

Rob Dulcemia June 9, 1982-February 23, 2023

Robert Wilbanks, aka Rob Dulcemia, beloved husband, father, son, brother and friend passed away unexpectedly on Thursday, February 23, 2023. Born June 9, 1982, he was 40 years old. Rob is survived by his parents, Leslie and Kelly Wilbanks of Crested Butte, his wife, Jazmine Wilbanks, infant daughter, Ella Vianey Wilbanks, and his siblings Amber Trzcinski of Basalt, CO, and Matthew Richey of Chattanooga, TN, as well as many more family members and a network of music-loving friends across the globe.

Rob grew up in Southern California. He graduated from Western Colorado University in Gunnison in May 2017 with a degree in computer science. While attending Western, he lived in Gunnison and Crested Butte. He spent the final years of his life in Las Vegas, NV working as a database engineer. Rob was a globally renowned and respected member of the historical ska and reggae

vinyl preservationist and DJ community, which is also how he met his equally talented wife, Jazz. He dedicated his life to sharing his love for the music and encouraged others to enjoy and support it all in the spirit of anti-racism. For a brief period, he hosted a radio show on KBUT known as Trojan Rob. Rob was a deeply loving and committed father, husband and friend, and all who knew him would describe him as a kind and gentle soul. He is sorely missed.

A celebration of life will be held on June 24 in Long Beach, CA at DiPiazza. All are welcome, please reach out to his family for details.

In lieu of flowers, the Wilbanks family would appreciate donations in Rob's honor to the Ella Wilbanks



Educational Fund. A 529 account has been created in his daughter's name and you may donate at Ugift.com using the code T7G-P7V.



Josephine Busse

Josephine Ann Busse (née Cammarata), 84, of Gunnison, Colorado, formerly of Toms River, New Jersey, passed away peacefully on April 22, 2023, at Willows Assisted Living in Gunnison.

Josephine was born in Caldwell, New Jersey and later lived in Waldwick, New Jersey and Mahwah, New Jersey. She moved to Gunnison in 2015 to be closer to three of her five children.

Josephine and her husband owned and operated Brenwall Plumbing and Heating in Mahwah for many years. She also worked as an administrative assistant for Meldisco, Inc. in Mahwah.

She was involved in many volunteer organizations, such as the Lioness Club, as president of the Parent-Student Organization, Girl Scouts and Boy Scouts and social clubs such as the Red Hats. She was a parishioner of St. Maximilian Roman Catholic Church in Berkeley Township and

later St. Peter's Catholic Church in Gunnison. Some of her hobbies included painting, sewing and needle crafts. She was the life of the party and loved telling jokes and especially telling the punchline first. She enjoyed spending time with her family. She grew up with three older sisters and a younger brother. Her father migrated from Sicily, circa 1917.

She was preceded in death by her husband, Joseph R. Busse Sr., her sisters Mary Cammarata Gazdalski, Ann Cammarata Rusell and her brother Michael Cammarata. She is survived by her five children Joseph Busse Jr. of Colorado, Maria Busse-Madsen of New York, Michael Busse of Colorado, Jennifer Busse-Kennedy of Colorado and Patrick Busse of North Carolina. She is also survived by her sister, Beatrice D'Elia of Florida, eight grandchildren and many nephews and nieces.

A Memorial Mass was held at St. Peter's Catholic Church in Gunnison on April 26.

Celebrate the life of Mitch Hoffman

Let's share our many memories of Mitch who touched so many lives in our community. We will gather on Sunday, June 4 from 2-5 p.m. at Rainbow Park in Crested Butte. Bring your own chair –

food will be provided.

If you would like to make a donation in memory of Mitch and his love for biking please donate to Crested Butte Mountain Bike Association.

Celebrate the life of Patricia Dawson

A celebration of life for Patricia Dawson will be held on Thursday, June 22 at the Crested Butte Center for the Arts Steddy Theater starting at 5 p.m. Doors will open at 4 p.m. Come by and share stories about Pat while mingling with friends and family.

Legals

legals@crestedbuttenews.com • phone: 970.349.0500 ext. 105 • www.crestedbuttenews.com

—GUNNISON WATERSHED SCHOOL DISTRICT— REGULAR MEETING MAY 8, 2023 LAKE SCHOOL CONFERENCE ROOM

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

- I. Call to Order
- II. Roll Call
- III. Pledge of Allegiance
- IV. Approval of Agenda— **ACTION ITEM**
- V. Commendations, recognition of visitors, and public comment
**Visitors who wish to address the Board, please make known at the beginning of the meeting via Zoom or if in-person, please complete the public participation form.*
 1. Housing needs assessment by Williford Housing
- VI. Administrative Action Summaries
 - A. Superintendent Summary - Dr. Nichols
 1. Successful Students
 - Gunnison graduation - 2pm - May 21, 2023
 - Crested Butte graduation - 10am - May 27, 2023
 2. Strong Employees
 3. Engaged Community
 4. Healthy Finances
 - FY24 Budget planning update-Mrs. Mills
 5. Functional Facilities-Bond Program Update
- 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. April 10, 2023—Regular meeting
2. Finance

Approve for payment, as presented by the Business Manager, warrants as indicated:

 - a. General Account # 42387-42484
 - b. Payroll Direct Deposit # 55942-56342
3. Personnel*
 - a. Lance Betts-Principal-Gunnison Middle School
 - b. Robin Wilkinson-Principal-Gunnison Elementary School
 - c. Wendi Birchler-2nd grade teacher-CBES
 - d. Cynthia Mollendor-3rd grade teacher-CBES
 - e. Kelly Anderson-ELL teacher-GES
 - f. Damien Jones-1st grade-GES
 - g. Jessica McNary-2nd grade-GES
 - h. Nathan Motsinger-Secondary Art-CBSS
 - i. Molly Pike-2nd grade-GES
 - j. Randi Vincent-1st grade-GES
 - k. Isabella Jacobson-Kindergarten teacher-Lake
 - l. Elise Brown-Resignation-Special Education Teacher-GMS
 - m. Leia Henaghan Resignation-Achievement Center
4. Correspondence
- B. New Business
 1. First reading of policies
 - a. ADD-Safe Schools
 - b. DJE-Bidding Procedures
- C. Old Business
 1. Second reading of policy: **ACTION ITEM**
 - a. JKA-Use of Physical Intervention and Restraint
- VIII. Comments from the public

- *Visitors who wish to address the Board, please make known via Zoom or if in-person, please complete the public participation form.*
- IX. Items introduced by Board Members
 - X. Board Committee assignments for the 2022-23 school year
 - A. District Accountability Committee- Mrs. Roberts
 - B. School Accountability Committees- Mr. Martineau, Mrs. Mick, Mrs. Brookhart
 - C. Gunnison County Education Association Negotiations- Mr. Taylor
 - D. Gunnison County Education Association 3X3- Mr. Martineau
 - E. Fund 26- Mrs. Mick
 - F. Gunnison Valley Community Foundation- Mrs. Mick
 - G. Gunnison Memorial Scholarship- Mrs. Roberts
 - H. Health Insurance Committee- Mr. Taylor
 - XI. Forthcoming Agendas/Meeting Dates and Times
 - Monday, May 22, 2023—Regular meeting/Proposed Budget@5:30 CBCS Library
 - Monday, June 5, 2023—Regular meeting/Budget Hearing Gunnison/Lake School
 - Monday, June 26, 2023—Regular meeting/Budget Adoption Gunnison/Lake School

GECA/GWSD Negotiations schedule
Thursday, May 11th —8:00am - 4:00pm—Public by ZOOM only
 - XII. Executive Session
C.R.S. 24-6-402 (4)(f) that the Board enter executive session to discuss a personnel matter. The particular matter that is to be discussed behind closed doors is the superintendent evaluation.
 - XIII. Adjournment

—LEGAL—

PLEASE TAKE NOTICE that a public hearing of the Crested Butte Town Council will be on the 15th day of May 2023 at 7PM on Ordinance No. 8, Series 2023 in the Town Council Chambers, located at 507 Maroon Avenue, Crested Butte, CO and on Zoom. Ordinance No. 8, Series 2023 - An Ordinance of the Crested Butte Town Council Approving the Lease of a Portion of the Property at 716 Elk Avenue to High Country Conservation Advocates. The public may connect to the meeting via Zoom with the following address: https://us02web.zoom...

us/j/83442381447 Or Telephone: Dial: +1 719 359 4580 US or +1 669 444 9171 US or +1 253 205 0468 US or +1 360 209 5623 US or +1 386 347 5053 US or +1 507 473 4847 US or +1 564 217 2000 US or +1 646 931 3860 US or +1 689 278 1000 US or +1 305 224 1968 US or +1 309 205 3325 US Webinar ID: 834 4238 1447 TOWN OF CRESTED BUTTE, COLORADO /s/ Lynelle Stanford, Town Clerk Published in the Crested Butte News. Issue of May 5, 2023. #050507

—LEGAL—

PLEASE TAKE NOTICE that a public hearing of the Crested Butte Town Council will be on the 15th day of May 2023 at 7PM on Ordinance No. 9, Series 2023 in the Town Council Chambers, located at 507 Maroon Avenue, Crested Butte, CO and on Zoom. Ordinance No. 9, Series 2023 - An Ordinance of the Crested Butte Town Council Approving the Lease of the Property at 409 2nd Street to the Crested Butte Snowsports Foundation. The public may connect to the meeting via Zoom with the following address: https://us02web.zoom.us/j/83442381447 Or Telephone: Dial: +1 719 359 4580 US or +1 669 444 9171 US or +1 253 205 0468 US or +1 360 209 5623 US or +1 386 347 5053 US or +1 507 473 4847 US or +1 564 217 2000 US or +1 646 931 3860 US or +1 689 278 1000 US or +1 305 224 1968 US or +1 309 205 3325 US Webinar ID: 834 4238 1447 TOWN OF CRESTED BUTTE, COLORADO /s/ Lynelle Stanford, Town Clerk Published in the Crested Butte News. Issue of May 5, 2023. #050508

https://us02web.zoom.us/j/83442381447 Or Telephone: Dial: +1 719 359 4580 US or +1 669 444 9171 US or +1 253 205 0468 US or +1 360 209 5623 US or +1 386 347 5053 US or +1 507 473 4847 US or +1 564 217 2000 US or +1 646 931 3860 US or +1 689 278 1000 US or +1 305 224 1968 US or +1 309 205 3325 US Webinar ID: 834 4238 1447 TOWN OF CRESTED BUTTE, COLORADO /s/ Lynelle Stanford, Town Clerk Published in the Crested Butte News. Issue of May 5, 2023. #050511

—LEGAL—

PLEASE TAKE NOTICE that a public hearing of the Crested Butte Town Council will be on the 15th day of May 2023 at 7PM on Ordinance No. 12, Series 2023 in the Town Council Chambers, located at 507 Maroon Avenue, Crested Butte, CO and on Zoom. Ordinance No. 12, Series 2023 - An Ordinance of the Crested Butte Town Council Amending Chapter 16, Section 16-1-120 of the Crested Butte Municipal Code Introducing New Definitions for a Qualified Resident and Local Employer and Modifying the Definition of Rental, Long Term. The public may connect to the meeting via Zoom with the following address: https://us02web.zoom.us/j/83442381447 Or Telephone: Dial: +1 719 359 4580 US or +1 669 444 9171 US or +1 253 205 0468 US or +1 360 209 5623 US or +1 386 347 5053 US or +1 507 473 4847 US or +1 564 217 2000 US or +1 646 931 3860 US or +1 689 278 1000 US or +1 305 224 1968 US or +1 309 205 3325 US Webinar ID: 834 4238 1447 TOWN OF CRESTED BUTTE, COLORADO /s/ Lynelle Stanford, Town Clerk Published in the Crested Butte News. Issue of May 5, 2023. #050511

https://us02web.zoom.us/j/83442381447 Or Telephone: Dial: +1 719 359 4580 US or +1 669 444 9171 US or +1 253 205 0468 US or +1 360 209 5623 US or +1 386 347 5053 US or +1 507 473 4847 US or +1 564 217 2000 US or +1 646 931 3860 US or +1 689 278 1000 US or +1 305 224 1968 US or +1 309 205 3325 US Webinar ID: 834 4238 1447 TOWN OF CRESTED BUTTE, COLORADO /s/ Lynelle Stanford, Town Clerk Published in the Crested Butte News. Issue of May 5, 2023. #050511

—CRESTED BUTTE PUBLIC ART COMMISSION— REQUEST FOR PROPOSALS (RFP) FOR CRANK'S TANK SKATEPARK RENOVATION

The Town of Crested Butte is requesting proposals from local creative individuals for the creation of three unique art installations to be incorporated in the renovation of the Crank's Tank Skatepark. This project is a component of the Town of Crested Butte's Arts in Public Places Policy. The total budget for the three projects is \$14,500, including materials. See complete RFP for more budget details.

The Request for Proposal outlining project requirements can be found at www.townofcrestedbutte.com > Bid/RFQ/RFP RFP Due Date: June 2, 2023 before 05:00p.m. MST Location for delivery: Proposals may be submitted via email to planning@crestedbutte-co.gov; or delivered to Town Hall, 507 Maroon Ave., Crested Butte, Colorado 81224; or can be

mailed to Town of Crested Butte, Attn: Nick Catmur, PO Box 39, Crested Butte, Colorado 81224 in a sealed envelope marked, "Skatepark Public Art" Contact Information: Nick Catmur, Town Planner, (970) 349-5338 Ext 117 or ncatmur@crestedbutte-co.gov. Published in the Crested Butte News. Issues of April 28 and May 5, 2023. #042805

—NOTICE OF APPEAL BEFORE— THE CRESTED BUTTE TOWN COUNCIL TOWN OF CRESTED BUTTE, COLORADO

PLEASE TAKE NOTICE THAT the Town Council will consider an appeal during a Town Council meeting, which will be held on May 15, 2023 beginning at 7:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado and on Zoom for the purpose of considering the following: The appeal of the April 25, 2023 BOZAR denial determination for the proposal for a new door in the existing window opening at the existing non-contributing primary building located at 429 Maroon Avenue, South half of lots 31 and 32 in the R1C zone. The full application was: Consideration of the application of Nancy Dee Miller to construct additions to include a dormer to the historic residence to be located 429 Maroon Avenue, South half of Lots 31 and 32, Block 14 in the R1C zone.

The public may connect to the meeting via Zoom with the following address: https://us02web.zoom.us/j/83442381447 Or Telephone: Dial: +1 719 359 4580 US or +1 669 444 9171 US or +1 253 205 0468 US or +1 360 209 5623 US or +1 386 347 5053 US or +1 507 473 4847 US or +1 564 217 2000 US or +1 646 931 3860 US or +1 689 278 1000 US or +1 305 224 1968 US or +1 309 205 3325 US Webinar ID: 834 4238 1447 TOWN OF CRESTED BUTTE By Jessie Earley, Planner III Published in the Crested Butte News. Issue of May 5, 2023. #050504

deadline tuesday at noon legals@crestedbuttenews.com

—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. PG Retail I LLC DBA Backcountry Cannabis Company located at 329 Belleview Ave Unit A May 15, 2023 Published in the Crested Butte News. Issue of May 5, 2023. #050505

—LEGAL—

PLEASE TAKE NOTICE, that Ordinance No. 7, Series 2023, was passed on second reading and public hearing at a regular meeting of the Town Council of the Town of Crested Butte, Colorado, on Monday, May 1, 2023, in the Town Offices at 507 Maroon Avenue, Crested Butte, Colorado: Ordinance No. 7, Series 2023 - An

Ordinance of the Crested Butte Town Council Repealing Part IV of Appendix N of the Crested Butte Municipal Code. The full text of Ordinance No. 7, Series 2023 is on file at the Town Offices at 507 Maroon Avenue and will be available on the Town website at townofcrestedbutte.com for public

reading. This ordinance shall become effective five days after the date of publication. TOWN OF CRESTED BUTTE, COLORADO /s/ Lynelle Stanford, Town Clerk Published in the Crested Butte News. Issue of May 5, 2023. #050506

—LEGAL—

PLEASE TAKE NOTICE that a public hearing of the Crested Butte Town Council will be on the 15th day of May 2023 at 7PM on Ordinance No. 10, Series 2023 in the Town Council Chambers, located at 507 Maroon Avenue, Crested Butte, CO and on Zoom. Ordinance No. 10, Series 2023 - An Ordinance of the Crested Butte Town Council Approving the Lease of a Portion of the Property at 716 Elk Avenue to the Crested Butte Wildflower Festival, Inc. The public may connect to the meeting via Zoom with the following address: https://us02web.zoom.us/j/83442381447

Or Telephone: Dial: +1 719 359 4580 US or +1 669 444 9171 US or +1 253 205 0468 US or +1 360 209 5623 US or +1 386 347 5053 US or +1 507 473 4847 US or +1 564 217 2000 US or +1 646 931 3860 US or +1 689 278 1000 US or +1 305 224 1968 US or +1 309 205 3325 US Webinar ID: 834 4238 1447 TOWN OF CRESTED BUTTE, COLORADO /s/ Lynelle Stanford, Town Clerk Published in the Crested Butte News. Issue of May 5, 2023. #050509

—LEGAL—

PLEASE TAKE NOTICE that a public hearing of the Crested Butte Town Council will be on the 15th day of May 2023 at 7PM on Ordinance No. 10, Series 2023 in the Town Council Chambers, located at 507 Maroon Avenue, Crested Butte, CO and on Zoom. Ordinance No. 10, Series 2023 - An Ordinance of the Crested Butte Town Council Approving the Lease of a

Portion of the Property at 716 Elk Avenue to the Crested Butte Wildflower Festival, Inc. The public may connect to the meeting via Zoom with the following address: https://us02web.zoom.us/j/83442381447 Or Telephone: Dial: +1 719 359 4580 US or +1 669 444 9171 US or +1 253 205 0468 US or +1 360 209 5623 US or +1 386 347 5053 US or +1 507 473

4847 US or +1 564 217 2000 US or +1 646 931 3860 US or +1 689 278 1000 US or +1 305 224 1968 US or +1 309 205 3325 US Webinar ID: 834 4238 1447 TOWN OF CRESTED BUTTE, COLORADO /s/ Lynelle Stanford, Town Clerk Published in the Crested Butte News. Issue of May 5, 2023. #050510

—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). April 25, 2023: J Antonette LLC, a Colorado limited liability company: to rehabilitate and site an addition to the contributing historic building an addition to the existing cold accessory building located at 428 Teocalli Avenue, Tract

1, Block 11, Teocalli Avenue Tracts Subdivision Filing 2 (aka Lots 1, 2, 3, 4 and 5, Block 11) in the R1 zone. A conditional waiver of a non-conforming aspect with respect to maximum lot size was granted (9375 sf is the maximum and 15,625 is existing). A conditional waiver of a non-conforming aspect with respect to front yard setback was granted (20' is required and 10'4" is existing). More information is available at the Town Office located at 507 Maroon Ave., Crested Butte, CO. TOWN OF CRESTED BUTTE by Jessie Earley Published in the Crested Butte News. Issue of May 5, 2023. #050512

Legal notice form for Michael Clark Marden, a/k/a Michael Marden, a/k/a Mike Marden, Deceased. Includes court address, attorney information, and creditor notice details.

—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). April 25, 2023: 223 Elk Ave LLC: to site an addition on the south elevation of the building located at 223 Elk Avenue, Moore Bear Gardens Condominiums, Block 21 in the B1 zone. An expansion of a conditional use permit for a restaurant use in the B1 zone was granted. Payment in lieu of up to 8 off-street parking spaces 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 Published in the Crested Butte News. Issue of May 5, 2023. #050513

deadline tuesday at noon

—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 April 2023.

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:

The water right claimed by this application 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 within the time provided by statute, or be forever barred.

CASE NO. 2023CW3019; Gunnison County - Slate 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 To Make Conditional Water Right Absolute; Name, mailing address, and telephone number of Applicant: Mt. Crested Butte Water and Sanitation District; P.O. Box 5740; Mt. Crested Butte, CO 81225; (970) 349-7575; Request to make conditional right absolute: Name of structure: Meridian Lake Park Reservoir No. 1 Pump and Pipeline; Describe conditional water right: Original Decree: Case No. 1995CW218, decreed on September 2,

1997; Subsequent decrees awarding findings of diligence: Case Nos. 2003CW204 and 2010CW25, 2016CW3067; Legal description: NE/4 SW/4 of Section 22, Township 13 South, Range 86 West, 6th P.M., at a point 2,194 feet from the west section line and 1,802 feet from the south section line; Source of water: Washington Gulch and/or water previously stored in Meridian Lake Park Reservoir No. 1; Appropriation Date: December 8, 1995; Amount: 0.17 c.f.s., conditional (decreed for a total of 0.5 c.f.s., 0.33 c.f.s. was made absolute in Case No. 2016CW3067); Use: Domestic, irrigation, fire protection, and municipal; Outline of what has been done toward completion of the appropriation and application of water to a beneficial use: Applicant has infrastructure in place to pump the full 0.5 c.f.s. flow rate decreed to the Meridian Lake Park Reservoir No. 1 Pump and Pipeline. To confirm flow rates have met the full decreed flow rate Applicant observed metered measurements at the subject right April 5, 2023, and has evidence to demonstrate a total pumping rate of 250 g.p.m. diverted in priority; If claim to make absolute in whole or in part: Date water applied to beneficial use: April 5, 2023. Applicant has pumped the full decreed amount while in priority; Amount: Applicant requests to make 0.17 c.f.s. absolute; Use: Domestic, irrigation, fire protection, and municipal; WHEREFORE, Applicant

respectfully requests that the remaining 0.17 c.f.s. of the conditional right decreed to the Meridian Lake Park Reservoir No. 1 Pump and Pipeline be made absolute. With regard to any conditionally decreed amounts not made absolute in this case, Applicant requests a finding of reasonable diligence. (4 pages) **GUNNISON COUNTY.** YOU ARE FURTHER NOTIFIED THAT you have until the last day of June 2023 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

Published in the *Crested Butte News*. Issue of May 5, 2023. #050501

—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 April 2023.

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:

The water right claimed by this application 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 within the time provided by statute, or be forever barred.

CASE NO. 2023CW3020 Name, Address, Telephone Number of Applicant: Eagle Ridge Ranch Homeowners Association, 1622 Eagle Hill Road, Gunnison, CO 81230, Type of Application: Application to Make Water Rights Absolute and for Finding of Reasonable Diligence. Name of Structure: Eagle Ridge Ranch Spring No. 1. Legal

Description: In the SW1/4NE1/4NE1/4 of Section 23, Township 51 North, Range 2 West, N.M.P.M. approximately 1,125 feet west of the east line and 900 feet south of the North line of Section 23. Source: Alluvium of Ohio Creek, tributary of the Gunnison River. Appropriation Date: June 25, 2001 Amount Claimed: 0.00445 c.f.s. (2 g.p.m.). Use: Irrigation, stockwatering, wildlife propagation and recreational uses. Name of Structure: Eagle Ridge Ranch spring No. 6. Legal Description: In the SW1/4NE1/4SE1/4 of Section 36, Township 51 North, Range 2 West, N.M.P.M. approximately 900 feet west of the east line and 1965 feet north of the south line of Section 36. Source: Alluvium of Ohio Creek, tributary of the Gunnison River. Appropriation Date: June 25, 2001. Amount Claimed: 0.00445 c.f.s. (2 g.p.m.). Use: Irrigation, stockwatering, wildlife and recreational uses. Name of Structure: Eagle Ridge Ranch spring No. 8. Legal Description: In the SE1/4SW1/4SE1/4 of Section 36, Township 51 North, Range 2 West,

N.M.P.M. approximately 1325 feet west of the east line and 375 feet north of the south line of Section 36. Source: Alluvium of Ohio Creek, tributary of the Gunnison River. Appropriation Date: June 25, 2001. Amount Claimed: 0.00445 c.f.s. (2 g.p.m.). Use: Irrigation, stockwatering, wildlife and recreational uses. Name of Structure: Hillside Spring. Legal Description: In the NE1/4SW1/4SW1/4 of Section 28, Township 51 North Range 1 West, N.M.P.M., approximately 1200 feet east of the west line and 1 160 feet north of the south line of Section 28. Source: Alluvium of Ohio Creek, tributary of the Gunnison River. Appropriation Date: June 25, 2001. Amount Claimed: 0.00445 c.f.s. (2 g.p.m.). Use: Irrigation, stockwatering, wildlife and recreational uses. The application contains a detailed list of those activities undertaken by Applicant during the diligence period to complete the appropriation of the subject right in a reasonably expedient and efficient manner, and requests the Eagle Ridge Ranch Springs Nos. 1 and 6 be

decreed absolute. **GUNNISON COUNTY.** YOU ARE FURTHER NOTIFIED THAT you have until the last day of June 2023 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

Published in the *Crested Butte News*. Issue of May 5, 2023. #050502

—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:

The water right claimed by this application 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 within the time provided by statute, or be forever barred.

CASE NO. 2023CW3023 (Ref. Case Nos.: 16CW3072, 04CW59; 16CW3073, 10CW60, 02CW243). Applicant: Crested Butte South Metropolitan District 280 Cement Creek Road P.O. Box 1129 Crested Butte, CO 81224 970-349-5480. 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@lawoftherock-

ies.com. APPLICATION TO MAKE CONDITIONAL RIGHTS ABSOLUTE IN PART AND FOR FINDING OF REASONABLE DILIGENCE. Names of structures: Wastewater Treatment Plant Well. Original and Subsequent Decrees: 04CW59 (October 25, 2010), and 16CW3072 (April 18, 2017) (both District Court, Water Division No. 4). Legal Description in Decree: In the NW¼ SW¼ of Section 27, Township 14 South, Range 85 West, 6th P.M. at a point approximately 3200 feet South of the North line and 925 feet East of the West line of said Section. The 16CW3072 Decree also provides purported UTM coordinates for the well (336348E, 4296769N). However, these coordinates appear to be in error. The actual location is approximately 336290E, 4296973N, Zone 13, which is consistent with the decreed distances from section lines. Amount: 0.11 cfs (50 g.p.m., not to exceed six acre-feet per year) (conditional). Beneficial Use: Year-round municipal use (cleaning and wash-down of sewage plant). Appropriation date of April 16, 2004. Source: The alluvium of Cement Creek, tributary to the

East River, tributary to the Gunnison River, and all return flows will also be to Cement Creek. Dietrich Spring No. 1. Original and Subsequent Decrees: 02CW243, 10CW60, 16CW3073 (all in District Court, Water Division 4). Legal Description: In the SE1/4SW1/4NW1/4 of Section 27, Township 14 South, Range 85 West, 6th P.M. 1250 feet east of the west line and 2200 feet south of the north line of said Section 27. (336382E, 4297299N, Zone 13, NAD 13.) Amount: 0.75 c.f.s. (conditional). Beneficial Uses: Year-round municipal, fire protection, and commercial uses. Appropriation date: June 30, 2002. Source: The alluvium of Cement Creek, tributary to the East River, tributary to the Gunnison River, and all return flows will also be to Cement Creek. Detailed outline of what has been done toward completion or for completion of the appropriation and application of water to a beneficial use: Applicant has utilized the Wastewater Treatment Plant Well for its decreed uses in the amount of 15 gallons per minute. Applicant has commenced work on an expansion of its wastewater treatment plant, a

project which should be completed within the next 12 months at a cost of approximately \$5.5 Million. The expansion of the plant is likely to result in an increase in the Applicant's demand for water from this well. Applicant has continued to operate its integrated water supply system to supply water to its constituents. The water rights that are the subject of this application are part of that system. Applicant incurs in excess of \$200,000 of general fund expenses per year and in excess of \$300,000 of expenses allocated specifically to its water supply operations each year. Applicant has retained Wright Water Engineers to complete a long-term water supply analysis to better understand the water supply needs of the District as it continues to grow. Relief Requested. The Applicant seeks to make absolute the Wastewater Treatment Plant Well, in the amount of 15 gpm. The Applicant seeks a finding of reasonable diligence for any portions of the above-described conditional water rights that are not made absolute in this proceeding. Dietrich Spring is on land owned by John and Paula

Dietrich, Po Box 844 Crested Butte, CO 81224. The Wastewater Treatment Plant Well is on land owned by Applicant. **GUNNISON COUNTY.** YOU ARE FURTHER NOTIFIED THAT you have until the last day of June 2023 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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SUNNY SUMMER RENTAL: Newer 3+BD/2.5BA tastefully furnished home in ideal location bordering quiet town park. Reasonably priced below VRBO rates! Perfect home for a memorable CB summer! Available July through September 970-682-3699. Cbtown-home@gmail.com. (5/5/36).

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