

WELSCH AT HOWELLS SUBDIVISION

INITIAL WATER RESOURCES REPORT

**for
Welsch at Howells
Subdivision**

July 7, 2026

Prepared By:



13511 Northgate Estates Dr., Ste. 250, Colorado Springs, Colorado 80921

Executive Summary:

Water Resources Report – Welsch at Howells Subdivision

Ryan W. Farr of Monson, Cummins, Shohet & Farr, LLC, on behalf of the Applicant, Randall Welsch, by and through William Guman & Associates, Ltd., (“Applicant”), provides the following Initial Water Resources/Wastewater Disposal Report in support of the Welsch at Howells Subdivision (“Subdivision”). The attorneys at Monson, Cummins, Shohet & Farr, LLC (“MCSF”) have extensive experience in water related matters, with Mr. Farr having practiced water law for over 12 years. MCSF has substantial experience with Denver Basin groundwater resources, augmentation plans, designated basin replacement plans, subdivision proceedings, and rural water usage. Given his experience, Mr. Farr should be considered a “qualified professional” as concerns water resources, as discussed at Section 8.4.7(B)(1)(c) of the El Paso County Land Development Code. This Report, prepared in conjunction with other professionals, is intended to initially demonstrate to the El Paso County Planning Commission and the Board of County Commissioners the sufficiency in terms of quantity and dependability of the water rights and resources to be utilized in the Subdivision, in El Paso County, Colorado.

The property where the Subdivision will be located consists of approximately 5 acres located in the SW1/4 of the SW1/4 of Section 14, Township 12 South, Range 66 West of the 6th P.M., County of El Paso, State of Colorado, with the Parcel No. 6214000071 (“Property”). The proposed Subdivision includes two (2) residential lots. The two (2) residential lots in the Subdivision are to be provided water and sewer/septic services through on-site individual wells and Individual Septic Disposal Systems (“ISDS”). There is one existing well on the Property permitted under Colorado Division of Water Resources Well Permit No. 54527-F for exempt domestic purposes and constructed to the Dawson aquifer. This well will be capped and plugged once the Denver aquifer wells to support the Subdivision are constructed, which such Denver aquifer wells will operate pursuant to a decreed plan for augmentation as described below. As shown in **Exhibit A**, the two (2) residential lots will each be 2.5 acres in size.

It is expected that each of the homes on each of the two (2) residential lots in the Subdivision will require an average of 0.26 annual acre-feet of water supply, for a total of 0.52 annual acre-feet for in-house uses with ostensibly no water for additional uses, to be provided through one (1) shared or two (2) individual wells constructed to the nontributary Denver aquifer. There was a prior Water Court decree in Case No. 98CW142, District Court, Water Division 2, entered for the Property that adjudicated the underlying Denver Basin groundwater and established a plan for augmentation for the use of one Dawson aquifer well (“Prior Decree”). For the proposed Subdivision, the plan is to cease utilizing the Dawson aquifer well for the one parcel and amend the plan for augmentation to allow for the use of up to two Denver aquifer wells to supply the Subdivision.

As such, there is a pending case under Case No. 26CW3022, District Court, Water Division 2, filed on April 30, 2026 requesting a plan for augmentation for up to

two (2) Denver wells to serve the Subdivision ("Application"). The Application includes a request for a 300-year water supply for two (2) residential lots within the Subdivision, with each residential lot utilizing a non-evaporative ISDS.

The water resources to be utilized on the residential lots in the Subdivision are typical of rural residential development in El Paso County, Colorado. This demonstrates a sufficient quantity and reliability of water to support compliance with El Paso County's 300-year water supply rules for subdivisions of this nature.

I. INTRODUCTION. The purpose of this report is to provide a preliminary outline of the water resources, and associated wastewater requirements, necessary for approval of the Subdivision, as proposed.

1.1 New Development Description: The Subdivision consists of approximately 2 acres located in the SW1/4 of the SW1/4 of Section 14, Township 12 South, Range 66 West of the 6th P.M., County of El Paso, State of Colorado. The Property will be subdivided into two (2) lots. **Exhibit A**, attached hereto, depicts a proposed lot layout for the Subdivision, including an area/vicinity map.

II. PROJECTION OF WATER NEEDS

2.1 Analysis of Water Demands: It is expected that the two (2) residential lots in the Subdivision will utilize either one (1) shared well or two (2) individual wells drilled to the Denver aquifer, which will be used for domestic use within a single family dwellings, structure and equipment washing, irrigation (indoor and outdoor), commercial, stock water, recreation, wildlife, fire protection, and for storage and augmentation purposes associated with such uses, and in accordance with any decree entered in Case No. 26CW3022, District Court, Water Division 2. However, since the plan is for 0.26 acre-feet of use per lot, the assumption is that most, if not all, water will be utilized within the single family dwellings with little available for any other uses. There are no existing wells on the Property constructed to the Denver aquifer. There is one existing well on the Property permitted under Colorado Division of Water Resources Well Permit No. 54527-F for exempt domestic purposes and constructed to the Dawson aquifer. Such well will be plugged and abandoned upon the utilization of the proposed Denver aquifer well(s). It is anticipated that each of the lots will utilize a maximum total of 0.26 acre-feet of water per year, with 0.26 acre-feet to be used in-house, consistent with Section 8.4.7(B)(7)(d) of El Paso County, Colorado Land Development Code.

All wells will produce from the not-nontributary Denver aquifer at a flow rate of 10 to 15 gallons per minute, based upon past production of nearby wells. Based on past experience with the numerous Denver aquifer wells serving rural residential properties throughout El Paso County, this rate of production should be more than sufficient to meet demand for in-house use.

III. PROPOSED WATER RIGHTS AND FACILITIES

3.1 Water Rights: The Prior Decree adjudicated the Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers beneath the Property. As stated in the Prior Decree, the Dawson, Denver, and Arapahoe aquifers at this location is not-nontributary.

As such, any non-exempt uses of the Denver aquifer must be made in accordance with a decreed plan for augmentation, pursuant to C.R.S. § 37-90-137(9)(c.5). The Laramie-Fox Hills aquifer beneath the Property is nontributary in nature, so no plan for augmentation is necessary for its use. A copy of the Prior Decree is attached hereto as **Exhibit B**. The Prior Decree vested the following specific quantities of water:

AQUIFER	Saturated Thickness (ft)	Total Water Adjudicated (Acre Feet)	Annual Average Withdrawal – 300 Years (Acre Feet)
Dawson (NNT)	65	65	0.65
Denver (NNT)	430	366	3.66
Arapahoe (NNT)	275	234	2.34
Laramie-Fox Hills (NT)	190	142	1.42

All depletions created by use of the not-nontributary Denver aquifer will be augmented in time, place, and amount through septic return flows during pumping, and post-pumping depletions will be augmented with nontributary Laramie-Fox Hills aquifer groundwater water underlying the Property as well as utilizing additional, if needed, Laramie-Fox Hills supplies from an adjacent 10-acre parcel to the west of the Property under Parcel No. 6214000060 subject of a pending decree in Case No. 25CW3054, District Court, Water Division 2 (attached as **Exhibit C** is the Ruling of Referee with final decree yet signed by the judge). The available supplies will meet both legal and physical needs on a 300-year basis.

3.2 Source of Supply: Rural residential water supply demand will be met using two (2) to-be-constructed not-nontributary Denver aquifer formation wells, according to the Decree. Consistent with El Paso County Land Development Code Section 8.4.7(B)(3)(c)(v), a subdivision utilizing individual wells need not make a further showing as to source of supply.

3.3 Pumping Rates for Service: The Denver aquifer in the location of the Subdivision is generally known to produce approximately 10-15 gallons per minute, more than sufficient for single family residential and accessory uses. Such flow rates are typical of individual wells on subdivisions east of Colorado Springs, including for firefighting purposes.

3.4 Water Quality: All wells to be drilled to serve the two (2) lots will be to the not-nontributary Denver aquifer. Applicant obtained a prior well testing report from his neighbor that was submitted to El Paso County in the Canyon Creek Ranch Subdivision filing. The results of such report are attached hereto as **Exhibit C**. The water that was tested was from an exterior water tap being served by the well under Division of Water Resources Well Permit No. 268558 located at 11550 Parallax Heights, which is on the adjacent neighboring property of the Property. The well itself is less than 200 feet from

the Property. The testing showed that all compounds were below MCL/SMCL levels, except for iron. The SMCL for iron is 0.3 mg/l and results showed 0.663 mg/l at this location. However, iron is not legally enforceable for public health as it is considered a secondary (or aesthetic) contaminant. Is it possible to treat high iron levels economically at the individual residential level.

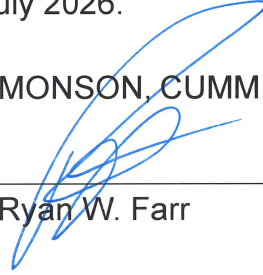
IV. WASTEWATER AND WASTEWATER TREATMENT. While soils, geology, and geotechnical analysis might/will be provided by other of Applicant's consultants, Applicant provides a summary of ISDS to be utilized herein, as relates to water usage and resulting return flows.

4.1 Septic/Wastewater Loads: Septic projections are based on similar Denver Basin residential uses on rural residential lots. Average daily wastewater loads are expected to be approximately 180 gallons per day per single-family residence. Maximum daily wastewater loads are expected to be roughly 210 gallons per day per single-family residence, assuming residential in-house use at the 0.26 acre-feet per year rate described in the El Paso County Land Development Code.

4.2 On-Site Wastewater Treatment Systems: The two (2) residential lots within the Subdivision will each be served by a non-evaporative ISDS. The ISDS will be constructed to the residential lots upon approval of the Subdivision. All ISDS will be evaluated and installed according to El Paso County Guidelines and properly maintained to prevent contamination of surface and subsurface water resources.

Respectfully completed this 7th day of July 2026.

MONSON, CUMMINS, SHOHET & FARR, LLC

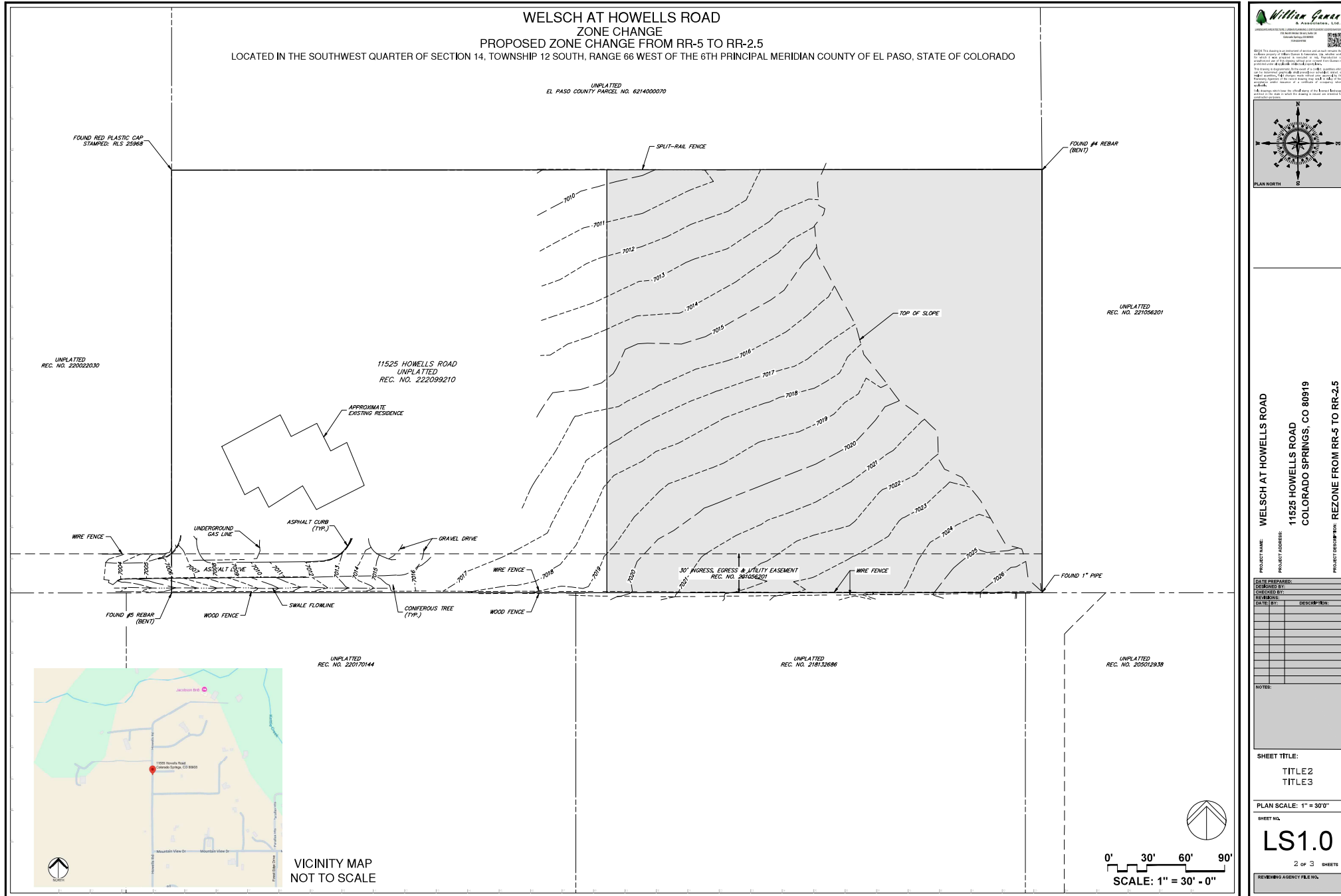


Ryan W. Farr

Exhibits:

- A – Location Map/Initial Sketch of Property/Subdivision
- B – Decree in Case No. 98CW142, District Court, Water Division 2
- C – Ruling of Referee in Case No. 25CW3054
- D – Water Quality Testing Results
- E – Water Supply Information Sheet

EXHIBIT A



RECEIVED

EXHIBIT B

JUN 23 2000

DIVISION ENGINEER
PUEBLO, COLORADO

DISTRICT COURT, WATER DIVISION 2, COLORADO

Case No. 98CW142

cc' W010
in database
FILED IN THE OFFICE OF THE CLERK,
DISTRICT COURT WATER DIV. NO. 2
STATE OF COLORADO

JUN 20 2000

CLERK

FINDINGS OF FACT, CONCLUSIONS OF LAW, RULING OF THE REFEREE,
JUDGMENT AND DECREE

CONCERNING THE APPLICATIONS FOR WATER RIGHTS OF RANDY AND
LOUELLEN WELSCH,

IN THE NOT NONTRIBUTARY DAWSON, DENVER, AND ARAPAHOE AND
THE NONTRIBUTARY LARAMIE-FOX HILLS AQUIFERS.

IN EL PASO COUNTY.

This claim for nontributary and not nontributary ground water and approval of plan for augmentation, having been filed on December 30, 1998, and all matters contained in the application having been reviewed, and testimony having been taken where such testimony is necessary, and such corrections made as are indicated by the evidence presented herein, the following is hereby the Ruling of the Referee:

FINDINGS OF FACT

1. Name, address and telephone number of Applicants:

Randy and Louellen Welsch
4215 Saunter Drive
Colorado Springs, Colorado 80920
(719) 522-1608

2. Objection: A statement of opposition was filed on behalf of the City of Colorado Springs. No other statements of opposition were filed and the time for filing such statements has expired.

3. Subject matter jurisdiction: Timely and adequate notice of the application was published as required by statute, and the Court has jurisdiction over the subject matter of this proceeding and over the parties affected hereby, whether they have appeared or not.

APPROVAL OF GROUND WATER RIGHTS

4. Aquifers and location of ground water: Applicants seek a decree for rights to all groundwater recoverable from the not nontributary Dawson, Denver, and Arapahoe and the nontributary Laramie-Fox Hills aquifers underlying approximately 5 acres of land located in the S1/2SW1/4 of Section 14, T12S, R66W of the 6th P.M., as more particularly described and shown on Attachment A hereto ("Subject Property"). Applicants are the owners of the Subject Property and such land is not located within the boundaries of a designated ground water basin.

5. Well locations, pumping rates and annual amounts: The ground water may be withdrawn at rates of flow necessary to efficiently withdraw the amounts decreed herein. The ground water will be withdrawn through any number of wells necessary, to be located at any location on the Subject Property. The water which is the subject of this decree will be withdrawn through an existing well on the Subject Property which is the subject of Well Permit No. 215904, which will be cancelled upon application for a new well permit changing the character of the well to fee status for operation under the plan for augmentation decreed herein. Applicants hereby waives any 600 foot spacing rule for wells located on the Subject Property, but must satisfy section 37-90-137, C.R.S. for wells located on adjacent land. The following average annual amounts are available for withdrawal subject to the Court's retained jurisdiction in this matter:

<u>Aquifer</u>	<u>Saturated Thickness</u>	<u>Annual Amount</u>
6275 Dawson Ac 545271	65 feet	0.65 acre-feet(NNT)
6276 Denver	430 feet	3.66 acre-feet(NNT)
6277 Arapahoe	275 feet	2.34 acre-feet(NNT)
6278 Laramie-Fox Hills	190 feet	1.42 acre-feet(NT)

The amounts conform with the values and amounts referenced in the State Engineer's Determination of Facts dated July 25, 1999.

6. Proposed use: The water withdrawn from the subject aquifers will be used, reused, successively used, leased, sold, or otherwise disposed of for the following beneficial purposes: municipal, domestic, industrial, commercial, irrigation, stock watering, recreational, fish and wildlife, and fire protection, both on and off the Subject Property. Said water will be produced for immediate application to said uses, for storage and subsequent application to said uses, for exchange purposes, for replacement of depletions resulting from the use of water from other sources, and for augmentation purposes.

7. Final average annual amounts of withdrawal:

A. Final determination of the applicable average saturated sand thicknesses and resulting average annual amounts available to Applicants will be made pursuant to the retained jurisdiction of this Court, as described in paragraph 24 below. The Court shall use the acre-foot amounts in paragraph 5 herein in the interim period, until a final determination of water rights is made.

B. The allowed annual amount of ground water which may be withdrawn through the wells specified above and any additional wells, pursuant to Section 37-90-137(10), C.R.S., may exceed the average annual amount of withdrawal, as long as the total volume of water withdrawn through such wells and any additional wells therefor subsequent to the date of this decree does not exceed the product of the number of years since the date of the issuance of any well permits or the date of this decree, whichever is earliest in time, multiplied by the average annual amount of withdrawal, as specified above or as determined pursuant to the retained jurisdiction of the Court. However, amounts set forth in well permits will not be exceeded.

8. Source of ground water and limitations on consumption:

A. The ground water to be withdrawn from the Laramie-Fox Hills aquifer is "nontributary ground water" as defined in Section 37-90-103(10.5), C.R.S., and in the Denver Basin Rules, the withdrawal of which will not, within 100 years, deplete the flow of a natural stream, including a natural stream as defined in Section 37-82-101(2) and Section 37-92-102(1)(b), C.R.S., at an annual rate greater than 1/10 of 1% of the annual rate of withdrawal. The ground water to be withdrawn from the Dawson, Denver, and Arapahoe aquifer is "not nontributary" as defined in Sections 37-90-103(10.7) and 37-90-137(9)(c), C.R.S., and the Dawson aquifer groundwater decreed herein may be withdrawn pursuant to the augmentation plan decreed herein.

B. Applicants may not consume more than 98% of the annual quantity of water withdrawn from the nontributary aquifer. The relinquishment of 2% of the annual amount of water withdrawn to the stream system, as required by the Denver Basin Rules effective January 1, 1986, may be satisfied by any method selected by the Applicants and satisfactory to the State Engineer, so long as Applicants can demonstrate that an amount equal to 2% of such withdrawals (by volume) has been relinquished to the stream system.

C. There is unappropriated ground water available for withdrawal from the subject aquifers beneath the Subject Property, and the vested water rights of others will not be materially injured by such withdrawals as described herein. Withdrawals hereunder are allowed on the basis of an aquifer life of 100 years, assuming no substantial artificial recharge within 100 years. No material injury to vested water rights of others will result from the issuance of permits for wells which

will withdraw nontributary ground water or the exercise of the rights and limitations specified in this decree.

9. Additional wells and well fields:

A. Applicants may construct additional and replacement wells in order to maintain levels of production, to meet water supply demands or to recover the entire amount of groundwater in the subject aquifers underlying the Subject Property. As additional wells are planned, applications shall be filed in accordance with Section 37-90-137(10), C.R.S.

B. Two or more wells constructed into a given aquifer shall be considered a well field. In effecting production of water from such well field, Applicants may produce the entire amount which may be produced from any given aquifer through any combination of wells within the well field.

C. In considering applications for permits for wells or additional wells to withdraw the groundwater which is the subject of this decree, the State Engineer shall be bound by this decree and shall issue said permits in accordance with provisions of Section 37-90-137(10), C.R.S.

D. In the event that the allowed average annual amounts decreed herein are adjusted pursuant to the retained jurisdiction of the Court, Applicants shall obtain permits to reflect such adjusted average annual amounts. Subsequent permits for any wells herein shall likewise reflect any such adjustment of the average annual amounts decreed herein.

E. The water in the Dawson, Denver, and Arapahoe aquifers is not nontributary and up to 0.65 acre-feet per year and no more than 65 acre-feet total of water from the Dawson aquifer may be withdrawn pursuant to the augmentation plan decreed herein.

APPROVAL OF PLAN FOR AUGMENTATION

10. Approval of plan for augmentation:

A. Groundwater to be augmented: Up to 0.65 acre-foot per year of not nontributary Dawson aquifer groundwater for a period of 100 years.

B. Water to be used for augmentation: Return flows associated with use of the not nontributary Dawson aquifer and return flows or direct discharge of nontributary ground water decreed herein.

C. Development and Consumptive Use: The subject Dawson aquifer ground water will be used to provide water on Applicants' residential lot for

inhouse, irrigation and stockwatering purposes. Said water will be withdrawn at a rate of flow of 15 gpm. The well will be limited to an annual amount of 0.65 acre-feet per year for in-house use (0.3 acre-feet), irrigation (0.3 acre-feet/limited to irrigation of 3300 square-feet), and stockwatering of four large domestic animals (0.05 acre-feet). Sewage treatment will be provided by a non-evaporative septic system. Consumptive use from in-house use is estimated to be 10% of that use, from irrigation use will be approximately 90% of that use, and stockwatering will be 100% consumed.

D. Replacement of Depletions During Pumping:

Monument Creek: Based on assumed annual pumping of 0.65 acre-feet over a 100-year pumping period, it is estimated that the depletion to Monument Creek will be approximately 12.06% of average annual pumping or 0.078 acre-feet in the 100th year.

South Platte: It is estimated that depletions to the South Platte stream system are approximately 0.91% of average annual pumping or 0.0059 acre-feet in the 100th year. Applicants do not have the physical ability to replace these depletions to the South Platte system, but shall instead replace all such depletions to the Monument Creek system. During pumping, annual septic return flow will equal 0.27 acre-feet annually, which is in excess of the combined maximum annual depletions of 0.084 acre-feet to the Monument Creek and South Platte systems during pumping. ✕

E. Replacement of Post-pumping Depletions:

Applicants agree to replace depletions for the shortest of the following periods: the period provided by the Colorado Legislature, should it eventually specify one and if the Applicants obtain water court approval for such modification; the period determined by the State Engineer, should the State Engineer lawfully establish such a period; the period established through rulings of the Colorado Supreme Court on relevant cases; or until Applicants petition the water court and after notice to parties in the case proves that it has complied with all statutory requirements. The court finds that the provisions of this paragraph are adequate to comply with existing law and to prevent injury to others.

It is estimated that maximum depletions to Monument Creek will be approximately 12.06% of average annual pumping in the 100th year and will decline thereafter. Maximum depletions to the South Platte stream system will reach a maximum of approximately 2.96% of average annual pumping or 0.02 acre-feet in the 447th year. Applicants replacement obligation will be the total stream depletion factor for both Monument Creek and the South Platte stream system as shown on Attachment B hereto. That amount of water shall then be pumped from the

Laramie-Fox Hills aquifer decreed herein or such other source of water as receives judicial approval after notice, into the Monument Creek stream system.

F. Applicants shall reserve and dedicate to this plan for augmentation 0.65 acre-feet per year and 65 acre-feet total of the nontributary Laramie-Fox Hills water decreed herein to the purpose of replacing to Monument Creek all post-pumping depletions, including post-pumping depletions which occur to the South Platte stream system. If at some time replacement of post-pumping depletions is no longer required pursuant to paragraph 10.E above, said reservation will become null and void at such time as the obligation to replace post-pumping depletions terminates. Applicants will be required to construct a well to provide for post-pumping depletions, if necessary.

11. Applicants shall pay the cost imposed by operation of this augmentation plan and shall be responsible for all rights and responsibilities in and under this plan for augmentation; Applicants shall reserve 0.65 acre-feet per year and 65 acre-feet total of the nontributary Laramie-Fox Hills aquifer decreed herein. Failure of Applicants or successors in interest to comply with the terms of the decree may result in an order of the Division Engineer's office to curtail or eliminate pumping of the wells. This decree shall be recorded in the real property records of El Paso County so that a title examination of the property, or any part thereof, shall reveal to all future purchasers the existence of this decree.

12. Administration of plan for augmentation:

A. Applicants shall report to the Division Engineer for Water Division 2 upon request, a summary of the monthly metered withdrawals of the subject wells on an accounting form acceptable to the Division Engineer. This annual report shall also list the area irrigated and number of head of livestock watered on the Subject Property.

B. All withdrawals which are the subject of this decree will be metered.

C. Pursuant to Section 37-92-305(8), C.R.S., the State Engineer shall curtail all out-of-priority diversions, the depletions from which are not so replaced as to prevent injury to vested water rights.

D. The Applicants at the direction of the Division Engineer, shall make total post-pumping replacements to the Monument Creek stream system pursuant to the total percentage of depletion referenced on the depletion curve attached hereto on Attachment B.

13. Retained jurisdiction for plan for augmentation:

A. Pursuant to Section 37-92-304(6), C.R.S., the Court retains continuing jurisdiction over the plan for augmentation decreed herein for reconsideration of the question whether the provisions of this decree are necessary and/or sufficient to prevent injury to vested water rights of others. The Court also has jurisdiction for the purposes of determining compliance with the terms of the augmentation plan.

B. Any person seeking to invoke the retained jurisdiction of the Court shall file a verified petition with the Court. The petition to invoke retained jurisdiction or to modify the Decree shall set forth with particularity the factual basis and the requested decretal language to effect the petition. The party lodging the petition shall have the burden of going forward to establish prima facie facts alleged in the petition. If the Court finds those facts to be established, Applicants shall thereupon have the burden of proof to show: (1) that any modification sought by Applicants will avoid injury to other appropriators, or (2) that any modification sought by Objector is not required to avoid injury to other appropriators, or (3) that any term or condition proposed by Applicants in response to the Objector's petition does avoid injury to other appropriators.

C. The Court retains jurisdiction for the purpose of determining whether the continued reservation of the nontributary water for use on the Subject Property is required. After notice to the State Engineer's Office, if Applicants can demonstrate to the Court that post-pumping depletions need no longer be replaced, the Court may remove the requirement that the nontributary water must be reserved.

CONCLUSIONS OF LAW

14. The Water Court has jurisdiction over this proceeding pursuant to Section 37-90-137(6), C.R.S. This Court concludes as a matter of law that the application herein is one contemplated by law. Section 37-90-137(4), C.R.S. The application for a decree confirming Applicants right to withdraw and use all unappropriated ground water from the nontributary aquifer beneath the property as described herein pursuant to Section 37-90-137(4), C.R.S., should be granted, subject to the provisions of this decree. The application for a decree confirming Applicants right to withdraw and use all ground water decreed herein from the Dawson, Denver, and Arapahoe aquifers should be granted pursuant to Section 37-90-137(4) and (9)(c), C.R.S., subject to the provisions of this decree. The withdrawal of the Dawson aquifer water decreed herein in accordance with the terms of this decree will not result in material injury to vested water rights of others.

15. This plan for augmentation satisfies the requirements of Section 37-90-

137(9)(c), C.R.S., for replacement of actual depletions to the affected stream systems for withdrawals of the Dawson aquifer water.

16. The rights to ground water determined herein shall not be administered in accordance with priority of appropriation. Such rights are not "conditional water rights" as defined by Section 37-92-103(6), C.R.S., requiring findings of reasonable diligence and are not applicable to the ground water rights determined herein. The determination of ground water rights herein need not include a date of initiation of the withdrawal project. See Section 37-92-305(11), C.R.S.

JUDGMENT AND DECREE

The Findings of Fact and Conclusions of Law set forth above are hereby incorporated into the terms of this Ruling and Decree as if the same were fully set forth herein.

17. Full and adequate notice of the application was given, and the Court has jurisdiction over the subject matter and over the parties whether they have appeared or not.

18. Applicants may withdraw the subject ground water herein through wells to be located anywhere on the property, in the average annual amounts and at the estimated average rates of flow specified herein, subject to the limitations herein and the retained jurisdiction by this Court.

19. Applicants may withdraw up to 0.65 acre-feet per year and 65 acre-feet total of not nontributary ground water from the Dawson aquifer under the plan for augmentation decreed herein pursuant to Section 37-90-137(9)(c), C.R.S. Applicants will not withdraw the Denver or Arapahoe aquifer water decreed herein until such withdrawal has been approved in a court approved augmentation plan in a separate case.

20. Applicants have complied with all requirements and met all standards and burdens of proof, including but not limited to Sections 37-90-137(9)(c), 37-92-103(9), 37-92-302, 37-92-304(6), 37-92-305(1), (2), (3), (4), (6), (8), (9), C.R.S., to adjudicate their plan for augmentation and is therefor entitled to a decree confirming and approving their plan for augmentation as described in the findings of fact.

21. Pursuant to Section 37-92-305(5), C.R.S., the replacement water herein shall be of a quality so as to meet the requirements for which the water of the senior appropriator has normally used.

22. The proposed plan for augmentation as described in the findings of fact is hereby approved, confirmed, and adjudicated, including and subject to the terms and conditions specified herein.

23. No owners of or person entitled to use water under a vested water right or decreed conditional water right will be injured or injuriously affected by the operation of the plan for augmentation as decreed herein.

24. Retained Jurisdiction:

A. The Court retains jurisdiction as necessary to adjust the average annual amounts of ground water available under the property to conform to actual local aquifer characteristics as determined from adequate information obtained from wells, pursuant to Section 37-92-305(11), C.R.S. Within 60 days after completion of any well decreed herein or any test hole(s), Applicants or any successor in interest to these water rights shall serve copies of such log(s) upon the State Engineer.

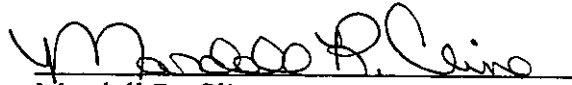
B. At such time as adequate data is available, any person, including the State Engineer, may invoke the Court's retained jurisdiction to make a Final Determination of Water Right. Within four months of notice that the retained jurisdiction for such purpose has been invoked, the State Engineer shall use the information available to him to make a final determination of water rights findings. The State Engineer shall submit such finding to the Water Court and to the Applicants.

C. If no protest to such finding is made within 60 days, the Final Determination of Water Rights shall be incorporated into the decree by the Water Court. In the event of a protest, or in the event the State Engineer makes no determination within four months, such final determination shall be made by the Water Court after notice and hearing.

25. Continuing Jurisdiction:

Pursuant to Section 37-92-304(6), C.R.S., the Court retains continuing jurisdiction over the plan for augmentation decreed herein for reconsideration of the question of whether the provisions of this decree are necessary and/or sufficient to prevent injury to vested water rights of others. The Court also retains continuing jurisdiction for the purpose of determining compliance with the terms of the augmentation.

RULING ENTERED this 18th day of May, 2000.



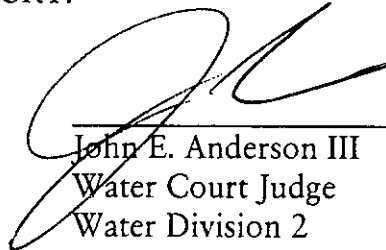
Mardell R. Cline

Water Referee

Water Division 2

THE COURT DOTH FIND THAT NO PROTEST TO THE RULING OF THE REFEREE HAS BEEN FILED. THE FOREGOING RULING IS CONFIRMED AND APPROVED AND IS HEREBY MADE THE JUDGMENT AND DECREE OF THIS COURT.

Date 6/20/2000



John E. Anderson III

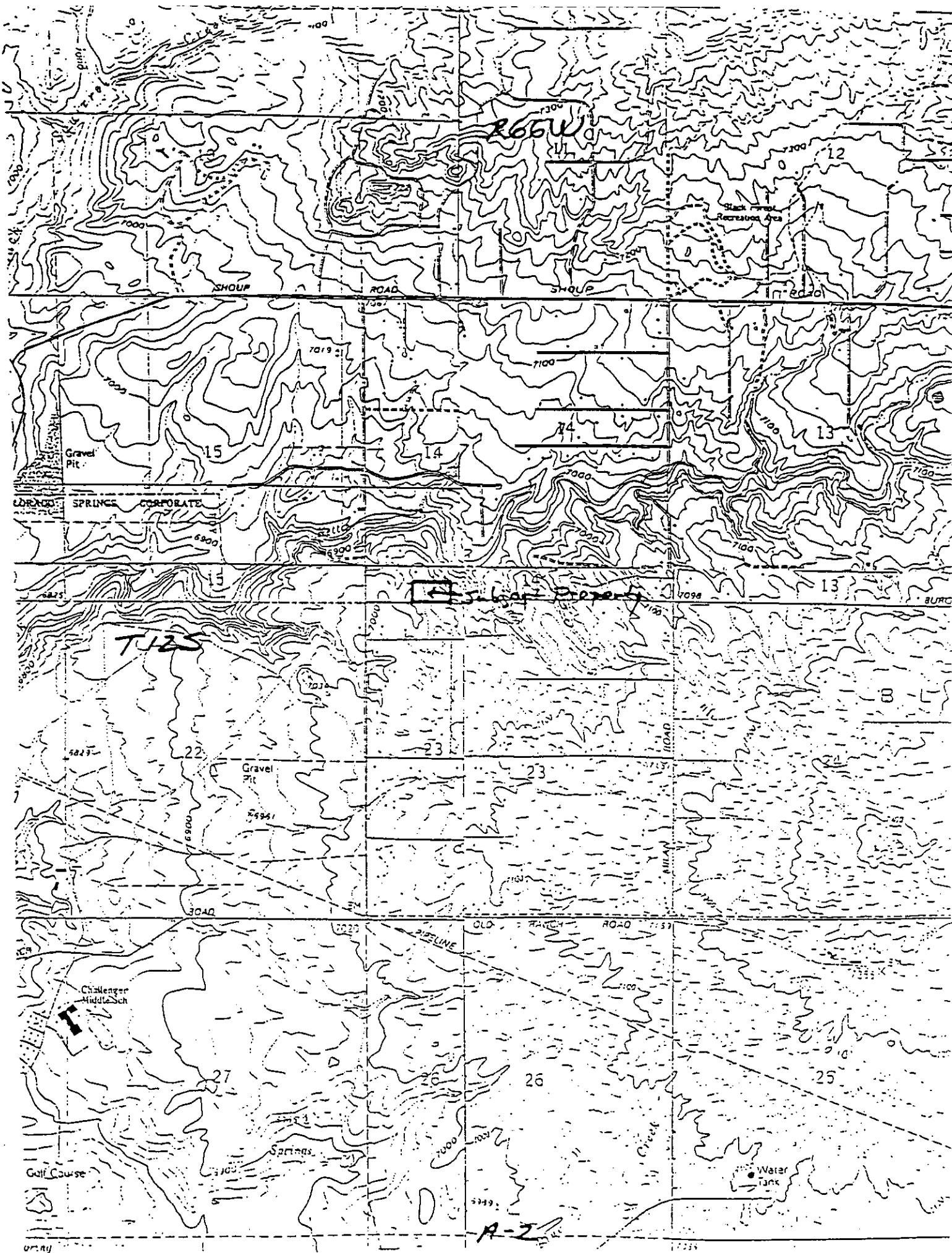
Water Court Judge

Water Division 2

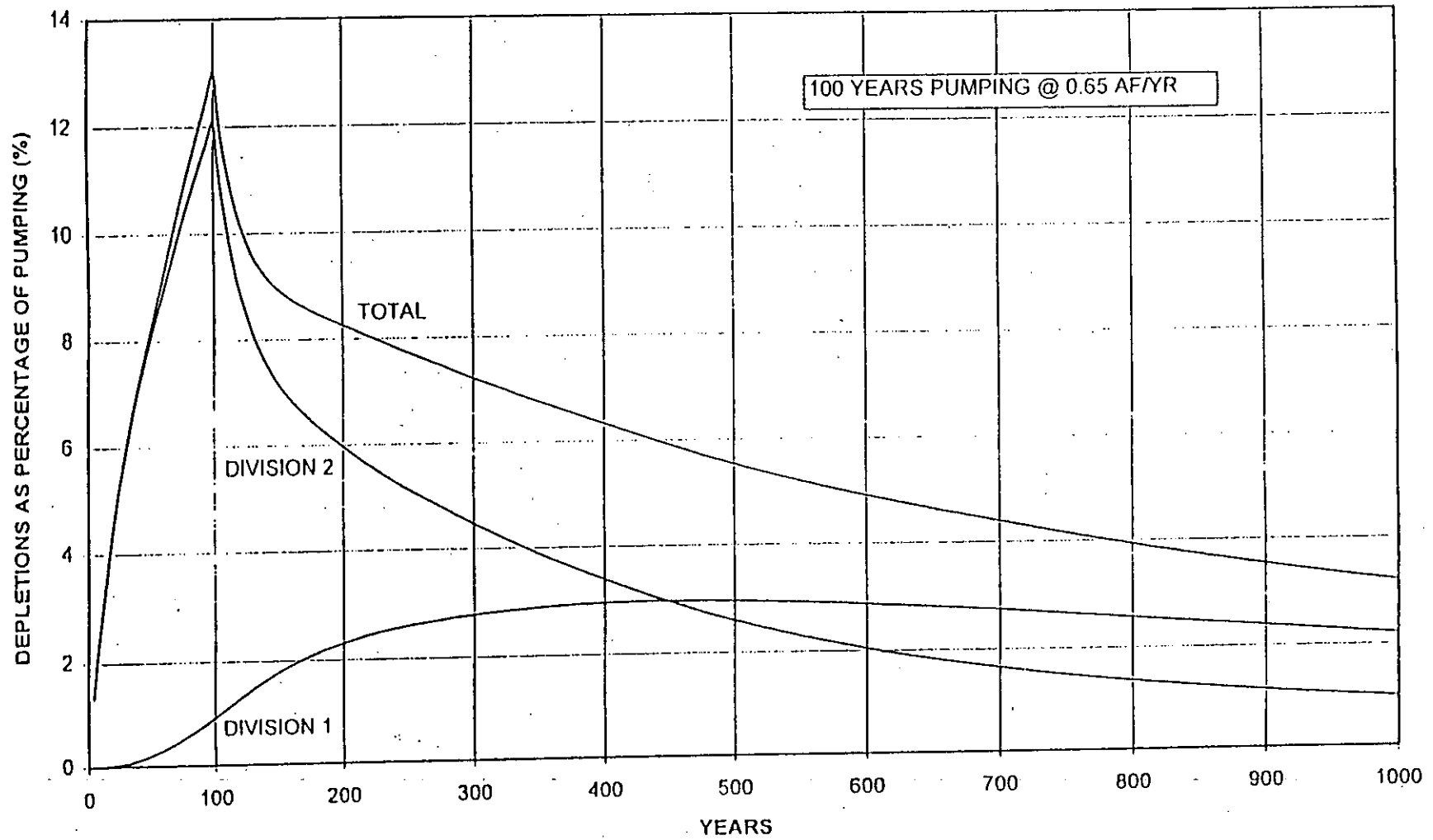
Attachment A

That portion of the South half of the Southwest quarter of Section 14 in Township 12 South, Range 66 West of the 6th P.M., described as follows:

Commencing at the Northwest corner of the South half of the Southwest quarter; thence Southerly 770 feet on the West line of said Southwest quarter; thence Easterly 610 feet parallel with the North line of the South half of said Southwest quarter; thence Northerly 100 feet parallel with the West line of said Southwest quarter; thence Easterly 824.02 feet parallel with the North line of the South half of said Southwest quarter; thence Southerly 325.08 feet parallel with the West line of said Southwest quarter to the point of beginning of the tract to be described hereby; thence continue Southerly on the last mentioned course 325.31 feet to a point on the South line of said Southwest quarter; thence Westerly 670.0 feet on the South line of said Southwest quarter; thence Northerly 325.74 feet parallel with the West line of said Southwest quarter; thence Easterly 670.0 feet parallel with the North line of the South half of said Southwest quarter to the point of beginning.



STREAM DEPLETIONS DUE TO DAWSON AQUIFER PUMPING



JUN 23 2000

DISTRICT COURT, WATER DIVISION 2, COLORADO

Case No 98CW142

FILED IN THE OFFICE OF THE CLERK,
DISTRICT COURT WATER DIV NO 2
STATE OF COLORADO

JUN 30 2000

FINDINGS OF FACT, CONCLUSIONS OF LAW, RULING OF THE REFEREE,
JUDGMENT AND DECREE

CONCERNING THE APPLICATIONS FOR WATER RIGHTS OF RANDY AND
LOUELLEN WELSCH,

IN THE NOT NONTRIBUTARY DAWSON, DENVER, AND ARAPAHOE AND
THE NONTRIBUTARY LARAMIE-FOX HILLS AQUIFERS

IN EL PASO COUNTY

This claim for nontributary and not nontributary ground water and approval of plan for augmentation, having been filed on December 30, 1998, and all matters contained in the application having been reviewed, and testimony having been taken where such testimony is necessary, and such corrections made as are indicated by the evidence presented herein, the following is hereby the Ruling of the Referee

FINDINGS OF FACT

1 Name, address and telephone number of Applicants

Randy and Louellen Welsch
4215 Saunter Drive
Colorado Springs, Colorado 80920
(719) 522-1608

2. Objection A statement of opposition was filed on behalf of the City of Colorado Springs No other statements of opposition were filed and the time for filing such statements has expired

3 Subject matter jurisdiction Timely and adequate notice of the application was published as required by statute, and the Court has jurisdiction over the subject matter of this proceeding and over the parties affected hereby, whether they have appeared or not

APPROVAL OF GROUND WATER RIGHTS

4 Aquifers and location of ground water Applicants seek a decree for rights to all groundwater recoverable from the not nontributary Dawson, Denver, and Arapahoe and the nontributary Laramie-Fox Hills aquifers underlying approximately 5 acres of land located in the S1/2SW1/4 of Section 14, T12S, R66W of the 6th P M , as more particularly described and shown on Attachment A hereto ("Subject Property") Applicants are the owners of the Subject Property and such land is not located within the boundaries of a designated ground water basin

5 Well locations, pumping rates and annual amounts The ground water may be withdrawn at rates of flow necessary to efficiently withdraw the amounts decreed herein The ground water will be withdrawn through any number of wells necessary, to be located at any location on the Subject Property The water which is the subject of this decree will be withdrawn through an existing well on the Subject Property which is the subject of Well Permit No 215904, which will be cancelled upon application for a new well permit changing the character of the well to fee status for operation under the plan for augmentation decreed herein Applicants hereby waives any 600 foot spacing rule for wells located on the Subject Property, but must satisfy section 37-90-137, C R S for wells located on adjacent land The following average annual amounts are available for withdrawal subject to the Court's retained jurisdiction in this matter

<u>Aquifer</u>	<u>Saturated Thickness</u>	<u>Annual Amount</u>
Dawson	65 feet	0 65 acre-feet(NNT)
Denver	430 feet	3 66 acre-feet(NNT)
Arapahoe	275 feet	2 34 acre-feet(NNT)
Laramie-Fox Hills	190 feet	1 42 acre-feet(NT)

The amounts conform with the values and amounts referenced in the State Engineer's Determination of Facts dated July 25, 1999

6. Proposed use The water withdrawn from the subject aquifers will be used, reused, successively used, leased, sold, or otherwise disposed of for the following beneficial purposes municipal, domestic, industrial, commercial, irrigation, stock watering, recreational, fish and wildlife, and fire protection, both on and off the Subject Property Said water will be produced for immediate application to said uses, for storage and subsequent application to said uses, for exchange purposes, for replacement of depletions resulting from the use of water from other sources, and for augmentation purposes

7 Final average annual amounts of withdrawal.

A Final determination of the applicable average saturated sand thicknesses and resulting average annual amounts available to Applicants will be made pursuant to the retained jurisdiction of this Court, as described in paragraph 24 below. The Court shall use the acre-foot amounts in paragraph 5 herein in the interim period, until a final determination of water rights is made.

B The allowed annual amount of ground water which may be withdrawn through the wells specified above and any additional wells, pursuant to Section 37-90-137(10), C R S , may exceed the average annual amount of withdrawal, as long as the total volume of water withdrawn through such wells and any additional wells therefor subsequent to the date of this decree does not exceed the product of the number of years since the date of the issuance of any well permits or the date of this decree, whichever is earliest in time, multiplied by the average annual amount of withdrawal, as specified above or as determined pursuant to the retained jurisdiction of the Court. However, amounts set forth in well permits will not be exceeded.

8 Source of ground water and limitations on consumption

A The ground water to be withdrawn from the Laramie-Fox Hills aquifer is "nontributary ground water" as defined in Section 37-90-103(10 5), C R S , and in the Denver Basin Rules, the withdrawal of which will not, within 100 years, deplete the flow of a natural stream, including a natural stream as defined in Section 37-82-101(2) and Section 37-92-102(1)(b), C R S , at an annual rate greater than 1/10 of 1% of the annual rate of withdrawal. The ground water to be withdrawn from the Dawson, Denver, and Arapahoe aquifer is "not nontributary" as defined in Sections 37-90-103(10 7) and 37-90-137(9)(c), C R S., and the Dawson aquifer groundwater decreed herein may be withdrawn pursuant to the augmentation plan decreed herein.

B Applicants may not consume more than 98% of the annual quantity of water withdrawn from the nontributary aquifer. The relinquishment of 2% of the annual amount of water withdrawn to the stream system, as required by the Denver Basin Rules effective January 1, 1986, may be satisfied by any method selected by the Applicants and satisfactory to the State Engineer, so long as Applicants can demonstrate that an amount equal to 2% of such withdrawals (by volume) has been relinquished to the stream system.

C There is unappropriated ground water available for withdrawal from the subject aquifers beneath the Subject Property, and the vested water rights of others will not be materially injured by such withdrawals as described herein. Withdrawals hereunder are allowed on the basis of an aquifer life of 100 years, assuming no substantial artificial recharge within 100 years. No material injury to vested water rights of others will result from the issuance of permits for wells which

will withdraw nontributary ground water or the exercise of the rights and limitations specified in this decree

9 Additional wells and well fields

A Applicants may construct additional and replacement wells in order to maintain levels of production, to meet water supply demands or to recover the entire amount of groundwater in the subject aquifers underlying the Subject Property As additional wells are planned, applications shall be filed in accordance with Section 37-90-137(10), C R S

B Two or more wells constructed into a given aquifer shall be considered a well field. In effecting production of water from such well field, Applicants may produce the entire amount which may be produced from any given aquifer through any combination of wells within the well field

C In considering applications for permits for wells or additional wells to withdraw the groundwater which is the subject of this decree, the State Engineer shall be bound by this decree and shall issue said permits in accordance with provisions of Section 37-90-137(10), C R S

D In the event that the allowed average annual amounts decreed herein are adjusted pursuant to the retained jurisdiction of the Court, Applicants shall obtain permits to reflect such adjusted average annual amounts Subsequent permits for any wells herein shall likewise reflect any such adjustment of the average annual amounts decreed herein

E The water in the Dawson, Denver, and Arapahoe aquifers is not nontributary and up to 0 65 acre-feet per year and no more than 65 acre-feet total of water from the Dawson aquifer may be withdrawn pursuant to the augmentation plan decreed herein

APPROVAL OF PLAN FOR AUGMENTATION

10 Approval of plan for augmentation

A Groundwater to be augmented Up to 0 65 acre-foot per year of not nontributary Dawson aquifer groundwater for a period of 100 years

B Water to be used for augmentation Return flows associated with use of the not nontributary Dawson aquifer and return flows or direct discharge of nontributary ground water decreed herein

C Development and Consumptive Use The subject Dawson aquifer ground water will be used to provide water on Applicants' residential lot for

inhouse, irrigation and stockwatering purposes. Said water will be withdrawn at a rate of flow of 15 gpm. The well will be limited to an annual amount of 0.65 acre-feet per year for in-house use (0.3 acre-feet), irrigation (0.3 acre-feet/limited to irrigation of 5300 square-feet), and stockwatering of four large domestic animals (0.05 acre-feet). Sewage treatment will be provided by a non-evaporative septic system. Consumptive use from in-house use is estimated to be 10% of that use, from irrigation use will be approximately 90% of that use, and stockwatering will be 100% consumed.

D Replacement of Depletions During Pumping

Monument Creek Based on assumed annual pumping of 0.65 acre-feet over a 100 year pumping period, it is estimated that the depletion to Monument Creek will be approximately 12.06% of average annual pumping or 0.078 acre-feet in the 100th year.

South Platte It is estimated that depletions to the South Platte stream system are approximately 0.91% of average annual pumping or 0.0059 acre-feet in the 100th year. Applicants do not have the physical ability to replace these depletions to the South Platte system, but shall instead replace all such depletions to the Monument Creek system. During pumping, annual septic return flow will equal 0.27 acre-feet annually, which is in excess of the combined maximum annual depletions of 0.084 acre-feet to the Monument Creek and South Platte systems during pumping.

E Replacement of Post-pumping Depletions

Applicants agree to replace depletions for the shortest of the following periods: the period provided by the Colorado Legislature, should it eventually specify one; and if the Applicants obtain water court approval for such modification, the period determined by the State Engineer, should the State Engineer lawfully establish such a period, the period established through rulings of the Colorado Supreme Court on relevant cases, or until Applicants petition the water court and after notice to parties in the case proves that it has complied with all statutory requirements. The court finds that the provisions of this paragraph are adequate to comply with existing law and to prevent injury to others.

It is estimated that maximum depletions to Monument Creek will be approximately 12.06% of average annual pumping in the 100th year and will decline thereafter. Maximum depletions to the South Platte stream system will reach a maximum of approximately 2.96% of average annual pumping or 0.02 acre-feet in the 447th year. Applicants' replacement obligation will be the total stream depletion factor for both Monument Creek and the South Platte stream system as shown on Attachment B hereto. That amount of water shall then be pumped from the

Laramie-Fox Hills aquifer decreed herein or such other source of water as receives judicial approval after notice, into the Monument Creek stream system

F Applicants shall reserve and dedicate to this plan for augmentation 0 65 acre-feet per year and 65 acre-feet total of the nontributary Laramie-Fox Hills water decreed herein to the purpose of replacing to Monument Creek all post-pumping depletions, including post-pumping depletions which occur to the South Platte stream system If at some time replacement of post-pumping depletions is no longer required pursuant to paragraph 10 E above, said reservation will become null and void at such time as the obligation to replace post-pumping depletions terminates Applicants will be required to construct a well to provide for post-pumping depletions, if necessary

11 Applicants shall pay the cost imposed by operation of this augmentation plan and shall be responsible for all rights and responsibilities in and under this plan for augmentation, Applicants shall reserve 0 65 acre-feet per year and 65 acre-feet total of the nontributary Laramie-Fox Hills aquifer decreed herein Failure of Applicants or successors in interest to comply with the terms of the decree may result in an order of the Division Engineer's office to curtail or eliminate pumping of the wells This decree shall be recorded in the real property records of El Paso County so that a title examination of the property, or any part thereof, shall reveal to all future purchasers the existence of this decree

12 Administration of plan for augmentation

A Applicants shall report to the Division Engineer for Water Division 2 upon request, a summary of the monthly metered withdrawals of the subject wells on an accounting form acceptable to the Division Engineer. This annual report shall also list the area irrigated and number of head of livestock watered on the Subject Property

B All withdrawals which are the subject of this decree will be metered

C Pursuant to Section 37-92-305(8), C R S , the State Engineer shall curtail all out-of-priority diversions, the depletions from which are not so replaced as to prevent injury to vested water rights

D The Applicants at the direction of the Division Engineer, shall make total post-pumping replacements to the Monument Creek stream system pursuant to the total percentage of depletion referenced on the depletion curve attached hereto on Attachment B

13 Retained jurisdiction for plan for augmentation

A Pursuant to Section 37-92-304(6), C R S , the Court retains continuing jurisdiction over the plan for augmentation decreed herein for reconsideration of the question whether the provisions of this decree are necessary and/or sufficient to prevent injury to vested water rights of others The Court also has jurisdiction for the purposes of determining compliance with the terms of the augmentation plan

B Any person seeking to invoke the retained jurisdiction of the Court shall file a verified petition with the Court The petition to invoke retained jurisdiction or to modify the Decree shall set forth with particularity the factual basis and the requested decretal language to effect the petition The party lodging the petition shall have the burden of going forward to establish prima facie facts alleged in the petition If the Court finds those facts to be established, Applicants shall thereupon have the burden of proof to show (1) that any modification sought by Applicants will avoid injury to other appropriators, or (2) that any modification sought by Objector is not required to avoid injury to other appropriators, or (3) that any term or condition proposed by Applicants in response to the Objector's petition does avoid injury to other appropriators

C The Court retains jurisdiction for the purpose of determining whether the continued reservation of the nontributary water for use on the Subject Property is required After notice to the State Engineer's Office, if Applicants can demonstrate to the Court that post-pumping depletions need no longer be replaced, the Court may remove the requirement that the nontributary water must be reserved

CONCLUSIONS OF LAW

14 The Water Court has jurisdiction over this proceeding pursuant to Section 37-90-137(6), C R S This Court concludes as a matter of law that the application herein is one contemplated by law Section 37-90-137(4), C R S The application for a decree confirming Applicants right to withdraw and use all unappropriated ground water from the nontributary aquifer beneath the property as described herein pursuant to Section 37-90-137(4), C R S , should be granted, subject to the provisions of this decree The application for a decree confirming Applicants right to withdraw and use all ground water decreed herein from the Dawson, Denver, and Arapahoe aquifers should be granted pursuant to Section 37-90-137(4) and (9)(c), C R S , subject to the provisions of this decree The withdrawal of the Dawson aquifer water decreed herein in accordance with the terms of this decree will not result in material injury to vested water rights of others

15 This plan for augmentation satisfies the requirements of Section 37-90-

137(9)(c), C R S , for replacement of actual depletions to the affected stream systems for withdrawals of the Dawson aquifer water

16 The rights to ground water determined herein shall not be administered in accordance with priority of appropriation. Such rights are not "conditional water rights" as defined by Section 37-92-103(6), C R S , requiring findings of reasonable diligence and are not applicable to the ground water rights determined herein. The determination of ground water rights herein need not include a date of initiation of the withdrawal project. See Section 37-92-305(11), C R S

JUDGMENT AND DECREE

The Findings of Fact and Conclusions of Law set forth above are hereby incorporated into the terms of this Ruling and Decree as if the same were fully set forth herein

17 Full and adequate notice of the application was given, and the Court has jurisdiction over the subject matter and over the parties whether they have appeared or not

18 Applicants may withdraw the subject ground water herein through wells to be located anywhere on the property, in the average annual amounts and at the estimated average rates of flow specified herein, subject to the limitations herein and the retained jurisdiction by this Court

19 Applicants may withdraw up to 0.65 acre-feet per year and 65 acre-feet total of not nontributary ground water from the Dawson aquifer under the plan for augmentation decreed herein pursuant to Section 37-90-137(9)(c), C R S. Applicants will not withdraw the Denver or Arapahoe aquifer water decreed herein until such withdrawal has been approved in a court approved augmentation plan in a separate case

20 Applicants have complied with all requirements and met all standards and burdens of proof, including but not limited to Sections 37-90-137(9)(c), 37-92-103(9), 37-92-302, 37-92-304(6), 37-92-305(1), (2), (3), (4), (6), (8), (9), C R S , to adjudicate their plan for augmentation and is therefor entitled to a decree confirming and approving their plan for augmentation as described in the findings of fact.

21 Pursuant to Section 37-92-305(5), C R S , the replacement water herein shall be of a quality so as to meet the requirements for which the water of the senior appropriator has normally used

22 The proposed plan for augmentation as described in the findings of fact is hereby approved, confirmed, and adjudicated, including and subject to the terms and conditions specified herein

23 No owners of or person entitled to use water under a vested water right or decreed conditional water right will be injured or injuriously affected by the operation of the plan for augmentation as decreed herein

24 Retained Jurisdiction

A The Court retains jurisdiction as necessary to adjust the average annual amounts of ground water available under the property to conform to actual local aquifer characteristics as determined from adequate information obtained from wells, pursuant to Section 37-92-305(11), C R S Within 60 days after completion of any well decreed herein or any test hole(s), Applicants or any successor in interest to these water rights shall serve copies of such log(s) upon the State Engineer

B At such time as adequate data is available, any person, including the State Engineer, may invoke the Court's retained jurisdiction to make a Final Determination of Water Right Within four months of notice that the retained jurisdiction for such purpose has been invoked, the State Engineer shall use the information available to him to make a final determination of water rights findings The State Engineer shall submit such finding to the Water Court and to the Applicants

C If no protest to such finding is made within 60 days, the Final Determination of Water Rights shall be incorporated into the decree by the Water Court In the event of a protest, or in the event the State Engineer makes no determination within four months, such final determination shall be made by the Water Court after notice and hearing

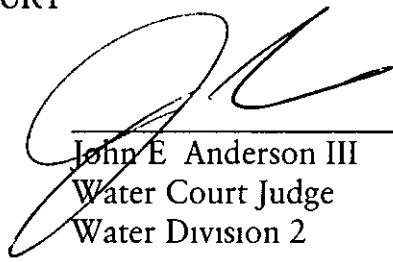
25 Continuing Jurisdiction

Pursuant to Section 37-92-304(6), C R S , the Court retains continuing jurisdiction over the plan for augmentation decreed herein for reconsideration of the question of whether the provisions of this decree are necessary and/or sufficient to prevent injury to vested water rights of others The Court also retains continuing jurisdiction for the purpose of determining compliance with the terms of the augmentation

RULING ENTERED this 18th day of May, 2000


Mardell R. Cline
Water Referee
Water Division 2

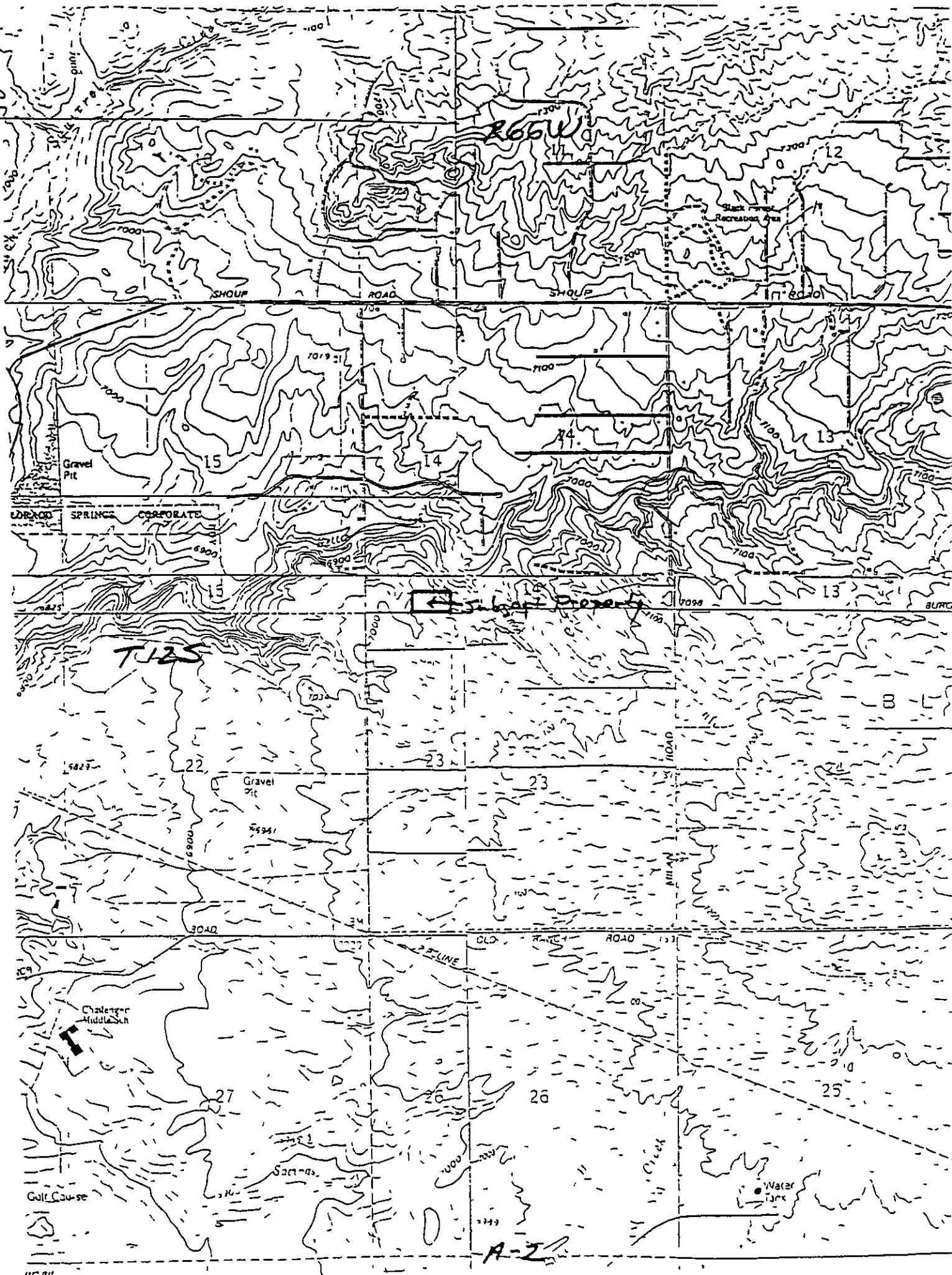
THE COURT DOTH FIND THAT NO PROTEST TO THE RULING OF
THE REFEREE HAS BEEN FILED THE FOREGOING RULING IS
CONFIRMED AND APPROVED AND IS HEREBY MADE THE JUDGMENT
AND DECREE OF THIS COURT

Date 6/20/2000 
John E. Anderson III
Water Court Judge
Water Division 2

Attachment A

That portion of the South half of the Southwest quarter of Section 14 in Township 12 South, Range 66 West of the 6th P.M., described as follows:

Commencing at the Northwest corner of the South half of the Southwest quarter; thence Southerly 770 feet on the West line of said Southwest quarter; thence Easterly 610 feet parallel with the North line of the South half of said Southwest quarter; thence Northerly 100 feet parallel with the West line of said Southwest quarter; thence Easterly 824.02 feet parallel with the North line of the South half of said Southwest quarter; thence Southerly 325.08 feet parallel with the West line of said Southwest quarter to the point of beginning of the tract to be described hereby; thence continue Southerly on the last mentioned course 325.31 feet to a point on the South line of said Southwest quarter; thence Westerly 670.0 feet on the South line of said Southwest quarter; thence Northerly 325.74 feet parallel with the West line of said Southwest quarter; thence Easterly 670.0 feet parallel with the North line of the South half of said Southwest quarter to the point of beginning.



STREAM DEPLETIONS DUE TO DAWSON AQUIFER PUMPING

Attachment B

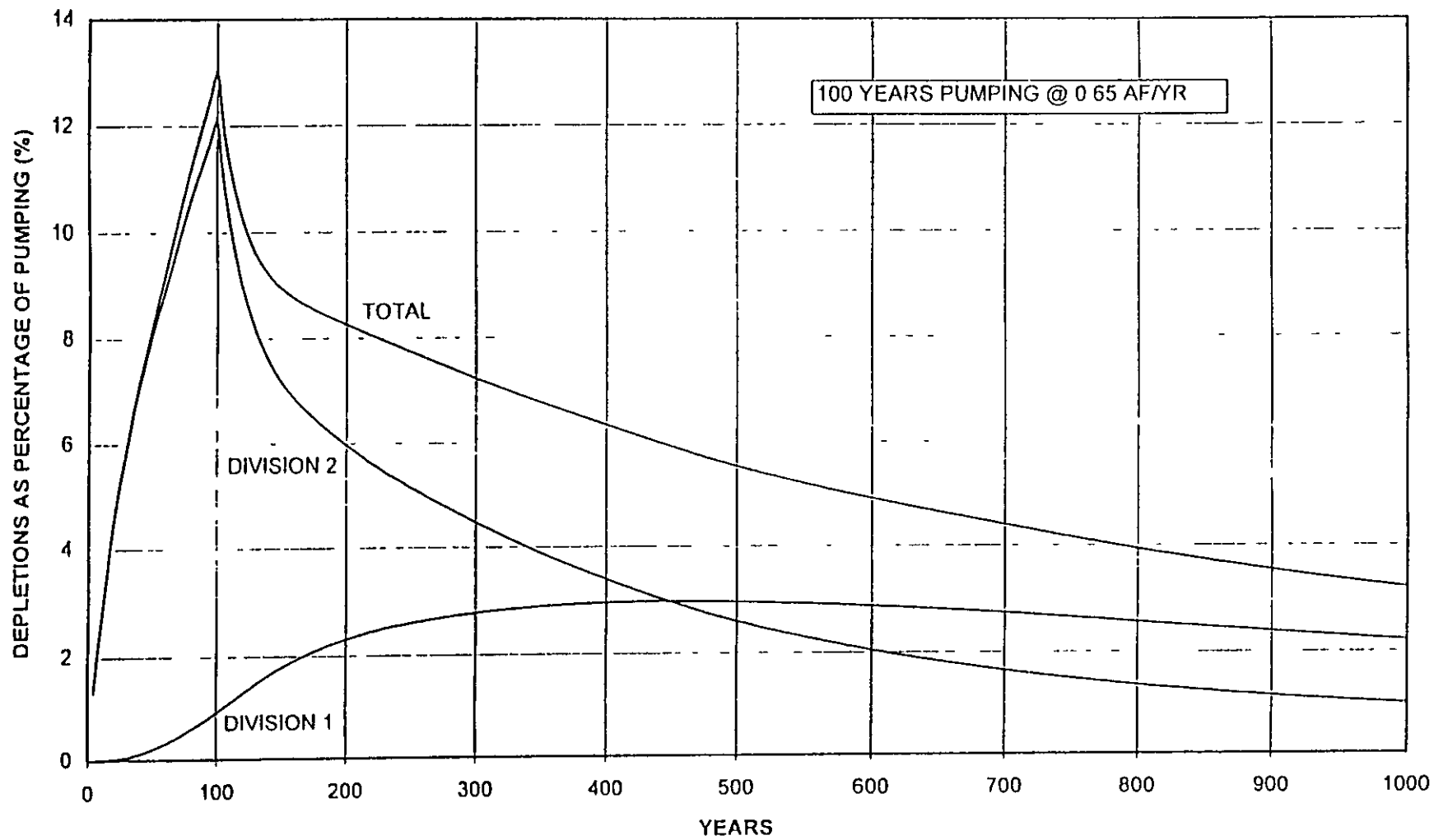


EXHIBIT C

DISTRICT COURT, WATER DIVISION 2, COLORADO Court Address: 501 North Elizabeth Street, Suite 116 Pueblo, CO 81003 Phone Number: (719) 404-8832	DATE FILED June 15, 2026 1:28 PM CASE NUMBER: 2025CW3054 ▲ COURT USE ONLY ▲ Case No.: 25CW3054 Ctrm.: 402
CONCERNING THE APPLICATION FOR WATER RIGHTS OF: DOROTHY WILLIAMS TRUST DATED JUNE 29, 1999 IN EL PASO COUNTY, COLORADO	
FINDINGS OF FACT, CONCLUSIONS OF LAW, RULING OF REFEREE AND DECREE OF WATER COURT: ADJUDICATING DENVER BASIN GROUNDWATER	

THIS MATTER comes before the Water Court on the Application filed by Dorothy Williams Trust Dated June 29, 1999, and having reviewed said Application and other pleadings on file, and being fully advised on this matter, the Water Court makes the following findings and orders:

GENERAL FINDINGS OF FACT

1. Applicant in this case is Dorothy Williams Trust Dated June 29, 1999, whose address is 11555 Howells Road, Colorado Springs, Colorado 80908 ("Applicant"). Applicant is the owner of approximately 10 acres overlying the Denver Basin groundwater adjudicated in this decree and is the place where the water will be put to beneficial use, except for any potential off-property uses as described Paragraph 17.
2. Applicant filed the Application with the District Court, Water Division 2, on October 28, 2025. The Application was referred to the Water Referee in Water Division 2 on October 29, 2025.
3. The time for filing statements of opposition to the Application expired on the last day of December 2025. No statements of opposition were filed.
4. On November 5, 2025, the Division 2 Water Court ordered that publication occur in *The Gazette* within El Paso County.
5. The Clerk of this Court has caused publication of the Application filed in this matter as provided by statute and the publication costs have been paid. On February 10, 2026, proof of publication in *The Gazette* was filed with the Division 2 Water Court. All notices of the Application have been given in the manner required by law.

6. Applicant filed Proof of Notice to Lienholder on November 20, 2025, with the Division 2 Water Court in compliance with C.R.S. § 37-92-302.

7. Pursuant to C.R.S. § 37-92-302(2), the Office of the State Engineer filed Determinations of Facts for the Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers with this Court on January 15, 2026, with an Amended Determination of Facts for the Dawson aquifer filed on May 7, 2026. Such Determinations of Facts have been considered by the Court in the entry of this decree.

8. Pursuant to C.R.S. § 37-92-302(4), the office of the Division Engineer for Water Division No. 2 filed its Consultation Report dated February 17, 2026, and a response to the Consultation Report was not requested or required by the Water Court. The Consultation Report has been considered by the Water Court in the entry of this decree.

9. The Water Court has jurisdiction over the subject matter of these proceedings and over all who have standing to appear as parties whether they have appeared or not. The land and water rights involved in this case are not within a designated groundwater basin.

GROUNDWATER RIGHTS

10. Summary. The Application requested quantification and adjudication of vested groundwater rights for all not-nontributary and nontributary groundwater from the Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers underlying the Applicant's Property. The following findings are made with respect to the groundwater rights adjudicated in this decree for the Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers underlying the Applicant's Property as described herein.

11. Property. Applicant owns an approximately 10-acre property El Paso County, Colorado located in the SW1/4 of the SW1/4 Section 14, Township 12 South, Range 66 West of the 6th P.M. under El Paso County Schedule No. 6214000060, with address of 11555 Howells Road, Colorado Springs, Colorado 80908, and specifically described in attached **Exhibit A** and shown on attached **Exhibit B** ("Applicant's Property").

12. Existing Well. There is one existing domestic exempt well located on Applicant's Property under Colorado Division of Water Resources Permit No. 17046 that is constructed to the Dawson aquifer. Such well shall remain as an exempt well.

13. Of the statutorily described Denver Basin aquifers, the Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers all exist beneath the Applicant's Property. The Dawson, Denver, and Arapahoe aquifers underlying the Applicant's Property contain not-

nontributary water, while the water in the Laramie-Fox Hills aquifer underlying the Applicant's Property is nontributary. The quantity of water in the Denver Basin aquifers exclusive of artificial recharge underlying the Applicants' Property is as follows:

Denver Basin Aquifer	Net Sand	Total (AF)	100 Year (AF)
Upper Dawson (NNT)	40	80	0.8
Denver (NNT)	150	255	2.55
Arapahoe (NNT)	290	493	4.93
Laramie-Fox Hills (NT)	175	262	2.62

The terms and conditions set forth in this decree governing the withdrawal and use of groundwater from the Denver Basin aquifers underlying the Applicant's Property are applicable only to permitted non-exempt wells constructed into the aquifers.

14. Withdrawal of groundwater from the Dawson, Denver, and Arapahoe aquifers underlying the Applicant's Property will, within one hundred years of continuous withdrawal, deplete the flow of a natural stream at an annual rate greater than one-tenth of one percent of the annual rate of withdrawal and therefore consist of not-nontributary groundwater as defined by C.R.S. § 37-90-1033(10.7). Pursuant to C.R.S. § 37-90-137(9)(c.5), prior to withdrawal and use of this adjudicated groundwater from the Dawson, Denver, and Arapahoe aquifers, Applicant shall obtain a plan for augmentation to replace stream depletions to the extent necessary to prevent injurious effect and meet statutory requirements. The requirement to obtain a plan for augmentation for wells in the Dawson, Denver, and Arapahoe aquifers shall not restrict Applicant's right to obtain and utilize exempt well permits pursuant to C.R.S. § 37-92-602, et seq.

15. Subject to any future augmentation plan requirements and the other requirements and limitations in this decree, Applicant shall be entitled to withdraw all legally available groundwater in the Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers underlying Applicant's Property. Said amounts can be withdrawn over the 100-year life for the aquifers as set forth in C.R.S. § 37-90-137(4), or withdrawn over a longer period of time based upon local governmental regulations or Applicant's water needs, provided withdrawals during such longer period are in compliance with the total amounts available to Applicant as decreed herein and the augmentation requirements of this decree. The average annual amounts of groundwater available for withdrawal from the underlying Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers based upon a 100-year aquifer life are set forth in Paragraph 13, above, based upon the January 15 and May 7, 2026, Office of the State Engineer Determination of Facts described in Paragraph 7.

16. Applicant shall be entitled to withdraw an amount of groundwater in excess of the average annual amount decreed herein from the Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers underlying Applicant's Property, so long as the sum of the total withdrawals from wells in each of the aquifers does not exceed the product of the number

of years since the date of issuance of the original well permit or the date of entry of the decree herein, whichever comes first, and the average annual volume of water which Applicant is entitled to withdraw from each of the aquifers underlying Applicant's Property. This right is subject to the requirement that such banking and excess withdrawals do not violate the terms and conditions decreed herein or of any plan for augmentation decreed by the Court that authorizes withdrawal of the not-nontributary Denver Basin groundwater decreed herein.

17. Subject to the terms and conditions decreed herein and any subsequently decreed augmentation plan, and final approval by the State Engineer's Office pursuant to the issuance of well permits in accordance with C.R.S. §§ 37-90-137(4) or 37-90-137(10), the Applicant shall have the right to use the groundwater from the Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers for beneficial uses upon the Applicant's Property consisting of domestic, irrigation for lawn, garden, and greenhouse; domestic animal and livestock watering, fire protection, and also for storage and augmentation purposes associated with such uses. The amount of groundwater decreed for such uses upon the Applicant's Property is reasonable as such uses are to be made for the long-term use and enjoyment of the Applicant's Property and is to establish and provide for adequate water reserves. The nontributary groundwater may be used, reused, and successively used to extinction, both on and off the Applicant's Property subject, however, to the limitations imposed on the use of the Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifer groundwater by any future augmentation plan that utilizes nontributary groundwater to replace depletions and the requirement under C.R.S. § 37-90-137(9)(b) that no more than 98% of the amount withdrawn annually shall be consumed. Applicant may use such water by immediate application or by storage and subsequent application to the beneficial uses and purposes stated herein. The decreed overlying land upon which the existing and any future wells will be constructed and water used is the Applicant's Property and the approximately 5-acre contiguous parcel to the east under El Paso County Schedule No. 6214000071, with address of 11525 Howells Road, Colorado Springs, Colorado 80908 and described as a "tract in S2SW4 Sec 14-12-66 as fols, com at NW cor of sd S2SW4, th sly 770 ft, ely 610 ft, nly 100 ft, ely 824.02 ft, th sly 325.08 ft para with w ln of sd SW4 for pob, cont sly on last ment course 325.31 ft, wly 670.0 ft, nly 325.74 ft, th ely 670.0 ft to pob."

18. Applicant has waived the 600-foot well spacing requirement for any well(s) to be constructed upon the Applicant's Property. The actual pumping rates for any well(s) constructed will vary according to aquifer conditions, well production capabilities, and any limitations imposed pursuant to a subsequently entered augmentation plan, not to exceed 100 g.p.m. The Applicant may withdraw groundwater at rates of flow necessary to withdraw the entire amounts decreed herein. The actual depth of any well to be constructed within the respective aquifers will be determined by topography and actual aquifer conditions.

19. Withdrawals of groundwater available from the nontributary Laramie-Fox Hills aquifer beneath the Applicant's Property in the amounts determined in accordance

with the provisions of this decree will not result in injury to any other vested water rights or to any other owners or users of water.

CONCLUSIONS OF LAW

20. The application for underground water rights and adjudication of Denver Basin groundwater was filed with the Water Clerk for Water Division 2, pursuant to C.R.S. §§ 37-92-302(1)(a) and 37-90-137(9)(c.5).

21. The Applicant's request for adjudication of these water rights is contemplated and authorized by law, and this Court and the Water Referee have exclusive jurisdiction over these proceedings. C.R.S. §§ 37-92-302(1)(a), 37-92-203, and 37-92-305.

22. Subject to the terms of this decree and any subsequently decreed augmentation plan, the Applicant is entitled to the sole right to withdraw all the legally available groundwater in the Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers underlying the Applicant's Property as decreed herein, and the right to use that water to the exclusion of all others.

23. The Applicant has complied with C.R.S. § 37-90-137(4), and the groundwater is legally available for withdrawal by nontributary well(s) and not-nontributary well(s) upon the entry of a decree approving an augmentation plan pursuant to C.R.S. § 37-90-137(9)(c.5), and the issuance of well permits by the State Engineer's Office. Applicant is entitled to a decree from this Court confirming its vested rights to the groundwater underlying Applicant's Property pursuant to C.R.S. § 37-90-137(4).

24. The Denver Basin water rights applied for in this case are not conditional water rights, but are vested water rights determined pursuant to C.R.S. § 37-90-137(4). No applications for diligence are required. The claims for nontributary and not-nontributary groundwater meet the requirements of Colorado Law.

25. The determination and quantification of the nontributary and not-nontributary groundwater rights in the Denver Basin aquifers as set forth herein is contemplated and authorized by law. C.R.S. §§ 37-90-137, and 37-92-302 through 37-92-305.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

26. All of the foregoing Findings of Fact and Conclusions of Law are incorporated herein by reference, and are considered to be a part of this decretal portion as though set forth in full.

27. The Application for Adjudication of Denver Basin Groundwater filed by the Applicant is approved, subject to the terms of this decree.

A. Applicant is awarded a vested right to 80 acre-feet of groundwater from the not-nontributary Dawson aquifer underlying Applicant's Property, as quantified in Paragraph 13 or as modified by the Court under its retained jurisdiction. However, none of the not-nontributary Dawson aquifer water vested and decreed herein shall be withdrawn for any purpose except pursuant to a separate court-approved plan for augmentation authorizing the pumping of such amount.

B. Applicant is awarded a vested right to 255 acre-feet of groundwater from the not-nontributary Denver aquifer underlying Applicant's Property, as quantified in Paragraph 13 or as modified by the Court under its retained jurisdiction. However, none of the not-nontributary Denver aquifer water vested and decreed herein shall be withdrawn for any purpose except pursuant to a separate court-approved plan for augmentation authorizing the pumping of such amount.

C. Applicant is awarded a vested right to 493 acre-feet of groundwater from the not-nontributary Arapahoe aquifer underlying Applicant's Property, as quantified in Paragraph 13 or as modified by the Court under its retained jurisdiction. However, none of the not-nontributary Arapahoe aquifer water vested and decreed herein shall be withdrawn for any purpose except pursuant to a separate court-approved plan for augmentation authorizing the pumping of such amount.

D. Applicant is awarded a vested right to 262 acre-feet of groundwater from the nontributary Laramie-Fox Hills aquifer underlying Applicant's Property, as quantified in Paragraph 13 or as modified by the Court under its retained jurisdiction. Subject to the provisions of Rule 8 of the Denver Basin Rules, 2 CCR 402-6, limiting consumption to ninety-eight percent of the amount withdrawn, and the other terms and conditions of this decree.

28. The Applicant has furnished acceptable proof as to all claims and, therefore, the Application for Adjudication of Denver Basin Groundwater as filed by the Applicant, is granted and approved in accordance with the terms and conditions of this decree. Approval of this Application will not result in any injury to senior vested water rights.

29. The Applicant shall comply with C.R.S. § 37-90-137(9)(b), requiring the relinquishment of the right to consume two percent (2%) of the amount of the nontributary groundwater withdrawn annually. Ninety-eight percent (98%) of the nontributary groundwater withdrawn annually may therefore be consumed. No plan for augmentation shall be required to provide for such relinquishment. Applicant shall be required to demonstrate to the State Engineer prior to issuance of a well permit that no more than ninety-eight percent of the groundwater withdrawn annually will be consumed.

30. The Denver Basin groundwater decreed herein must be withdrawn from the "overlying land" as defined in Rule 4.A.8 of the Statewide Nontributary Ground Water Rules, and any wells shall be constructed on the overlying land.

31. The Court retains jurisdiction over this matter to make adjustments in the allowed average annual amount of withdrawal from the Denver Basin aquifers, either upwards or downwards, to conform to actual local aquifer characteristics, and the Applicant need not file a new application to request such adjustments. The retained jurisdiction of this paragraph is applicable only to the quantities of water available underlying Applicant's Property. At such time as adequate data may be available, Applicant or the State Engineer may invoke the Court's retained jurisdiction as provided in this Paragraph 31 for purposes of making a final determination of water rights as to the quantities of water available and allowed average annual withdrawals from any of the Denver Basin aquifers quantified and adjudicated herein. Any person seeking to invoke the Court's retained jurisdiction for such purpose shall file a verified petition with the Court setting forth with particularity the factual basis for such final determination of Denver Basin water rights under this decree, together with the proposed decretal language to implement the petition. Within four months of the filing of such verified petition, the State Engineer's Office shall utilize such information as available to make a final determination of water rights finding, and shall provide such information to the Court, Applicant, opposer, and the petitioning party. If no protest is filed with the Court to such findings by the State Engineer's Office within sixty-three (63) days, this Court shall incorporate by entry of an Amended Decree such "final determination of water rights", and the provisions of this Paragraph 31 concerning adjustments to the Denver Basin groundwater rights based upon local aquifer conditions shall no longer be applicable. In the event of a protest being timely filed, or should the State Engineer's Office make no timely determination as provided in Paragraph 31, above, the "final determination of water rights" sought in the petition may be made by the Water Court after notice to all parties and following a full and fair hearing, including entry of an Amended Decree, if applicable in the Court's reasonable discretion.

32. Pursuant to C.R.S. § 37-92-502(5)(a), the Applicant shall install and maintain such water measurement devices and recording devices as are deemed necessary by the State Engineer or Division Engineer, and the same shall be installed and operated in accordance with instructions from said entities. Applicant is to install and maintain a totalizing flow meter on any well drilled pursuant to this decree. Applicant shall read and record its well meter readings each year and shall submit the meter readings to the Water Commissioner each year, or more frequently as requested by the Water Commissioner.

33. Subject to the terms and conditions decreed herein, any separately decreed augmentation plan, and final approval by the State Engineer's Office pursuant to the issuance of well permits in accordance with C.R.S. §§ 37-90-137(4) or 37-90-137(10), the Applicant shall have the right to use the groundwater from the Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers for beneficial uses as described in this decree.

34. A site specific evaluation must be conducted with any future well permits to identify the correct aquifer interval on Applicant's Property. Applicant shall complete

geophysical logging of all wells drilled into the Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers underlying Applicant's Property.

35. Applicant shall be permitted to produce the full legal entitlement from the Dawson, Denver, Arapahoe, and Laramie-Fox Hills aquifers underlying Applicant's Property through any combination of wells. Use by a combination of wells will be treated as a well field.

36. The vested water rights decreed herein shall be subject to all applicable administrative rules and regulations, as currently in place or as may in the future be promulgated, of the offices of Colorado State and Division Engineers for administration of such water rights, to the extent such rules and regulations are uniformly applicable to other similarly situated water rights and water users. The State Engineer shall identify in any permits issued pursuant to this decree the specific uses which can be made of the groundwater to be withdrawn, and, to the extent the well permit applications request a use that has not been specifically identified in this decree, shall not issue a permit for any proposed use, which use the State Engineer determines to be speculative at the time of the well permit application or which would be inconsistent with the requirements of this decree, any separately decreed plan for augmentation, or any modified decree.

37. This decree of the Water Court shall be recorded in the real property records of El Paso County, Colorado. Copies of this decree shall be mailed as provided by statute.

DATED: June 15, 2026.

BY THE REFEREE:



Kate Brewer, Water Referee
Water Division 2



JUDGMENT AND DECREE OF THE WATER COURT

No protest to the Ruling of the Water Referee was filed in this matter. The Court hereby confirms and approves the foregoing Ruling of the Water Referee and enters the same as the Judgment and Decree of this Court.

Date:

BY THE COURT:

Gregory J. Styduhar
Water Judge
Water Division 2

EXHIBIT A

Application of Dorothy
Williams Trust

WARRANTY DEED

FOR VALUABLE CONSIDERATION, DOROTHY CLARE WILLIAMS, hereby conveys and warrants to the **Dorothy Williams Trust Dated June 29, 1999** (whose legal address is Dorothy C. Williams, 11555 Howells Road, Colorado Springs, CO 80908), grantee, real property in the County of El Paso and the State of Colorado, described as follows:

DATE FILED
June 1, 2026 8:24 AM

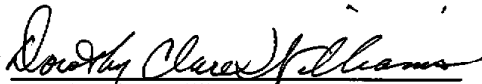
That part of the South half of the Southwest quarter of Section 14 in Township 12 South, Range 66 West of the 6th P.M., described as follows: Commencing at the Northwest corner of the South half of the Southwest quarter of said Section 14, thence Southerly on the West line of said Southwest quarter 770 feet to the point of beginning of the tract to be described: Thence Easterly parallel with the North line of the South half of the Southwest quarter a distance of 610 feet; thence Northerly parallel with the West line of said Southwest quarter a distance of 100 feet; thence Easterly parallel with the North line of the South half of the Southwest quarter of said Section 14 a distance of 154.02 feet; thence Southerly parallel with the West line of said Southwest quarter 650 feet to a point on the South line of said Southwest quarter; thence Westerly on the South line of said Southwest quarter 764.02 feet to the West line of said Southwest quarter; thence Northerly on the West line of said Southwest quarter a distance of 551.3 feet to the point of beginning, El Paso County, Colorado.

aka 11555 Howells Road, Colorado Springs, CO 80908
tax schedule number 61240-00-060

Together with all hereditaments and appurtenances belonging thereto, subject to the following exceptions:

all matters of record and subject to statutory exceptions

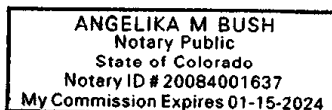
Documentary Fee: None, Interfamily transfer - nominal consideration paid.


Dorothy Clare Williams

STATE OF COLORADO)
) SS:
COUNTY OF EL PASO)

This record was acknowledged before me on the 18th day of February, 2020 by Dorothy Clare Williams.

Witness my hand and official seal.

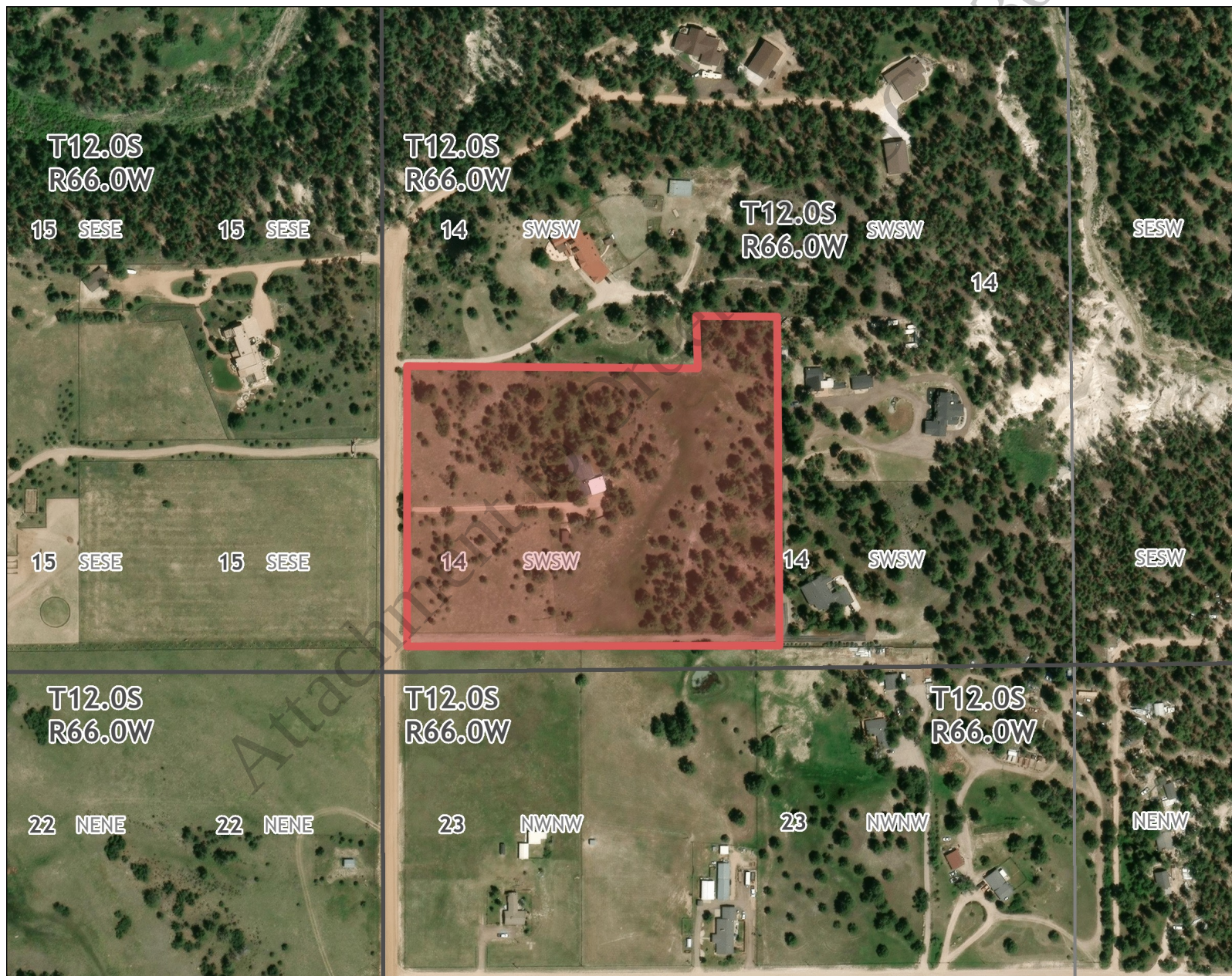



Notary Public
My commission Expires 1/15/2024

This instrument was drafted by: Larry R. Gaddis, Attorney-at-Law, 15 W. Cimarron Suite 300, Colorado Springs, Colorado 80903



Exhibit B - Applicant's Property (Aerial)

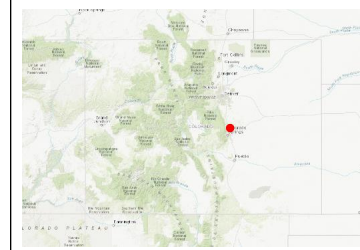


Legend

- Township
- Section
- County

DATE FILED
June 1, 2026 8:24 AM

Location



Notes

585 0 292 585 Feet

1: 3,508

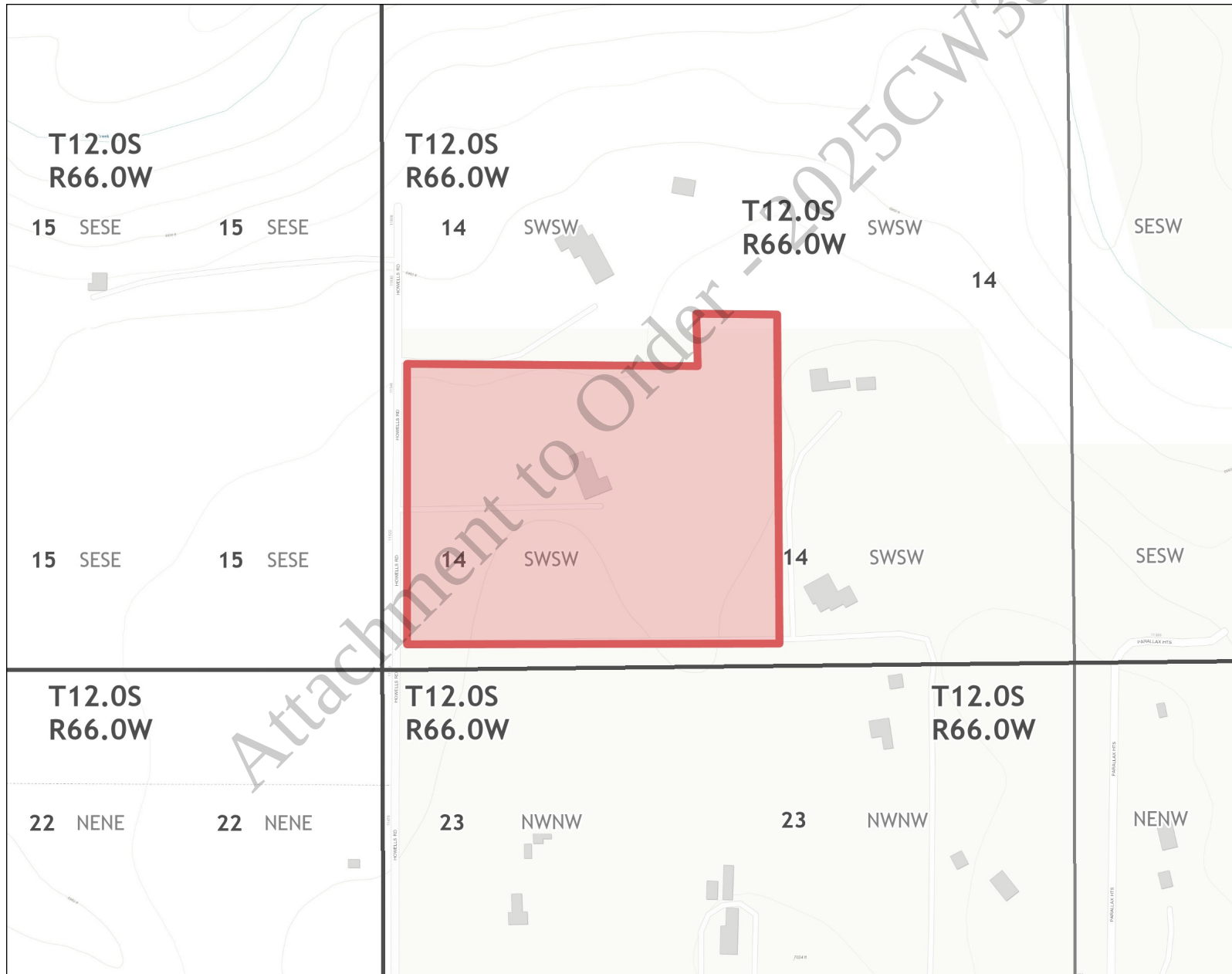


This product is for informational purposes and may not have been prepared for, or be suitable for legal, engineering, or surveying purposes. Users of this information should review or consult the primary data and information sources to ascertain the usability of the information.

Date Prepared: 10/27/2025 5:56:17 PM



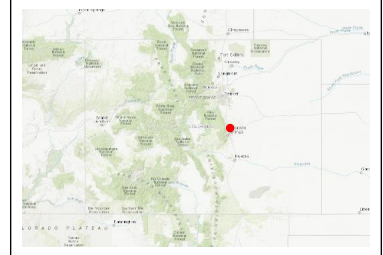
Exhibit B - Applicant's Property (Topo)



Legend

- Township
- Section
- Q40
- County

Location



Notes

585 0 292 585 Feet

1: 3,508



This product is for informational purposes and may not have been prepared for, or be suitable for legal, engineering, or surveying purposes. Users of this information should review or consult the primary data and information sources to ascertain the usability of the information.

Date Prepared: 10/27/2025 5:57:20 PM

DISTRICT COURT, WATER DIVISION 2, COLORADO Pueblo County Judicial Building 501 North Elizabeth Street, Suite 116 Pueblo, CO 81003 (719) 404-8832	▲ COURT USE ONLY ▲
IN THE MATTER OF THE APPLICATION OF THE WATER RIGHTS OF: DOROTHY WILLIAMS TRUST DATED JUNE 29, 1999 IN THE ARKANSAS RIVER OR ITS TRIBUTARIES IN EL PASO COUNTY	Case Number: 2025CW3054
NOTICE OF TRANSMITTAL AND CERTIFICATE OF SERVICE	

To: All Parties

Ruling of Referee enclosed. If you wish to protest said Ruling, a pleading in protest must be filed within the time provided by statute. (Forms available at Clerk's Office).

Please check carefully, and if you find any errors or have any questions, call the Water Referee right away. In the absence of any protest, the Water Judge will enter a judgment and decree, or may reverse, or reverse and remand any ruling which he deems contrary to law, or may modify same, after the expiration of the time for protests.

I hereby certify that I served through the approved judicial branch e-filing service provider a true and correct copy of the foregoing and Ruling to:

Name	Party	Attorney
Williams, Dorothy	Applicant	Farr, Ryan Willson #39394
Division 2 Engineer	Division Engineer	Division 2 Water Engineer #905101
State Engineer	State Engineer	Colorado Division Of Water Resources #900040

Witness my hand and the seal of this Court. Date: June 15, 2026.

Michele M. Santistevan, Clerk
District Court Water Div. 2
501 N. Elizabeth Street, Suite 116
Pueblo, CO 81003
Telephone: (719) 404-8832



By: Michele Santistevan
Clerk

Attachment to Order - 2025CW3054

Exhibit D**El Paso County Land Development Code Water Quality
Requirements and Results****Denver Confined Aquifer****Welsch at Howells Minor Subdivision****previously provided for Canyon Creek Ranch Minor
Subdivision****Sampled May 2, 2022**

Compound	Units	MCL/SMCL	Result
Antimony	mg/l	0.006	0
Arsenic	mg/l	0.01	0
Barium	mg/l	2	0.0489
Beryllium	mg/l	0.004	0
Cadmium	mg/l	0.005	0
Chromium	mg/l	0.1	0
Cyanide (Total)	mg/l	0	0
Fluoride	mg/l	4	0.94
Mercury	mg/l	0.002	0
Nitrate as N	mg/l	10	0
Nitrite as N	mg/l	1	0
Total Nitrate/Nitrite as N	mg/l	10	0
Selenium	mg/l	0.05	0
Thallium	mg/l	0.002	0
Aluminum	mg/l	0.05	0
Chloride	mg/l	250	2.1
Langlier Index			-1.13
Iron	mg/l	0.3	0.663
Manganese	mg/l	0.05	0.0389
pH		6.5 - 8.5	7.04
Silver	mg/l	0.1	0
Sulfate	mg/l	250	23.4
TDS	mg/l	500	130
Zinc	mg/l	5	1.243
Gross Alpha/Beta	pCi/l	15	4.1
Combined Radium 226+228	pCi/l	5	2.1
Total Coliform	#/100 ml	Absent	Absent

Green = Result below MCL - Acceptable Water Quality

EXHIBIT E

FORM NO. GWS-76 05/2011	WATER SUPPLY INFORMATION SUMMARY STATE OF COLORADO, OFFICE OF THE STATE ENGINEER 1313 Sherman St., Room 821, Denver, CO 80203 Main (303) 866-3581 dwr.colorado.gov		
Section 30-28-133,(d), C.R.S. requires that the applicant submit to the County, "Adequate evidence that a water supply that is sufficient in terms of quantity, quality, and dependability will be available to ensure an adequate supply of water."			
1. NAME OF DEVELOPMENT AS PROPOSED: Welsch at Howells Subdivision			
2. LAND USE ACTION: Preliminary Plan			
3. NAME OF EXISTING PARCEL AS RECORDED: SUBDIVISION: _____, FILING (UNIT) _____, BLOCK _____, LOT _____			
4. TOTAL ACREAGE: 5.0		5. NUMBER OF LOTS PROPOSED 2 PLAT MAP ENCLOSED? ☐ YES or ☒ NO	
6. PARCEL HISTORY – Please attach copies of deeds, plats, or other evidence or documentation. A. Was parcel recorded with county prior to June 1, 1972? ☐ YES or ☐ NO B. Has the parcel ever been part of a division of land action since June 1, 1972? ☐ YES or ☒ NO If yes, describe the previous action: _____			
7. LOCATION OF PARCEL – Include a map delineating the project area and tie to a section corner. SW 1/4 of the SW 1/4, Section 14, Township 12 ☐ N or ☒ S, Range 66 ☐ E or ☒ W Principal Meridian (choose only one): ☒ Sixth ☐ New Mexico ☐ Ute ☐ Costilla Optional GPS Location: GPS Unit must use the following settings: Format must be UTM , Units must be meters , Datum must be NAD83 , Unit must be set to true N , ☐ Zone 12 or ☐ Zone 13 Easting: _____ Northing: _____			
8. PLAT – Location of all wells on property must be plotted and permit numbers provided. Surveyor's Plat: ☐ YES or ☒ NO If not, scaled hand drawn sketch: ☒ YES or ☐ NO			
9. ESTIMATED WATER REQUIREMENTS		10. WATER SUPPLY SOURCE	
USE	WATER REQUIREMENTS	EXISTING WELL ☐ DEVELOPED SPRING ☐ WELL PERMIT NUMBERS _____ _____ _____ _____ ☐ MUNICIPAL ☐ ASSOCIATION ☐ COMPANY ☐ DISTRICT NAME _____ LETTER OF COMMITMENT FOR SERVICE ☐ YES or ☐ NO	☒ NEW WELLS - PROPOSED AQUIFERS – (CHECK ONE) ☐ ALLUVIAL ☐ UPPER ARAPAHOE ☐ UPPER DAWSON ☐ LOWER ARAPAHOE ☐ LOWER DAWSON ☐ LARAMIE FOX HILLS ☒ DENVER ☐ DAKOTA ☐ OTHER: _____ WATER COURT DECREE CASE NUMBERS: <u>98CW142 and 26CW3022 (pending)</u> _____ _____
HOUSEHOLD USE # 2 of units	Gallons per Day _____ Acre-Feet per Year 0.52		
COMMERCIAL USE # _____ of S. F	_____		
IRRIGATION # _____ of acres	_____		
STOCK WATERING # _____ of head	_____		
OTHER: _____	_____		
TOTAL	_____ 0.52		
11. WAS AN ENGINEER'S WATER SUPPLY REPORT DEVELOPED? ☐ YES or ☒ NO IF YES, PLEASE FORWARD WITH THIS FORM. (This may be required before our review is completed.)			
12. TYPE OF SEWAGE DISPOSAL SYSTEM ☒ SEPTIC TANK/LEACH FIELD ☐ CENTRAL SYSTEM ☐ LAGOON ☐ VAULT ☐ ENGINEERED SYSTEM (Attach a copy of engineering design.) ☐ OTHER: _____ DISTRICT NAME: _____ LOCATION SEWAGE HAULED TO: _____			