March 30, 2019 Amts: 0.1 AF each cond, Uses: Domestic, commercial and watering of livestock. Legal Descriptions: Connolly Reservoir No. 1 is located in NE1/4 SW1/4 of Sec 24, T6S, R90W 6th P.M. at point 2150 ft N of S line and 2250 ft E of W line of Sec 24. UTM Zone 13 NAD83 Coordinates: Easting 294385.19 Northing 4376537.7T Connolly Reservoir No. 2 is located in NE1/4 SW1/4 of Sec 24, T6S, R90W 6th P.M. at a point 1600 ft from S Sec line and 1400 ft from W Sec line of Section 24. UTM Zone 13 NAD83 Coordinates: Easting 294193.41 Northing 4376330.71 Connolly Reservoir No. 3 is located in SE1/4 SW1/4 of Sec 24, T6S R90W 6th P.M. at a point 1300 ft N of S line and 2100 ft E of W line of Sec 24. UTM Zone 13 NAD83 Coordinates: Easting 294294.04 Northing 4376151.42 Connolly Reservoir No. 4 is located in SW1/4 SW1/4 of Section 24, T6S, R90W 6th P.M. at point 1300 ft N of S line and 860 ft E of W line of Section 24. UTM Zone 13 NAD83 Coordinates: Easting 293813.28 Northing 4376216.53 Name of owner of the land upon which the structures will be located: Applicants. Integrated system: The water rights herein are an integrated system w/ Case Nos. 19CW3038, 19CW3039, 19CW3040, 19CW3041, and 19CW3042 The Applicant listed efforts and reasonable diligence done to put the water to beneficial use for decreed purposes.

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11. PURSUANT TO C.R.S., §37-92-302, AS AMENDED, YOU ARE NOTIFIED THAT THE FOLLOWING PAGES COMPRISE A RESUME OF THE APPLICATIONS AND AMENDED APPLICATIONS FILED WITH THE WATER

CLERK FOR WATER DIVISION 5 DURING THE MONTH OF JULY 2026. *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.*

26CW3084 GARFIELD COUNTY COLORADO RIVER. Application for Change of Water Rights Applicant High Country Farm Colorado LLC c/o Sherry A Caloia PO Box 443, Glenwood Springs CO 81602. The water rights to be changed in this decree are: SRR Upper V2 Pond and SRR Lower V-2 Pond: Date of Original Decree: 7/19/2020 in Case No. 19CW03040 Water Div 5, Legal description: SRR Upper V-2 Pond: SW ¼ SE¼ Sec 14 T6S R90W 6th P.m. approx 140 Feet from S sec line and 1925 ft from E Sec line of section 14 UTM Zone 13 NAD83 Coordinates Easting 293,120.0m and 4,377,570.0m, Source of water: springs and runoff trib to South Canyon Creek and trib to Colorado River. Approp: 3/30/2019 Amt: 7 AF (.25 c.f.s. fill) cond, Surface area of pond: 1 acre Height of dam less than 10 ft Length 200 ft Active storage: 7 AF Use: fire protection, stock water and irrigation of 15 acres in SE1/4 SE1/4 and SW1/4 SW1/4 of Sec 14 and NE1/4 NW1/4 of Sec 23 in T6S R90W 6th P.M. SRR Lower V2 Pond located in NE1/4 NW1/4 Section 23 T6S R90W at a point 730 ft from N sec line and 2075 ft from W sec line of section 23 UTM Zone 13, NAD83 Coordinates Easting 292,720.9m and Northing 4,377,305m. **Source: S. Canyon Creek, springs and runoff in unnamed trib to South Canyon Creek all trib to Colorado river** Amt: 5 AF (.25 c.f.s. fill) cond Surface area: 0.8 acre, Height of dam less: than 10 feet Length of dam: 350 feet Active storage: 5 AF Ditch used to fill pond: SRR V2 Pump & Pipeline at a rate of .25 c.f.s. Located in NE1/4 NW1/4 Sec 23 T6S R90W 6th P.M. at point approx. 925 ft from N Sec line and 2020 ft from W section line of section 23 UTM Zone 13, NAD 83 Coordinates Easting 292,702.6m Northing 4,377,246.2m Statement of change: The SRR V-1 and SRR V-2 Ponds are to be combined into one pond located between the 2 ponds approx 500-700 ft from each of decreed locations. New pond will be located on the same drainage as the original 2 ponds. New pond located as follows: NW¼ NE¼ Section 23 T6S R90W 6th P.M. approx 2600 ft from W section line and 200 ft from N section line of section 23. UTM Zone 13, NAD83 292876.6m E and Northing 4377437.54m No intervening water rights between the SRR V-1 Upper and SRR V-2 Lower ponds. The new pond will be filled with springs and runoff in the same unnamed tributary of South Canyon creek as the original 2 ponds. The relocation will not enable the Applicant to divert more water into pond. The water that is physically and legally available to the ponds will not change in amount, volume or time. Name of New Pond : SRR V1 and 2 Combined Pond Approp Date: 3/30/2019 Decree: 7/19/2020 Amt: 12 AF (.50 c.f.s. fill) cond Surface area: 1.8 acres Height of dam less: than 10 feet Length of dam: 500 feet Active storage: 12 AF Source of water: South Canyon Creek, springs and runoff in an unnamed tributary to South Canyon Creek all tributary to Colorado river Uses: fire protection, livestock water, augmentation and irrigation of up to 15 acres in the SE1/4 SE1/4 and SW1/4SW1/4 of Section 14 and NE1/4NW1/4 of sec 23, T6S R90W 6th P.M. All ponds are located on the property of Applicant.

YOU ARE HEREBY NOTIFIED THAT YOU HAVE until the last day of SEPTEMBER 2026 to file with the Water Clerk a verified Statement of Opposition setting forth facts as to why this application should not be granted or why it should be granted in part or on certain conditions. A copy of such statement of opposition must also be served upon the applicant or the applicant's attorney and an affidavit or certificate of such service shall be filed with the Water Clerk, as prescribed by Rule 5, CRCP. (Filing Fee: \$192.00) KATHY POWERS, Water Clerk, Water Division 5; 109 8th Street, Suite 104 Glenwood Springs, CO 81601.

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25CW3202 Leigh and Achille ("Kelly") DiNatale, 4833 Valhalla Dr., Boulder, Colorado 80301, Telephone: (303)-349-3668. FIRST AMENDED APPLICATION FOR ABSOLUTE WATER RIGHTS, CONDITIONAL EXCHANGES (EXCHANGE PROJECT), AND PLAN FOR AUGMENTATION in **GRAND COUNTY**. Please send all pleadings and correspondence to: William D. Wombacher, Esq., Stacy L. Brownhill, Esq., NAZARENS STACK & WOMBACHER LLC, 5105 DTC Parkway, Suite 200, Greenwood Village Colorado 80111. ABSOLUTE SURFACE WATER RIGHT 2. Rimrock Canyon Ranch Direct Flow Right. 2.1. Location. The Rimrock Canyon Ranch Direct Flow Right will initially be a pumped diversion, which may be converted into a permanent diversion structure if the banks of Corral Creek stabilize in the future. This is necessary because Corral Creek has shifted multiple times in recent years, which make it difficult at this time to construct a new permanent diversion structure or rehabilitate the historical structure. The point of diversion will be located within 500 feet of the following UTM coordinates – 13T E:398685.203, N:443851.946. 2.2. Source. Corral Creek, tributary to the Colorado River. 2.3. Amount Claimed. 0.5 cfs, absolute. 2.4. Appropriation Date. September 6, 1975. 2.4.1. How Appropriation Was Initiated. The appropriation date is based upon an aerial photo dated September 6, 1975, showing the presence of a surface diversion and the presence of a historical irrigation ditch on the property. 2.4.2. Date Water First Applied to Beneficial Use. September 6, 1975, based upon an aerial photograph dated September 6, 1975. 2.5. Uses. Irrigation of up to 5.44 acres on Rimrock Canyon Ranch, located in the SW1/4 of the SE1/4 of Section 1, Township 1 North, Range 79 West of the 6th P.M. in Grand County, Colorado, including the use of the return flows for augmentation to offset out-of-priority depletions. ABSOLUTE WATER STORAGE RIGHT 3. Rimrock Canyon Ranch Pond. 3.1. Location. Rimrock Canyon Ranch Pond is an off-channel pond located in a portion of the SW1/4 of the SE1/4 of Section 1, Township 1 North, Range 79 West of the 6th P.M. in Grand County, Colorado. A map depicting the location of Rimrock Canyon Ranch Pond is attached as Exhibit 1. The point of diversion for Rimrock Canyon Ranch Pond is located at UTM location 13T E:398663.180, N:4436741.891. The center of the Rimrock Canyon Ranch Pond is located at UTM location 13T E:398667.474, N:4436641.919. 3.2. Surface Area. Rimrock Canyon Ranch Pond has a maximum surface area of 0.64 acres. 3.3. Capacity. Rimrock Canyon Ranch Pond has a capacity of 5.0 acre-feet. 3.4. Source. Corral Creek, tributary to the Colorado River. 3.5. Amount Claimed.

5.0 acre-feet absolute at a flow rate of 1.66 cfs with the right to one refill in the amount of 5.0 acre-feet. 3.6. Appropriation Date. September 6, 1975. 3.6.1. How Appropriation Was Initiated. An aerial photo dated September 6, 1975, shows the existence of the pond and the point of diversion from Corral Creek. 3.6.2. Date Water First Applied to Beneficial Use. The appropriation date is based on the aerial photo from September 6, 1975, although the initial diversion was an unknown earlier date. The claimed date of September 6, 1975, is the latest date of appropriation as the aerials show the pond and the existence of the diversion. 3.7. Uses. Fish culture, including but not limited to the right to freshening flows, irrigation, stock water, firefighting, and augmentation, including the right of reuse and successive use to extinction. CONDITIONAL APPROPRIATIVE RIGHTS OF EXCHANGE (EXCHANGE PROJECT) 4. Description of Conditional Appropriative Rights of Exchange (Exchange Project). The claimed exchanges will operate to facilitate the movement of water under Applicants' plan for augmentation to replace out-of-priority depletions from the Rimrock Canyon Ranch Direct Flow Right and the Rimrock Canyon Ranch Pond. Applicants will deliver water from the sources identified in paragraph 5.2.3, below, to the Colorado River in exchange for out-of-priority depletions described herein. 4.1. Exchange-From Point. The exchange-from point is the location where the replacement water associated with Applicants' Colorado River District contract enters the Colorado River, which occurs at UTM coordinates 13T E:380773.833, N:4433498.201. 4.2. Exchange-To Points. 4.2.1. The point of diversion for the Rimrock Canyon Ranch Direct Flow right located at UTM coordinates 13T E:398685.203, N:443851.946. 4.2.2. The point of diversion for the Rimrock Canyon Ranch Pond located at UTM coordinates 13T E:398663.180, N:4436741.891. 4.3. Exchange Rates. The maximum exchange rate is 0.5 cfs for the exchange to the Rimrock Canyon Ranch Direct Flow Right and 1.66 cfs to the Rimrock Canyon Ranch Pond, all conditional. 4.4. Date of Appropriation. June 30, 2026. 4.4.1. How Appropriation Was Initiated. The appropriation date is based upon the date of this amended application. 4.4.2. Date Water First Applied to Beneficial Use. Not applicable. 4.5. Uses. The same uses associated with the Rimrock Canyon Ranch Direct Flow Right and Rimrock Canyon Ranch Pond, as described in paragraphs 2.7 and 3.7, respectively, above. PLAN FOR AUGMENTATION 5. Description of Plan for Augmentation. The plan for augmentation is intended to replace out-of-priority depletions resulting from the use of the Rimrock Canyon Ranch Direct Flow Right and Rimrock Canyon Ranch Pond. 5.1. Name of Structures to be Augmented. 5.1.1. Rimrock Canyon Ranch Direct Flow Right, as described in paragraph 2, above. 5.1.2. Rimrock Canyon Ranch Pond, as described in paragraph 3, above. 5.2. Replacement Supplies to be Used for Augmentation. 5.2.1. Releases and seepage from Rimrock Canyon Ranch Pond. 5.2.2. Return flows resulting from the irrigation of Rimrock Canyon Ranch. 5.2.3. Up to 6.0 acre-feet of water released under contract with the Colorado River Water Conservation District ("River District"), from the following structures: 5.2.3.1. Wolford Mountain Reservoir. The River District owns and operates Wolford Mountain Reservoir (f/k/a Gunsight Pass Reservoir) which has the following water rights. 5.2.3.1.1. Case No. 87CW283. 5.2.3.1.1.1. Decree Date. November 20, 1989. 5.2.3.1.1.2. Name of Structure. Gunsight Pass Reservoir. 5.2.3.1.1.3. Legal Description of Place of Storage. The dam is located in the SW1/4 of the NE1/4 of Section 25, Township 2 North, Range 81 West of the 6th P.M. in Grand County, Colorado. The intersection of the dam axis with the right abutment will occur at a point which bears S. 54°54'20" E. a distance of 3,716.46 feet from the NW Corner of said Section 25. 5.2.3.1.1.4. Source. Muddy Creek and its tributaries, all tributary to the Colorado River. 5.2.3.1.1.5. Amount. 59,993 acre-feet, conditional; of this amount, 32,986 acre-feet were made absolute for piscatorial and recreational uses pursuant to the decree entered in Case No. 95CW251, District Court, Water Division 5, and the full amount was made absolute for all purposes by decree entered in Case No. 02CW107, District Court, Water Division 5. 5.2.3.1.1.6. Appropriation Date. December 14, 1987. 5.2.3.1.1.7. Uses. All beneficial uses, including but not limited to domestic, municipal, agricultural, and recreational uses, which uses satisfy the requirements of the Windy Gap Settlement made with the Municipal Subdistrict of the Northern Colorado Water Conservancy District ("Windy Gap Settlement"); use to meet the water requirements of the inhabitants of the River District for all uses, including uses in the Middle Park area; and use to meet the terms of a lease agreement executed March 3, 1987, between the River District and the City and County of Denver ("Denver"). 5.2.3.1.2. Case No. 95CW281. 5.2.3.1.2.1. Decree Date. August 26, 1997. 5.2.3.1.2.2. Name of Structure. Wolford Mountain Reservoir Enlargement. 5.2.3.1.2.3. Legal Description of Place of Storage. The dam is located in the SW1/4 of the NE1/4 of Section 25, Township 2 North, Range 81 West of the 6th P.M. in Grand County, Colorado. The as-built intersection of the dam axis (Sta. D19+35.61) with the West Access Road (Sta. WR50+55.05), as shown on the Colorado River Water Conservation District, Wolford Mountain Project, Ritschard Dam construction drawing "Dimensional Dam Layout" sheet 8 of 94 ("Construction Drawing"), occurs at a point which bears S. 53°24'56" E. a distance of 3,395.51 feet from the NW Corner of said Section 25; the bearing of said dam axis from Sta. 19+35.61 to Sta. 0+00 being S. 75° 28' 29" E. 5.2.3.1.2.4. Source. Muddy Creek and its tributaries, all tributary to the Colorado River. 5.2.3.1.2.5. Amount. 6,000 acre-feet, conditional. 5.2.3.1.2.6. Appropriation Date. January 16, 1995. 5.2.3.1.2.7. Uses. All beneficial uses by and for the benefit of the inhabitants of the Colorado River Water Conservation District, including but not limited to domestic, municipal, industrial, irrigation, agricultural, piscatorial and recreational; such uses will include environmental mitigation, including environmental mitigation requirements associated with the Wolford Mountain Project; such uses will be made directly or by substitution, augmentation, or exchange. None of the water stored in the exercise of the right will be delivered directly or by exchange, substitution, or otherwise for use outside of Colorado Water Division 5. 5.2.3.1.3. Case No. 98CW237. 5.2.3.1.3.1. Decree Date. July 6, 2000. 5.2.3.1.3.2. Name of Structure. Wolford Mountain Reservoir. 5.2.3.1.3.3. Legal Description of Place of Storage. As described in paragraph 4.2.3.1.2.3, above. 5.2.3.1.3.4. Source. Muddy Creek and its tributaries, all tributary to the Colorado River. 5.2.3.1.3.5. Amount. 30,000 acre-feet, conditional, with 15,895 acre-feet being absolute for recreational and piscatorial and flood control. 5.2.3.1.3.6. Appropriation Date. November 17, 1998. 5.2.3.1.3.7. Uses. Certain of the beneficial uses previously adjudicated for Wolford Mountain Reservoir in Case No. 87CW283, District Court for Colorado, Water Division No. 5 (November 20, 1989 Judgment and Decree), and Case No. 95CW281, District Court, for Colorado Water Division No. 5 (August 26, 1997 Judgment and Decree). 5.2.3.1.3.7.1. 87CW283. The reservoir will be used to satisfy the requirements of the Windy Gap Settlement made with the Municipal Subdistrict of the Northern Colorado Water Conservancy District. This will involve all uses, including but not limited to domestic, municipal, agricultural, and recreational uses. The reservoir will also be used to meet the water

requirements of the inhabitants of the River District for all uses, including uses in the Middle Park area. 5.2.3.1.3.7.2. 95CW281. All beneficial uses by and for the benefit of the inhabitants of the Colorado River Water Conservation District, including but not limited to domestic, municipal, industrial, irrigation, agricultural, piscatorial and recreational; such uses will include environmental mitigation, including environmental mitigation requirements associated with the Wolford Mountain Reservoir Project; such uses will be made directly or by substitution, augmentation, or exchange. 5.2.3.1.3.7.3. Remarks. The Refill Right described herein will be exercised to provide supply for the Western Slope uses of water from Wolford Mountain Reservoir described above, including flood control, other operational purposes, and environmental mitigation and enhancement for the benefit of uses within the District. The Refill Right will not be used in conjunction with the Reservoir capacity (24,000 acre-feet), which is allocated for the supply of water to the Denver Board of Water Commissioners under Applicants' contractual relationship with Denver, or the Reservoir capacity (6,000 acre-feet), which is allocated for Colorado River endangered fish releases. 5.2.3.1.4. Case No. 03CW302. 5.2.3.1.4.1. Decree Date. October 19, 2014. 5.2.3.1.4.2. Name of Structure. Wolford Mountain Reservoir Second Enlargement. 5.2.3.1.4.3. Legal description of place of storage. The dam is located in the SW1/4 of the NE1/4 of Section 25, Township 2 North, Range 81 West of the 6th P.M. in Grand County, Colorado. The as-built intersection of the dam axis (Sta. D19+35.61) with the West Access Road (Sta. WR50+55.05), as shown on the Colorado River Water Conservation District, Wolford Mountain Project, Ritschard Dam construction drawing "Dimensional Dam Layout" sheet 8 of 94, occurs at a point which bears S. 53 24'56" E. a distance of 3,395.51 feet from the NW Corner of said Section 25; the bearing of said dam axis from Sta. 19+35.61 to Sta. 0+00 being S. 75 28' 29" E. 5.2.3.1.4.4. Source. Muddy Creek and its tributaries, all tributary to the Colorado River. 5.2.3.1.4.5. Amount. The amount is 9.775 acre-feet for the initial fill, with the right to refill when in priority, subject to a maximum amount of 9,775 acre-feet, conditional. 5.2.3.1.4.6. Appropriation Date. November 17, 2003. 5.2.3.1.4.7. Uses. 5.2.3.1.4.7.1. The WMR Second Enlargement storage right may be used for the purposes previously decreed to the Wolford Mountain Reservoir, including uses consistent with the Windy Gap Settlement made with the Municipal Subdistrict of the Northern Colorado Water Conservancy District; meeting the water requirements of the inhabitants of the River District for all uses; and uses consistent with the terms of a lease agreement executed March 3, 1987, between the River District and the City and County of Denver, as amended. 5.2.3.1.4.7.2. The WMR Second Enlargement storage right also may be used for all beneficial uses, including but not limited to municipal, commercial, industrial, domestic, irrigation, agricultural, livestock, hydro-power production, evaporation, piscatorial and recreational (including in-reservoir and in-river fish habitat and river flow maintenance and enhancement uses, and uses in furtherance of the Upper Colorado River Basin Fishes Recovery Program) with the right to reuse and successively use the water to extinction; such uses will include environmental mitigation, including environmental mitigation requirements associated with the Wolford Mountain Reservoir Project; such uses will be made directly or by substitution, augmentation, replacement, or exchange in Water Divisions 1, 2, and/or 5. 5.2.3.1.4.7.3. Agreed Constraints on Use. Pursuant to the February 12, 2014, stipulation entered in this case between the River District and the GVVUA, the UWCD, and the OMID, the River District agrees that it will make water stored pursuant to the WMR Second Enlargement storage right available for uses within or to facilitate the diversion of water from Water Division No. 5 into Water Division No. 1 or Water Division 2 only pursuant to, and subject to the terms, of the express written consent of the GVVUA, the UWCD, and the OMID. Pursuant to paragraph III.E.19 of the CRCA, any use of the WMR Second Enlargement storage right for the benefit of Denver Water will require the prior approval of the Grand County Commissioners and the River District. 5.2.3.1.5. PLSS. The dam is located in the SW1/4 of the NE1/4 of Section 25, Township 2 North, Range 81 West of the 6th P.M. in Grand County, Colorado. The as-built intersection of the dam axis (Sta. D19+35.61) with the West Access Road (Sta. WR50+55.05), as shown on the Colorado River Water Conservation District, Wolford Mountain Project, Ritschard Dam construction drawing "Dimensional Dam Layout" sheet 8 of 94, occurs at a point 1,940 feet south of the North section line and 2,760 feet east of the West section line of said Section 25. 5.2.3.2. Ruedi Reservoir. The River District holds Contract Nos. 009D6C0111 (500 acre-feet), 009D6C0118 (700 acre-feet), 039F6C0011 (530 acre-feet), 079D6C0106 (5,000 acre-feet), and 139D6C0101 (4,683.5 acre-feet) from the United States Bureau of Reclamation for 11,413.5 acre-feet of annual supply from Ruedi Reservoir. This water will be used in addition to and substitution for Wolford Mountain Reservoir water in appropriate circumstances where Ruedi water is physically equivalent to Wolford water. 5.2.3.2.1. Legal Description of Place of Storage. Ruedi Reservoir is located in Sections 7, 8, 9, 11, and 14 through 18, Township 8 South, Range 84 West of the 6th P.M. in Eagle and Pitkin Counties, Colorado. The dam axis intersects the right abutment at a point whence the SW corner of Section 7, Township 8 South, Range 84 West of the 6th P.M. bears N. 82°10'W. a distance of 1,285 feet. 5.2.3.2.2. Source. Fryingpan River. 5.2.3.2.3. Previous storage decrees. 5.2.3.2.3.1. Civil Action No. 4613. 5.2.3.2.3.1.1. Decree Date. June 20, 1958. 5.2.3.2.3.1.2. Court. Garfield County District Court. 5.2.3.2.3.1.3. Amount. 140,697.3 acre-feet, reduced to 102,369 acre-feet pursuant to an order of the Water Court in Case No. W-789-76. The full amount was made absolute in Case No. 88CW85. 5.2.3.2.3.1.4. Appropriation Date. July 29, 1957. 5.2.3.2.3.1.5. Use. Domestic, municipal, irrigation, industrial, generation of electrical energy, stock watering, and piscatorial. 5.2.3.2.3.2. Case No. 81CW34. 5.2.3.2.3.2.1. Decree Date. April 8, 1985. 5.2.3.2.3.2.2. Court. District Court, Water Division 5. 5.2.3.2.3.2.3. Amount. 101,280 acre-feet (refill); of this amount, 44,509 acre-feet were made absolute in Case No. 95CW95, District Court, Water Division 5 and 25,257 acre-feet were made absolute in Case No. 01CW269, District Court, Water Division 5, for a total of 69,766 acre-feet absolute. 5.2.3.2.3.2.4. Appropriation Date. January 22, 1981. 5.2.3.2.3.2.5. Use. Irrigation, domestic, municipal, generation of electrical energy, stock watering, industrial, piscatorial, recreation, and maintenance of sufficient storage reserves to fulfill contractual obligations and provide stored water for recreation in times of drought. 5.2.3.2.4. PLSS. Ruedi Reservoir is located in Sections 7, 8, 9, 11, and 14 through 18, Township 8 South, Range 84 West of the 6th P.M. in Eagle and Pitkin Counties. The dam axis intersects the right abutment at a point 130 feet south of the North section line and 1,280 feet east of the West section line of Section 7, Township 8 South, Range 84 West of the 6th P.M. 5.2.4. Additional Sources. Applicants intend to include procedures in the decree to add leased, purchased, or other additional replacement supplies that Applicants may acquire the right to use pursuant to C.R.S. § 37-92-305(8). 5.3. Statement of Plan for Augmentation. 5.3.1. Rimrock Canyon Ranch Direct Flow Right. During

times of a call on the Colorado River that is downstream of the confluence of Corral Creek and the Colorado River, Applicants seeks the right to continue diversions under the Rimrock Canyon Ranch Direct Flow Right, so long as out-of-priority depletions are replaced by the sources described in paragraph 4.2, above. During times of a valid call on Corral Creek, Applicants will cease diversions under the Rimrock Canyon Ranch Direct Flow Right but may continue to irrigate Rimrock Canyon Ranch with water previously stored in the Rimrock Canyon Ranch Pond. 5.3.2. Rimrock Canyon Ranch Pond. During times of a call on the Colorado River that is downstream of the confluence of Corral Creek and the Colorado River, Applicants seek the right to continue diversions under the Rimrock Canyon Ranch Pond, so long as out-of-priority depletions are replaced by the sources described in paragraph 4.2, above. Diversions into the Rimrock Canyon Ranch Pond for purposes of filling the pond during times of a downstream call shall be assumed to be 100% depletive to the river. During times of a call on Corral Creek, Applicants will cease diversions under the Rimrock Canyon Ranch Pond water right.

6. Names and Addresses of Owners of Land on Which Structures are Located. Applicants, 1211 County Road 213, Parshall, CO 80426. WHEREFORE, Applicants respectfully requests that the Court enter a decree granting the absolute water rights and plan for augmentation described herein and for such other relief which it deems proper. (12 pages, 1 exhibit).

YOU ARE HEREBY NOTIFIED THAT YOU HAVE until the last day of SEPTEMBER 2026 to file with the Water Clerk a verified Statement of Opposition setting forth facts as to why this application should not be granted or why it should be granted in part or on certain conditions. A copy of such statement of opposition must also be served upon the applicant or the applicant's attorney and an affidavit or certificate of such service shall be filed with the Water Clerk, as prescribed by Rule 5, CRCP. (Filing Fee: \$192.00) KATHY POWERS, Water Clerk, Water Division 5; 109 8th Street, Suite 104 Glenwood Springs, CO 81601.

13. PURSUANT TO C.R.S., §37-92-302, AS AMENDED, YOU ARE NOTIFIED THAT THE FOLLOWING PAGES COMPRISE A RESUME OF THE APPLICATIONS AND AMENDED APPLICATIONS FILED WITH THE WATER CLERK FOR WATER DIVISION 5 DURING THE MONTH OF JULY 2026. *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.*

26CW3047 MESA COUNTY. Application for Findings of Reasonable Diligence and Make Abs. in Part. Applicant: 46894 KE Road, LLC, c/o Scott A. Grosscup and Andrea J. Hall, Balcomb & Green, P.C.; P.O. Drawer 790, Glenwood Springs, CO 81602; (970) 945-6546; www.balcombgreen.com. **Claim for Finding of Reasonable Diligence.** Structure: Harvey Ditch No. 3. Original Decree: 02CW399, Dist. Ct., Water Div. 5, 4/29/2007. Subsequent Decrees: 13CW44, 12/15/2013, and 19CW3158, 6/29/2020, all in Dist. Ct., Water Div. 5. Legal Description: Harvey Ditch No. 3: original point of diversion located in NE1/4SE1/4 of Sec. 13, Township 10 S., Range 97 W. of 6th P.M. 2,510 ft. north of S. Sec. Line and 510 ft. west of E. Sec. Line. Harvey Ditch No. 3 Alternate No. 1: located in SE1/4NE1/4 of Sec. 13, Township 10 S., Range 97 W. of 6th P.M. 2,450 ft. south of N. Sec. Line, and 200 ft. west of the E. Sec. Line. Harvey Ditch No. 3 Alternate No. 2: located in NW1/4SE1/4 of Sec. 13, Township 10 S., Range 97 W. of 6th P.M. 1,600 ft. north of S. Sec. Line, and 1,840 ft. west of the E. Sec. Line. Source: Harvey Ditch No. 3, primary point of diversion: **Wallace Gulch, tributary to Plateau Creek, tributary to the Colorado River.** Harvey Ditch No. 3 Alternate No. 1: Plateau Creek, tributary to the Colorado River. Harvey Ditch No. 3 Alternate No. 2: King Gulch, tributary to the Colorado River. Approp. Date: 6/1/2002. Amount: Total of 1.066 c.f.s. may be diverted from either Harvey Ditch No. 3 and Harvey Ditch No. 3 Alternate No. 2, and up to 1 c.f.s. of the 1.066 c.f.s. decreed to Harvey Ditch No. 3 may be diverted from Harvey Ditch No. 3 Alternate No. 1. Harvey Ditch No. 3: 0.25 c.f.s. absolute for irr. of 10 acres, 0.75 c.f.s. conditional for irr. up to 30 acres and 0.033 c.f.s. absolute for livestock watering. Harvey Ditch No. 3 Alternate No. 1: 1 c.f.s. conditional for irr. up to 40 acres and of this 1 c.f.s., 0.033 c.f.s. conditional for livestock watering. Harvey Ditch No. 3 Alternate No. 2: 0.25 c.f.s. absolute for irr. of 10 acres, 0.75 c.f.s. conditional for irr. up to 30 acres, 0.033 c.f.s. absolute for livestock watering and 0.033 c.f.s. conditional for domestic. Uses: domestic water for one single family residence and washroom facilities inside barn, irr., and livestock watering up to 45 head of cattle and chickens. Number of acres irrigated: Up to 40 acres located within NE1/4SW1/4, N1/2SE1/4, S1/2NE1/4 and SE1/4NW1/4 of Sec. 13, Township 10 S., Range 97 W. of 6th P.M. Map attached as Figure 1. Diligence Activities: Application on file with the Ct. contains a detailed outline of the work performed during diligence period. **Claim to Confirm Abs., In Part.** Applicant requests finding that conditional water rights decreed to structures described below be made absolute by application to beneficial use as follows. Structure: Harvey Ditch No. 3. Beneficial Use Date: 6/1/2024. Records maintained by Division of Water Resources indicate no senior downstream water right calling on claimed date of beneficial use, and Applicant was diverting in priority. See Exhibit A. Amount Claimed as Absolute: 0.5 c.f.s. for irr. of 30 acres, total of 1 c.f.s. absolute for irr. of 40 acres when combined with 0.5 c.f.s. confirmed as absolute in Case No. 02CW399. Amount/Uses Remaining Conditional: 0.033 c.f.s. for domestic uses. Beneficial Use: Applicant has irrigated approx. 40 acres, described in paragraph 3.7.1 and depicted on Figure 1, by diverting in priority full 1 c.f.s. decreed for irr. uses through Harvey Ditch No. 3, including at its alternate points of diversion at Harvey Ditch No. 3 Alternate No. 1 and Harvey Ditch No. 3 Alternate No. 2. Landowner Information: Applicant owns land upon which all structures and features in this application are located.

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