

Legals

legals@crestedbuttenews.com • phone: (970)349.0500 ext. 112 • fax: (970)349.9876 • www.crestedbuttenews.com

**—COMBINED NOTICE - PUBLICATION—
CRS §38-38-103 FORECLOSURE SALE NO. 2019-006**

To Whom It May Concern: This Notice is given with regard to the following described Deed of Trust:
On August 5, 2019, the undersigned Public Trustee caused the Notice of Election and Demand relating to the Deed of Trust described below to be recorded in the County of Gunnison records.
Original Grantor(s)
SHERRY SHELTON BOOTH AND JASON BOOTH
Original Beneficiary(ies)
MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. AS NOMINEE FOR THE GUNNISON BANK AND TRUST COMPANY, ITS SUCCESSORS AND ASSIGNS
Current Holder of Evidence of Debt
SPECIALIZED LOAN SERVICING LLC
Date of Deed of Trust
November 26, 2014
County of Recording
Gunnison
Recording Date of Deed of Trust
December 02, 2014
Recording Information (Reception No. and/or Book/Page No.)
630268
Original Principal Amount
\$264,000.00
Outstanding Principal Balance
\$246,479.59
Pursuant to CRS §38-38-101(4)(i), you are hereby notified that the covenants of the deed of trust have been violated as follows: failure to pay principal and interest when due together with all other payments provided for in the evidence of debt secured by the deed of trust and other violations thereof.
THE LIEN FORECLOSED MAY NOT BE A FIRST LIEN.
SEE ATTACHED LEGAL DESCRIPTION
Also known by street and number as: 464 COUNTY RD 16, GUNNISON, CO 81230.
THE PROPERTY DESCRIBED HEREIN IS ALL OF THE PROPERTY CURRENTLY ENCUMBERED BY THE LIEN OF THE DEED OF TRUST.
NOTICE OF SALE
The current holder of the Evidence of Debt secured by the Deed of Trust, described herein, has filed Notice of Election and Demand for sale as provided

by law and in said Deed of Trust. THEREFORE, Notice Is Hereby Given that I will at public auction, at 10:00 A.M. on Wednesday, 12/04/2019, at Treasurer's Office, 221 N. Wisconsin, Suite T, Gunnison, CO 81230, sell to the highest and best bidder for cash, the said real property and all interest of the said Grantor(s), Grantor(s)' heirs and assigns therein, for the purpose of paying the indebtedness provided in said Evidence of Debt secured by the Deed of Trust, plus attorneys' fees, the expenses of sale and other items allowed by law, and will issue to the purchaser a Certificate of Purchase, all as provided by law.
First Publication 10/18/2019
Last Publication 11/15/2019
Name of Publication Crested Butte News
IF THE SALE DATE IS CONTINUED TO A LATER DATE, THE DEADLINE TO FILE A NOTICE OF INTENT TO CURE BY THOSE PARTIES ENTITLED TO CURE MAY ALSO BE EXTENDED;
DATE: 08/05/2019
Debbie Dunbar, Public Trustee in and for the County of Gunnison, State of Colorado
/s/ Teresa Brown
By: Teresa Brown, Deputy Public Trustee
The name, address, business telephone number and bar registration number of the attorney(s) representing the legal holder of the indebtedness is:
Lynn M. Janeway #15592
Alison L. Berry #34531
David R. Doughty #40042
Nicholas H. Santarelli #46592
Elizabeth S. Marcus #16092
Janeway Law Firm, P.C. 9800 S. MERIDIAN, SUITE 400, ENGLEWOOD, CO 80112 (303) 706-9990
Attorney File # 19-020627
The Attorney above is acting as a debt collector and is attempting to collect a debt. Any information provided may be used for that purpose.
LEGAL DESCRIPTION
TOWNSHIP 49 NORTH, RANGE 1 WEST, N. M. P. M. SECTION 3: A PARCEL OF LAND LO-

CATED IN THE SE1/4NE1/4 OF SAID SECTION 3, AND ALSO BEING PART OF A TRACT OF LAND DESCRIBED IN BOOK 436 AT PAGE 92 OF THE GUNNISON COUNTY RECORDS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTHEAST CORNER OF LOT 14 OF GUNNISON ISLAND ACRES SUBDIVISION, SAID COMMENCING POINT BEING ON THE WESTERLY BANK OF THE GUNNISON RIVER, WHENCE THE EAST QUARTER CORNER OF SAID SECTION 3 BEARS SOUTH 0°10' WEST 450.3 FEET; THENCE SOUTH 89°55' WEST ALONG THE NORTHERLY BOUNDARY OF SAID LOT 14 AND ITS EXTENSION 295.1 FEET; THENCE NORTH 1°12.5' WEST 70.7 FEET; THENCE NORTH 28°48' EAST 22.95 FEET TO THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED, SAID BEGINNING POINT AND ALL OTHER CORNERS AND WITNESS CORNERS OF SAID PARCEL BEING MARKED BY 5/8 INCH STEEL REINFORCING BARS 2 FEET LONG DRIVEN INTO THE GROUND AND HAVING ALUMINUM CAPS; THENCE PROCEEDING AROUND THE TRACT HEREIN DESCRIBED NORTH 28°48' EAST 233.25 FEET; THENCE NORTH 68°20' EAST 87.0 FEET TO THE WESTERLY BANK OF THE GUNNISON RIVER; THENCE CONTINUING NORTH 68°20' EAST 63.0 FEET MORE OR LESS TO THE CENTERLINE OF THE GUNNISON RIVER; THENCE SOUTHEASTERLY ALONG THE CENTERLINE OF SAID GUNNISON RIVER 269 FEET MORE OR LESS TO A POINT WHICH IS SOUTH 89°52.5' EAST FROM THE BEGINNING POINT; THENCE NORTH 89°52.5' WEST 60 FEET MORE OR LESS TO A POINT ON THE WESTERLY BANK OF SAID GUNNISON RIVER; THENCE CONTINUING NORTH 89°52.5' WEST 256.05 FEET TO THE POINT OF BEGINNING, COUNTY OF GUNNISON, STATE OF COLORADO.
Published in the *Crested Butte News*. Issues of October 18, 25, November 1, 8 and 15, 2019. #101801



**—NOTICE OF PUBLIC HEARING—
2020 BUDGET – DECEMBER 10, 2019
MT. CRESTED BUTTE WATER AND SANITATION DISTRICT
MT. CRESTED BUTTE, GUNNISON COUNTY, COLORADO**

Notice is hereby given that the proposed 2020 budget has been submitted to the Board of Directors of the Mt. Crested Butte Water and Sanitation District. That a copy of said proposed budget has been filed at the District's office, 100 Gothic Road, Mt. Crested Butte, Colorado 81225, where the same is open for public inspection. That said proposed 2020 budget will be consid-

ered at a regular meeting of the Board of Directors of the Mt. Crested Butte Water and Sanitation District to be held at 100 Gothic Road, Mt. Crested Butte, Colorado on Tuesday the 10th day of DECEMBER, 2019 at 5:00 P.M. The Board will hold a public hearing at such meeting during which all interested parties may be heard. Any interested elector of the Mt. Crested

Butte Water and Sanitation District may inspect the proposed 2020 budget and file or register any objections thereto at any time prior to the final adoption of the budget. Mike Fabbre, District Manager
Published in the *Crested Butte News*. Issues of October 11, 18, 25, November 1 and 8, 2019. #101113

**—NOTICE OF PUBLIC HEARING—
2019 AMENDED BUDGET, 2020 PROPOSED BUDGET
NOVEMBER 13, 2019 ~ 4:00 PM
SKYLAND METROPOLITAN DISTRICT
SKYLAND LODGE
350 COUNTRY CLUB DRIVE, SUITE 112A
CRESTED BUTTE, COLORADO 81224**

Pursuant to C.R.S. 29-1-106, notice is hereby given that the proposed 2019 amended budget and the proposed 2020 budget have been submitted to the Board of Directors of the Skyland Metropolitan District. Copies of the proposed budgets have been filed in the office of the District, Skyland Lodge, 350 Country Club Drive, Suite 112A, Crested Butte, Colorado 81224, where they are open for public inspection. The proposed budgets will be considered at the special meeting of the Board of Directors of the District to be held at Skyland Lodge, 350 Country Club Drive, Suite 112A, Crested Butte, Colorado 81224 on November 13, 2019 at 4:00 P.M. The Board will hold a public

hearing at such meeting during which all interested parties may be heard. Any interested elector of the Skyland Metropolitan District may inspect the proposed budgets and file any objections thereto at any time prior to the final adoption of the budgets by the Board of Directors. Respectfully submitted, Greg Wiggins, Chairman
Published in the *Crested Butte News*. Issues of November 1 and 8, 2019. #110102

**—NOTICE OF PUBLIC HEARING—
2019 AMENDED BUDGET, 2020 PROPOSED BUDGET
NOVEMBER 13, 2019 ~ 4:00 P.M.
EAST RIVER REGIONAL SANITATION DISTRICT
SKYLAND LODGE
350 COUNTRY CLUB DRIVE, SUITE 112A
CRESTED BUTTE, COLORADO 81224**

Pursuant to C.R.S. 29-1-106, notice is hereby given that the proposed 2019 amended budget and the proposed 2020 budget have been submitted to the Board of Directors of the East River Regional Sanitation District. Copies of the proposed budgets have been filed in the office of the District, Skyland Lodge, 350 Country Club Drive, Suite 112A, Crested Butte, Colorado 81224, where they are open for

public inspection. The proposed budgets will be considered at the special meeting of the Board of Directors of the District to be held at Skyland Lodge, 350 Country Club Drive, Suite 112A, Crested Butte, Colorado 81224 on November 13, 2019 at 4:00 P.M. The Board will hold a public hearing at such meeting during which all interested parties may be heard. Any interested elector of the East River

Regional Sanitation District may inspect the proposed budgets and file any objections thereto at any time prior to the final adoption of the budgets by the Board of Directors. Respectfully submitted, Greg Wiggins, Chairman
Published in the *Crested Butte News*. Issues of November 1 and 8, 2019. #110101

**—NOTICE OF PUBLIC HEARING—
2020 RATES & FEES – DECEMBER 10, 2019
MT. CRESTED BUTTE WATER AND SANITATION DISTRICT
MT. CRESTED BUTTE, GUNNISON COUNTY, COLORADO**

Notice is hereby given that the Board of Directors of the Mt. Crested Butte Water and Sanitation District has proposed an increase in 2020 water and sanitation rates and fees. That a copy of said proposed rates and fees has been filed at the District's office, 100 Gothic Road, Mt. Crested Butte, Colorado 81225, where the same is open for public inspection. That said proposed rate increase will be considered at a regular meeting of the Mt. Crested Butte Water and Sanitation District to be held at 100 Gothic

Road, Mt. Crested Butte, Colorado on Tuesday the 10th day of DECEMBER, 2019 at 5:00 P.M. Any interested elector of the Mt. Crested Butte Water and Sanitation District may inspect the proposed 2020 rates and fees and file or register any objections thereto at any time prior to the final adoption. Mike Fabbre, District Manager
Published in the *Crested Butte News*. Issues of October 11, 18, 25, November 1 and 8, 2019. #101114

**—NOTICE OF ANNUAL DUES AND BUDGET—
CRESTED BUTTE SOUTH P.O.A. PROPOSED BUDGET 2020**

Questions about this Notice can be directed to 349-1162 or info@cbsouth.net
This 2020 Budget can also be viewed on-line at www.cbsouth.net
Notice is hereby given that the Board of Directors of the Crested Butte South Property Owners Association has proposed an increase in the 2020 Annual Dues and has Approved the 2020 Budget. The 2020 Budget and dues increase can be viewed on-line or at the CB South POA office. Any interested member of the Association may inspect the proposed budget and have opportunity to comment by Wednesday, December 11th, at the regular scheduled monthly board meeting.
Published in the *Crested Butte News*. Issues of November 1 and 8, 2019. #110108

**—LEGAL—
NOTICE OF FAIR CAMPAIGN PRACTICES ACT CONTRIBUTION AND SPENDING REPORTS
FILED BY CANDIDATES FOR THE TOWN OF CRESTED BUTTE MAYOR AND TOWN COUNCIL
FILING PERIOD OCTOBER 11, 2019 THROUGH OCTOBER 27, 2019**

	Amount of Contributions and Contributions in Kind Accepted	Campaign Spending Amount
Mayoral Candidates		
Jim Schmidt	\$0	\$0
Council Candidates		
Candice Bradley	\$0	\$0
Will Dujardin	\$0	\$0
Laura Mitchell	\$0	\$0
Monique "Mona" Merrill	\$0	\$44.17
Mallika Magner	\$0	\$0
Anne Moore	\$0	\$0

Town of Crested Butte, Colorado
/s/ Lynelle Stanford, Town Clerk
Published in the *Crested Butte News*. Issue on November 8, 2019. #110803

—NOTICE AS TO PROPOSED BUDGET MEETING AND PUBLIC HEARING—

Notice is hereby given that a proposed Budget for the calendar year beginning January 1, 2020 and ending December 31, 2020, has been submitted to the Board of Directors of the Upper Gunnison River Water Conservancy District. Adoption of the proposed Budget will be considered at a public hearing during the regularly scheduled meeting of the Board of Directors on November 25, 2019 commencing at 5:30 p.m. at the

District's office, 210 West Spencer, Suite B, Gunnison, Colorado. Any interested elector of the Upper Gunnison River Water Conservancy District may file any objections to the proposed budget at any time prior to the final adoption of the budget. The Budget is available for public inspection at the District offices.
Published in the *Crested Butte News*. Issue on November 8, 2019. #110804

**—CRESTED BUTTE FIRE PROTECTION DISTRICT—
PUBLIC NOTICE OF ANNUAL BUDGET HEARING**

Notice is hereby given that the proposed budget for 2020 will be submitted to the Board of Directors of the Crested Butte Fire Protection District at the November 12th, 2019 Regular Meeting. Copies of the proposed budget are available for public inspection at 306 Maroon Ave, Crested Butte, CO or may be viewed online at www.cbfpd.org. Any interested resident or property owner of the fire district may inspect the budget and file or register objections with the Chief Executive Officer Sean Caffrey at scaffrey@cbfpd.org at any time prior to the final adoption of the budget.
Published in the *Crested Butte News*. Issue on November 8, 2019. #110805

**—MOUNTAIN EXPRESS BOARD OF DIRECTORS MEETING—
AGENDA
THURSDAY, NOVEMBER 14, 2019 ~ 9:00 A.M.
MT. CRESTED BUTTE TOWN HALL**

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| I. Roll Call | RTA and Gunnison County |
| II. Reading and Approval of the August 16, 2019 and October 10, 2019 Meeting Minutes. | B. Discussion and Approval of MX Transit Manager & Assistant Transit Manager Succession Plan |
| III. Transit Manager's Operational and Financial Report | C. Discussion regarding Section VII: Off-Duty Conduct, B. Political Candidacy of the Mountain Express Personnel Manual |
| A. Operations Report | VI. Unscheduled Business |
| B. Financial Report | VII. Schedule Next Board Meeting |
| IV. Unfinished Business | VIII. Adjournment |
| A. Award Contract for MX Facility Needs Assessment | |
| B. 2020 Budget Discussion | |
| V. New Business | Published in the <i>Crested Butte News</i> . Issue on November 8, 2019. #110806 |
| A. Discussion and Approval of 2020 Senior Service Contract with | |

deadline tuesday at noon

Legals

**—NOTICE OF CONSIDERATION AND POSSIBLE—
ADOPTION OF THE COMMERCIAL AREA MASTER PLAN (CAMP)
WEDNESDAY, NOVEMBER 13, 2019 ~ 6:10 PM
CRESTED BUTTE SOUTH P.O.A. BOARD OF DIRECTORS MEETING
61 TEOCALLI ROAD (P.O.A. OFFICE, UPSTAIRS)**

Questions about this Notice can be directed to 349-1162 or info@cbsouth.net. **The CAMP document can also be viewed on-line at www.cbsouth.net** Notice is hereby given that the Board

of Directors of the Crested Butte South Property Owners Association at a regular meeting on November 13th, 2019, will Consider and Possibly Adopt the Commercial Area Master Plan (CAMP).

The CAMP is an amendment to the Special Area Regulations for Crested Butte South and contain the Commercial Design Standards for all developments within Crested Butte South. The

CAMP can be viewed on-line or at the CB South POA office. Any interested member of the Association may review the CAMP and have opportunity to comment on Wednesday, November

13th, 2019.

Published in the *Crested Butte News*. Issues of November 1 and 8, 2019. #110109

**—TOWN OF MT. CRESTED BUTTE COLORADO—
NOTICE OF PUBLIC HEARING
BEFORE THE TOWN COUNCIL**

Please take notice that the Mt. Crested Butte Town Council will hold a public hearing on Tuesday, November 19, 2019 at 6:00 p.m., in the Council Chambers, Municipal Building, 911 Gothic Road, Mt. Crested Butte, Colorado. The purpose of the hearing is for public input on Ordinance 10, Series 2019 – An Ordinance of the Town Council of the Town of Mt. Crested Butte, Colorado, Summarizing Expenditures and Revenues for Each Fund and Adopting a Budget for the Town of Mt. Crested Butte, Colorado for the Calendar Year Beginning on the First Day of January 2020 and Ending on the Last Day of December 2020.

All interested persons are urged to attend. Written comments are welcome and should be received at the Town Offices, PO Box 5800, Mt. Crested Butte, CO 81225-5800, by email to toconnell@mtcrestedbuttecolorado.us or by fax to (970) 349-6326 by Thursday, November 14, 2019.

A copy of the proposed ordinance is available for viewing at Mt. Crested Butte Town Hall during regular business hours.

Dated this 5th day of November, 2019.

/s/ Tiffany O'Connell
Town Clerk

If you require any special accommodations in order to attend this meeting, please call the Town Hall at 349-6632 at least 48 hours in advance of the meeting.

Published in the *Crested Butte News*. Issue of November 8, 2019. #110807

**—IN THE DISTRICT COURT IN AND FOR WATER DIVISION NO. 4—
STATE OF COLORADO**

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

Pursuant to C.R.S. 37-92-302, as amended, you are notified that the following is a resume of all applications filed in the Water Court during the month of October 2019.

The names, address of applicant, source of water, description of water right or conditional water right involved, and description of the ruling sought are as follows: There has been filed in this proceeding a claim or claims which may affect in priority any water right claimed or heretofore adjudicated within this division and owners of affected rights must appear to object and protest as provided in the Water Right Determination and Administration Act of 1969, or be forever barred.

CASE NO. 2019CW3077 1. Name, address, telephone number of applicant: United States of America, Department of the Interior, Bureau of Land Management, Gunnison Field Office, 210 Spencer Avenue, Suite A, Gunnison, CO 81230 **2. Name of structures:** Seven Mile Spring **3. Legal description of each point of diversion:** All UTM data are from Zone 13S and use the NAD83 (Conus) Datum. Located on public lands in the SE 1/4 NE 1/4, Section 4, T45N R2W, N.M.P.M., approximately 2,709 feet from the south section line and 1,137 feet from the east section line. 316482mE 4227770mN **4. Source:** Unnamed tributary to East Fork Powderhorn Creek / Powderhorn Creek / Cebolla Creek / Gunnison River **5. A. Date of appropriation:** 10/31/2019 **B. How appropriation was initiated:** The Bureau of Land Management ("BLM") planned and designed the proposed project, and provided public notice of the appropriation via

submission of a water right application to the water court. **C. Date water applied to beneficial use:** NA **6. Amount claimed:** 0.033 cfs, conditional **7. Use:** Livestock watering for up to 150 cattle and horses on the Powderhorn Grazing Allotment and wildlife watering for deer, elk, moose, small mammals, and birds. **8. Name(s) and address(es) of owner(s) of land on which point of diversion and place of use(s) is (are) located:** United States Department of the Interior, Bureau of Land Management, Gunnison Field Office, 210 West Spencer Ave., Suite A, Gunnison, CO 81230. **GUNNISON COUNTY.**

YOU ARE FURTHER NOTIFIED THAT you have until the last day of December, 2019 to file with the Water Clerk a Verified Statement of Opposition setting forth facts as to why a certain application should not be granted or why it should be granted only in part or on certain conditions. A copy of such a Statement of Opposition must also be served upon the applicant or the applicant's attorney and an affidavit of certificate of such service shall be filed with the Water Clerk, as prescribed by C.R.C.P. Rule 5. (Filing fee: \$192.00; Forms may be obtained from the Water Clerk's Office or on our website at www.courts.state.co.us). DARLEEN CAPPANNOKEEP, Water Clerk, Water Division 4, 1200 N. Grand Ave., Bin A, Montrose, CO 81401

Published in the *Crested Butte News*. Issue of November 8, 2019. #110802

**—IN THE DISTRICT COURT IN AND FOR WATER DIVISION NO. 4—
STATE OF COLORADO**

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

Pursuant to C.R.S. 37-92-302, as amended, you are notified that the following is a resume of all applications filed in the Water Court during the month of October 2019.

The names, address of applicant, source of water, description of water right or conditional water right involved, and description of the ruling sought are as follows: There has been filed in this proceeding a claim or claims which may affect in priority any water right claimed or heretofore adjudicated within this division and owners of affected rights must appear to object and protest as provided in the Water Right Determination and Administration Act of 1969, or be forever barred.

CASE NO. 2019CW3075 (REF NO. 12CW114). Name, address, and telephone number of Applicant: Link, LLC, 1641 CR 771, Ohio City, CO 81237; telephone no. 970-641-5845. Please direct all correspondence to Kendall K. Burgemeister, Atty. Reg. #41593 525 North Main Street Gunnison, CO 81230, (970) 641-1903, kburgemeister@lawoftherockies.com. Application to Make Conditional Rights Absolute In Part and for Finding of Reasonable Diligence. Name of right: VBC Pond. Legal description of outlet: A point in the NE1/4SW1/4, Section 3, Township 49 North, Range 1 East, N.M.P.M., 2210 feet from the south section line and 1310 feet from the west section line. (NAD83, Zone 13, 338425mE, 4266957mN). This location is indicated on the map attached as Exhibit A. Source: Tomichi Creek, a tributary of the Gunnison River; and / or groundwater tributary to Tomichi Creek. Appropriation Date: October 27, 2011. Amount: Volume 8.0 acre-feet (conditional) Maximum Rate of Diversion: 0.403 cfs (conditional). Uses: Recreational, fishery, fire protection, and augmentation of depletions from commercial, industrial, domestic, irrigation, and livestock uses pursuant to the Plan for Augmentation decreed in Case No. 12CW114. Name of right: VBC Well Field. The Vista Business Center property, being a tract of land containing approximately 28 acres within the NW1/4SW1/4 and SW1/4NW1/4 of Section 3, Township 49 North, Range 1 East, New Mexico Principal Meridian, Gunnison County, Colorado. Source: Groundwater tributary to Tomichi Creek, tributary to the Gunnison River. Appropriation Date: October 27, 2011, change decreed September 3, 2015. Amount: 240 gallons per minute; to be diverted cumulatively by no more than 12 individual wells to be constructed

within the VBC Well Field. The VBC Well Field, Vader Domestic Well, and Dan Vader Stockwater Well will cumulatively divert a maximum of 9.79 acre-feet per year. Uses: Commercial, industrial, domestic inside 13 single family dwellings, irrigation of 0.59 acres and livestock purposes (combined with the Vader Domestic Well and Dan Vader Stockwater Well). Name of right: Griffing No. 2 Ditch Enlargement. Location: The decreed point of diversion is a point on the North Bank of Tomichi Creek at a point whence the North quarter corner Section 11, Township 49 North, Range 1 East, N.M.P.M., bears North 74° East 670 feet. According to the Consultation Report, the point of diversion is actually located in the SE1/4NE1/4 of said Section 11, 1646 feet from the north section line and 272 feet from the east section line (NAD 83, Zone 13, 341135mE, 4265742mN). Source: Tomichi Creek, a tributary of the Gunnison River. Appropriation Date: October 27, 2011. Amount: 0.403 cfs. (cumulative with the McCanne No. 2 (a/k/a Lando No. 3) Ditch Enlargement, VBC Pump and Pipeline, and VBC Pond Filling Well). Uses: Filling and refilling of the VBC Pond, in priority, for subsequent recreational, fishery, and fire protection uses, and the augmentation of commercial, industrial, domestic, irrigation and livestock uses pursuant to the Plan for Augmentation decreed in Case No. 12CW114. Name of right: McCanne No. 2 (aka Lando No. 3) Ditch Enlargement. Location: The decreed point of diversion is a point on the North Bank of Tomichi Creek, at a point whence the North quarter corner of Section 12, Township 49 North, Range 1 East, N.M.P.M., bears North 22° East 2860 feet. According to the Consultation Report, the point of diversion is located in the NW1/4SW1/4 of said Section 12, 2517 feet from the south section line and 842 feet from the west section line (NAD 83, Zone 13, 341468mE, 4265382mN). Source: Tomichi Creek, a tributary to the Gunnison River. Appropriation Date: October 27, 2011. Amount: 0.403 cfs. (cumulative with the Griffing No. 2 Ditch Enlargement, VBC Pump and Pipeline, and VBC Pond Filling Well). Uses: Filling and refilling of the VBC Pond, in priority, for subsequent recreational, fishery, and fire protection uses, and the augmentation of commercial, industrial, domestic, irrigation and livestock uses pursuant to the Plan for Augmentation decreed in Case No. 12CW114. Name of right: VBC Pump and Pipeline.

Location: The decreed point of diversion is a point on the North Bank of Tomichi Creek, at a point whence the North quarter corner of Section 12, Township 49 North, Range 1 East, N.M.P.M., bears North 22° East 2860 feet. According to the Consultation Report, the point of diversion is located in the NW1/4SW1/4 of said Section 12, 2517 feet from the south section line and 842 feet from the west section line (NAD 83, Zone 13, 341468mE, 4265382mN). Source: Tomichi Creek, a tributary to the Gunnison River. Appropriation Date: October 27, 2011. Amount: 0.403 cfs. (cumulative with the Griffing No. 2 Ditch Enlargement, McCanne No. 2 (a.k.a. Lando No. 3) Ditch Enlargement, and VBC Pond Filling Well). Uses: Filling and refilling of the VBC Pond, in priority, for subsequent recreational, fishery, and fire protection uses, and the augmentation of commercial, industrial, domestic, irrigation and livestock uses pursuant to the Plan for Augmentation decreed in Case No. 12CW114. Name of right: VBC Pond Filling Well. Location: NE1/4SW1/4, Section 3, Township 49 North, Range 1 East, N.M.P.M., 2480 feet from the south section line and 1450 feet from the west section line. Source: Groundwater tributary to Tomichi Creek, tributary to the Gunnison River. Appropriation Date: October 27, 2011. Amount: 0.111 cfs (50 gallons per minute) (conditional), as an alternate point of diversion for the Griffing No. 2 Ditch Enlargement, McCanne No. 2 (a/k/a Lando No. 3) Ditch Enlargement, and VBC Pump and Pipeline. The VBC Pond Filling Well will not be used to provide refreshing flows to the VBC Pond, however, it may be used to fill and refill the VBC Pond in accordance with the decree in Case No. 12CW114. Uses: Filling and refilling of the VBC Pond, in priority, for subsequent recreational, fishery, and fire protection uses, and the augmentation of commercial, industrial, domestic, irrigation and livestock uses pursuant to the Plan for Augmentation decreed in Case No. 12CW114. Name of right: Vader Domestic Well. Location: The decreed location is the NW1/4SE1/4SW1/4SW1/4 of Section 3, Township 49 North, Range 1 East, N.M.P.M. The actual location of the well is a point in the SW1/4NW1/4, Section 3, Township 49 North, Range 1 East, N.M.P.M., 1,999 feet from the north section line and 840 feet from the west section line (338289mE, 4267250mN, Zone 13S, NAD 83). Source: Groundwater tributary to

Tomichi Creek, a tributary to the Gunnison River. Appropriation Date: October 27, 2011. Amount: The VBC Well Field, Vader Domestic Well, and Dan Vader Stockwater Well will cumulatively divert approximately 9.79 acre-feet per year. Uses: Commercial, industrial, domestic use inside 13 single family dwellings, irrigation of 0.59 acres and livestock purposes (combined with the VBC Well Field and Dan Vader Stockwater Well). Name of right: Dan Vader Stockwater Well. Location: The decreed location is the NW1/4SE1/4SW1/4NW1/4 of Section 3, Township 49 North, Range 1 East, N.M.P.M., 2,026 feet from the north section line and 588 feet from the west section line (338212mE, 4267243mN, Zone 13S, NAD 83). Source: Groundwater tributary to Tomichi Creek, a tributary to the Gunnison River. Appropriation Date: October 27, 2011. Amount: The VBC Well Field, Vader Domestic Well, and Dan Vader Stockwater Well will cumulatively divert approximately 9.79 acre-feet per year. Uses: Commercial, industrial, domestic use inside 13 single family dwellings, irrigation of 0.59 acres and livestock purposes (combined with the VBC Well Field and Dan Vader Stockwater Well). Name of right: VBC Blue Mesa Exchange. Lower Terminus: Blue Mesa Reservoir. The initial point of survey of Blue Mesa Dam is located at a point on the right abutment being the intersection of the center line of the axis of the dam and of the center line of the outlet works tunnel, being a point whence the Southwest corner of Section 31, Township 49 North, Range 4 West, N.M.P.M. bears North 78°36'44" West a distance of 3,207.07 feet. Upper Terminus: The point of diversion for the Lando No. 3 ditch, as described above. The stream reach between the Upper and Lower Termini shall be referred to as the Exchange Reach. Water will also be diverted at the Griffing No. 2 ditch, VBC Pond Filling Well, and VBC Pump and Pipeline points of diversion, all as described above and which lie within the Exchange Reach. Source of Substitute Supply: Water stored in Blue Mesa Reservoir and leased from the United States Department of the Interior, Bureau of Reclamation. Appropriation Date: September 27, 2012. Amount: Maximum rate: 1.016 cfs (based on the summation of the maximum rate of filling the VBC Pond, the maximum rate of diversion of the

VBC Well Field, and the decreed rates of diversion of the Vader Domestic Well and Dan Vader Stockwater Well). Maximum volume exchanged per year: 8.0 acre-feet. Uses: Augmentation by exchange for the filling and refilling of the VBC Pond, when the exchange is in priority, for subsequent recreational, fishery, and fire protection uses, and the subsequent augmentation of commercial, industrial, domestic, irrigation, and livestock uses. Applicant seeks to make the VBC Pond absolute. Date applied to beneficial use: Approximately September 21, 2017. Amount: Volume 8.0 acre-feet. Maximum Rate of Diversion: 0.403 cfs. Uses: Recreational, fishery, fire protection, and augmentation of depletions from commercial, industrial, domestic, irrigation, and livestock uses pursuant to the Plan for Augmentation decreed in Case No. 12CW114. Applicant seeks a finding of reasonable diligence with respect to the remaining conditional water rights. An outline of what has been done toward completion or for completion of the appropriation and application of water to a beneficial use is included in the Application on file with the Court. The owner of the land upon which any new diversion or storage structure or modification to any existing diversion or storage structure or existing storage pool is or will be constructed or upon which water is or will be stored: Lot 3: Alphonse O. Tamarcaz and Carolyn L. Tamarcaz, 2509 County Road 46, Gunnison, CO 81230. Lot 5: Darin Slattengren, 1578 N Alanui PI, Kihei, HI 96753-8007. Lot 8: Curtiss Krill Inc, 305 Buckley, Crested Butte, CO 81224-9792. All others: Applicant. **GUNNISON COUNTY.**

YOU ARE FURTHER NOTIFIED THAT you have until the last day of December, 2019 to file with the Water Clerk a Verified Statement of Opposition setting forth facts as to why a certain application should not be granted or why it should be granted only in part or on certain conditions. A copy of such a Statement of Opposition must also be served upon the applicant or the applicant's attorney and an affidavit of certificate of such service shall be filed with the Water Clerk, as prescribed by C.R.C.P. Rule 5. (Filing fee: \$192.00; Forms may be obtained from the Water Clerk's Office or on our website at www.courts.state.co.us). DARLEEN CAPPANNOKEEP, Water Clerk, Water Division 4, 1200 N. Grand Ave., Bin A, Montrose, CO 81401

Published in the *Crested Butte News*. Issue of November 8, 2019. #110801

Legals

—NOTICE OF APPROVAL CREATING A VESTED PROPERTY RIGHT—

PLEASE TAKE NOTICE that the Town of Crested Butte approved the following site specific development plan(s) for construction or subdivision within the Town which creates a three year vested property right pursuant to Colorado Revised Statutes, section 24-68-103 (as amended). The "vested property right" gives the following applicant(s) the right to undertake and conditions of the approval for their site-specific development plan(s).
 October 29, 2019:
 Salle A. McDaniel: to rehabilitate the existing historic accessory building, construct an addition and utilize as a garage to be located at 506 1/2 Fifth Street, Block 36, Lots 15-16 in the R1C zone. Architectural approval was granted. A conditional use permit for a heated and/or plumbed accessory building in the R1C zone was granted.
 More information is available at the Town Office located at 507 Maroon Ave., Crested Butte, CO.
TOWN OF CRESTED BUTTE
 by Jessie Earley, Assistant Design Review and Historic Preservation Coordinator

Published in the *Crested Butte News*. Issue of November 8, 2019. #110808

—NOTICE OF APPROVAL CREATING A VESTED PROPERTY RIGHT—

PLEASE TAKE NOTICE that the Town of Crested Butte approved the following site specific development plan(s) for construction or subdivision within the Town which creates a three year vested property right pursuant to Colorado Revised Statutes, section 24-68-103 (as amended). The "vested property right" gives the following applicant(s) the right to undertake and conditions of the approval for their site-specific development plan(s).
 October 29, 2019:
 Elk Avenue Partners LLC: to make changes to a previously approved plan to revise the use from restaurant to office/retail, add a small addition and change the entry on the North to the building located at 407 Fourth Street/330 Elk Avenue, Block 27, Lots 1-4 in the B1 zone. Architectural approval was granted. Permission to demolish a portion of a non-historic commercial building was granted. A recommendation to the Town Council regarding a Revocable License Agreement for the parking barriers on the East elevation parking and heated sidewalk on the North was given. A conditional waiver of a non-conforming aspect with respect to maximum lot size is required, maximum lot size is 9375 sf and existing is 12,000 sf, was granted 7-25-2017.
 More information is available at the Town Office located at 507 Maroon Ave., Crested Butte, CO.
TOWN OF CRESTED BUTTE
 by Jessie Earley, Assistant Design Review and Historic Preservation Coordinator

Published in the *Crested Butte News*. Issue of November 8, 2019. #110809

—CB SOUTH P.O.A. BOARD MEETING NOTICE & AGENDA—
WEDNESDAY NOVEMBER 13TH, 2019 ~ 6:00 P.M.
P.O.A. BOARD MEETING AGENDA
61 TEOCALLI ROAD (P.O.A. OFFICE, UPSTAIRS)

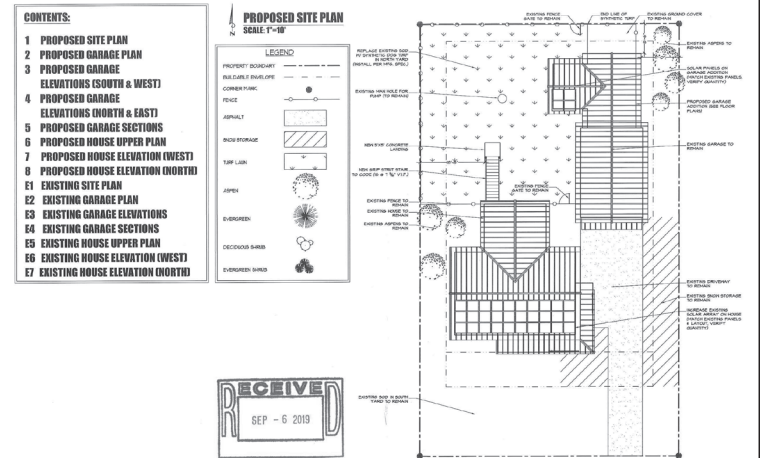
Questions about this Agenda/Meeting can be directed to 349-1162 or info@cbsouth.net
This agenda can also be viewed on-line at www.cbsouth.net
6:00 PM Call to Order
6:05 PM Approval of Minutes from October 2019 P.O.A. Board Meeting
6:10 PM Monthly Financial Report for October 2019
New Business
6:20 PM Scheduled Property Owner Comment Time

6:30 PM Review Proposal from VTO Telecom Consultants for Cell Phone Service to Crested Butte South
Continued Business
7:05 PM Consideration and Possible Adoption of the Commercial Area Master Plan (CAMP)
8:05 PM Manager's Report
 • Mangers Report
 • Identify December Board Meeting Agenda Items
 • Confirm December 11th, 2019 Board Meeting Date

8:30 PM Adjourn
ADA Accommodations: Anyone needing special accommodations as determined by the *American Disabilities Act* may contact the Association Manager prior to the day of the hearing.
Agenda Items: All times are estimates. Please allow for earlier discussion. Please show up at least 20 minutes prior to the listed times.
 Published in the *Crested Butte News*. Issue of November 8, 2019. #110812

—NOTICE OF PUBLIC HEARING—
CRESTED BUTTE BOARD OF ZONING AND ARCHITECTURAL REVIEW
TOWN OF CRESTED BUTTE, COLORADO
11 BUTTE AVENUE

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on November 19, 2019 beginning at 6:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado for the purpose of considering the following: The application of **Cary Kinross-Wright** to construct an addition to the existing accessory building, change the ground cover in the back yard and add a stair to grade from the existing deck on the single family residence to be located at 11 Butte Avenue, Lot 3, Kapushion Subdivision in the R1 zone.
 Additional requirements:
 - Architectural approval is required. (See Attached Drawing)
TOWN OF CRESTED BUTTE
 By Jessie Earley, Assistant Design



Review and Historic Preservation Coordinator

Published in the *Crested Butte News*. Issue of November 8, 2019. #110811

—NOTICE OF PUBLIC HEARING—
CRESTED BUTTE BOARD OF ZONING AND ARCHITECTURAL REVIEW
TOWN OF CRESTED BUTTE, COLORADO
111 WHITEROCK AVENUE

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on November 19, 2019 beginning at 6:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado for the purpose of considering the following: The application of **Erika Catherine Vohman** to relocate the existing non-historic accessory building less than 200 sf located at 111 Whiterock Avenue, Block 32, South 80 feet of Lot 21 and part of 22 and the West half of Lot 23 in the R2C zone.

Additional requirements:
 - Permission to relocate the existing non-historic accessory building is requested. (See Attached Drawing)
TOWN OF CRESTED BUTTE
 By Jessie Earley, Assistant Design Review and Historic Preservation Coordinator
 Published in the *Crested Butte News*. Issue of November 8, 2019. #110810

Classifieds

classifieds@crestedbuttenews.com • phone: (970)349.0500 • fax: (970)349.9876 • www.crestedbuttenews.com

FOR RENT

BEAUTIFULLY FULLY FURNISHED 3 bedroom/2 bath with fireplace, deck, all linens and kitchen items. Garage, pets ok. \$2900 monthly. 847-769-7800 or liskorinternational@gmail.com. (11/8/24).

MT. CB 3BD/2BA: Recently updated floors, kitchen, baths, etc., clean home. WD/DW, killer views of peak and town, close to bus stops and bike path, 5 min. walk to base area, off-street parking. Pet negotiable, no smoking of anything. References thoroughly checked. Avail. 11/1, \$2100 - \$2400/month. Scottie 808-741-2740. (11/8/51).

IN TOWN UNFURNISHED 2 bedroom/1.5 bath, off-street parking, private access, washer/dryer in unit. No pets \$1850/month. Call Carolyn 970-349-6339. (11/8/22).

FOR RENT: A very nice one bedroom, furnished house in town. \$1600/month plus utilities, available first part of Oct. No pets. Please call CB Lodging 970-349-2449. (11/8/27).

INCREDIBLE VIEWS: Brush Creek, 2BD/1BA, furnished, W/D, NS/NP. Includes heated private garage w/ opener, trash & snow removal. \$1750/mo., 1 year lease. 970-901-8323. (11/8/26).

128 ALPINE CT (AKA the local's circle) - 3BD/2.5BA in Skyland on the Slate River with astonishing views. Great neighborhood. In-floor heat, heated garage, hot tub, W/D, super-efficient, nice finishes, unfurnished. Available mid-January. \$2500, includes water. Call or text 970-773-0561. (11/22/41).

FOR RENT

WINTER HOUSING at Three Rivers Resort in Almont: A variety of seasonal cabins available Oct/Nov from \$625-\$1500/mo. All leases go through 4/30/20. Most units furnished, short walk to bus stop. Sizes vary from 1 to 3 BR. For application and info: 3riversresort.com/lodging/winter-housing/ or 970-641-1303. Or stop by the resort office between 7:30 am and 5:30 pm. (11/8/61).

3 BEDROOM/2.5 BATH plus office, fully furnished house. December 1st through May 1st. Our well loved family home is available for the winter months. Wood paneling and cozy radiant floors, many plants, quiet and peaceful above Crested Butte South. Includes internet, snowplows, propane, trash, house phone /landline. Price \$800/room plus electric. Contact Laura 303-444-9642 text or call. (11/8/59).

HOME IN MT. CB: 3 bedroom/2 bath, fully furnished, private & quiet, great views, wood burning stove, W/D, includes internet and 2 off-street parking spots. Available Oct. 16 through April. \$2250/mo. + electric. Contact Paula at CB Lodging 970-349-7687. (11/8/40).

FOR RENT

N COLORADO STREET in Gunnison, next to Western. Super nice basement apartment in owner's home. Available January 2020. No pets or smoking. Rent \$795, utilities paid. 361-550-0919. (11/8/27).

1BD/2.5 BATH CONDO on the mountain, available ASAP. 6 month lease. No dogs, cats ok. Parking, cable + TV, W/D included. \$1200/month. Please text or call Bryan at 774-217-3576. (11/8/31).

LET CB LODGING HELP YOU take care of your property. Whether it's a short-term or long-term rental property, or if you'd just like help with maintenance or house-keeping. Call us! Paula 970-349-7687. (11/8/32).

HISTORICAL HOME IN HEART OF CRESTED BUTTE at 2nd & Whiterock. 2.5BD/1BA. Mostly furnished, off-street parking, W/D, piano. \$2200/mo., utilities not included (\$80-\$220/mo.) 1 year lease, pets negotiable. Available mid-November, maybe sooner. Call Kate 720-273-9155. (11/8/39).

IN TOWN 2 BED/2 BATH plus loft, W/D, DW, off-street parking, close to Gasser bus stop. \$1900/mo. plus utilities. 970-209-3313. (11/8/23).

FOR RENT

ROOM FOR RENT IN TOWN: Fully furnished, very clean, dog allowed, utilities/wi-fi included. W/D, off-street parking, shared bathroom. No couples. In-floor heat, very efficient. Two blocks from Elk, upper West Side. \$1000 month to month for ski season, \$1000 deposit. Text 970-497-0769. (11/8/44).

Disclaimer:
 DUE TO THE LAYOUT OF OUR CLASSIFIEDS, SOME EMAILS MAY APPEAR WITH A HYPHEN.

FOR RENT: Beautifully remodeled, 3 bedroom/2.5 bath Eagle's Nest townhome, fully furnished with W/D and garage. Amazing views. \$2400/month + electric, includes cable & wifi. Available now. No pets. Please call CB Lodging 970-349-2449. (11/8/35).

ROOM FOR RENT with private bath in 3 bedroom house in Gunnison. \$550/mo. NS/NP. Call 307-690-7257. (11/15/18).

GREAT LOCATION IN TOWN: Sunny energy efficient home. 2BD/2BA + loft. Amazing views, yard, off-street parking. Well behaved pet allowed. Year lease preferred. Available now. \$2400 + util. 970-456-2532. (11/8/28).

2 BEDROOM/1 BATH ABOVE GARAGE APT: Meridian Lake. Includes heat, satellite, W/D. Unfurnished. NS/NP. 2 person max. Mature, quiet people; 1st, last, sec. dep. \$1600. 970-209-9940. (11/8/29).

FOR RENT

CB SOUTH HOUSE: 3 bed/2 bath, new construction, private 16 acres, amazing views, excellent USFS access, partially furnished, W/D. \$2400/mo. Call Carolyn 970-349-6339. (11/8/26).

VERY NICE, FULLY FURNISHED one bedroom + loft Almont Cabin on the river, available now. \$850/month + electric, includes cable & wifi, no pets. Available Nov. 1 - May 1. Call Paula at CB Lodging, 970-349-7687. (11/8/33).

2 BEDROOM/1 BATH AVAILABLE: First, last, deposit, \$1900/month plus electric. 1 parking space. Great spot downtown CB. 970-349-2773. (12/6/20).

2 BEDROOM/2.5 BATH TOWNHOME: Available for 6 months in Mt. CB starting November 1. Furnished, wood burning fireplace, W/D, garage, includes cable + wi-fi, NP. \$2,100/mo. + electric. Contact Paula at CB Lodging 970-349-7687. (11/8/35).

GREAT LOCATION OFF ELK AVE: 2BD/1BA cabin with fireplace, W/D, fully furnished, off-street parking, storage space. Utilities not included. No pets. 1 yr. lease. \$1900 per month. 2 ppl max. Please contact mtohomes@gmail.com. (11/8/36).

FLEXIBLE RENTAL TERMS: Furnished 3 bedroom/3 bath in town at 7th and Teocalli. Spacious kitchen and living area with vaulted ceiling and great views. Master bath offers jacuzzi tub and steam shower. Furnished including W/D & TV. Utilities included. 1 block from shuttle. Off-street parking. Available immediately. Available from 1 to 7 month lease. Call Nic at 918-231-1623. (11/8/59).

ClassifiedsWORK
 classifieds@crestedbuttenews.com