

# Mikey Larson

Michael George Larson, "Mikey," joined the big ride in the sky March 13 due to complications from COVID-19. He passed away in his home with his wife, Mary, by his side.

Mikey was born December 12, 1963, in Montclair, N.J. It was time spent outdoors in his childhood hometown of Warren Township, N.J., that formed his deep love and respect for nature, something he carried with him throughout his life.

Mikey first discovered his love for cycling when he was a teenager. At 15, he joined the Somerset Wheelman Club, which would take him on long road bike races through the undeveloped lands of New Jersey.

After graduating from high school and spending one year at Ramapo College of New Jersey, Mikey headed west in 1983 to study environmental education at the University of Wyoming in Laramie. It was here that he bought his first mountain bike. Over the years, mountain biking would become the underpinning of Mikey's life story, always in the background of his happiest moments and pulling him through times of adversity.

After transferring to Montana State University in



Bozeman, Mikey learned to telemark ski at the Bridger Bowl Ski Area. In his own words, "The rest was history."

From Bozeman, Mikey moved to Steamboat Springs in 1985, where he spent one year as a ski bum before moving to Jackson Hole, Wyo. In Jackson Hole, Mikey got his first cooking gig in the ski area at Teton Village.

Mikey landed in Crested Butte in 1987 after accepting a job offer from friend John Byrne to run the kitchen at The Eldo. In Crested Butte, Mikey spent hours exploring the vast network of mountain bike trails and backcountry ski areas.

Ever the transient entrepreneur, in 1995 he packed up and moved to Moab with friend Geo Bullock to open the Gonzo Café. But Crested Butte had implanted itself in Mikey's DNA, and not soon after leaving, he returned to work at Casey's and then the Buffalo Grill.

In 1996, his daughter Maya was born. Mikey seized the opportunity to share with Maya his love for the outdoors, just as his father had done with him. Together, the pair skied, hiked, camped and ice skated. Their father-daughter bond was rooted in a mutual love and respect, and Maya said she would not be the person she is today if it wasn't for her dad and he will be truly missed.

After Buffalo Grill sold in 2002, Mikey went on to run The Happy Trails Café out of The Eldo for five years alongside friends Ted Bosler and Mike Knoll.

In September 2007, Mikey married the love of his life, Mary Hayes. A month later, the pair opened Mikey's Pizza. Together, Mikey and Mary built a thriving business that brought people together in the name of "real good food." The couple led an adventure-filled life, and Mary said she would treasure the memories of their years together.

In Mikey's 30 years as a chef, he formed some pretty radical ideas about how the world would look if there was a vegetarian restaurant across from every McDonald's. He firmly believed "Peace, love and good food is what the world needs."



Mikey worked hard, but he played hard, too. He always found time to ride his bike, to hike, to telemark and cross-country ski. In 2016 and 2017, Mikey suffered two strokes that nearly took his life, but nothing could stop him from doing what he loved. During his final three years, Mikey threw himself hard into the things he enjoyed most: the outdoors, spending time with Mary and slinging pies at Mikey's Pizza.

Those who knew Mikey know he lived life with no regrets, that he said much with few words, and that he cared deeply for his community. His friends and family find solace in knowing that he lived an authentic, full life each and every day he spent on this Earth.

Mikey is survived by his wife, Mary Larson; his daughter, Maya Larson of Miami, Fla.; his parents, George and Kathy Larson of Englewood, Fla.; his brother Eric Larson and wife Bonnie of Sandy, Utah; his nephew, Henry Larson of Sandy, Utah; and countless other aunts, uncles, cousins, friends and customers.

A memorial for Mikey will be held once the community can safely gather.

## Legals

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

### —NOTICE OF HEARING— CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC. SPECIAL AREA ARCHITECTURAL REVIEW

PLEASE TAKE NOTICE THAT a CB South Design Review Committee hearing will be held on Thursday, April 16th, 2020 for the purpose of considering the following:  
Location: On-line at Uberconference  
Join the call:  
<https://www.uberconference.com/do/m658>  
Optional dial-in number: 781-448-4005, PIN: 70089  
A Certificate of Appropriateness for the application for a **Multi-Family Residence**, on Lot C9, Block 4,

Filing #2, a.k.a. 256 Elcho Avenue. A complete set of plans can be viewed at the Crested Butte South P.O.A. Office, 61 Teocalli Road. CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION DESIGN REVIEW COMMITTEE. Submitted by Dom Eymere, CB South Property Owners Association Manager

Published in the *Crested Butte News*. Issues of April 3 and 10, 2020. #040310



PLEASE TAKE NOTICE that a public hearing will be on the 18th day of May, 2020 at 7PM in the Town Hall Offices at 507 Maroon Ave, Crested Butte, Colorado on Ordinance No. 10, Series 2020 - An

Ordinance of the Town of Crested Butte Town Council Establishing the Zoning Designations for the Slate River Annexation; and Amending the Town of Crested Butte's Official Zoning District Map for the Purpose of Including the Slate River

Annexation.  
**TOWN OF CRESTED BUTTE, COLORADO**  
/s/ Lynelle Stanford, Town Clerk  
Published in the *Crested Butte News*. Issue of April 10, 2020. #041015

PLEASE TAKE NOTICE that a public hearing will be on the 20th day of April, 2020 at 7PM in the Town Hall Offices at 507 Maroon Ave, Crested Butte, Colorado on Ordinance No. 11, Series 2020 - An Ordinance of the Town Council of the Town of Crested Butte Authorizing a Potable Water Service

Agreement for Lot 8, Trapper's Crossing at Crested Butte, Gunnison County, Colorado.  
**TOWN OF CRESTED BUTTE, COLORADO**  
/s/ Lynelle Stanford, Town Clerk  
Published in the *Crested Butte News*. Issue of April 10, 2020. #041016

### —LEGAL— NOTICE OF RETAIL MARIJUANA LICENSE RENEWAL

PLEASE BE ADVISED that the following retail marijuana license renewal is pending. Complaints concerning the conduct of said licensee or employees of the same should be directed, in writing, to Town Clerk Lynelle Stanford, by mailing to Box 39; Crested Butte, CO 81224, or by delivery to the same at Town Offices, 507 Maroon Ave, Crested Butte, Colorado. Complaints should be received on or before the date noted next to the establishment.

Sun House CB LLC DBA Sun House located at 309 Belleview Ave, Unit 1A April 20, 2020

Published in the *Crested Butte News*. Issue of April 10, 2020. #041018

PLEASE TAKE NOTICE that a public hearing will be on the 20th day of April, 2020 at 7PM in the Town Hall Offices at 507 Maroon Ave, Crested Butte, Colorado on Ordinance No. 12, Series 2020:  
Ordinance No. 12, Series 2020 - An Ordinance of the Crested Butte Town Council Authorizing the Sale of Town-Owned Property Legally Described as Unit 1, Red Lady Estates Condominiums, Town of Crested Butte, County of Gunnison, State of Colorado to Brian and Maria Fenerty for the Sale Price of \$20,000.00.  
**TOWN OF CRESTED BUTTE, COLORADO**  
/s/ Lynelle Stanford, Town Clerk  
Published in the *Crested Butte News*. Issue of April 10, 2020. #041017

**deadline tuesday at noon**

# Legals

—NOTICE OF ELECTION—  
POLLING PLACE

TO WHOM IT MAY CONCERN, and, particularly, to the electors of the Crested Butte Fire Protection District of Gunnison County, Colorado: **NOTICE IS HEREBY GIVEN** that an election will be held on May 5, 2020 between the hours of 7:00 a.m. and 7:00 p.m. The Board of Directors of the District have designated the following polling place: Queen of All Saints Parish Hall, 401 Sopris Avenue, Crested Butte, CO 81224. At said election, the electors of the District shall vote for Directors to serve the following terms of office on

the Board of Directors of the District: The names of persons nominated as Director for a THREE-Year Term Paul Hird Mitchell (Mitch) Dryer, Jr. Kristina (Tina) Kempin Sean M. Riley W. Eric Tunkey John (Jack) Dietrich **NOTICE IS FURTHER GIVEN** that an eligible elector of said district for the purpose of said election is a person registered to vote and who has been a resident of the District, or who, or whose spouse or civil union partner, owns taxable real or personal property within the District,

whether said person resides within the District or not, or a person who is obligated to pay taxes under a contract to purchase taxable property within the District shall be considered an owner of taxable property for the purpose of qualifying as an eligible elector. **NOTICE IS FURTHER GIVEN** that independent of the county voter lists, applications for permanent absentee voter status in special district elections must be filed with the Designated Election Official of the special district from which you wish to receive mail-in ballots by May 1,

2020. An application form, for mail-in voting in Crested Butte Fire Protection District elections, may be obtained at the district office at 308 3rd Street or found at the district website, www.cbfpd.org. Applications may be submitted by mail to the DEO of Crested Butte Fire Protection District, at mailing address: PO Box 1009 Crested Butte, CO 81224, by Fax to 970-349-3420, or email to atunkey@cbfpd.org. **NOTICE IS FURTHER GIVEN** that applications for and return of mail-in voter ballots may be filed with: Sean Caffrey, Designated Election

Official of the Crested Butte Fire Protection District at: 308 3rd Street, Crested Butte, CO 81224 between the hours of 9:00 a.m. and 4:30 p.m., until the close of business on the Friday immediately preceding the regular election (Friday, May 1, 2020). 970-349-5333 x 1 CRESTED BUTTE FIRE PROTECTION DISTRICT Sean Caffrey, Designated Election Official  
Published in the *Crested Butte News*. Issues of April 10, 17, 24 and May 1, 2020. #041001

—DESIGN REVIEW COMMITTEE (DRC)—  
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION  
AGENDA  
THURSDAY, APRIL 16TH, 2020 ~ 6:00 P.M.  
UBERCONFERENCE

**Join the call:**  
https://www.uberconference.com/dom658  
Optional dial-in number: 781-448-4005  
PIN: 70089  
Questions about this Agenda/Meeting can be directed to 349-1162 or info@cbsouth.net or viewed at: www.cbsouth.net  
**6:00 PM Call to Order**

**6:05 PM** Approve Minutes for the March DRC meeting  
**New Business:**  
**6:10 PM Zablocki Garage Addition**, Lot 15-17, Block 20, Filing #3, 249 Goren Street  
**6:30 PM South Butte LLC, Two Duplex Residences**, Lot 7 and Lot 8, Block 9, Filing #2, 471 and 499 Cement Creek Road

**7:10 PM Tucumcari, Multi-Family Residence**, Lot C9, Block 4, Filing #2, 256 Elcho Avenue  
**8:00 PM** Unscheduled DRC Business  
**8:10 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*. Issues of April 3 and 10, 2020. #040307

—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 March 2020. 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. 2020CW15 (REF NO W2219)**, Applicant: Joseph Matyk and Christine Van Erp-Maytyk, P.O. Box 1908, Crested Butte, CO 81224. Application to Make Absolute:

Riverbend Well No M-3 – SE1/4NW1/4NW1/4 of Section 12, T14S, R86W, 6th P.M. Easting 330141, Northing 4302789, Zone 13. Source of Water: Slate River, Gunnison River. Appropriation Date: 08/27/1954. Amount Claimed: .028 c.f.s. absolute for domestic, fire protection, Lawn and Gaden Watering. The Application on file with the Water Court contains an outline of the work performed during the diligence period.

**GUNNISON COUNTY.** YOU ARE FURTHER NOTIFIED THAT you have until the last day of May, 2020 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 cer-

tificate 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 April 10, 2020. #041002

—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 March 2020. 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. 2020CW16 (REF NO. 13CW14, 05CW225)**. Applicant: Joe Sperry, 20215 F Rd.,

Delta, CO 81416. Application for Findings of Diligence: Trail Gulch Reservoir - NE1/4SW1/4 of Section 1, T11S, R90W, 6th PM. 2,543 feet from the North line and 2,618 feet from the east section line. Easting 288885, Northing 2342168, Zone 13 Source: Clear Fork of East Muddy Creek, North Fork Gunnison River, Gunnison River. Appropriation Date: 10/25/2005. Amount Claimed: 2479.0 acre-feet conditional for augmentation, fish culture, stockwater and irrigation of 4,117 acres. Lower Pole Pile Reservoir - SW1/4NE1/4 of Section 1, T11S, R90W, 6th PM. 2,543 feet from the North line and 2,618 feet from the East section line. Easting 292895, Northing 4334267, Zone 13. Source: Spring Creek of East Muddy Creek, North Fork Gunnison River, Gunnison River. Appropriation Date: 10/25/2005.

Amount Claimed: 230 acre-feet conditional for augmentation, fish culture, stockwater and irrigation of 4,117 acres. Lower Pole Pile Reservoir No. 1 - NW1/4NE1/4 of Section 1, T11S, R90W, 6th PM. 1,862 feet from the North line and 1,960 feet from the East section line. Easting 293102, Northing 4334470, Zone 13. Source: Spring Creek of East Muddy Creek, North Fork Gunnison River, Gunnison River. Appropriation Date: 10/25/2005. Amount Claimed: 275 acre-feet conditional for augmentation, fish culture, stockwater and irrigation of 4,117 acres. The Application on file with the Water Court contains an outline of the work performed during the diligence period. **GUNNISON COUNTY.** YOU ARE FURTHER NOTIFIED THAT you have until the last day of May, 2020 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 April 10, 2020. #041003

—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 March 2020. 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. 20CW19 (REF NO. 13CW74)**. Applicant: Pery and

Suzanne Auten, 278 FM 2960, Whitney, TX 76692. Application to Make Absolute: Auten Spring – NE1/4 SW1/4SE1/4 of Section 23, T48N, R6W, N.M.P.M. 758 feet from the south line and 1,766 feet from the east section line. Easting 282455, Northing 4253060. Source: Stumpy Creek, Little Cimarron River, Big Cimarron River, Gunnison River. Appropriation Date: 07/01/2013. Amount Claimed: .033 c.f.s. absolute for domestic use in one single-family dwelling and irrigation of one acre. The Application on file with the Water Court contained an outline of the work performed during the diligence period. **GUNNISON COUNTY.** YOU ARE FURTHER NOTIFIED THAT you have until the last day of May, 2020 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 April 10, 2020. #041004

—LEGAL NOTICE—  
March 30, 2020

Three Seasons Condominium Owners' Association, Inc., located in Mt. Crested Butte, Colorado, is providing this notice of its intent to amend the Condominium Declarations – Three Seasons Condominium, recorded on February 27, 1980 at Reception No. 348811 and the Amendment to Condominium Declarations – Three Seasons Condominium, recorded on March 25, 1980 at Reception No. 348252 in the office of the Gunnison County, Colorado Clerk and Recorder.

First mortgagees of Three Seasons Condominium Units have the right to object to the proposed amendment to the Declaration. If any first mortgagee of a Three Seasons Condominium Unit desires a copy of the proposed amendment, or to object to the proposed amendment, please provide written notice thereof to the Association's legal counsel, Michael O'Loughlin of Schumacher & O'Loughlin, LLC, via email at mike@gunnisonvalley.net or via U.S.

mail or private courier at 232 W. Tomichi Ave., Suite 204, Gunnison, CO 81230 by May 30, 2020. Any first mortgagee that does not deliver a negative response to the proposed amendment to the Association by said date is deemed to have consented to the amendment pursuant to C.R.S. § 38-33.3-217(1)(b).  
Published in the *Crested Butte News*. Issues of April 3 and 10, 2020. #040301

—PUBLIC NOTICE—  
TOWN OF MT. CRESTED BUTTE  
GUNNISON VALLEY LAND PRESERVATION BOARD

The Mt. Crested Butte Town Council will be appointing two (2) members to the Gunnison Valley Land Preservation Board at the Tuesday, April 21, 2020 Town Council meeting. The appointed member of the board shall reside in the Town of Mt. Crested Butte and be a registered voter. For more information about what this board does please go to https://www.gunnisoncounty.org/189/Gunnison-Valley-Land-Preservation-Board  
Interested people who meet the qualifications may apply by submitting a letter of interest to the Town Hall by

Thursday, April 16, 2020 or by stating his/her interest at the April 21, 2020 Town Council meeting. Please submit letters of interest to Tiffany O'Connell at toconnell@mtcrestedbuttecolorado.us or to PO Box 5800, Mt. Crested Butte, CO 81225. Applicants are encouraged to attend the April 21, 2020 Town Council meeting.  
/s/ Tiffany O'Connell  
Town Clerk  
Published in the *Crested Butte News*. Issues of March 27, April 3 and 10, 2020. #032703

# Legals

—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 March 2020.

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. 2020CW3012 (REF NO. 13CW62); Gunnison County – North Fork Gunnison River. Applicant:** Thomas M. Abbott and Abbott Ranches, LLC, c/o Bradley N. Switzer, P.O. Box 816, Montrose, CO 81402, (970) 249-8749; APPLICATION TO MAKE CONDITIONAL

WATER RIGHTS ABSOLUTE OR, IN THE ALTERNATIVE, FOR FINDING OF REASONABLE DILIGENCE. **Name of Structures:** 1) Abbott Pond No. 9; **Location:** A point in the SW1/4NW1/4 Section 32, Township 12 South, Range 89 West, 6th P.M., being 1,648 feet from the south line and 97 feet from the east line of said Section 32. Zone 13, NAD 83, Easting 0294830 Northing 4316508. 2) Abbott Pond No. 21; **Location:** A point in the NE1/4NE1/4, Section 6, township 13 South, Range 89 West, 6th P.M., being 1,495 feet north of the south line and 665 feet east of the west line of said Section 6. Zone 13, NAD 83, Easting 0294397 Northing 4314944. 3) Abbott Cottonwood Spring; **Location:** A point in the NE14NE1/4, Section 6, Township 13 South, Range 89 west, 6th P.M., being 1230 feet north of the south section line and 693 feet east of the west section line of said Section 6. Zone 13, NAD 83, Easting 0294391 Northing 4315025.

**Source:** For the ponds, surface run-off tributary to Muddy Creek; For Abbott Cottonwood Spring, ground water tributary to Muddy Creek, tributary to the North Fork of the Gunnison River. **Quantity:** Abbott Pond No. 8, 0.25 a.f.; Abbott Pond No. 21, 1.25 a.f.; Abbott Cottonwood Spring, 0.06 c.f.s., conditional. **Type of use:** For the ponds, stock, wildlife, recreation and piscatorial uses; For Abbott Cottonwood Spring, irrigation 2 acres, domestic use in one single-family dwelling, stock, wildlife and to fill Abbott Pond No. 21. **Appropriation date:** October 11, 2010, for all structures. **Detailed outline of what has been done toward completion or for completion of the Appropriation and Application of water to a beneficial use as conditionally decreed:** A detailed description of what has been done toward completion of the Appropriation and Application of water to its decreed beneficial uses is attached to the Application which is on file with the Water Clerk

for Water Division No. 4. **GUNNISON COUNTY. YOU ARE FURTHER NOTIFIED THAT** you have until the last day of May, 2020 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 April 10, 2020. #041005

—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 March 2020.

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 NUMBER 2020CW3014 (ref. 94CW60, 13CW3057).** Name, address, and telephone number of Applicant: Silver Sage Property

Owners' Association, Inc. c/o Edward Howard, 114 N. Boulevard St., Suite 205, Gunnison, CO 81230, 970-641-2500. Please direct all correspondence to the above-captioned counsel for Applicant. Name of right: Silver Sage Subdivision Well No. 2 Original and Relevant Subsequent Decrees: The conditional water right was adjudicated in Case No. 94CW60 (December 29, 1995, District Court, Water Division 4). A finding of reasonable diligence was made in Case No. 13CW3057 (March 31, 2014, District Court, Water Division 4). Location: In the NE1/4SW1/4 of Section 1, T. 14 S., R. 86 W., 6th P.M. in Gunnison County, Colorado, at a point approximately 2,570 feet from the south section line and 2,320 feet from the west section line of said Section 1. Source: Groundwater tributary to the Slate River, tributary to the East River, tributary to the Gunnison

River. Appropriation Date: September 10, 1993. Amount: 30 gallons per minute. Uses: Domestic, irrigation, and fire protection. Applicant seeks to make Silver Sage Subdivision Well No. 2 absolute in the amount of 30 gallons per minute for domestic, irrigation, and fire protection purposes. In Case No. 13CW3057, it was found that the Well No. 2 was constructed on October 20, 1994, the pump was installed on August 9, 1996, and the well was first beneficially used on August 16, 1996. It was also found that as of 2013, 12 homes had been completed and two were under construction. As of this date, 15 homes, each with irrigated landscaping, have been completed and are connected to the well. Applicant seeks a finding of reasonable diligence with respect to any portion of the Silver Sage Subdivision Well No. 2 water right not made abso-

lute in this case. The following actions have undertaken toward completion of the appropriation and application of water to a beneficial use: Use of the well for domestic, irrigation, and fire protection for 14/15 homes, as described above. Installation of a new Selectric Electronic Control Panel in July 2016 at a cost of \$36,000. Purchase of a 5-horsepower pump in July 2016 at a cost of \$650. Rebuilt Jockey Pump in May 2017 at a cost of \$350. Rebuilt Chlorination Pump in May 2018 at a cost of \$550. Completed Colorado State H2O Sanitary Survey in August 2018. Replaced Main Flow Meter in September 2019 at a cost of \$800. Repaired check valve in Jockey Pump in December 2019 at a cost of \$700. The well is located on land owned by the Applicant. **GUNNISON COUNTY. YOU ARE FURTHER NOTIFIED**

THAT you have until the last day of May, 2020 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 April 10, 2020. #041006

—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 March 2020.

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. 2020CW3015 (13CW3023, 05CW73, 94CW67, 90CW138, AND 85CW294).** Applicant: Lodge Pole Lake Reservoir Co., Attn: Jennifer L. Knox, P.O. Box 1502, Crested Butte, CO 81210, Phone: (970) 349-5632 c/o David S. Hayes, Petros & White, LLC, 1999 Broadway, Suite 3200, Denver, CO 80202, (303) 825-1980, dhayes@petros-white.com. 2. **Description of Conditional Water Right:** A. **Name of Structure:** Lodge Pole Lake Reservoir. B. **Prior Decrees:** The original decree adjudicating the Lodge Pole Lake Reservoir was entered on August 13, 1986, in Case No. 85CW294, by the District Court, Water Division No. 4, State of Colorado. Diligence has been maintained for the Lodge Pole Lake Reservoir by the following decrees of

the District Court for Water Division No. 4: Case No. 90CW138 dated May 3, 1991; Case No. 97CW67 dated May 7, 1999; Case No. 05CW73 dated July 20, 2007; and Case No. 13CW3023 dated March 3, 2014. C. **Legal Description:** S½ NE¼ and N½ SE¼, Section 11, Township 14 South, Range 86 West of the 6th P.M., the south axis of the dam of such lake is situated 1,245 feet east and 60 feet south of the east quarter corner, in said Section 11, as depicted on the map attached to the Application as **Exhibit A** and available for inspection at the Division 4 Water Court or via Colorado Courts E-filing. D. **Source:** Baxter Gulch, tributary to the Slate River, tributary to the East River, tributary to the Gunnison River. E. **Appropriation Date:** June 7, 1985. F. **Amount:** Decreed for 22.8 acre feet, of which Applicant owns 13.2 acre feet ("Applicant's Portion"). G. **Use:** Irrigation, domestic and augmentation (conditional) and recreation and fish culture (absolute). In Case No. 90CW138, the Court made all 22.8 acre feet of the Lodge Pole Lake Reservoir water right absolute for recreation and fish culture purposes. This Application involves only the remaining conditional uses of Applicant's Portion in the Lodge Pole Lake Reservoir for irrigation, domestic and augmentation purposes. 3. **Evidence of reasonable diligence:** During the applicable diligence period for the Lodge Pole Lake Reservoir, the Applicant

has taken steps to diligently develop the remaining conditional portion(s) of the Lodge Pole Lake Reservoir, including, without limitation, the activities listed in the Application, available for inspection at the office of the Division 4 Water Court or via Colorado Courts E-filing. The list is not intended to be all inclusive and may be supplemented by additional evidence at any hearing in this matter. 4. **Claim to make absolute for all decreed purposes.** Pursuant to CRS §37-92-301(4)(e), a decreed conditional water storage right shall be made absolute for all decreed purposes to the extent of the volume of the appropriation that has been captured, possessed and controlled at the decreed storage structure. As previously determined by this Court in Case No. 90CW138, the full volume of the appropriation for the Lodge Pole Lake Reservoir has been diverted and stored, and Applicant herein seeks confirmation that the Applicant's Portion of the subject water right has been made absolute for all decreed purposes. 5. **Name(s) and address(es) of owner(s) or reputed owners of the land upon which any new diversion or storage structure, or modification to any existing diversion or storage structure is or will be constructed or upon which water is or will be stored, including any modification to the existing storage pool:** Brothers Brenda Revocable Trust, 4860 S Lewis Ave, Tulsa, OK 74105-5182. WHEREFORE, Applicant respectful-

ly requests that this Court enter a decree making the Applicant's Portion of the conditional storage rights decreed to the Lodge Pole Lake Reservoir, as more fully described above, fully absolute for all decreed purposes, or, in the alternative, finding reasonable diligence for and continuing in full force and effect the remaining conditional water rights for Lodge Pole Lake Reservoir; and granting such other relief to the Applicant as the Court deems just and proper. **IN GUNNISON COUNTY. YOU ARE FURTHER NOTIFIED THAT** you have until the last day of May, 2020 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 April 10, 2020. #041007

—COMBINED NOTICE - PUBLICATION—  
CRS §38-38-103 FORECLOSURE SALE NO. 2020-001

To Whom It May Concern: This Notice is given with regard to the following described Deed of Trust: On January 24, 2020, 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)	Brush Creek Airport, LLC
Original Beneficiary(ies)	Brian Landy
Current Holder of Evidence of Debt	Brian Landy
Date of Deed of Trust	April 07, 2011
County of Recording	Gunnison
Recording Date of Deed of Trust	April 18, 2011
Recording Information	604754
(Reception No. and/or Book/Page No.)	
Original Principal Amount	\$180,000.00
Outstanding Principal Balance	\$180,000.00

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. Lot 3, Buckhorn Ranch Filing No. 1, according to the offi-**

**cial plat thereof filed for record May 9, 1994, bearing Reception No. 451348 as amended by the Amendment to Plat of Avion Club Filing No. 1, filed for record on March 3, 2001 at Reception No. 510418, County of Gunnison, State of Colorado, together with all its appurtenances. 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, 05/27/2020, 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	4/10/2020
Last Publication	5/8/2020
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: 01/24/2020  
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:  
Brian Landy #25337  
Brian Landy, Attorney at Law 4201 E Yale Ave., Suite 110, Denver, CO 80222 (303) 781-2447

Published in the *Crested Butte News*. Issues of April 10, 17, 24, May 1 and 8, 2020. #041010



# Legals

—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 March 2020.

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. 2020CW3016.** Gunnison County. Underground water trib. to Ohio Creek. **Application for Finding of Reasonable Diligence and to Make Conditional Water Right Absolute.** Applicant: Kim Barz, c/o

Balcomb & Green, P.C., P.O. Drawer 790, Glenwood Springs, CO 81602; 970-945-6546. Summary of Application: Applicant requests the Court to find reasonable diligence in the development of the conditional underground water right of the Barz Well in the amt. of 8 g.p.m. and to confirm that right as absolute. Description of Structure and Conditional Right: **Barz Well.** Legal description: SW1/4 NE1/4, Sec. 12, T. 50 N., R. 1 W., N.M.P.M., 2,056 ft. from the N. line and 2,610 ft. from the E. line. Source: underground water trib. to Ohio Creek. Depth: 49 ft. Date of Approp: 6/1/2006. Amt: 8 g.p.m., cond. Use: Dom. use for one single family residence and one additional dwelling unit and stock watering for four head of livestock and landscape irr. of 1,200 square ft (0.028 acres). Well Permit: 68214-F, Receipt No. 3641022 issued 7/20/2009. Remarks: The well was decreed for 15 g.p.m. total diversion and 7 g.p.m. was previ-

ously decreed absolute. A list of diligence activities and expenditures toward development of the conditional water right is on file with this court. Claim for Absolute Rights: During the diligence period, Applicant has put the remaining portion of the Barz Well cond. water right to beneficial use as follows: Amt: 8 g.p.m.. Use: Dom. use for one single family residence and one additional dwelling unit and stock watering for four head of livestock and landscape irr. of 1,200 square ft. (0.028 acres) Date water applied to beneficial use: 1/21/2020. Amt. remaining cond.: 0. Names and addresses of owners or reputed owners of the land upon which any new or existing diversion or storage structure or modification to any existing diversion or storage structure is or will be constructed or upon which water is or will be stored, including any modification to the existing storage pool: Applicant. 6pgs. **GUNNISON COUNTY.**

YOU ARE FURTHER NOTIFIED THAT you have until the last day of May, 2020 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 April 10, 2020. #041008

—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 March 2020.

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. 2020CW3021 (Ref. No. 12CW82 and 05CW235).** Applicant Bear Ranch, LLC, c/o O'Hayre Dawson, PLLC, 120 North Taylor Street / P.O. Box 179, Gunnison, Colorado 81230. Application to Make Absolute to make Conditional Water Rights Absolute: **Filmore Ditch, Bear Ranch Second Enlargement.** The NW ¼ of the NW ¼ of Section 25, Township 12 South, Range 89 West of the 6th P.M., at a distance of 179 feet from the north section line and 306 feet from the west section line (Gunnison County) Source: Deep Creek, a tributary of Muddy Creek and the North Fork of the Gunnison River, and local runoff captured by the ditch. Appropriation Date: September 27, 2012. Amount: 1.20 c.f.s. Use: To fill, provide freshening flows to, and replace evaporated losses from the Gun Range Pond Nos. 1-7 for subsequent irrigation, recreational, piscatorial, wildlife, and fire protection purposes. **Mike Bear Tailwater Ditch, First Enlargement:** The NE ¼ of the SW ¼ of Section 35, Township 12 South, Range 89 West of the 6th P.M., at a distance of 2,554 feet from the south section line and 1,915 feet from the west section line (Gunnison County). Source: Tailwater from irrigation under the Filmore Ditch, which diverts from Deep Creek, a tributary of Muddy Creek and the North Fork of the Gunnison River, as well as local runoff captured by the ditch. Appropriation Date: September 27, 2012. Amount: 1.20 c.f.s. Use: To fill, provide freshening flows to, and replace evaporated losses from the Gun Range Pond Nos. 1-7 for subsequent irrigation, recreational, piscatorial, wildlife, and fire protection purposes. **Gun Range Pond Nos. 1-7 – Gun Range Pond No. 1:** the SW ¼ of the SE ¼ of Section 35, Township 12 South, Range 89 West of the 6th P.M., at a distance of 568 feet from the south section line and 2,175 feet from the east section line (Gunnison County). Gun Range Pond No. 2: The SW ¼ of the SE ¼ of section 35, Township 12 South, Range 89 West of the 6th P.M., at a distance of 682 feet from the south section line and 1,751 feet from the east section line (Gunnison County). Gun Range Pond No. 3: The SW ¼ of the SE ¼ of Section 35, Township 12 South, Range 89 West of the 6th P.M., at a distance of 714 feet from the south section line and 1,506 feet from the east section line (Gunnison County). Gun Range Pond No. 4: The SW ¼ of the SE ¼ of Section 35, Township 12 South, Range 89 West of the 6th P.M., at a distance of 434 feet from the south section line and 1,681 feet from the east section line (Gunnison County). Gun Range Pond No. 5: The SE ¼ of the SE ¼ of Section 35, Township 12 South, Range 89 West of the 6th P.M., at a distance of 752 feet from the south section line and 1,035 feet from the east section line (Gunnison County). Gun Range Pond No. 6: The SE ¼ of the SE ¼ of

Section 35, Township 12 South, Range 89 West of the 6th P.M., at a distance of 1,161 feet from the south section line and 1,241 feet from the east section line (Gunnison County). Gun Range Pond No. 7: The SW ¼ of the SE ¼ of Section 35, Township 12 South, Range 89 West of the 6th P.M., at a distance of 316 feet from the south section line and 1,412 feet from the east section line (Gunnison County). Sources: Deep Creek and tailwater from irrigation under the Filmore Ditch, which diverts from Deep Creek, a tributary of Muddy Creek and the North Fork of the Gunnison River, as well as surface runoff tributary to the ponds. Ditches used to Fill Reservoirs: At times when the senior Filmore Ditch water rights are in priority or are operating under the exchange decreed in Case No. 05CW236, Division 4 Water Court, the Gun Range Pond Nos. 1-7 will fill from: (1) irrigation tailwater from the Filmore Ditch diverted at the Mike Bear Tailwater Ditch, First Enlargement at a rate of up to 1.20 c.f.s.; (2) irrigation tailwater from the Filmore Ditch directly tributary to the ponds; and (3) tributary runoff. At times when the senior Filmore Ditch water rights are out-of-priority or are not operating under the exchange decreed in Case No. 05CW236, Division 4 Water Court, the Gun Range Pond Nos. 1-7 will fill from: (1) direct diversions from the Filmore Ditch, Bear Ranch Second Enlargement at a rate of up to 1.20 c.f.s.; and (2) tributary runoff. Appropriation Date: September 27, 2012. Amounts and uses: Gun Range Pond No. 1: 2.48 acre-feet ("AF), conditional for irrigation, recreational, piscatorial, wildlife, and fire protection purposes on Applicant Bear Ranch LLC's property. The Gun Range Pond No. 1 is used for supplemental irrigation of approximately 12.6 acres, the location of which is shown in Figure 5. Gun Range Pond No. 2: 2.49 AF, conditional for irrigation, recreational, piscatorial, wildlife, and fire protection purposes on Applicant Bear Ranch LLC's property. The Gun Range Pond No. 2 will be used for supplemental irrigation of approximately 12.6 acres, the location is shown on Figure 5. Gun Range Pond No. 3: 5.07 AF, conditional, for irrigation recreational, piscatorial, wildlife, and fire protection purposes on Applicant Bear Ranch LLC's property. The Gun Range Pond No. 4: 0.50 AF, conditional, for irrigation, recreational, piscatorial, wildlife, and for protection purposes on Applicant Bear Ranch LLC's property. The Gun range Pond No 4 is used for supplemental irrigation of approximately 12.6 acres. Gun Range Pond No. 5: 0.77 AF, conditional for irrigation, recreational, piscatorial, wildlife, and fire protection purposes on Applicant Bear Ranch LLC's property. The Gun Range Pond No. 5 is used for supplemental irrigation of approximately 12.6 acres. Gun Range Pond No. 6: 0.062 AF, conditional, for irrigation, recreational, piscatorial, wildlife, and fire protection purposes on Applicant Bear Ranch LLC's property. The Gun Range Pond No. 6 is used for supplemental irrigation of approximately 12.6 acres. Gun Range Pond No. 7: 0.711 AF, conditional, for irrigation, recreational, piscatorial, wildlife, and fire protection purposes on Applicant Bear Ranch LLC's property. The Gun Range Pond No. 7 is use for supplemental irrigation of approximately 12.6 acres. Total capacities of reservoirs: Gun Range Pond No. 1: 2.48 AF (2.28 AF active, 0.20 AF dead storage). Gun Range Pond No. 2: 2.49 AF (2.40 AF active, 0.09 AF dead storage). Gun Range Pond No. 3: 5.07 AF (4.43 AF active, 0.02 AF dead storage). Gun Range Pond No. 4:

0.50 AF (all active capacity). Gun Range Pond No. 5: 0.77 AF (0.75 AF active, 0.02 AF dead storage). Gun Range Pond No. 6: 0.062 AF (0.054 AF active, 0.008 AF dead storage). Gun Range Pond No. 7: 0.711 AF (0.70 AF active, 0.011 AD dead storage). Surface areas of high-water lines: Gun Range Pond No. 1: 0.44-acre, maximum height of dam in feet: less than 10 feet, length of dam: approximately 160 feet. Gun Range Pond No. 2: 0.51-acre, maximum height of dam in feet: less than 10 feet, length of dam: approximately 260 feet. Gun Range Pond No. 3: 0.66 acre, maximum height of dam in feet: less than 10 feet, length of dam: approximately 330 feet. Gun Range Pond No. 4: 0.14-acre, maximum height of dam in feet: less than 10 feet, length of dam: approximately 160 feet. Gun Range Pond No. 5: 0.20-acre, maximum height of dam in feet: less than 10 feet, length of dam: approximately 280 feet. Gun Range Pond No. 6: 0.07-acre, maximum height of dam in feet: less than 10 feet, length of dam: approximately 200 feet. Gun Range Pond No. 7: 0.17-acre, maximum height of dam in feet: less than 10 feet, length of dam approximately 135 feet. **Pearl Pond:** The SE ¼ of the NW ¼ of Section 11, Township 13 South, Range 89 West of the 6th P.M., at a distance of 2,134 feet from the north section line and 1,684 feet from the west section line. (Gunnison County) Sources: Anthracite Creek, a tributary of the North Fork of the Gunnison River, and surface runoff tributary to the pond. Ditch used to fill the Reservoir: Water diverted through the Frey Ditch at a rate of up to 3.0 c.f.s. The decreed location of the Frey Ditch is located in the NW ¼ of the NE ¼ of Section 11, Township 13 South, Range 89 West of the 6th P.M., at a distance of 746 feet from the north section line and 2,116 feet from the east section line (Gunnison County). Appropriation Date: May 27, 2011. Amounts and uses: 30.7 AF, conditional, for irrigation, recreational, piscatorial, wildlife, and fire protection purposes, and 18.2 AF, conditional, for augmentation purposes. The Pearl Pond is used for supplemental irrigation of approximately 1.5 acres. Total capacity of reservoir: 30.7 AF, conditional (18.2 AF active capacity and 11.2 AF dead storage). Surface Area of High-Water Line: 2.62 acres. Maximum height of dam in feet: less than 10 feet. Length of dam: approximately 1,100 feet. The application on file with the Water Court contains an outline of the work performed during the diligence period, and request for absolute rights. **GUNNISON COUNTY.**

YOU ARE FURTHER NOTIFIED THAT you have until the last day of May, 2020 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 April 10, 2020. #041009

—COMBINED NOTICE - PUBLICATION—  
CRS §38-38-103 FORECLOSURE SALE NO. 2020-002

To Whom It May Concern: This Notice is given with regard to the following described Deed of Trust:  
On January 28, 2020, 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)	Susan L Todd
Original Beneficiary(ies)	MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. AS NOMINEE FOR COUNTRYWIDE HOME LOANS, INC., ITS SUCCESSORS AND ASSIGNS
Current Holder of Evidence of Debt	BANK OF AMERICA, N.A.
Date of Deed of Trust	May 25, 2004
County of Recording	Gunnison
Recording Date of Deed of Trust	June 03, 2004
Recording Information	542764
(Reception No. and/or Book/Page No.)	
Original Principal Amount	\$142,500.00
Outstanding Principal Balance	\$144,838.91

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.**  
**LOT 2, TAYLOR RIVER ESTATES, ACCORDING TO THE PLAT THEREOF FILED OCTOBER 16, 1984 AND BEARING RECEPTION NO. 384215 OF THE RECORDS OF GUNNISON COUNTY, COLORADO.**

**Also known by street and number as: 26904 County Road, Almont, CO 81210.**  
**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, 07/01/2020, continued from the original sale date of 5/27/2020, 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 4/10/2020  
Last Publication 5/8/2020  
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: 01/28/2020  
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

Published in the *Crested Butte News*. Issues of April 10, 17, 24, May 1 and 8, 2020. #041011

