DISTRICT COURT, WATER DIVISION 7, COLORADO

WATER RESUME

TO: ALL PERSONS INTERESTED IN WATER APPLICATIONS IN SAID WATER DIVISION NO. 7

Pursuant to C.R.S. 37-92-302, you are notified that the following is a resume of all water right applications filed in the Office of the Water Clerk during the month of October 2026, for each county affected.

2026CW9 La Plata County, Debora Jackson-Bliss, 325 Cty Rd 253, Durango, CO 81301, Date of Original Decree: 10/17/2007 Case No. 07CW14, Subsequent decrees: Date of Decree: 3/27/2014 Case No. 13CW30, Case No. 20CW9, Case No. 22CW9: Deb's Spring (spring); In the SE1/4, SW1/4, SW1/4, Section 31, T37N, R8W, NMPM, UTM coordinates: Easting 252586, Northing 4145574 Zone 13, Being 384 ft from the South section line and 1073 ft from the West section line of said section 31; Spring tributary to Coon Creek; tributary to Animas River; Appropriation date: March 21, 2007; .1 CFS; Irrigation of 4 acres, livestock watering; Parcel 5373-313-00-075, Application to Make Absolute, See Application for further details. (6 pages including exhibit)

2026CW10 Archuleta County, Rodney Hart, 3066 County Road 335, Pagosa Springs, CO 81147, Date of Original Decree: 8/9/2000 Case No. 98CW9, Subsequent decrees: Date of Decree: 8/3/07 Case No. 06CW58, Date of Decree: 2/12/14 Case No. 13CW27, Date of Decree: 10/6/20Case No. 20CW8: Hart Pipeline and Pump Station (pump); In the SE1/4, SE1/4, NE1/4, Section 31, T34N, R1W, NMPM, UTM coordinates: Easting 323693, Northing 4112611, Zone 13 N, Being 1947 ft from the North section line and 246 ft from the East section line of said section 31; Rio Blanco tributary to the San Juan; Appropriation date: May 1, 1997; 0.25 cfs; Irrigation of 2.06 acres, Application to Make Absolute, See Application for further details. (10 pages including exhibits)

2026CW3030 La Plata County, District Court, Water Division No. 7, La Plata County, Colorado, 1060 E. 2nd Ave., Durango, Colorado 81301, 970-247-2304.**CONCERNING THE APPLICATION FOR FINDING OF REASONABLE DILIGENCE OF DILLON RANCHES, LLLP,** in the Animas River or its tributaries, in La Plata County. **Applicant:** DILLON RANCHES, LLLP; PO Box 1773, Durango CO 81302; 970-749-2062. **Name of Structure:** Sandco Gravel Pit - Well **Date of Original Decree:** July 7, 2005, Case No. 04CW59; **Court:** Water Court Division 7, La Plata County; **Subsequent Decree:** July 11, 2007; Case No. 06CW59; **Subsequent Decree:** Jan. 16, 2014; **Legal Description:** NW1/4NW1/4, Section 14, Township 36 North, Range 9 West, N.M.P.M., being approximately 350 feet from the North section line and 550 feet from the West section line. Street Address: 691 County Road 252, Durango, Colorado, all as shown on the attached map designated as Sandco Pit, attached as Exhibit A-1 and a vicinity map attached as Exhibit A-2. A map and legal description which describe the entire 44 acres to be irrigated and the remaining 4.2 acres to be irrigated after the gravel operation has been completed is attached hereto as Exhibit A; **Source of Water:** Animas River **Appropriation Dates:** March 7, 2003; Dec. 7, 2005; Dec. 16, 2013 **Decreed Amount:** 123 acre feet/350 g.p.m; **Use:** See Paragraph 2(G) of Application **Outline:** See Application **Attorney for Applicant:** Nicholas F. Anesi, Reg. 41610, 835 East 2nd Ave., Suite 220, Durango, Colorado 81301, 970-247-9246. (19 pages including exhibits)

2026CW3031 La Plata County, Florida River. Application to Make Absolute, in Part, and for a Finding of Reasonable Diligence. Applicant: G&H, LLC. Please direct all correspondence to Amy N.

Huff, Colorado Water & Land Law, LLC, 679 E. 2nd Ave, Unit 11B, Durango, CO 81301, 970-403-1770; amy@waterland-law.com. Structures: VISTA MONTANA WELL #1 (Well #1); WDID 3006398; Permit No. 255079 Original Decree: Case No. 2006CW15, 9/8/2006. Change of Water Right Decree: Case No. 2020W3004, 8/16/2024. Location: SW/4 SW/4, Section 18, T34N, R8W, NMPM; UTM location: Easting 252,067 Northing 4,122,765 Zone 13, NAD 83. Source: Groundwater tributary to the Florida River. Depth: 120 feet. App Date: 11/15/05. Amount (as changed in Case No. 20CW3004): 150 gpm (0.333 cfs), conditional. The combined diversion rate for Well #1 and Well #2 shall not exceed a total of 150 gpm. The total combined annual diversion amount for Well #1 and Well #2 shall not exceed 62.29 acre-feet/year. The monthly division amounts are limited to the Modeled Pumping Demand for the Mesa Ridge development shown in Table 1 attached as Exhibit A. Uses: Domestic use for 185 single-family residences, including in-house potable water and lawn irrigation for approximately 8.49 acres (2000 square feet per unit), and fire protection. VISTA MONTANA WELL #2, WDID 3006399; Permit No. 64252-F. Original Decree: Case No. 2006CW14, entered on 9/8/2006. Change of Water Right Decree: Case No. 2020W3004, entered on 8/16/2024. Location: NW/4 SW/4, Section 18, T34N, R8W, NMPM; UTM location: Easting 252,095 Northing 4,122,831 Zone 13, NAD83. Source: Groundwater tributary to the Florida River. Depth: 160 feet. App. Date: November 20, 2005. Amount (as changed in Case No. 20CW3004): 100 gpm (0.222 cfs), conditional. The combined diversion rate for Well #1 and Well #2 shall not exceed a total of 150 gpm. The total combined annual diversion amount for Well #1 and Well #2 shall not exceed 62.29 acre-feet/year. The monthly division amounts are limited to the Modeled Pumping Demand for the Mesa Ridge development shown in Table 1 attached as Exhibit A. Uses: Domestic use for 185 single-family residences including in-house potable water and lawn irrigation for approximately 8.49 acres (2000 square feet per unit), and fire protection. Claim to Make Absolute, In Part: In 2023, Applicant beneficially used 0.45 AF of the water right decreed to Well #1 and 0.45 AF of the water right decreed to Well #2 for domestic uses and the irrigation of lawns for 20 homes within the Mesa Ridge Subdivision. The diversion records maintained by the Colorado Division Resources for Well #1 and Well #2 are attached as Exhibit B-1 and B-2. The place of use is shown on Exhibit C. Date of Beneficial Use: 2023; Amount: 0.45 AF; Uses: Domestic and irrigation of lawns. Outline of What Has Been Done Towards Completion of the Appropriations: During the diligence period, Applicant drilled Well #1 and Well #2, and constructed infrastructure to withdraw, treat, and deliver the water rights decreed to Well #1 and Well #2. Applicant has spent millions of dollars in developing the Mesa Ridge Subdivision, where the water rights decreed to Well #1 and Well #2 will be beneficially used. To date, Applicant has sold 20 lots, and continues to build out the Mesa Ridge Subdivision. Legal Standards: Applicant's investment in the development of the Mesa Ridge Subdivision, and its construction of infrastructure to place the water rights decreed to Well #1 and Well #2 to beneficial use demonstrates that Applicant can and will apply its water rights to beneficial use within a reasonable time. C.R.S. § 37-92-305 (9)(b). Applicant has, and continues to, exercise reasonable diligence to complete the conditional water rights decreed to Well #1 and Wel #2. C.R.S. § 37-92-301(4)(b). Integrated System: Well #1 and Well #2 are part of an integrated system. As such, 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. C.R.S. § 37-92-301(4)(b). Affected Landowners: Applicant, as the developer/declarant of the Mesa Ridge Subdivision, owns and controls the land on which the Well #1 and Well #2 are located. Remarks: All uses originally decreed in Case Nos. 2006CW14 and 2006CW15 were abandoned in Case No. 2020W3004. Well #1 and Well #2 shall only be used for the uses described in Case No. 2020CW3004. The conditional water rights decreed to the Well #1 and the Well #2, as changed in Case No. 2020CW3004, will only be diverted when in-priority, unless all out-of-priority depletions to the Florida River due to the pumping from the wells are fully replaced pursuant to a substitute water supply plan approved by the State Engineer pursuant to § 37-92-308, C.R.S., or successor statutes, or are covered by a court approved plan for augmentation. For the purpose of administration of this paragraph, Well #1 and Well #2 will be treated as surface headgate wells having an instantaneous depletion on Cottonwood Gulch and the point of administration shall be the point on Cottonwood Gulch that is closest to the wells. The actual delayed depletions and point of depletions for the wells on

Cottonwood Gulch will be determined in any future plan for augmentation. Wastewater return flows from potable in-house use shall be to the Florida River with a minimum of 90% efficiency. See Application. (16 pages including exhibits)

2026CW3032 La Plata County, LANDS END CAPITAL LLC, 1113 Dragon ST, Dallas, TX 75207: Animas River or its Tributaries; La Plata County; Date of original decree, 8-21-2014; Case No. 2006CW134; Subsequent decree 3-3-2021; Case No. 20CW3038; **SPRING NO. 3**; A point located in the SE¼ NW¼ SW¼ of Section 21, Township 37N, Range 8W, NMPM, approximately 1698 feet from the North Section line and 626 feet from the West Section line of said Section 21; Unnamed spring, tributary to the Animas River; Appropriation date, 12-29-2000; Irrigation of up to 4 acres located on Lot 21 in the Redtail Mountain Ranches Subdivision; stock watering, fire protection, and filling and refilling ponds/water features for recreation; aesthetics, and piscatorial uses; Work towards completion of project outlined in application. Application For Finding of Reasonable Diligence. (4 pages including exhibit)

2026CW3033 La Plata County, Water Division No. 7, Application for Finding of Reasonable Diligence. **1. Name, mailing address, email address and telephone number of applicant:** Cimarron Golf Partners, LLC c/o Rachel Butts, P.O. Box 3392, Durango, CO 81302; (970) 799-1607; rachel@daltonranch.com. All pleadings and correspondence should be directed to: Peggy E. Montaño, #11075, William Davis Wert, #48722, Erin Kincaid, #61571, TROUT RALEY, 1120 Lincoln Street, Suite 1600, Denver, CO 80203, Phone: (303) 861-1963, E-mail: pmontano@troutlaw.com; dwert@troutlaw.com; ekincaid@troutlaw.com. **2. Description of conditional water right:** a. Name of Structure: Redcliff Pump Station. i. Previous Decrees: Original decree entered in Case No. 91CW18, District Court, Water Division 7. Due diligence decrees were entered in Case Nos. 98CW11, 05CW93, 13CW3016, and 20CW3016. ii. Decreed point of diversion: NE1/4 of Section 15, T36N, R9W, NMPM being more particularly described as being a point whence the center 1/4 corner of said Section 15 bears S 35º45' W, a distance of 2,157 feet and which point lies 912 feet South of the North line and 3,859 feet East of the West line of said Section 15. **Exhibit 1**. iii. Decreed alternate point of diversion: In Case No. 05CW93, the water right was changed to add an alternate point of diversion called the Redcliff Pump Station #2, legally described as follows: NW1/4NE1/4, Section 15, T36N, R9W, NMPM, 500 feet from the North section line and 3,480 feet from the West section line, which is located at the western edge of Dalton Pond #19 shown on Exhibits A and B to the 05CW93 Decree. Dalton Pond #19 was further decreed as an alternate point of diversion for the Redcliff Pump Station water right as described in Case No. 05CW93. **Exhibit 1**. iv. Source: Animas River. v. Appropriation Date: July 10, 1990. vi. Amount: 2.5 cfs, including 0.9 cfs made absolute in Case No. 05CW93, and 1.60 cfs which remains conditional. vii. Uses: Irrigation of up to 60 acres and storage for greens and ponds associated with golf course (in addition to the 60 acres decreed to the Redcliff Pump Station in Case No. 91CW19 for irrigation from the Stephens Ditch water right); commercial, recreation, and piscatorial. See Exhibits A and B to the 05CW93 Decree. **3. Detailed outline of what has been done toward completion of appropriation:** Applicant purchased the Dalton Ranch golf course and related water rights and facilities in 2014. During the diligence period since Case No. 20CW3016, the Applicant has planned, financed, and constructed a replacement irrigation system for the Dalton Ranch Golf Course. Applicant began on-site construction in the spring of 2025, continued through the summer of 2025, and completed construction in the spring of 2026. The total cost of the replacement irrigation system is in excess of five million dollars. Applicant has diverted and placed to beneficial use the entire 2.5 cubic feet per second (cfs) Redcliff Pump Station water right. **Exhibit 2** to this Application is a screenshot from Applicant's water monitoring system for its new irrigation system. The monitoring system shows that on March 19, March 20, March 21 and 24, 25, and 26, 2026, the flow rate at the Redcliff Pump Station met or exceeded 1,122 gallons per minute, which equates to 2.5 cfs. Applicant subsequently placed this diverted water to its decreed beneficial use. In September 2026, the Applicant's representatives met on-site with the water commissioner to view the pumping facilities and the pump house. The Applicant has also expended money in attorney and engineering costs for development of this water right and the integrated water system during the diligence

period. Applicant's water attorneys, Trout Raley, have provided legal services related to Applicants' water development and water rights, including water rights analysis, consultations with Applicant, and filing this Application. **4. Claim to Make Absolute or, in the Alternative, for a Finding of Reasonable Diligence:** Currently, 0.9 cfs of the Redcliff Pump Station water right is absolute. Applicant seeks a decree to make the remaining 1.6 cfs absolute. Applicant has spent considerable funds on its water use and development activities to date and has captured, possessed, and controlled the remaining 1.6 cfs at the decreed storage structure, Dalton Pond #19, as described in Paragraph 3. See C.R.S. §37-92-301(4)(e). In the alternative, Applicant seeks a finding of reasonable diligence as to its conditional water right. The water rights described herein are part of Applicant's integrated water system that are used to supply water to the properties described herein. Pursuant to C.R.S. §37-92-301(4)(b), work on one or more features of the system shall be considered in finding that reasonable diligence has been shown in the development of water rights for all features of the entire system. The work and water development described in Paragraph 3, at minimum, constitutes diligence toward development of the conditional water rights described herein. **5. List of names and addresses of owners of the land upon which water is or will be stored:** All structures are located on Applicant's property. Wherefore, Applicant requests that the Court enter a decree finding that Applicant has completed appropriation of its conditional rights, making the rights absolute. Alternatively, the Applicant requests that the Court enter a decree finding that Applicant has been reasonably diligent in developing its conditional rights and retaining such conditional water rights in effect for an additional six-year due diligence period. (7 pages including exhibits)

2026CW3034 ARCHULETA COUNTY – SAN JUAN RIVER OR ITS TRIBUTARIES. Jeff Greer, c/o Scott C. Miller and Jason M. Groves, Patrick, Miller & Noto, P.C., 229 Midland Ave., Basalt, CO 81621, (970) 920-1030. APPLICATION TO MAKE ABSOLUTE IN PART AND FOR FINDINGS OF REASONABLE DILIGENCE. **First Claim:** For Finding of Reasonable Diligence. Greer Diversions. Original Decree: Case No. 04CW76, February 2, 2006, Water Division 7. Subsequent diligence decrees: Case No. 12CW6, February 25, 2013; Case No. 19CW3008, October 23, 2020, all Water Division 7. Legal: Diversion Point #1: NE ¼ NE ¼ SW ¼, Section 13, T35N, R2W, N.M.P.M., 2,049 feet from the south section line and 2,398 feet from the west section line of said Section 13. UTM Coordinates: Northing 4126434, Easting 321698, Zone 13N. Diversion Point #2: SE ¼ NE ¼ SW ¼, Section 13, T35N, R2W, N.M.P.M., 1,925 feet from the south section line and 2,432 feet from the west section line of said Section 13. UTM Coordinates: Northing 4126396, Easting 321708, Zone 13N. Source: Geothermal surface water originating from hot springs under or near the rear of the buildings located at Block 21, Lots 25 and 26, Town of Pagosa, also known as 432 and 426 Pagosa St. The water free flows to Applicant's diversion points, where Applicant will divert it for the uses described herein. The water is tributary to the San Juan River. Appropriation date: June 13, 1998. Amount: 0.067 c.f.s. (30 g.p.m.), conditional for Diversion Point #2 for all decreed uses. 0.067 c.f.s. (30 g.p.m.) was previously made absolute for Diversion Point #1 for all decreed uses. Uses: (As changed in 2019CW3009) Hot tubs, hydrotherapy, and spa facilities on the properties located at Block 21, Lots 25 and 26, Town of Pagosa, also known as 426, 432, and 434 Pagosa Street (the "Properties"). Landowner information: Applicant. **Second Claim:** To Make Absolute in Part and For Finding of Reasonable Diligence. Greer Spa Facilities. Original Decree: Case No. 04CW76, February 2, 2006, Water Division 7. Subsequent diligence decrees: Case No. 12CW6, February 25, 2013; Case No. 19CW3008, October 23, 2020, all Water Division 7. Legal: NE ¼ NE ¼ SW ¼, Section 13, T35N, R2W, N.M.P.M., 2,049 feet from the south section line and 2,398 feet from the west section line of said Section 13. UTM Coordinates: Northing 4126434, Easting 321698, Zone 13N. Water from the Greer Diversions, described above, will be collected in various hot tubs or other storage facilities located on the Properties. Source: Geothermal surface water originating from hot springs under or near the rear of the buildings located at Block 21, Lots 25 and 26, Town of Pagosa, also known as 432 and 426 Pagosa Street. The water is tributary to the San Juan River. Appropriation date: June 13, 1998. Amount: 0.077 acre-foot, conditional. Uses: (As changed in 2019CW3008) Hot tubs, hydrotherapy, and spa facilities on the properties located at Block 21, Lots 25 and 26, Town of Pagosa, also known as 426, 432, and 434 Pagosa Street. Storage facilities to be filled at a

rate of 0.067 c.f.s. (30 g.p.m.) from the Greer Diversions. Claim to make absolute in part: During the current diligence period, Applicant replaced and filled two of its existing hot tubs, increasing Applicant's water storage by 1,571 gallons (0.005 acre-foot). Applicant stored the water in priority for all decreed uses. Request for finding of reasonable diligence: Applicant requests a finding of reasonable diligence for any and all portions of the Greer Spa Facilities conditional water right that are not made absolute in this case. Landowner information: Applicant. Remarks applicable to all claims: Under C.R.S. § 37-92-301(4)(b), the subject water rights are components of the Applicant's integrated water supply system. Decree 2019CW3008, ¶ 7. A map and supporting documentation are on file with the court. (7 pages including exhibits)

2026CW3035 Archuleta County, (20CW3018, 13CW3023, 06CW27, 98CW74, 88CW16) DISTRICT COURT, WATER DIVISION NO. 7, STATE OF COLORADO, La Plata County Courthouse, 1060 East Second Ave., Suite 106, Durango, CO 81301, (970) 247-2304. IN THE MATTER OF THE APPLICATION FOR WATER RIGHTS OF: SAN JUAN RIVER RANCH ASSOCIATION, INC., IN ARCHULETA COUNTY, COLORADO. **APPLICATION TO MAKE PORTION OF WATER RIGHT ABSOLUTE AND FOR FINDINGS OF REASONABLE DILIGENCE.** 1. Name, Address, Telephone Number, and Email Address of Applicant: San Juan River Ranch Association, Inc. ("Applicant") c/o David Nordstrom, President, P.O. Box 4279, Pagosa Springs, CO 81147, Telephone: (319) 360-1440, Email: dvnordy@gmail.com Direct All Pleadings to: Bushong & Holleman PC, Steven J. Bushong, Cassidy L. Woodard, Emily C. McCrary, 1966 13th Street, Suite 270, Boulder, CO 80302, Email: sbushong@BH-lawyers.com; cwoodard@BH-lawyers.com; emccrary@bh-lawyers.com 2. Names of Structures: 2.1. Turkey Creek Ranch Reservoir #1; and 2.2. Turkey Creek Ranch Reservoir #2. 3. Descriptions of Conditional Water Rights: 3.1. Original Decree: Water Court Case No. 88CW16, District Court in and for Water Division No. 7, State of Colorado (the "Water Court"), dated December 9, 1988 (the "88CW16 Decree"), 3.2. Subsequent Diligence Decrees: The Water Court made subsequent findings of reasonable diligence and confirmed portions of the conditional water rights absolute in the following cases: Case No. 20CW3018, decreed on October 14, 2020 (the "20CW3018 Decree"); Case No. 13CW3023, decreed on April 8, 2014 (the "13CW3023 Decree"); Case No. 06CW27, decreed on October 31, 2017 (the "06CW27 Decree"); and Case No. 98CW74, decreed on May 2, 2000 (the "98CW74 Decree"), 3.3. Legal Description: 3.3.1. Turkey Creek Ranch Reservoir #1: In the SE1/4 of the SE1/4 and the SE1/4 of the NE1/4 of the SE1/4 of Section 14, T. 36 N., R. 1 W. of the N.M.P.M., Archuleta County, Colorado. The outlet of Turkey Creek Ranch Reservoir #1 is located whence the South ¼ corner of Section 14, T. 36 N., R. 1 W. of the N.M.P.M. bears South 61° 00' West a distance of 2,339.2 feet. *See* **Exhibit A**, 3.3.2. Turkey Creek Ranch Reservoir #2: In the SE1/4 of the SE1/4 and the SE1/4 of the NE1/4 of the SE1/4 of Section 14, T. 36 N., R. 1 W. of the N.M.P.M., Archuleta County Colorado. The outlet of Turkey Creek Ranch Reservoir #2 is located at a point, being on the outlet of Turkey Creek Ranch Reservoir #1, whence the South ¼ corner of Section 14, T. 36 N., R. 1 W. of the N.M.P.M. bears South 81° 01' West a distance of 1,568.2 feet. *See* **Exhibit A**, 3.4. Source: The source for both Turkey Creek Ranch Reservoir #1 and Turkey Creek Ranch Reservoir #2 (collectively "Reservoirs") is the San Juan River, 3.5. Appropriation Date: The appropriation date for both Reservoirs is August 1, 1987, 3.6. Uses: Recreation, fisheries, municipal and industrial, domestic and augmentation water, 3.7. Amounts: 3.7.1. Turkey Creek Ranch Reservoir #1: Originally decreed 35 acre-feet conditional, of which 22.21 acre-feet was previously made absolute for all uses except municipal. 12.79 acre-feet remains conditional for recreation, fisheries, industrial, domestic, and augmentation uses; and 35 acre-feet remains conditional for municipal use, 3.7.2. Turkey Creek Ranch Reservoir #2: Originally decreed 65 acre-feet conditional, of which 45 acre-feet was previously made absolute for all decreed uses except municipal. 20 acre-feet remains conditional for recreation, fisheries, industrial, domestic, and augmentation uses; and 65 acre-feet remains conditional for municipal use, 3.7.3. Refill Rights: The Reservoirs were decreed with the right to refill once each season when water is available in accordance with the reservoir's priority. The refill rights for the Reservoirs in the amount of evaporation loss replacement are absolute for all decreed uses except municipal. That portion of the refill rights for the Reservoirs that was not necessary to replace

evaporation losses remains conditional. The refill rights for the Reservoirs for municipal uses remain conditional in their entirety, 3.8. Remarks: As determined in the 06CW2 Decree, the Reservoirs were constructed in their decreed location, although a more specific location for the Reservoirs is provided in that decree. The Reservoirs are filled by the O'Bannon Ditch, the headgate of which is located at a point on the South bank of the San Juan River whence the West quarter corner of Section 13, T. 36 N., R. 1 W. of the N.M.P.M. bears North 16° 19' West, 999.6 feet. Pursuant to the 06CW27 Decree, absolute status for the municipal use decreed to the Reservoirs shall be granted only if there is a special district or other quasi-municipal entity in place and providing municipal water supply within the development, or if the Applicant can otherwise demonstrate such use. 4. Request to Make Absolute: Applicant requests a finding that the refill rights for each of the Reservoirs be made absolute in the entire amount of any seepage loss for all uses except municipal, the result of which will be to make the Reservoirs' refill rights absolute for both evaporation and seepage loss consistent with the General Administration Guidelines for Reservoirs, as amended February 2016, p.12. 5. Request for Finding of Reasonable Diligence: For all remaining conditional amounts and uses of the water rights decreed to the Turkey Creek Ranch Reservoirs #1 and #2 that are not made absolute as requested above in Paragraph 4, Applicant requests findings that it has exercised reasonable diligence and that said conditional amounts and uses continue in full force and effect. 6. Diligence Activities: As confirmed in Case No. 10CW64, Applicant's various water rights and related infrastructure are part of an integrated water supply system for the development of the San Juan River Ranch. The Reservoirs are integral parts of that system. As such, work done on any component of the system advances the whole. During the diligence period, Applicant has performed the following activities that demonstrate it has exercised reasonable diligence in the development of all remaining portions of the conditional water rights decreed to the Reservoirs: 6.1. Applicant spent approximately $40,000 in restoring the O'Bannon Ditch headgate and Ditch after flooding in 2025 caused significant damage, a portion of which was reimbursed by Southwestern Water Conservation District. Applicant also spent another approximately $10,000 during the diligence period on maintenance of the O'Bannon Ditch and in excess of $30,000 on the operator of the O'Bannon Ditch. The O'Bannon Ditch is the filling structure for the Reservoirs, 6.2. Applicant spent approximately $47,500 on maintenance of the Reservoirs, including repairing aerators, stocking the Reservoirs with fish, replacing piping, removing weed build-up along the Reservoirs' banks, and other tasks necessary to maintain the Reservoirs, 6.3. Applicant invested approximately $285,000 during the diligence period into improving and maintaining its water treatment plant, including engineering and installation of new filters and repairs during the diligence period, 6.4. A new home within the San Juan River Ranch was constructed during the diligence period and work has begun on clearing a lot for another new home. The new homes have been/will be connected to Applicant's water system, increasing the demand for water, 6.5. Applicant installed a new and bigger pump on the SJRR Well #1 to supply its increased water use, 6.6. Applicant conducted routine water quality monitoring during the diligence period, which involved monthly sampling at four different locations within Applicant's water system. The total cost expended on water quality monitoring was approximately $40,000., 6.7. Applicant is continuing to assess the ability to expand the Reservoirs for improved resiliency for its augmentation plan, 6.8. Applicant has participated as an opposer in two applications in Water Court and one application in the District Court in and for Water Division No. 3, State of Colorado, to ensure that other water users do not cause injury to Applicant's water rights. 7. Land Ownership: 7.1. Ken Zeiler, 4909 Greenwell, Huntertown, IN 46748, 7.2. Haydon Gary T Family Revocable Trust Established 3/10/1999 Dated 12/24/2019, 3245 N. 20th St., Phoenix, AZ 85016, 7.3. San Juan River Ranch Partners, LLC, PO Box 4279, Pagosa Springs, CO 81147. WHEREFORE, Applicant respectfully requests that the court enter an order (1) granting Applicant's request to make an additional portion of the Reservoirs' refill rights absolute in the amount of seepage loss as described in Paragraph 4 above; (2) granting Applicant's request for findings of reasonable diligence for the remaining conditional amounts and uses of the Reservoirs' water rights not made absolute herein as described in Paragraphs 5 and 6 above, and continuing said conditional water rights in full force and effect; and (3) granting such other and further relief as deemed appropriate. (7 pages including exhibit)

2026CW3036 **La Plata County, Water District 30;** Application to Make Absolute in Part and For a Finding of Reasonable Diligence for Underground Water Right. **1. Applicant**: The Knolls at Durango HOA c/o Jeff Kane, Southwest Water and Property Law LLC, 679 E 2nd Ave Unit 10, Durango, CO 81301. **2. Structure**: Knolls Well #1. **A**. Original decree 98CW10; diligence findings 05CW22, 13CW25, and 20CW3007. **B**. Loc: NW/4 SE/4 SE/4, Sec 12, T34N, R9W, NMPM, 1120 feet N and 850 feet W of the SE corner of said Sec 12. **C**. Source: groundwater tributary to the Florida R. **D**. Well: i. Permit Number: 49448-F-R. ii. Depth: 210 feet. iii. Static Water Level: 60 feet. **E**. Approp. Date: Jan. 30, 1998 **F**. Amount: 0.05 cfs Absolute for 2.0 acre-feet per year; 0.06 cfs Conditional for 30 acre-feet per year. **G**. Use: Domestic supply for 32-unit subdivision. **3. Perfection and Diligence**: **A**. Diverted and placed to beneficial use in its central water system 4.3 to 6.8 acre-feet annually between 2019 and 2025. **B**. Operated and maintained central water system at annual cost of about $13,500. **4. Affected Landowner**: Applicant. Applicant requests a decree confirming perfection of additional 4.8 acre-feet per year, making absolute a total of 6.8 acre-feet per year, and a finding of reasonable diligence for the remaining conditional portion. (4 pages)

2026CW3037 San Juan County, Application for Finding of Reasonable Diligence in the Animas River Watershed; Prior case no. 05CW81; 20CW3021: Applicant: Salem Minerals, Inc. c/o Kimberly C. Perdue, Southwest Water and Property Law LLC, 679 E. 2nd Ave. Unit 10, Durango, CO 81301; (970) 422-5510; kperdue@swpropertylaw.com; 1) Structure: Minnehaha Diversion; i. Loc: In the SE/4 NW/4 NW/4 Section 21, Township 42N, Range 7W, NMPM, being approximately 1113 feet from the north section line and 736 feet from the west section line of said section 21, UTM Coordinates: 267060 E 4196655 N, Zone 13; ii. Source: Minnehaha Creek, tributary to the Animas River, and as an alternate point, from Middle Fork Diversion; iii. Appropriation date: December 28, 2005; iv. Amt: (Conditional) 2.1 cfs; v. Uses: Commercial and domestic, irrigation of 19.66 acres; snowmaking, ice making, mining/industrial, fire protection, and filling of Gladstone Reservoir. 2) Structure: Middle Fork Diversion; i. Loc: In the NW/4 SE/4 NW/4 Section 21, Township 42N, Range 7W, N.M.P.M., being approximately 1954 feet from the North Section line and 1576 feet from the West Section line of Section 21, UTM Coordinates: 267308 E 4196395 N, Zone 13; ii. Source: Middle Fork of Cement Creek; iii. Appropriation date: December 28, 2005; iv. Amt: (Conditional) 1.5 cfs; v. Uses: Commercial and domestic, irrigation of 19.66 acres, snowmaking, ice making, mining/industrial, fire protection, and filling of Gladstone Reservoir. 3) Ixion Spring; i. Loc: At a point in San Juan County in the NE/4 NE/4 NE/4 Section 20, Township 42N, Range 7W, N.M.P.M., being approximately 655 feet from the North Section line and 304 feet from the East Section line of Section 20, UTM Coordinates: 266745 E 4196802 N, Zone 13. ii. Source: Ixion Spring; iii. Appropriation date: December 28, 2005; iv. Amt: (Conditional) 0.3 cfs; v. Uses: Irrigation, including wetlands irrigation and maintenance, domestic and commercial, snowmaking, ice making, mining/industrial, fire protection. 4) Gladstone Reservoir, i. Loc: In the SE/4 NW/4 NW/4, Section 21, Township 42N, Range 7W, N.M.P.M., being approximately 1052 feet from the North Section line and 656 feet from the West Section line of Section 21, UTM Coordinates: 267036 E 4196674 N, Zone 13; ii. Source: Midle Fork of Cement Creek and Minnehaha Creek; iii. Appropriation Date: December 28, 2005; iv. Amt: (Conditional) fill rate of 2.3 cfs not to exceed 10 acre feet; v. Uses: Commercial and domestic (former townsite of Gladstone), recreation, irrigation of 19.66 acres, snowmaking, ice making, mining/industrial, piscatorial, and fire protection. 5) Name and address of owners of land upon which any existing diversion structure may be located: U.S. E.P.A., 1595 Wynkoop Street Denver, CO 80202; San Juan County, P.O. Box 466 Silverton, CO 81433. (15 pages including exhibits)

THE WATER RIGHTS CLAIMED BY THE FOREGOING APPLICATION(S) MAY AFFECT IN PRIORITY ANY WATER RIGHTS CLAIMED OR HERETOFORE ADJUDICATED WITHIN THIS DIVISION AND OWNERS OF AFFECTED RIGHTS MUST APPEAR TO OBJECT AND PROTEST WITHIN THE TIME PROVIDED BY STATUTE, OR BE FOREVER BARRED.

YOU ARE HEREBY NOTIFIED THAT YOU HAVE until the last day of December 2026, to file with the Water Clerk, a verified Statement of Opposition, setting forth facts as to why a certain application should not be granted or why it should be granted only in part or on certain conditions. A copy of such Statement of Opposition must also be served upon the applicant or the applicant's attorney and an affidavit or certificate of such service shall be filed with the Water Clerk, as prescribed by Rule 5, CRCP. (Filing fee: $192.00; Forms are available through the Office of the Water Clerk or on the Judicial web site at www.coloradojudicial.gov; Jason Poyer, Water Court Specialist, 1060 E. 2nd Ave., Room 106, Durango, CO 81301; 970-247-2304)

/s/ Jason Poyer
Water Court Specialist

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