20 YEARS AGO today BY ASHLEY O'HARA

The following stories appeared in this publication 20 years ago this week.

Resort lifts contract to hear RMBL speak

Laboratory free to comment on Snodgrass BY PETE SHARP

Rocky Mountain Biological Laboratory (RMBL) will be discussing the concept of lift-served skiing onto Snodgrass Mountain. Crested Butte Mountain Resort (CBMR), citing a desire to include the entire community in discussions regarding the often-contentious issue, canceled an agreement requiring the laboratory's silence on Wednesday, June 25. The north side of Snodgrass Mountain lies in close proximity to RMBL.

"We're pleased," says Dr. Ian Billick, director of the Gothic-based laboratory. "It will facilitate constructive dialogue about Snodgrass and how it affects all of the community including RMBL."

The agreement was signed in 1986 when it seemed that development onto Snodgrass Mountain was imminent. RMBL, says Billick, was considering filing an appeal with the Forest Service regarding the resort's operating plan and such an appeal may have threatened the resort's operating plan and the resort's ability to proceed with its

In exchange for \$5,000 for infrastructure improvements and mitigation funding if the expansion goes forward, the laboratory, as an institution, agreed not to oppose or protest expansion onto Snodgrass into perpetuity.

CBMR president and CEO John Norton had expressed recently that he wanted to discuss the future of the agreement with Billick. Last Wednesday, they took that opportunity. Norton presented Billick with a contract essentially negating the contract. Nick Waser, president of RMBL's board of trustees, signed the contract on June 25. Norton says that he expects for the cancellation to be of widespread benefit.

"It's a bad idea to try to silence an important community voice," says Norton. "This paves the way for more fruitful discussion."

Included with the cancellation of the former agreement is the abandonment of CBMR's requirement to pay the annual sum for mitigation purposes. Billick says that the potential mitigation dollars lost (up to \$750 annually for 10 years) are "a small price to pay" for the ability to enter into negotiations about the conceptual expansion onto Snodgrass Mountain.

"We look forward to having construction discussions about future plans with the ski area," says Billick.

Billick adds that RMBL's board of trustees has yet to meet to prepare for Snodgrass expansion discussions. However, he says



John Norton, president and CEO of Crested Butte Mountain Resort, and Dr. Ian Billick, director of the Rocky Mountain Biological Laboratory, met to shake hands on a new agreement between the two parties. PHOTO BY ALEX FENLON

that RMBL won't join discussions until it feels the time is right. "We probably will wait until there are detailed plans (from CBMR about an expansion) or when the community is engaged in discussing what it thinks is important."

Norton says that a specific plan for development onto Snodgrass is desired by the resort. "I'd like to hire a mountain planning group to come up with a specific plan," he says adding, however, that such a hiring "is a ways off."

He adds that the last official plan called for 12 chair lifts and that this time around he would recommend that the hired group consider far fewer. "The way I start is this: could we have one lift across from

Gold Link, one up the east, and one up the west?" says Norton.

But the path is cleared for everyone in the area to offer insight and expertise on the issue of Snodgrass Mountain expansion.

"Obviously, we don't want to hurt RMBL," concludes Norton. "Discussions will be useful for everyone."

GOCO boost to help Legacy secure 600 acres of ranchland

Irby Ranch close to reality BY MELISSA RUCH

The Gunnison Ranchland Conservation Legacy's quest to preserve over 600 acres of ranchland along the Tomichi Creek Valley is gaining speed as the Great Outdoors Colorado (GOCO) board this week has awarded \$177,956 to the project.

The Irby Ranch has long been on the Legacy's waiting list of preservation projects. The Irby Ranch is located 20 miles east of Gunnison and Tomichi Creek, below Tomichi Dome. It is located between two properties already protected by conservation easements and is adjacent to 17 miles of stream corridor also protected through easements. The ranch provides significant riparian habitat for waterfowl and essential brood-rearing habitat for the imperiled Gunnison sage grouse. The property also supports other important wildlife species including black-tailed prairie dogs, bald eagles, peregrine falcons and southwestern willow flycatchers.

According to Legacy executive director Lucy High, additional funding partners for the Irby Ranch project include the Gunnison County Land Preservation Board and the Farm and Ranching Protection Program.

The county's Land Preservation Board has committed \$74,714 to the project and the Farm and Ranch Lands Protection Program has granted \$530,122 to Legacy for the project. The Farm and Ranchlands money comes from the Natural Resource Conservation Service, a federal Department of Agriculture program.

GOCO awards lottery funds to projects that help preserve, protect and enhance Colorado's parks, wildlife, trails, rivers and open space. In all, projects in Gunnison County have been the recipients of more than \$9.5 million.

High points out that the Irby Ranch project will add to the miles of protection that exist along Tomichi Creek. "This will be added to the contiguous protection along the Tomichi Creek for ranching, the environment and the scenic quality," she says.

High says that she hopes Legacy will close on the Irby Ranch this fall. However, more funding is needed. High will be requesting additional matching funds from the Gunnison County Land and Preservation Board, and hopes for more private donations locally.

Ashley O'Hara is the curator at the Crested Butte Museum. Her passions are mining history, mountain biking and backcountry skiing, so no wonder Crested Butte is her favorite



Sam Leslie gets a hand with his lure from dad, Owen, during a fishing session at Long Lake. Photo by Alex Fenlon

egal

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

—TOWN COUNCIL REGULAR MEETING— JULY 11, 2023 ~ 6:00 P.M. CRESTED BUTTE, COLORADO

The Town Council of the Town of Mt. Crested Butte will be holding a work session at 5:00 P.M. on July 11, 2023 and their regular meeting will start at 6:00 P.M. The agenda and packet will be posted to the Town's website no later than 24 hours prior to the meeting. This meeting will be at the

Mt. Crested Butte Town Hall, 911 Gothic Road, Mt. Crested Butte. Please review the meeting agenda on the website for attendance options.

Please go to https://mtcrestedbuttecolorado.civicweb.net/portal/ or contact Mt. Crested Butte Town Hall at (970) 349-6632 for

the agenda. Subscribe to the Town website to receive notifications when agendas are posted here: https://mtcrestedbuttecolorado.civicweb.net/Portal/Subscribe.aspx

Published in the Crested Butte News. Issue of July 7, 2023. #070706

—DOWNTOWN DEVELOPMENT AUTHORITY— **REGULAR MEETING** JULY 10, 2023 ~ 4:30 P.M. MT. CRESTED BUTTE, COLORADO

The Downtown Development Authority will be holding a regular meeting on July 10, 2023, at 4:30 P.M at the Mt. Crested Butte Town Hall. Town Council this meeting will be in person. If you wish to attend via zoom please to go https://mtcrestedbuttecolorado.civicweb.net/Portal/ and click on the agenda for July 10,

Please go to https://mtcrestedbuttecolorado.civicweb.net/portal/

or contact Mt. Crested Butte Town Hall at (970) 349-6632 for the agenda. Subscribe to the Town website to receive notifications when agendas are posted here: https://mtcrestedbuttecolorado. civicweb.net/Portal/Subscribe.aspx

Published in the Crested Butte News. Issue of July 7, 2023. #070707

-LEGAL-APPLICATION FOR LIQUOR LICENSE TRANSFER TOWN OF CRESTED BUTTE, COLORADO

PURSUANT TO THE LAWS OF THE STATE OF COLORADO, Teo Tamale LLC DBA Teocalli Tamale has requested the licensing authority of the Town of Crested Butte, Colorado, to transfer a Hotel and Restaurant Liquor License, to sell malt, vinous, and spirituous beverages for consumption only as provided by law at 311 1/2 Elk Avenue, Unit 1E, Crested Butte, Colorado. The principal officers of Teo Tamale LLC DBA Teocalli Tamale are Kenneth Brian Stofac and Marcus Scott

Public hearing on this application will be held before the Town Council of the Town of Crested Butte on Monday, July 17,

The public may connect to the meeting using Zoom.

Please use the web address below to join the webinar:

https://us02web.zoom.us/j/82590998298 Or Telephone: Dial (for higher quality, dial a number based on your current location): +1 719 359 4580 US +1 669 444 9171 US +1 253 205 0468 US +1 386 347 5053 US +1 507 473 4847 US +1 564 217 2000 US +1 646 931 3860 US +1 689 278 1000 US +1 305 224 1968 US +1 309 205 3325 US +1 360 209 5623

Webinar ID: 825 9099 8298 At said time and place, any interested persons may connect to be heard for or against the transfer of said license. Date of Application: March 24, 2023. TOWN OF CRESTED BUTTE, COLO-

/s/ Lynelle Stanford, Town Clerk

Published in the Crested Butte News. Issue of July 7, 2023. #070703

-COMBINED NOTICE - PUBLICATION-CRS §38-38-103 FORECLOSURE SALE NO. 2023-003

To Whom It May Concern: This Notice is given with regard to the following described Deed of Trust: On April 25, 2023, 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)

ERIC W KIKLEVICH AKA ERIC WALTER KIKLEVICH AND

MARVA CROTHERS AKA MARVA LYNN CROTHERS NATIONAL CITY MORTGAGE A DIVISION OF NATIONAL

Original Beneficiary(ies) CITY BANK

> U.S. BANK TRUST NATIONAL ASSOCIATION, NOT IN ITS INDIVIDUAL CAPACITY BUT SOLELY AS OWNER TRUST-

EE FOR RCF 2 ACQUISITION TRUST

July 16, 2007 Date of Deed of Trust County of Recording Gunnison Recording Date of Deed of Trust July 16, 2007

Recording Information (Reception No. and/or Book/Page No.) 577050

Original Principal Amount \$196,200.00

Outstanding Principal Balance \$172,732.59

Pursuant to CRS §38-38-101(4)(i), you are hereby notified that the covenants of the deed of trust have been violated as follows: Failure to pay principal and interest when due together with all other payments provided for in the Evidence of

Debt secured by the Deed of Trust and other violations of the terms thereof THE LIEN FORECLOSED MAY NOT BE A FIRST LIEN.

LOT 1, CLINE'S HOME SITES, EXCEPTING THEREFROM THAT PORTION OF THE ABOVE LOT CONVEYED TO CHERYL S. ROGERS IN QUIT CLAIM DEED RECORDED DECEMBER 5, 1988 IN BOOK 661 AT PAGE 137, COUNTY OF GUNNISON, STATE OF COLORADO.

Also known by street and number as: 2788 HWY 135, GUNNISON, CO 81230.
THE PROPERTY DESCRIBED HEREIN IS ALL OF THE PROPERTY CURRENTLY ENCUMBERED BY THE LIEN OF THE DEED OF TRUST.

NOTICE OF SALE

The current holder of the Evidence of Debt secured by the Deed of Trust, described herein, has filed Notice of Election and Demand for sale as provided by law and in said Deed of Trust.

THEREFORE, Notice Is Hereby Given that I will at public auction, at 10:00 A.M. on Wednesday, 08/23/2023, 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 7/7/2023 Last Publication 8/4/2023 Crested Butte News Name of Publication

Current Holder of Evidence of Debt

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: 04/25/2023

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: David Drake #43315 Randall M. Chin, Esq. #31149 Ryan Bourgeois, Esq. #51088 Barrett Frappier & Weisserman, LLP 1391 Speer Blvd STE 700, Denver, CO 80204 (303) 350-3711

Attorney File # 0000009688797 The Attorney above is acting as a debt collector and is attempting to collect a debt. Any information provided may be used for that purpose

Published in the Crested Butte News. Issues of July 7, 14, 21, 28 and August 4, 2023. #070702

deadline tuesday at noon • legals@crestedbuttenews.com

-MEETING NOTICE-**UPPER GUNNISON RIVER WATER CONSERVANCY DISTRICT** WATER ACTIVITY ENTERPRISE MEETING MONDAY, JULY 24, 2023 ~ 7:30 P.M.

The Board of Directors of the Upper Gunnison River Water Conservancy District (UGRWCD) will conduct a regular semi-annual meeting of the Water Activity Enterprise on Monday, July 24, 2023 at approximately 7:30 PM at the UGRWCD Offices, 210 W. Spencer Ave., St. B, Gunnison, CO 81230 and via Zoom video/teleconferencing. This meeting will immediately follow the

UGRWCD Board Meeting scheduled at 5:30 PM on Monday, January 30, 2023. If you plan to attend the meeting via Zoom video/teleconferencing, please contact the District for login instructions. An agenda will be posted at the District Office prior to the meeting.

Published in the Crested Butte News. Issue of July 7, 2023. #070705

-PUBLIC NOTICE OF PETITION-FOR CHANGE OR NAME **CASE NO. 2023C36**

Public Notice is given on May 11, 2023 that a Petition for a Change of Name of a Minor Child has been filed with the Gunniso County Combined Courts. The petition request that the name of

(blank) (blank) Mile Middle Name First Name

Last Name

is requested to be changed to Fofolydia Rain First Name

<u>Megumi</u> Middle Name

Mile Last Name

Ashley M. Burgemeister Judge

Published in the Crested Butte News. Issues of June 23, 30 and July 7, 2023. #062302

-DESIGN REVIEW COMMITTEE (DRC)-CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION NOTICE OF PUBLIC MEETING **AGENDA**

THURSDAY, JULY 20, 2023 ~ 6:00 .PM. **CB SOUTH POA, 61 TEOCALLI ROAD**

Join virtually: Email staff@cbsouth.net for a Zoom invitation Questions about this Agenda/ Meeting can be directed to 970-349-1162 or info@cbsouth.net or viewed at: www.cbsouth.net 6:00 PM Call to Order 6:05 PM Approve Minutes from June 22, 2023

Declaration of notices

Business: 6:10 PM Mayberry, Single Family ADU Addition, Lot 21, Block 23, Filing #3, AKA 473 Zeligman 6:40 PM HighPoint Townhomes, Addition of Walkway Covers, Lot 15 and 16, Block 2, Filing #1, AKA

100 Teocalli 7:20 PM Elcho Townhomes I. II & III, Multi-Family Residence, Lot 2, Block 3, Filing #1, AKA 96 Elcho 8:00 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.

Published in the Crested Butte News. Issues of July 7, 14 & 21, 3023. #070712

-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 June 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. 2023CW3035 IN GUNNI-**SON COUNTY - APPLICATION FOR CHANGE OF CONDITIONAL WATER** RIGHT City of Gunnison, c/o Jennifer

M. DiLalla, Moses, Wittemyer, Harrison and Woodruff, P.C., 2595 Canyon Blvd., Suite 240, Boulder, CO 80302 1. Name, address, and telephone number of applicant: City of Gunnison, a Colorado Municipal Corporation, c/o David Gardner, Director of Public Works, 1100 W. Virginia Ave., Gunnison, CO 81230 2. Decreed water right for which change is sought: 2.1 Name of structure: City of Gunnison Well No. 11 (WDID 5905944) ("Well No. 11"). 2.2 Date of original decree and all relevant subsequent decrees: Case No. 81CW307, entered Nov. 30, 1988; Case No. 94CW92, entered July 17, 1995; Case No. 01CW124, entered Feb. 26, 2002; Case No. 08CW14, entered Aug. 14, 2008; Case No 14CW3063, entered Dec. 30, 2014; Case No. 20CW3095, entered May 3, 2021; all in the District Court for Water Division No. 4. The amended judgment and decree entered on Jan. 5, 1989, in Case No. 81CW308 ("81CW308 Decree") approved the alternate points of diversion described in par. 2.4 below. 2.3 Legal description of structure as described in most recent decree that adjudicated

location: 1,350 feet South of the North

Section line and 2,700 feet West of

the East Section line of Sec. 35,

T50N, R1W of the N.M.P.M., Gunnison County. (UTM: 330690.3 East, 4269032.2 North.) All UTM coordinates given in this Application are NAD 83, Zone 13. The decreed location is shown on the map attached as Ex. A. 2.4 Legal descriptions - alternate points of diversion (all as shown on Ex. A). Under the 81CW308 Decree, the water right decreed to Well No. 11 may be diverted at the following alternate points of diversion: 2.4.1 Gunnison Town Ditch (WDID: 5900572): On the south bank of the Gunnison River at a point whence the E1/4 corner of Sec. 24, T50N, R1W of the N.M.P.M. bears S. 56° 30' East 1,760 feet. (UTM: 333114.0 East, 4272361.0 North.) 2.4.2 Gunnison Town Pipeline (WDID: 5900931) ("Town Pipeline"): Intake gallery on the east bank of the Gunnison River at a point whence the E1/4 corner of Sec. 35, T50N, R1W of the N.M.P.M. . 85° 58' East 3,823.2 feet. (UTM: 330576.0 East, 4268929.0 North.) In pending Case No. 23CW3005, the City has filed an Application for Simple Change in Surface Point of Diversion Under C.R.S. § 37-92-305(3.5) for the Town Pipeline. 2.4.3 O'Fallon Ditch (WDID: 5901037): On the east bank of the Gunnison River at a point whence the E1/4 corner of Sec. 33, T51N, R1E of the N.M.P.M. bears North 85° East 1,565 feet. (UTM: 337649.6 East, 4278134.4 North.) 2.4.4 Gunnison Well Nos. 1 through 6: Located as follows within the City of Gunnison: 2.4.4.1 Well No. 1 (WDID: 5905000): 6th St. & Virginia Ave. (UTM: 331072.3 East, 4268216.3 North.) 2.4.4.2 Well No. 2 (WDID: 5905001): 9th St. & Gothic Ave. (UTM: 331042.0 East, 4268506.0 North.) 2.4.4.3 Well No. 3 (WDID: 5905002): 9th St. & Ohio Ave. (UTM: 331079.0 East, 4268397.0 North.) 2.4.4.4 Well No. 4 (WDID:

5905003): 9th St. & Gunnison Ave.

(UTM: 331085.0 East, 4267761.0

North.) 2.4.4.5 Well No. 5 (WDID:

(UTM: 331037.0 East, 4267161.0

North.) 2.4.4.6 Well No. 6 (WDID:

5905004): 9th St. & Rio Grande Ave.

5905005): 10th St. & Virginia Ave. (UTM: 331109.0 East, 4268119.0 North.) 2.4.5 Gunnison Well Nos. 7 through 10, 12, and 13: Located within the County of Gunnison as follows: 2.4.5.1 Well No. 7 (WDID: 5905006; Permit No. 10857-F): NE1/4 NE1/4 of Sec. 35, T50N, R1W of the N.M.P.M. (UTM: 331423.0 East, 4269611.0 North.) 2.4.5.2 Well No. 8 (WDID: 5905007; Permit No. 21363-F): NW1/4 NW1/4 of Sec. 36, T50N, R1W of the N.M.P.M. (UTM: 331942.0 East, 4269267.0 North.) 2.4.5.3 Well No. 9 (WDID: 5905008; Permit No. 21362-F): SW14 NE1/4 of Sec. 35 T50N, R1W of the N.M.P.M. (UTM: 331285.0 East, 4269173.0 North.) 2.4.5.4 Well No. 10 (WDID: 5905943; Permit No. 53045-F): 60 feet North of the South section line and 70 feet West of the East section line in the SE1/4 SE1/4 of Sec. 26, T50N, R1W of the N.M.P.M., Gunnison County. (UTM: 331690.0 East, 4269638.0 North.) 2.4.5.5 Well No. 12 (WDID: 5905945): The originally decreed location is 2,650 feet North of the South Section line and 2,350 feet East of the West Section line of Sec. 35, T50N, R1W of the N.M.P.M., Gunnison County. (UTM: TBD East, TBD North.) The Well No. 12 Alternate Point decreed in Case No. 21CW3071 will be located on the City's Van Tuyl Ranch in the NE1/4, the SE1/4, the E1/2 of the SW1/4, and the E1/2 of the SE1/4 of Sec. 26, T50N, R1W of the N.M.P.M., in Gunnison County. 2.4.5.6 Well No. 13 (WDID: 5905935): NE1/4 SE1/4 Sec. 26, T50N, R1W, N.M.P.M., on the City's Van Tuyl Ranch. (UTM: 331567.9 East, 4270393.8 North, Zone 13, NAD 83.) 2.4.6 Unnamed points of diversion: 2.4.6.1 (WDID: 5901568): On the East bank of the Taylor River in Sec. 22, T51N, R1E of the N.M.P.M., 1,700 feet north of the south section line and 3,700 feet east of the west section line of said Sec/ 22. (UTM: 339320.2 East, 4281315.7 North.) In the Colorado Decision Support System ("CDSS") online database, this point of diversion is identified as "Gunnison Town Alt Divr 1." 2.4.6.2 (WDID: 5901569): On

the East bank of a side channel of the Gunnison River in the SE1/4 NW1/4 of Sec. 35, T50N, R1W of the N.M.P.M., whence the NW corner of said section bears North 39.7° West a distance of 3,054 feet. (UTM: 330690.3 East, 4269032.2 North.) In the CDSS online database, this point of diversion is identified as "Gunnison Town Alt Divr 2." 2.5 Decreed source of water: Groundwater tributary to the Gunnison River. 2.6 Appropriation date: Dec. 22, 1981. 2.7 Amount: 1.11 cfs, conditional. 2.8 Decreed use: Municipal purposes, including without limitation domestic, commercial, industrial, irrigation, and fire prevention purposes. Municipal irrigation use will be within the City's boundaries, including as they may be altered in the future. The City's approximate current boundaries are shown on the map attached as Ex. A. 2.9 Historical use: Not applicable because the water right is conditional 2.10 Amount of water to be changed: Entirety of the water right. 2.11 Note: Based on undersigned counsel's email exchange with the Well Commissioner for Division 4 on Apr. 5, 2023, Gunnison has determined that the CDSS UTM coordinates included in the legal description in par. 2.3 above are incorrect. Upon completion of Well No. 11, and following conferral with the Well Commissioner, Gunnison will file notice of the correct UTM coordinates. 3. Detailed description of change: 3.1 Reason for change: The City seeks to relocate Well No. 11 from private property to City-owned property, as described in par. 3.2 below. 3.2 Location of new point of diversion: The changed point of diversion will be located on the City's Van Tuyl Ranch, the boundaries of which are shown on the map attached as Ex. A and the full legal description of which is given in attached Ex. B. As described in par. 2.4.5.5 above, the Van Tuyl Ranch is generally located in the NE1/4, the SE1/4, the E1/2 of the SW1/4, and the E1/2 of the SE1/4 of Sec. 26, T50N, R1W of the N.M.P.M., in Gunnison County. 3.3 No other change: By this application,

the City seeks only a change in Well No. 11's decreed point of diversion, and seeks no other change to the conditional water right. Well No. 11 as relocated in this case will continue to serve as an alternate point of diversion for other Gunnison water rights under the decree entered by this Court in Case No. 81CW308. 3.4 No increase in contemplated draft: The claimed change in point of diversion for Well No. 11 will not increase the conditional water right's contemplated draft on the Gunnison River. 4. Names and addresses of owner(s) 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: The City owns the land on which the claimed new point of diversion is located. The address is 379 County Road 14, Gunnison, CO 81230. WHEREFORE, Gunnison requests that the Court enter a decree granting this Application and changing the decreed point of diversion for the Well No. 11 conditional water right. **GUNNISON COUNTY.** YOU ARE FURTHER NOTIFIED

THAT you have until the last day of August 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 July 7, 2023. #070709

-PUBLIC NOTICE-

NOTICE is hereby given of a public hearing before the Board of County Commissioners of the County of Gunnison, Colorado, at 8:45 a.m. of the 18th day of July, 2023, in the Board of County Commissioners Meeting Room, Gunnison County Courthouse, 200 East Virginia Avenue, Gunnison, Colorado for the purpose of adopting a re-districting resolution, "A Resolution Establishing the Districts of Gunnison County commissioners as a Result of the 2020 Federal Census".

This notice given and published by the order of the Board of County Commissioners.

Dated this 30th day of June, 2023.

COUNTY OF GUNNISON, COLORADO Publish as a Public Notice in the July 7, 2023 edition.

BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON, COLORADO RESOLUTION NO. 2023-____

A RESOLUTION ESTABLISHING THE DISTRICTS OF GUNNISON COUNTY COMMISSIONERS

AS A RESULT OF THE 2020 FEDERAL CENSUS WHEREAS, Colorado Revised Statute § 30-10-306(1), as amended, provides that each county shall be divided into three compact districts by the Board of County Commissioners of the County of Gunnison, Colorado ("Board"); and

WHEREAS, Colorado Revised Statute § 30-10-306(4), as amended, provides that, after each federal census of the United States, each district shall be established, revised, or altered to assure that such districts shall be as nearly equal in population as possible based on such census and shall be completed by September 30 of the second odd-numbered year following such census; and WHEREAS, the United States Bureau of the Census has completed the 2020 federal census, therefore requiring the Board to complete the revision or alteration of Gunnison County Commission districts on or before September 30, 2023; and WHEREAS, Colorado Revised Statute § 30-10-306(5), as amended requires the Board of County Commissioners of the County of Gunnison, Colorado to conduct a public hearing on the proposed district boundaries at least thirty (30) days before adopting a resolution to change such boundaries;

WHEREAS, the Board of County Commissioners of the County of Gunnison, Colorado conducted such public hearing on ______, 2023; and WHEREAS, the Board of County Commissioners of the County of Gunnison, Colorado has considered information and data received from the United States Bureau of the Census for the 2020 census and has, in addition, considered comments and input received at the aforementioned public hearing on the question of commissioner district boundaries;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Gunnison, Colorado, that:

Commissioner's District 1 is hereby declared to be that portion of Gunnison County lying south and west of a line commencing at the point of intersection of the western-most boundary of Gunnison County with the Third Standard Parallel South, which is also the northern-most boundary of Township 51 North and the southern-most boundary of Township 15 South;

Thence running along said line east to the boundary between Range 87 West and Range 88 West of the Sixth Principal Meridian;

Thence north along said boundary line to the southern-most boundary of Township 14 south; Thence east along said line to the point of intersection with the Ohio Creek Road, being County Road #730, said point of intersection being located at or near the northwest corner of Section 1, Township 15 South, Range 87 West of the Sixth

Principal Meridian;

Thence along the centerline of Ohio Creek Road in a southeasterly direction to the point of intersection with the centerline of Colorado State Highway #135.

Thence south along the centerline of Colorado State Highway #135 to the point of intersection with the centerline of Elizabeth Avenue in the City of Gunnison;

Thence west along the centerline of Elizabeth Avenue to the point of intersection with the centerline of Pine Street:

Thence south along the centerline of Pine Street to the point of intersection with the centerline of Leroy Avenue;

Thence west along the centerline of Leroy Avenue to the point of intersection with the centerline of Spruce Street;

Thence south along the centerline of Spruce Street to the point of intersection with the center-

line of Arthur Avenue
Thence west along the centerline of Arthur Avenue
to the point of intersection with the centerline of

12th Street; Thence south along the centerline of 12th Street to the point of intersection with the centerline of

Rio Grande Avenue; Thence west along the centerline of Rio Grande Avenue to the point of intersection with the center-

line of 10th Street; Thence south along the centerline of 10th Street to the point of intersection with the centerline of

Railroad Avenue; Thence southwesterly along the centerline of Railroad Avenue to the point of intersection with

the centerline of South 8th St; Thence north along the centerline of South 8th Stto the point of intersection with the centerline of Rio Grande Avenue;

Thence west along the centerline of Rio Grande Avenue to the point of intersection with the centerline of U.S. Highway #50;

Thence westerly along the centerline of U.S. Highway #50 to the point of intersection with the centerline of Gold Basin Road, being County Road

Thence in a southerly direction along the centerline of Gold Basin Road, being County Road #38 extended, extended to the point of intersection with the boundary between Gunnison County and Saguache County.

Commissioner's District 2 is hereby declared to be that portion of Gunnison County lying east and south of a line commencing at the point of intersection between the boundary of Gunnison County and Saguache County with the centerline of Gold Basin Road, being County road #38 extended;

Thence northerly along the centerline of Gold Basin road extended to the point of intersection with the centerline of U.S. Highway #50; Thence easterly along the centerline of U.S. Highway #50 to the point of intersection with the centerline of Rio Grande Avenue;

Thence east along the centerline of Rio Grande Avenue to the point of intersection with the centerline of South 8th St;

Thence south along the centerline of South 8th Stto the point of intersection with the centerline of Railroad Avenue;

Thence northeasterly along the centerline of Railroad Avenue to the point of intersection with the centerline of 10th Street;

Thence north along the centerline of 10th Street to the point of intersection with the centerline of Rio Grande Avenue;

Thence east along the centerline of Rio Grande Avenue to the point of intersection with the centerline of 12th Street;

Thence north along the centerline of 12th Street

to the point of intersection with the centerline of Arthur Avenue;

Thence east along the centerline of Arthur Avenue to the point of intersection with the centerline of Spruce Street;

Thence north along the centerline of Spruce Street to the point of intersection with the centerline of Leroy Avenue;

Thence east along the centerline of Leroy Avenue to the point of intersection with the centerline of Pine Street;

Thence north along the centerline of Pine Street to the point of intersection with the centerline of Elizabeth Avenue:

Thence east along the centerline of Elizabeth Avenue to the point of intersection with the centerline of Colorado State Highway #135;

Thence north along the centerline of Colorado State Highway #135 to the point of intersection with the centerline of County Road #730 also known as Ohio Creek Road;

Thence northwesterly along the centerline of County Road #730 to the intersection of that portion of the "Skito to Crested Butte Tri-State 115 kV Transmission Line" the location of which is referenced in the documents identified in Appendix "A" attached hereto and incorporated herein;

Thence northerly along that portion of the "Skito to Crested Butte Tri-State 115 kV Transmission Line", the location of which is referenced in the documents identified in Appendix 'A", to the intersection of the centerline of County Road #749 also known as Alkali Road;

Thence east along the centerline of County Road #749 also known as Alkali Road; to the intersection of the centerline of Colorado State Highway #135.

Thence north along the centerline of Colorado State Highway #135 to the point of intersection with the centerline of the road known as Jack's Cabin Cutoff, being County Road/Forest Route #813:

Thence easterly along the centerline of Jack's Cabin Cutoff to the point of intersection with the centerline of Taylor River Road, being County Road/Forest Route #742;

Thence easterly along the centerline of Taylor River Road to the point of intersection with the centerline of Cottonwood Pass Road, being Forest Route #209;

Thence easterly along the centerline of Cotton-wood Pass Road to the point of intersection with the Continental Divide, which is also the eastern boundary of Gunnison County.

Section 3:

Commissioner's District 3 is hereby declared to be that portion of Gunnison County lying north of a line commencing at a point on the easterly boundary of Gunnison County where the County line intersects with the centerline of the Cottonwood Pass Road, being Forest Route #209;

Thence westerly along the centerline of the Cottonwood Pass Road to the point of intersection with the centerline of the Taylor River Road, being County Road/Forest Route #742;

Thence westerly along the centerline of the Taylor River Road to the point of intersection with the road known as the Jack's Cabin Cutoff, being County Road/Forest Route #813;

Thence westerly along the centerline of the Jack's Cabin Cutoff to the point of intersection with the centerline of Colorado State Highway #135; Thence south along the centerline of Colorado State Highway #135 to the point of intersection of the centerline of County Road #749 also known as Alkali Road:

Thence east along the centerline of County Road #749 also known as Alkali Road to that portion of the "Skito to Crested Butte Tri-State 115 kV Transmission Line", the location of which is referenced in the documents identified in Appendix "A";

Thence southerly along that portion of the "Skito to Crested Butte Tri-State 115 kV Transmission Line", the location of which is referenced in the documents identified in Appendix "A", to the point of intersection of the centerline of County Road #730 also known as Ohio Creek Road;

Thence northwesterly along the centerline of the Ohio Creek Road to the point of intersection with the southern boundary of Township 14 South, which point of intersection is located at the approximate northwest corner of Section 1, Township 15 South, Range 87 West of the Sixth Principal Meridian;

Thence west along the southern boundary of said Township 14 South to the point of intersection with the boundary line between Range 87 West and Range 88 West of the Sixth Principal Meridian; Thence southerly along said boundary line to the third Standard parallel South, which is the boundary line between Township 51 North and Township 15 South;

Thence west along the Third Standard parallel to the point of intersection with the western-most boundary of Gunnison County. Section 4:

The Chairperson of the Board of County Commissioners of the County of Gunnison, Colorado is hereby authorized to affix his signature upon one or more maps of Gunnison County or portions thereof depicting the location of the above-described boundary lines of commissioners' districts for Gunnison County also identified in Appendix "B" attached hereto and incorporated herein. Section 5:

seconded by Commissioner ______, and adopted this ____ day of _____, 2023.

BOARD OF COUNTY COMMISSIONERS

OF THE COUNTY OF GUNNISON, COLORADO

Jonathan Houck, Chairperson

Elizabeth Smith, Vice Chairperson

Laura Puckett Daniels, Commissioner ATTEST:

Deputy County Clerk

APPENDIX "A"

The location of that portion of the "Skito to Crested Butte Tri-State 115 kV Transmission Line" is identified in the following documents:

 Easement, recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado in Book 385 at page 471; and
 Easement recorded in the records of the

Easement, recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado in Book 385 at page 476; and

 Easement, recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado in Book 387 at page 191; and 4. Easement, recorded in the records of the

Office of the Clerk and Recorder of Gunnison County, Colorado in Book 387 at page 196; and 5. Easement, recorded in the records of the

Office of the Clerk and Recorder of Gunnison County, Colorado in Book 387 at page 200; and 6. Right of Way No: 1641, Book 16, recorded

in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado in Book 387 at page 485; and
7. U.S. Department of Agriculture, Forest

Service Special-Use Permit No: OUR-400601.

Published in the *Crested Butte News*. Issue of July 7, 2023. #070701

—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 June 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. 2023CW3033; Gunnison County - Gunnison River; Hidden River Ranch Association; c/o John R. Pierce, Dufford Waldeck, 744 Horizon Court, Suite 300, Grand Junction, CO 81506, (970) 248-5865; APPLICATION TO MAKE CONDITIONAL WATER RIGHTS ABSOLUTE AND REQUEST FOR FINDING OF REASONABLE DILIGENCE; Name, address, and telephone number of Applicant: Hidden River Ranch Association; c/o Melanie Miller; 11 Rodeo Drive; Crested Butte, CO 81224; Request to make conditional right absolute and for finding of diligence: Name of structures: HRR Well Nos. 1, 2, 3, 5, 7, 9, 10, 12, 14, 16; Description of conditional water rights: Original Decree: May 15, 1996, Case No. 95CW147, Water Division 4; Subsequent decrees

awarding findings of diligence:

Date of Decree Case No.

January 25, 2003
September 8, 2010
June 5, 2017

June 5, 2017

2002CW70, Water Division 4
2009CW13, Water Division 4
2016CW3061, Water Division 4

Legal description: The wells are all located in Township 14 South, Range 85 West, 6th P.M. as follows:

Easting(m); * Northing(m); * Name Sec. HRR Well No. 1 4298868.7 20 334262.9 334206.3 HRR Well No. 2 20 4298982.5 HRR Well No. 3 20 334192.3 4299013.8 HRR Well No. 5 334128.2 4299164.4

HRR Well No. 7 4299321.6 334068.8 HRR Well No. 9 20 334004.2 4299447.3 HRR Well No. 10 20 333968.3 4299545.2 HRR Well No. 12 20 333897.1 4299622.9 HRR Well No. 14 333589.9 4299797. HRR Well No. 16 17 333579.2 4299951.6 Zone 13, NAD 83

Source: The alluvium of the East River, tributary to the Gunnison River; Appropriation Date: June 8, 1995; Amount: 15 gpm in each of the wells, or 255 gpm in the aggregate; Use: Yearround in-house domestic use for single-family residences with attached caretaker units, and for the summer irrigation of not to exceed 2,000 square feet of home lawns and gardens on each ranch site; Outline of work toward completion or for completion of the appropriation and application of water to a beneficial use as conditionally decreed, including expenditures, during the previous diligence period: The above-described conditional groundwater rights are part of a subdivision and are being placed to use as individual landowners purchase lots and construct homes. Those conditional water rights are augmented by the plan for augmentation approved in Case No. 95CW147 and are essential to the beneficial use of the lots. Since the last diligence decree was entered in Case No. 16CW3061, the Hidden River Ranch Well No. 10 has been permitted, constructed, and placed to beneficial use. On April 17, 2020, the HRR Well No. 10 was pumped at a rate of 15 gpm. Since that time, the well has been used to provide water to Lot 10 for domestic use and lawn and garden irrigation. Additionally, during the last diligence period, lots 1, 2, 3, 4, and 9 were purchased. Construction is nearly complete on Lot 1. Lot 3 is being developed and has submitted architectural plans to the Association for review; If claim to make absolute in whole or in part: Applicant requests that the conditional water right in HRR Well No. 10 be made absolute for all decreed uses. That well has been permitted, constructed, and placed to beneficial use. On April 17, 2020, the HRR Well No. 10 was pumped at a rate of 15 gpm.

Since that time the well has been used to provide water to Lot 10 for domestic use and lawn and garden irrigation; Date water applied to beneficial use: April 17, 2020; Amount: 15 gpm in each of the wells, or 255 gpm in the aggregate when used in conjunction with the other Hidden River Ranch Wells decreed in Case No. 95CW147. WHEREFORE, Applicant requests the Court enter a decree granting the following: The conditional water right in HRR Well No. 10 is made absolute for 15 gpm for all decreed uses; A finding of reasonable diligence is granted for the conditional water rights for HRR Well Nos. 1, 2, 3, 5, 7, 9, 12, 14, and 16. The HRR Wells are part of an integrated system comprised of several features. Applicant requests a finding that work on one feature of the project or system shall be considered in finding that reasonable diligence has been shown in development of water rights for the entire project pursuant to C.R.S. §37-92-301(4)(b). In the event that the conditional water right above is not made absolute in this case, Applicant requests a finding of diligence with regard to any portion of such water right that remains conditional. (5 pages). GUNNISON COUNTY.

YOU ARE FURTHER NOTIFIED THAT you have until the last day of August 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 July 7, 2023. #070708

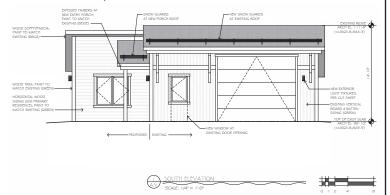
-NOTICE OF PUBLIC HEARING-CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC. SPECIAL AREA ARCHITECTURAL DESIGN REVIEW **CB SOUTH POA OFFICE, 61 TEOCALLI ROAD**

Join virtually: Email staff@cbsouth. net for a Zoom invitation PLEASE TAKE NOTICE THAT a CB South Design Review Committee hearing will be held on Thursday, July

20, 2023 for the purpose of consider-

ing the following:
6:10PM A Certificate of Appropriateness for the application for Mayberry,
Single Family ADU Addition, Lot 21, Block 23, Filing #3, AKA 473 Zeligman. A complete set of plans can be viewed at the Crested Butte South P.O.A. Office, 61 Teocalli Road by appointment.

There is a 14-day public comment period in which comments regarding the above-referenced project may be submitted in writing to the Design Review Committee. Comments may



be submitted to the CB South Design Review Manager by email at drcmanager@cbsouth.net, by mail or in person to the address listed above.

Published in the Crested Butte News. Issues of July 7, 14 & 21, 3023. #070713

deadline tuesday at noon legals@crestedbuttenews.com

-NOTICE OF PUBLIC HEARING-CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC. SPECIAL AREA ARCHITECTURAL DESIGN REVIEW **CB SOUTH POA OFFICE, 61 TEOCALLI ROAD**

Join virtually: Email staff@cbsouth.net for a Zoom invitation PLEASE TAKE NOTICE THAT a CB South Design Review Committee hearing will be held on Thursday, July 20, 2023 for the purpose of considering the following: 6:40PM A Certificate of Appropriateness for the application for High-Point Townhomes, Addition of

Walkway Covers, Lot 15 and 16, Block 2, Filing #1, AKA 100 Teocalli. A complete set of plans can be viewed at the Crested Butte South P.O.A. Office, 61 Teocalli Road by appointment.

There is a 14-day public comment period in which comments regarding the above-referenced project may be submitted in writing to the Design

Review Committee. Comments may be submitted to the CB South Design Review Manager by email at drcmanager@cbsouth.net, by mail or in person to the address listed above.

Published in the Crested Butte News. Issues of July 7, 14 & 21, 3023. #070714



-BOARD MEETING NOTICE-**UPPER GUNNISON RIVER WATER CONSERVANCY DISTRICT BOARD OF DIRECTORS MEETING** MONDAY, JULY 24, 2023 ~ 5:30 P.M.

The Board of Directors of the Upper Gunnison River Water Conservancy District (UGRWCD) will conduct a regular Board meeting on Monday, July 24, 2023 at 5:30 PM at the UGRWCD Offices, 210 W. Spencer Ave., St. B, Gunnison, CO 81230 and via Zoom video/teleconferencing.

If you plan to attend the meeting via Zoom video/teleconferencing, please contact the District for login instructions. An agenda will be posted at the District Office prior to the meeting.

Published in the Crested Butte News. Issue of July 7, 2023. #070704

-NOTICE OF PUBLIC HEARING-CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC. SPECIAL AREA ARCHITECTURAL DESIGN REVIEW **CB SOUTH POA OFFICE, 61 TEOCALLI ROAD**

Join virtually: Email staff@cbsouth.net for a Zoom invitation PLEASE TAKE NOTICE THAT a CB South Design Review Committee hearing will be held on Thursday, July 20, 2023 for the purpose of considering the following:
7:20PM A Certificate of Appropriate-

ness for the application for Elcho Townhomes I, II & III, Multi-Family Residence, Lot 2, Block 3, Filing #1, AKA 96 Elcho. A complete set of plans can be viewed at the Crested

Road by appointment. There is a 14-day public comment period in which comments regarding the above-referenced project may be submitted in writing to the Design Review Committee. Comments may be submitted to the CB South Design

Published in the Crested Butte News. Issues of July 7, 14 & 21, 3023. #070715

Review Manager by email at drc-

manager@cbsouth.net, by mail or in

person to the address listed above.



-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 June 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

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. 2023CW3040 (16CW3084, 08CW10). DISTRICT COURT, WA-TER DIVISION NO. 4, STATE OF COLORADO, Montrose County Justice Center, 1200 N. Grand Ave., Bin A Montrose, CO 81401. CONCERNING THE APPLICATION FOR WATER RIGHTS OF CRESTED BUTTE, LLC, a Colorado limited liability company, and UNITED STATES OF AMERICA, DEPARTMENT OF AGRICULTURE, UNITED STATES FOREST SERVICE IN THE EAST RIVER, TRIBUTARY TO THE GUNNISON RIVER, GUNNISON COUNTY, COLORADO. APPLICA-TION FOR FINDINGS OF REASON-ABLE DILIGENCE. 1. Name, Address, Telephone Number, and Email Address

of Applicants: Crested Butte, LLC, a Colorado limited liability company, c/o Legal Department, 390 Interlocken Crescent, Suite 1000, Broomfield, CO 80021, legalnotices@vailresorts. com (303) 404-1800, United States of America, Department of Agriculture, United States Forest Service, Andrea Rogers, Physical Resources Group Leader, 1617 Cole Blvd., Lakewood, CO 80401, andrea.rogers@usda.gov (303) 275-5153, Crested Butte, LLC, ("Crested Butte") and the United States Forest Service ("USFS"), are collectively referred to hereafter as "Co-Applicants.", Direct All Pleadings to: P.

Fritz Holleman, Cassidy L. Woodard, Bushong & Holleman PC, 1525 Spruce Street, Suite 200, Boulder, Colorado 80302, fholleman@BH-Lawyers. com; cwoodard@BH-Lawyers.com David W. Gehlert, Environment and Natural Resources Division, Natural Resources Section, 999 18th Street, South Terrace, Suite 370, Denver, CO 80202, David.gehlert@usdoj.gov (303) 844-1386. 2. Names of Structures: 2.1. Crescent Lake; and 2.2. East River Pump Station, Crescent Lake Supplement. 3. Description of Conditional Water Rights: 3.1. Crescent Lake: 3.1.1. Location: The legal descriptions of the dam and the point of diversion for the filling source are as follows: 3.1.1.1. Dam Location: The center of the dam will be in the NE1/4NE1/4 of Section 23, Townshi 13 South, Range 86 West, 6th P.M. approximately 838.40 feet south of the north section line and 450.50 feet west of the east section line of said section. See Exhibit A, 3.1.1.2. Point of Diversion: Crescent Lake will be filled by in-priority diversions under the East River Pump Station, Crescent Lake Supplement decreed herein. The East River Pump Station, Crescent Lake Supplement is located at a point on the right bank of the East River in the NW1/4SE1/4 of Section 13, Township 13 South, Range 86 West, 6th P.M., from whence the SW corner of said section 13 bears South 61° E. 31'28" West a distance of 3,959 feet, 3.1.2. Source: The East River, a tributary of the Gunnison River, 3.1.3. Appropriation date: May 31, 2006, 3.1.4. Amount: 160 acre-feet, conditional, 3.1.4.1. Surface Area of High Water Line: 8.7 acres, 3.1.4.2. Maximum Height of Dam: 72 feet, 3.1.4.3. Length of Dam: 300 feet, 3.1.4.4. Capacity: 160 acrefeet, 150 acre-feet of which is active, 3.1.5. Uses: recreational, piscatorial, firefighting, and commercial (snowmaking) purposes, 3.2. East River Pump Station, Crescent Lake Supplement: 3.2.1. Point of Diversion: At a point on

the right bank of the East River in the NW1/4SE1/4 of Section 13, Township 13 South, Range 86 West, 6th P.M., from whence the SW corner of said section 13 bears South 61° E. 31'28" West a distance of 3,959 feet, also being 1,802 feet north of the south section line and 2,005 feet west of the east section line. See Exhibit A, 3.2.2 Source: The East River, a tributary of the Gunnison River, 3.2.3. Appropriation date: May 31, 2006, 3.2.4. Amount: 6 c.f.s., conditional, 3.2.5. Uses: recreational, piscatorial, firefighting, and commercial (snowmaking) purposes to fill and refill Crescent Lake. 4. Request for Findings of Reasonable Diligence: Co-Applicants seek findings that they have exercised reasonable diligence in the development of the conditional water rights for Crescen Lake and the East River Pump Station, Crescent Lake Supplement, as described in Paragraph 3 above, for all conditional amounts and uses. 5. **Diligence Activities**: During the subject diligence period from June 2017 until the present date, Co-Applicants' efforts toward development of the subject water rights include, but are not limited to, the following: 5.1. The subject water rights are part of an integrated water supply system that will, among other things, be used to provide snowmaking water service to the Crested Butte ski area. Co-Applicant Crested Butte has engaged in numerous activities during the relevant diligence period that demonstrate diligence toward the application of the subject water rights to the decreed beneficial uses and has incurred significant expense in investigations and capital improvements related to its water supply facilities in order to provide a dependable legal and physical supply of water to the ski area. All such expenditures are necessary steps in the development of Crested Butte's integrated water supply system and the subject water rights, 5.2. Crested Butte has incurred over \$781,000 in costs associated with snowmaking maintenance and upgrades at the ski area, including but not limited to pump, pipe, and snow gun maintenance and other equipment and infrastructure upgrades associated with the integrated water supply system at the ski area. These improvements will result in increased water demand for the decreed uses and further development and need for the subject water rights, 5.3. Crested Butte has incurred over \$2.4 million in connection with lift upgrades at the ski area, not otherwise described above. These lift upgrades specifically include upgrades to the Teo lift in 2018 and the Peachtree lift in 2020 and slope improvement dirt work performed. Crested Butte has also incurred over \$3.4 million in lift maintenance expenses and over \$1.4 million in lift operational expenses, 5.4. Crested Butte has conducted two separate cost studies for Crescent Lake. The first study was performed by Resources Engineering in 2019 at a cost of \$2,595. The second study was performed in early 2023 by LRE Water at a cost of approximately \$5,000., 5.5. Crested Butte conducted numerous meetings with outside engineering and legal consultants and potential partners regarding the development of the subject water rights, 5.6. Crested Butte has successfully adjudicated other diligence applications for water rights in Water Division No. 4 for the ski area that are part of the integrated water supply system for the ski area, including the water rights at issue in the decrees in Case Nos. 20CW3039 and 20CW3085, 5.7. Crested Butte has regularly monitored the filings of other water users and has incurred legal and engineering costs in connection with other cases to protect the subject water rights and integrated water supply system at the ski area, 5.8. Crested Butte continues to rely upon the subject water rights and fully intends to develop and utilize the subject water rights for the full decreed amounts and has no intention to abandon them. 6.

Land Ownership: 6.1. Crescent Lake: North Village Associates LLC, 1205 SW 37th Ave., Floor 3, Miami, FL 33135-4226, and Town of Mt. Crested Butte, Colorado, P.O. Box 5800, Crested Butte, Colorado 81225-5800, 6.2. East River Pump Station, Crescent Lake Supplement: United States of America, 216 N. Colorado Street, Gunnison, CO 81230-2162, with copy to United States of America, Department of Justice, Attn: David W. Gehlert, Esq., Natural Resources Section, 999 18th Street, South Terrace, Suite 370, Denver, Colorado 80202. WHERE-FORE, the Co-Applicants respectfully requests that the Court enter an order (1) granting their request for findings of reasonable diligence on the water rights described in Paragraph 3 above associated with Crescent Lake and the East River Pump Station, Crescent Lake Supplement; and (2) granting such other and further relief as deemed appropriate.

(8 pages + Exhibit) **GUNNISON** COUNTY.

YOU ARE FURTHER NOTIFIED THAT you have until the last day of August 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 July 7, 2023. #070711

-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 June 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. 2023CW3039, Gunnison County, Water District No. 4, Applicant: Fox Meadows Subdivision Home Owners Association, c/o Law Office of Michael C. Dawson, P.C., 120 North Taylor - P.O. Box 179. Gunnison, Colorado 81230, (970) 641-3326; mdawson@guclaw.com; Type of Application: Application to

make Absolute and for Finding Reasonable Diligence, Name of Structure: Fox Meadows Subdivision Well Nos. 1-7. Location: FMS Well Nos. 1-7 will be located within a portion of the property described as: Township 50 North, Range 1 West, N.M.P.M., Section 13: W1/2NW1/4NW1/4, Section 14: A tract of land located in the NE1/4NE1/4 of Section 14, more particularly described as follows: Beginning at the Northeast corner (marked stone) of said Section 14; thence South 88° 32'49" West along the North line of said Section 14 a distance of 999.25 feet to the easterly boundary of Chekwa Trail, a dedicated roadway according to the plat of Ohio Meadows Filing No. 3, a Gunnison County Subdivision filed under Reception No. 289612 and dated July 7, 1972; thence along said easterly roadway boundary on a curve to the left a distance of 197.06 feet, said curve having a radius of 1170.0 feet and a chord which bears South 19° 36'30" East 196.82 feet; thence on a

curve to the right a distance of 211.10 feet, said curve having a radius of 1230.0 feet and a chord which bears South 19 31 Fast 210 84 feet: thence South 14° 36' Fast 390 0 feet: thence on a curve to the right a distance of 570.02 feet to the South boundary of the said Northeast Quarter of the Northeast Quarter said curve having a radius of 3030.0 feet and a chord which bears South 9 12'38" Fast 569.18 feet-thence leaving the said easterly roadway boundary North 88° 43'15" East along the above said South boundary 681.14 feet to the section line between said Sections 13 and 14: thence North 0° 19'30" West along the above said section 1333.54 feet to the point of beginning, Now Platted as Lots 1-7, Fox Meadows Subdivision according to the Plat recorded January 26, 2005 at Reception number 550373 of the records of Gunnison County, Colorado. County of Gunnison, State of Colorado. Fox Meadows Subdivision Well No. 2 (Permit No. 92807) has been drilled

on Fox Meadows Lot 2. Drainage Basin: Gunnison. Quantity: 0.033 c.f.s. (15 g.p.m.), 0.485 acre feet per well for a total of 3.73 acre feet per year; Appropriation date: June 12, 2002; Use: Wells 1 - 7 will be used for year-round in-house domestic use for seven single family residences, irrigation of up to 2,500 square feet of lawn and garden for each of the seven single family residences, for a total of 17,500 square feet of lawn and garden irrigation; watering of up to 2 horses for each of the seven single family residences for a total of 14 horses, and fire protection. Wells 1-7 are protected with the water service contract 04-29A with the United States Bureau of Reclamation for 1 acre foot of water in Blue Mesa Reservoir Type of Structures: Wells. Other: Applicant requests an absolute water right in part and a finding of reasonable diligence. The Application sets forth the actions taken toward the completion of appropriation and application of water to beneficial use as condition-

ally decreed. GUNNISON COUNTY YOU ARE FURTHER NOTIFIED THAT you have until the last day of August 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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Classifieds

classifieds@crestedbuttenews.com • 970.349.0500, ext. 105 • www.crestedbuttenews.com • deadline tuesday at noon

FOR RENT

MT. CRESTED BUTTE CONDO 2BD/2BA: Flexible long term rental. Fully furnished, Swimming pool, private patio. \$2900 month + electric, incl: wi-fi/cable. Security Deposit and background check required. Available in July. Contact 303-907-8957 text or email dbauman04@gmail.com. (7/7/38).

NEW 3/2 MANUFACTURED HOME: Master bed with private bath, stainless appliances, high efficiency gas furnace. Located in Gunnison. \$3000 per month. 1 year lease. Available 7/1. 970-209-3564. (7/7/27)

LIMNG THE DREAM: Male needs roommate in 2BD/2BA condominium, available at Timberline. \$840/month, first, last and \$200 rental deposit. Free wi-fi, TV, NS/NP. Call for more details 970-300-8738. (7/7/31)

CLIFFHANGER: Cute 2BD/1BA rental available starting July. Cool deck overlooking the East River. Fishing access. Txt 970-209-8184. (7/7/18).

STUDIO: Studio available month to month.Beautiful views. Txt 970-209-8184. (7/7/9)

Disclaimer:

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

CB SOUTH HOME: 3BD/2BA Single family home in the CBS Highlands. Fully furnished, 2,100 sq.ft. with W/D, plus oversized two car garage, plenty of storage and peaceful views from your private balcony deck. \$4,500/month plus utilities. Available June 15, 2023. This home will allow up to two well-behaved dogs. No www.crestedbuttelodging.com. (7/14/56).

LONG TERM LOCALS: Single dad and high school daughter, Matt and Dayla Smith, seek long term rental. Help me keep my kid in CBCS! I'm well-employed and have great references. 970-275-3697. (7/7/31).

LET US HELP YOU TAKE CARE OF YOUR **PROPERTY:** Crested Butte Lodging offers hassle free, full services for long term and short term rentals. Inquire with our office for more information. Call 970-349-2449 or email reservations@crestedbuttelodging.com. (7/7/37).

3BD/2BA DOWNTOWN CRESTED BUTTE SIN-GLE FAMILY HOME FOR RENT: Offering weekly rentals, monthly rentals or longer. Home is two blocks from Elk Ave. Looking for a mature couple or family of 4-6. No smoking. No pets. Available Sept. 1, security deposit required. Fully furnished. Multiple parking spots on the property. Asking for \$2000/week and/or and/or \$5500/month. Open to all inquiries. Includes utilities, water, trash, sewage for all rentals. Gardening, Plowing and shoveling not included. Email all info and requests to cbrental2022@gmail.com. (7/14/85).

VACATION RENTALS

2255WILDCAT.COM Crested Butte's Premier 5-Star Luxury Vacation Rental with 36 acres, Epic Views, 5 Bedroom/5 Bath, 13 beds, 5,112 sq.ft. Open concept with 25 foot ceilings and modern mountain architecture. Visit 2255wildcat.com or call Jordon 817-733-6947.

COMMERCIAL RENTALS

ELK AVENUE OFFICE SPACE: 171 sq.ff. office space rental available for immediate move in! Affordable, with a full kitchen and bathroom (shared). 970-349-2773. (7/7/23).

TWO 2ND FLOOR OFFICE SPACES: 398 Riverland Dr. Includes heat and electric. 970-209-3564. (7/7/13).

OFFICE SPACE avail Aug. 1. \$825 for 315 sq.ft. upstairs at 301 Belleview, Unit 6C. All utilities except internet included. Shared bathroom, deck and common area. Year lease. Contact Kerry 970-275-8677 or email cbsouthkerry@gmail.com. (7/7/35).

OFFICE FOR RENT: Downtown right off Elk, 144 sq.ft Open, spacious and bright. Includes utilities and internet. negotiable. 970-596-9826. Terms

PRIME GROUND LEVEL OFFICE or retail space in the Horseshoe Building, 5th and Belleview. 595 square feet. Ample off street parking. \$2,000 per month. Available early July. Call Bill at 970-209-1405. (7/7/31).

FOR SALE

ROPE SANDALS: Brand new Gurkee's, still has tags on them. Size 6.5-7. \$35. The most comfortable sandal you'll ever own! 970-275-8910. (7/7/pd/21).

MOTORHOME FOR SALE: 2012 Monaco Knight Model 36PFT class A motorhome. Private sale, no sales tax or consignment fees. Diesel pusher, 350HP MaxxForce 10 engine, 6-speed Allison transmission, just over 72,000 miles. Beautiful inside & out with three slideouts. View "MON_Knight_WEB2012.pdf" for information & specifications; interior pictures are same, exterior is Mocha Splendor. Extras: washer/dryer, tire monitoring system, ladder, dual control mattress heater, 4" king memory foam mattress cover, one set of king sheets, extra TV/remote control for outside viewing, extra large fire extinguisher, Wineguard MiniMax Satellite Dome. Extras also available: 2-year-old Blue Ox tow bar & bike rack/dual tow hitch. 2015 Subaru Impreza Hatchback can be included for additional \$20,900: manual transmission, \$3,000 tow package, 60K miles, clean. \$149,000 OBO. Call Jim 970-275-9294 for location, showing, and details. (7/7/pd/132).

FOR SALE

VARIETY OF ITEMS: Great condition. Large Outdoor dining table/chairs (aluminum) \$90. Outdoor tall space heater \$90. 2 Hose rollup stands w/ hoses \$45. Igloo cooler 19'x14' \$20. Wood baby crib w/ mattress \$80. Iron twin bed/mattress \$50. 3 planters \$15. 2 pair boots size 12 & 11 \$15. Coleman propane lantern \$10. 2 gas tanks \$10. Scotts rolling fertilizer \$20. ptouzet@mac.com (7/7/64).

DRESS FOR SALE: Brand new, size large. Sleeveless light blue with floral design at bottom. \$25. 970-275-8910. (7/7/pd/17).

1969 TOYOTA FJ40 LAND CRUISER 4X4 with 81,086 original miles stored in a temperature controlled garage the last 27 years in CB. Snow plow and blower come free. For more information and pictures visit 2255wildcat.com/landcruiser - Call Jordon 817-733-6947. (7/7/39).

CRESTEDBUTTEHOUSE.COM DOMAIN SALE: Inauire bdsbradley@gmail.com. (7/7/7).

ROOFING MATERIAL: Titanium PSU 30 Synthetic Roofing Underlayment. About 25' used of 72' roll. Paid \$130, will sell for \$75. Call 970-275-8910. (7/7/pd/22).

REAL ESTATE

ACREAGE LOCATED in Gold Basin Light Industrial Park, Gunnison, Colorado. 6 acre parcel or less, amount negotiable depending on size & term. Long term lease up to 10 years with a twenty year option. Smaller lots available at negotiated price. Contact Dan at 970-922-9910. (7/7/43).

FOR SALE BY OWNER: Gorgeous Property above Irwin (The Gem), 96 Acre located behind the gate on Green Lake Rd. Level property, with fantastic views. Asking \$245,000. No realtors, 307-699-3208, leave message. (7/14/32).

REAL ESTATE

VACANT LAND FOR SALE IN CB SOUTH: .41 Acre lot on Cascadilla, .5 miles up the hill from the GVRTA bus stop. Single family or duplex allowed on this western sloping lot with great solar gain and forever views of Red Mountain, Whetstone and down valley. Fish the East River, explore Cement Creek, ride the free bus to CB or Gunny. Live your dream! Call Pete Nichols at Coldwell Banker Mountain Properties, 970-275-1176, MLS 793523, \$289k. (7/7/pd/76).

FSBO 3BD/2.5BA CBS: Sunny spacious energy efficient home. 286 Cascadilla is perfectly located near CBS transit center on quiet corner lot. Completely remodeled, vaulted, slab granite, wood floors, stainless appliances, large jetted soak tub. 2 upper decks provide outstanding views. Oversized 2 car heated garage with plenty of additional storage. Easy to preview. Possible owner financing! Asking 1.17M. 970-209-0177, Cbtownhome@gmail.com. (7/7/62).

EMPLOYMENT

FRANK'S DELI is looking for year round deli person, 2-3 shifts per week. Shifts are 6 hours and can be morning or afternoon. Fun work environment, great pay and fantastic food. call 970-209-3928 or come by Frank's Deli for an application. (7/7/41).

BED & BREAKFAST ASSISTANT: The Purple Mountain Bed & Breakfast is looking for an assistant in the morninas to help care for auests and clean this summer. 1-2 days a week. Must be organized, have an eve for detail and enjoy helping people make the most of their Crested Butte vacations, Pays \$20-22/hour based on experience plus seasonal bonuses. Please call Chris at 970-349-5888 of more information. (7/14/66).

EMPLOYMENT

GUNNISON WATERSHED SCHOOL DIS-TRICT: IT Professional-District, Achievement Center ES's-General EA-CBES,2nd and 4th grade teacher-CBES,3rd grade teacher-GES, Special Education Teacher- GHS and GMS, ELL Educational Assistant-GMS ELL Teacher-GMS, Counselor-CBES, Counselor-GES- (1 year only),Building Manager-CBCS, Asst. Building Manager, Lead Custodian-Lake School, Food Service-CBCS and GCS, Bus Drivers, Substitute Teachers. COACH-ING: GHS Head Speech and Debate, Head and Assistant Hockey coach, Head and Assistant Volleyball Coach-GMS, 8th grade Assistant Volleyball coach-GMS. Please contact: Superintendent's Office, JoAnn Klingsmith, 800 N. Boulevard, 970-641-7760, jklingsmith@gunnisonschools.net. (7/7/83).

SOUPÇON HIRING ALL POSITIONS: Good pay and tips. Opportunity for advancement for motivated workers. Please call or stop by between 2-4 p.m. (7/7/22).

SPALLONE CONSTRUCTION has immediate openings for dump truck drivers in the Gunnison, Crested Butte area. Experience of 3-5 years required. Must be able to assist laborer performing physical tasks involved in construction activities. Must have a valid drivers license, references required. \$24-34/hr depending on experience, benefits available after one year of employment. Please submit resume to: office@spalloneconstruction.com. (7/7/59).

THE CRESTED BUTTE/MT. CRESTED BUTTE **CHAMBER OF COMMERCE** is seeking a aualified Membership Coordinator is responsible for selling Chamber memberships and for building sustainable relationships with new and existing members, for the coordination of accounting for memberships, accurate data capture and entry, invoicing new and existing members. This position is responsible for membership communications and membership sales, renewals and onboarding new members. This position will work to generate new memberships as well as monitor compliance of Chamber responsibilities related to fulfilling memberships. The Membership Coordinator will document membership sales and report regularly to the director and BOD. Attention to detail is key. Experience in the hospitality or retail industry is preferred. Knowledge of QuickBooks preferred. Must be able to lift at least 30 pounds. This is a contractor position starting in June. Email cover letter and resume with references to director@cbchamber.com Please put 'Membership Coordinator' in the subject line, F.O.F. www.cbchamber.com. (7/14/153).

ALPINE EXPRESS has immediate openings for a Bus/Van Detailer. Flexible scheduling, competitive pay and benefit opportunities. Interested applicants should apply with a resume to jobs@letsride.co or call 970-474-6004. (7/7/30).

