

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 ability to proceed with its plans.

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 place!



Sam Leslie gets a hand with his lure from dad, Owen, during a fishing session at Long Lake. PHOTO BY ALEX FENLON

Legals

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

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

—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 Bland. Public hearing on this application will be held before the Town Council of the Town of Crested Butte on Monday, July 17, 2023 at 6PM. 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 US
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, COLORADO
/s/ Lynelle Stanford, Town Clerk
Published in the *Crested Butte News*. Issue of July 7, 2023. #070703

—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, 2023. 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

—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.

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.

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.

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:



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

—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.

—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 Gunnison County Combined Courts.

The petition request that the name of (blank) (blank) Mile First Name Middle Name Last Name is requested to be changed to Fofolydia Rain Megumi Mile First Name Middle Name 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
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, 2023. #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.

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. bears S. 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: 5905004): 9th St. & Rio Grande Ave. (UTM: 331037.0 East, 4267161.0 North.) 2.4.4.6 Well No. 6 (WDID:

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): SW1/4 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

deadline tuesday at noon • legals@crestedbuttenews.com

—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; and

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:

Section 1:
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 centerline 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 centerline of 10th Street;
Thence south along the centerline of 10th Street to the point of intersection with the centerline of Railroad Avenue;
Thence southwest 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 St 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 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 #38;
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.

Section 2:
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 St to 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 Cottonwood 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:
The Board of County Commissioners of the County of Gunnison, Colorado hereby finds that the above-described commissioners' districts are as compact and as nearly equal in population as possible, in accordance with Colorado law.
INTRODUCED by Commissioner _____, seconded by Commissioner _____, and adopted this ____ day of _____, 2023.
BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON, COLORADO
By _____ Jonathan Houck, Chairperson
By _____ Elizabeth Smith, Vice Chairperson
By _____ 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:
1. Easement, recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado in Book 385 at page 471; and
2. Easement, recorded in the records of the Office of the Clerk and Recorder of Gunnison County, Colorado in Book 385 at page 476; and
3. 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.

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—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:

Table with 4 columns: Date of Decree, Case No., Name, and Easting(m); * Northing(m); *
January 25, 2003 2002CW70, Water Division 4
September 8, 2010 2009CW13, Water Division 4
June 5, 2017 2016CW3061, Water Division 4

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

Table with 4 columns: HRR Well No., Area, and two numerical values
HRR Well No. 7 20 334068.8 4299321.6
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 17 333589.9 4299797.7
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: Year-round 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

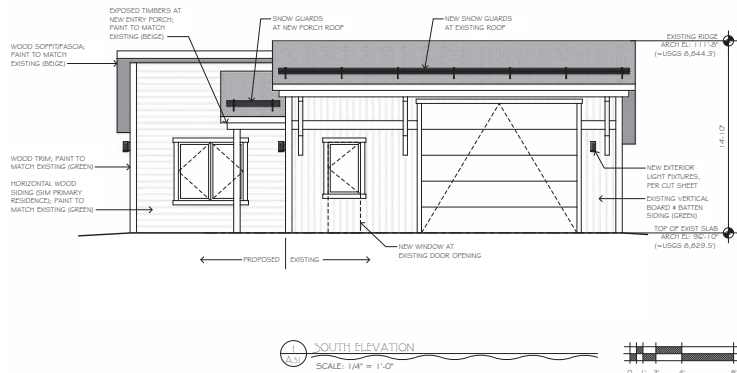
**—NOTICE OF PUBLIC HEARING—
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC.
SPECIAL AREA ARCHITECTURAL DESIGN REVIEW
CB SOUTH POA OFFICE, 61 TEOCALLI ROAD**

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 considering 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, 2023. #070713

**—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 Appropriateness 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 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, 2023. #070715

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, 2023. #070714



**—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. 2023CW3040 (16CW3084, 08CW10). DISTRICT COURT, WATER 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. **APPLICATION FOR FINDINGS OF REASONABLE 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, Township 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 acre-feet, 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 Crescent 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. WHEREFORE, 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

