

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 2021.

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. 2021CW3011; Gunnison County - Gunnison River; Mt. Crested Butte Water and Sanitation District; c/o John R. Pierce, Dufford Waldeck, 744 Horizon Court, Suite 300, Grand Junction, CO 81506, (970) 248-5865; APPLICATION FOR FINDING OF REASONABLE DILIGENCE; Name, mailing address,

and telephone number of applicant: Mt. Crested Butte Water and Sanitation District, PO Box 5740; Mt. Crested Butte, CO 81225; (970) 349-7575; Name of structure: Malensek Ditch No. 5 Enlargement; Description of conditional water right: Original Decree: July 5, 1989, Case No. 87CW306; Subsequent decrees awarding findings of diligence: 95CW03, 01CW172, 08CW31, 14CW3088, Legal description: SE/4 NE/4 of Section 14, Township 13 South, Range 86 West, 6th P.M., at a point 2,475 feet from the north section line and 490 feet from the east section line; Source of water: Surface flows tributary of the East River, a tributary of the Gunnison River; Appropriation Date: June 9, 1987; Amount: 5.0 c.f.s.; Use: Filling the North Village Reservoir, originally decreed in Case No. 83CW330; Detailed outline of what has been done toward completion or for completion of the appropriation and application of water to a beneficial use: The Malensek Ditch No. 5 Enlargement is a filling source for the North Village Reservoir

and this Court has found that it is a component of the District's integrated water supply system which includes both the physical supply of water as well as a comprehensive plan to augment all otherwise out-of-priority depletions associated with the use of the District's water rights. During the diligence period, Applicant undertook a project to improve the delivery system from the East River by doubling its capacity. The estimated cost of this work is \$1.75 million, with design and engineering costs of approximately \$150,000. Applicant also enlarged the capacity of its raw water pipeline system by supplementing an existing 8-inch pipeline with nearly 2,900 feet of 12-inch pipe at a cost of approximately \$1.8 million, with design and engineering costs of approximately \$125,000. These improvements will supplement Applicant's right in the Malensek Ditch No. 5 Enlargement by providing additional flows to fill the North Village Reservoir during the spring while still meeting direct flow demands for municipal supply. (4 pages)

GUNNISON COUNTY

YOU ARE FURTHER NOTIFIED THAT you have until the last day of May, 2021 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). (This publication can be viewed in its entirety on the state court website at: www.courts.state.co.us). FRED CASTLE, Water Clerk, Water Division 4, 1200 N. Grand Ave., Bin A, Montrose, CO 81401

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

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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. 2021CW3016. Name, address, and telephone number of

Applicant: Clear Creek Royalty & Land LTD, PO BOX 52288, Midland, TX 79710-2288, (432) 818-0314. Please direct all correspondence to LAW OF THE ROCKIES, Kendall K. Burgemeister, Atty. Reg. #41593 525 North Main Street, Gunnison, CO 81230, (970) 641-1903, kburgemeister@lawoftherockies.com. APPLICATION FOR CONDITIONAL WATER STORAGE RIGHT. Name of Structure: Floyd Pond. Location: In the NW1/4SE1/4 of Section 17, Township 14 South, Range 85 West, 6th PM, UTM Zone 13S 333894E 4300331N. Source: East River, tributary to the Gunnison River. Point of Diversion: In the NW1/4SE1/4 of Section 17, Township 14 South, Range 85 West, 6th PM, UTM Zone 13S 333831E 4300400N. Filling

Structure: Floyd Pond Inlet, capacity: 1.0 cfs, proposed rate of fill: 1.0 cfs for the initial fill, 0.55 cfs for refreshing flows and replacement of evaporative loss and irrigation diversions. Amount: 5.52 acre-feet for an initial fill plus refills to replace evaporative loss and amounts diverted for irrigation. Capacity: 5.52 acre-feet. Surface Area of High Water Line: 0.62 acres. Vertical Height and Length of Dam: The pond will be largely excavated below the natural grade. A small embankment, no more than 380 feet long and no more than 4.5 feet tall may be constructed on the downstream side of the pond. Use: Recreation, fish propagation, fire protection, and irrigation of up to 2 acres of meadow, lawn, and other landscaping. Appropriation

Date: March 31, 2021, by hiring a contractor to perform site reconnaissance and develop a design for the structure, and by filing this application. The structures are downstream of the East River No. 2 Ditch. Uses will be augmented through a contract with Upper Gunnison River Water Conservancy District. If groundwater is intercepted during construction, the pond will be lined, or a well permit will be obtained. All structures are on land owned by Applicant. **GUNNISON COUNTY.** YOU ARE FURTHER NOTIFIED THAT you have until the last day of May, 2021 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). (This publication can be viewed in its entirety on the state court website at: www.courts.state.co.us). FRED CASTLE, Water Clerk, Water Division 4, 1200 N. Grand Ave., Bin A, Montrose, CO 81401

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—GUNNISON WATERSHED SCHOOL DISTRICT—
REGULAR MEETING
APRIL 12, 2021~ 5:30 PM

This meeting will be conducted in person and by distance using the video conferencing platform ZOOM. Please check the GWSD website for further instructions.

- 5:30 I. Call to Order
II. Roll Call
III. Pledge of Allegiance
IV. Modifications/Approval of Agenda—**ACTION ITEM**
V. Commendations and recognition of visitors
*Visitors who wish to address the Board, please make known at the beginning of the meeting via zoom.
A. Superintendent Summary - Dr. Nichols
1. Successful Students
2. Strong Employees
3. Engaged Community
4. Healthy Finances
5. Functional Facilities

- VII. **Action Items**
A. Consent Grouping
Note: Items under the consent grouping are considered routine and will be enacted under one motion. There will not be separate discussion of these items prior to the time the board votes unless a Board Member requests an item be clarified or even removed from the grouping for separate consideration.

- The Superintendent recommends approval of the following
1. Board of Education Minutes
a. March 8, 2021—Regular meeting
2. Finance
Approve for payment, as presented by the Business Manager, warrants as indicated:
a. General Account # 39421-39523
b. Payroll Direct Deposit # 46851-47214
3. Personnel*

- a. Savannah Matzinger-Assistant Track coach-CBMS
b. Marcella Tarantino-Assistant Volleyball coach-GHS
c. Hunter Hodgkins-Assistant Soccer coach-GHS
d. Katrina Stanek-Assistant Volleyball coach-CBSS
e. Matthew Wilson-Assistant Soccer coach-CBMS
Correspondence
B. New Business—**ACTION ITEMS (1-3)**
1. Consider approval of 2021-22 School Year calendar
2. Consider approval of the 2021-22 Board meeting dates
3. Consider changing Board meeting date from June 14th to June 7th
C. Old Business—**ACTION ITEM**
1. Second reading of policies:
a. AC-Nondiscrimination/Equal Opportunity
AC-R-1 Nondiscrimination/Equal Opportunity (Complaint and Compliance Process)
AC-R-2 Title IX Sexual Harassment Grievance Process
AC-E-1 Notice of Nondiscrimination
AC-E-2 Nondiscrimination/Equal Opportunity Report Form
AC-E-3 Title IX Formal Complaint
b. GBAA-Sexual Harassment
c. JBB- Sexual Harassment Under Title IX and Other Prohibited Misconduct of a Sexual Nature
VIII. Comments from the Public
*Visitors who wish to address the Board

- IX. Items introduced by Board Members
X. Board Committee Reports
a. District Accountability Committee- Mr. Taylor
b. School Accountability Committees- Mr. Martineau, Mrs. Mick, Mrs. Brookhart
c. Gunnison County Education Association Negotiations- Ms. Fullmer
d. Gunnison County Education Association 3X3- Mr. Martineau
e. Fund 26- Mrs. Mick
f. Gunnison Valley Community Foundation- Mrs. Mick
g. Gunnison Memorial Scholarship- Mr. Taylor
h. Health Insurance Committee- Ms. Fullmer
XI. Forthcoming Agendas/Meeting Dates and Times
A. Monday, April 26, 2021—Work Session @5:30pm Gunnison or Zoom
B. Monday, May 10, 2021—Regular Meeting@5:30pm Gunnison or Zoom
C. Monday, May 24, 2021—Regular Meeting@5:30pm Crested Butte or Zoom
D. Monday, June 14, 2021—Regular Meeting/Budget Hearing@5:30pm Gunnison
E. Monday, June 21, 2021—Regular Meeting/Budget Adoption@5:30pm Gunnison
XII. Executive Session regarding a property matter C.R.S. 24-6-402(4)(a)
The particular matter that is to be discussed behind closed doors is discussion of property options near Crested Butte.
XIII. Adjournment

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—DESIGN REVIEW COMMITTEE (DRC)—
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION
NOTICE OF PUBLIC MEETING
AGENDA
THURSDAY APRIL 15, 2021 ~ 6:00PM
UBERCONFERENCE

Join the call: <https://www.uberconference.com/dom658>
Optional dial-in number: 781-448-4005
PIN: 70089

This Agenda serves a 14-day public comment period in which comments may be submitted in writing to the DRC. 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 18th, 2021 DRC Meeting.
Business:
6:10 PM **Haverly** Townhouse #1, #2 and #3, Lot C43, Lot C44, Lot C45, Block 4, Filing #2, 65, 83, and 103 Haverly Street- 12 Units Total
7:25 PM **Krist**, Single-Family Residence with Accessory Dwelling, Lot 5, Block 18, Filing #3, 98 Floyd Ave.

- 8:05 PM **Fessenden**, Multi-Family Residence, Lot 18, Block 4, Filing #2, 391 Cement Creek Road
8:45 PM **S.O.A.R.** Duplex, Unit 1 of 2, Lot 3, Block 10, Filing #2, 495 Teocalli Road
9:25 PM Scheduled Property Owner Comment Time
9:30 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. A complete set of plans can be viewed at the Crested Butte South POA office, 61 Teocalli Road.

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deadline tuesday at noon
legals@crestedbuttenews.com

—MEETING NOTICE—

The Board of Directors of the Upper Gunnison River Water Conservancy District will conduct a regular board meeting on Monday, April 26, 2021 at 5:30 p.m. The meeting will be held in the District offices, 210 West Spencer, Suite B, Gunnison. Due to Covid-19 precautions, anyone from the public wishing to attend will be invited to join the meeting via Zoom video/teleconferencing. Please register using the following link: Register in advance for this meeting:

<https://us02web.zoom.us/j/9VYzHEK9TiQXB6>
After registering, you will receive a confirmation email containing information about joining the meeting. A meeting agenda will be posted at the District Office prior to the meeting.
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