

20 YEARS AGO today

BY STU DONLON

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

Health of Coal Creek topic for upcoming stakeholder meeting

High levels of cadmium and zinc dangerous for aquatic life

BY ALEESHA TOWNS

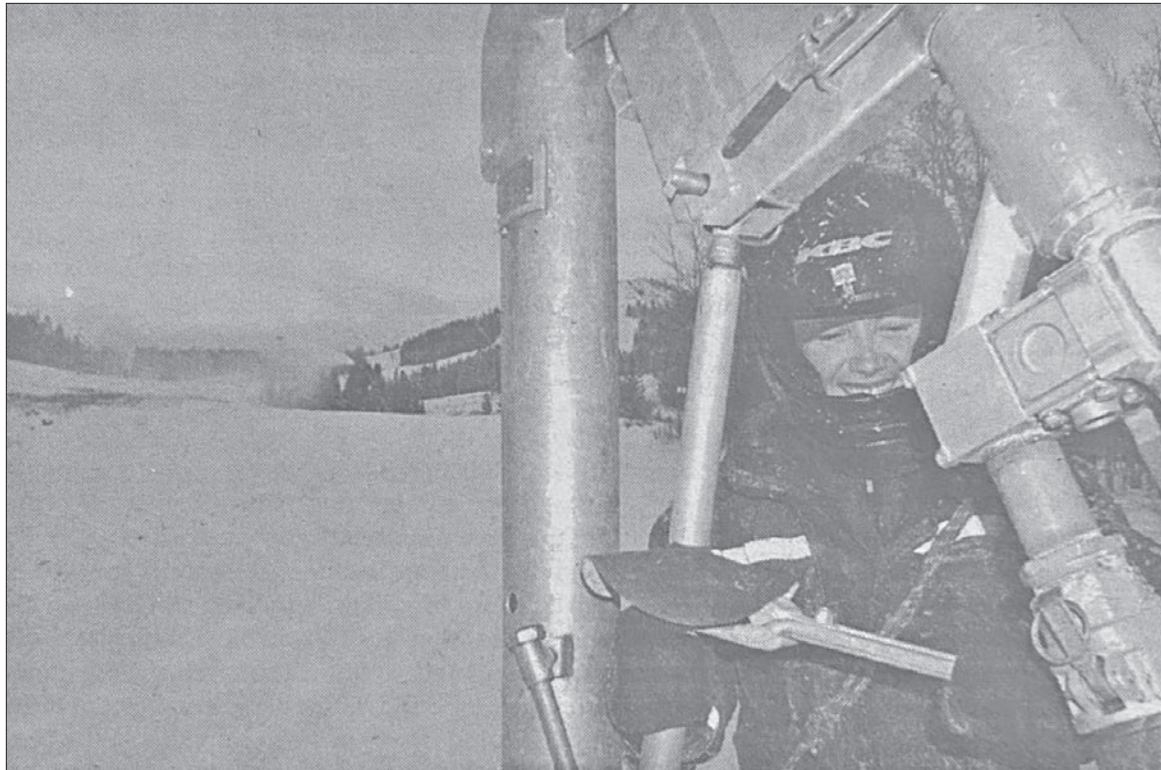
With water quality levels in Coal Creek still unacceptable for aquatic life, High Country Citizens' Alliance water program director Steve Glazer has been busy stirring the pot for a month, generating interest in water quality testing.

Glazer says a dynamic group of concerned people from organizations, including a Phelps Dodge subsidiary and the Environmental

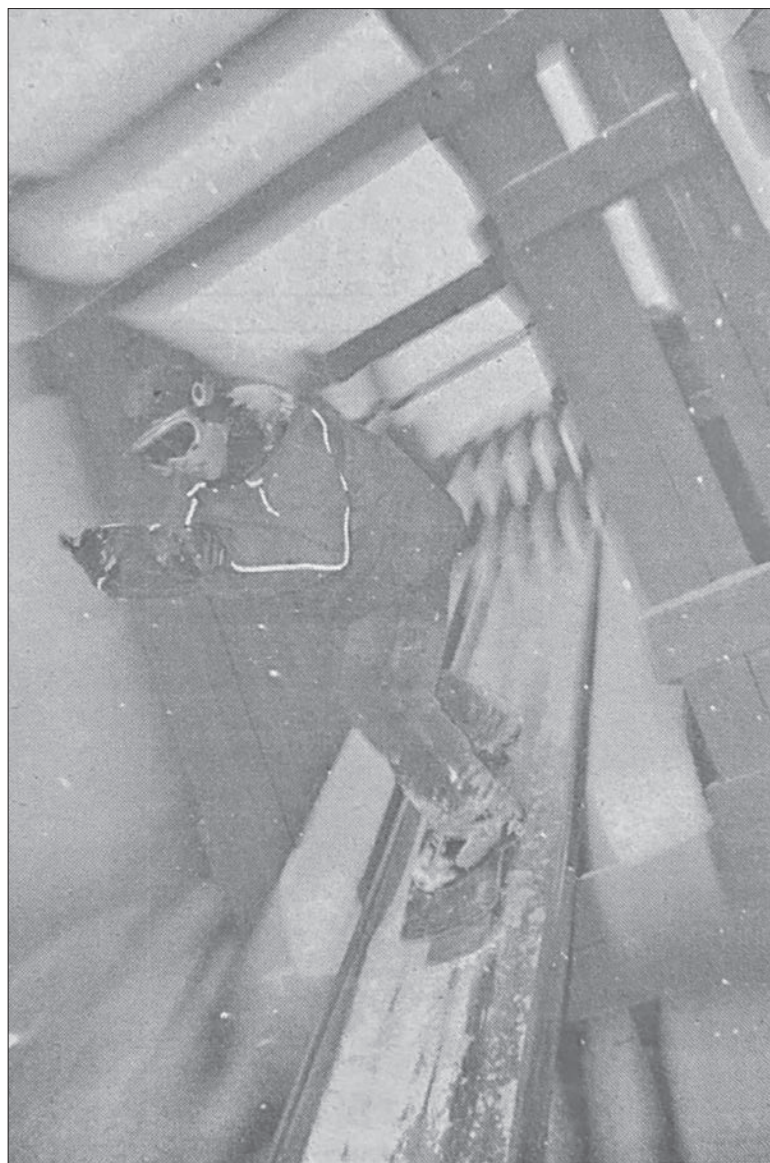
Protection Agency, will meet on November 19 to discuss the high levels of zinc and cadmium found in Coal Creek near Crested Butte. The levels are safe for human consumption but could be dangerous for organisms that live in the water.

Glazer brought the matter before the Crested Butte Town Council during a work session on September 29 and asked the town council to allot extra funds to monitor water quality in the 2004 town budget.

Crested Butte town manager Frank Bell recommended that Glazer find other financial partners to help pay for the monitoring and share the responsibility of mitigat-



The Crested Butte Mountain snowmaking crew brought the big guns out this past Tuesday. PHOTO BY ALEX FENLON



Brandon Clabaugh rode some slippery freshies after this week's dump.

PHOTO BY ALEX FENLON

ing negative findings.

Since then, Glazer has worked to bring together people and organizations that are interested in the health of Coal Creek. The list includes representatives from the U.S. Forest Service, the state of Colorado, the town of Crested Butte, the Environmental Protection Agency, Gunnison County, Climax Molybdenum (a Phelps Dodge subsidiary), HCCA and private landowners.

Glazer hopes the meeting will be the groundwork for a larger joint effort. "I don't have a predetermined agenda for this meeting," Glazer says.

"We're looking for common ground and to gauge their interest in working together."

The meeting of Coal Creek stakeholders will be held at 10:30 a.m. on November 19 at the Crested Butte Town Hall.

Club Med says property worth less than county's valuation

Dispute to be heard before state board

BY KRISTINA JOHNSON

Gunnison County stands to lose thousands of dollars in property taxes in a dispute with Club Med Crested Butte over the company's property value in Mt. Crested Butte. Earlier this year, the Gunnison County Assessor valued

the resort at \$27,360,630. Club Med is now arguing that its property is worth approximately \$4.5 million less than the county says it is. The dispute will go before the state Board of Assessment Appeals (BAA) next year, and Gunnison County has asked Arapahoe County for help fighting the appeal.

Arapahoe County assistant attorney George Rosenberg, who regularly handles assessment appeals involving large sums, has agreed to represent Gunnison County before the BAA. "Smaller counties don't deal with this as much," says Rosenberg. "On a property like this we're talking hundreds of thousands of dollars. That's significant, especially for a small county."

Gunnison County assessor Judy Smith says she is confident that she assessed Club Med accurately. She based her number in large part on the price Club Med paid when it bought the property from Crested Butte Mountain Resort in 2000. At that time, Smith says, Club Med spent \$28,850,000 on the property. Club Med is now arguing that the resort is worth \$21,029,288.

Club Med first appealed the Assessor's in May, during the County Assessor's protest period. The company then took

the dispute to the next level, the County Board of Equalization, which is made up of Gunnison County's commissioners.

At that meeting, on July 15, 2003, Club Med representatives asked the commissioners via speakerphone to lower the value of the property to \$21,029,288, using the income method of valuation. The income method values property based on profits it earns.

Club Med representatives argued at the Board of Equalization meeting that the resort's revenue is falling short of its expenses, and that the property is therefore worth less than they paid for it.

According to Rosenberg, the income method of valuation can be unreliable because it sometimes reflects the quality of business management rather than the actual value of the property.

At the July 15 meeting, the Gunnison County Commissioners agreed to lower the valuation of the Club Med property to \$26,591,430. Since then, Club Med has chosen to continue moving through the appeals process. Rosenberg says he expects Club Med's case will go before the Board of Assessment Appeals, made up of two to three professional assessors appointed by the governor, early next summer.

Legals

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

—GUNNISON WATERSHED SCHOOL DISTRICT—
REGULAR MEETING
NOVEMBER 13, 2023 ~ 5:30 P.M.
LAKE SCHOOL CONFERENCE ROOM

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

- I. Call to Order
- II. Roll Call
- III. Pledge of Allegiance
- IV. Approval of Agenda—**ACTION ITEM**
- V. Commendations, recognition of visitors, and public comment
*Visitors who wish to address the Board, please make known at the beginning of the meeting via Zoom or if in-person, please complete the public participation form.
 - A. Culturally and Linguistically Diverse Education Team presentation
 - B. Artiaic Group - School Improvement Project Report
- VI. Administrative Action Summaries
 - A. Superintendent Summary - Dr. Nichols
 1. Successful Students
 - Calendar approval process discussion
 2. Strong Employees
 - Vacancies update
 3. Engaged Community
 - Preliminary election results
 4. Healthy Finance
 - 1st Quarter Update-Mrs. Tia Mills
 5. Functional Facilities
 - Information regarding restrooms and locker rooms

- VII. **Action Items**
 - A. Consent Grouping
Note: Items under the consent grouping are considered routine and will be enacted under one motion. There will not be separate discussion of these items prior to the time the board votes unless a Board Member requests an item be clarified or even removed from the grouping for separate consideration.
The Superintendent recommends approval of the following:
 1. Board of Education Minutes
 - a. October 16, 2023—Regular meeting
 2. Finance
Approve for payment, as presented by the Business Manager, warrants as indicated:
 - a. General Account # 42795-43224
 - b. Payroll Direct Deposit # 58072-58455
 3. Personnel*
 - a. Zacey Cummings-Building Manager-CBCS
 - b. Sam Johnson-SPED EA-GMS
 - c. Christopher Keogh-Bus Driver-CB
 - d. Rylie Lindsay-Permanent Substitute-GCS
 - e. Noah Savini-Permanent Substitute-CBSS
 - f. Jayde Wilkerson-SPED EA-GES
 - g. Anna Bressinck-Girls' Head Basketball coach-CBSS
 - h. Meredith Clabaugh-Assst.Swim/Dive coach-GHS
 4. Correspondence
 - B. New Business

- C. Old Business
- VIII. Comments from the public
*Visitors who wish to address the Board, please make known via Zoom or if in-person, please complete the public participation form.
- IX. Items introduced by Board Members
- X. Board Committee Assignments
 - A. District Accountability Committee- Mrs. Roberts
 - B. School Accountability Committees- Mr. Martineau, Mrs. Mick, Mrs. Brookhart
 - C. Gunnison County Education Association Negotiations- Mr. Taylor
 - D. Gunnison County Education Association 3X3- Mr. Martineau
 - E. Fund 26-Mrs. Mick
 - F. Gunnison Valley Community Foundation- Mrs. Mick
 - G. Gunnison Memorial Scholarship- Mrs. Roberts
 - H. Health Insurance Committee- Mr. Taylor
- XI. Forthcoming Agendas/Meeting Dates and Times
 - A. December 7-9, 2023—CASB Convention-Colorado Springs
 - B. Monday, December 11, 2023—Regular Meeting/Mill Levy Approval@5:30-GUN
 - C. Monday, January 15, 2023—Regular Meeting@5:30pm-CB
 - D. Monday, January 29, 2023—Regular Meeting/Amended Budget@5:30pm-GUN
- XII. Adjournment

Published in the Crested Butte News. Issue of November 10, 2023. #111022

<input checked="" type="checkbox"/> District Court <input type="checkbox"/> Denver Probate Court Gunnison County, Colorado Court Address: 200 E. Virginia Avenue Gunnison, CO 81230 In the Matter of the Estate of TIMOTHY M. ROLPH A/K/A TIMOTHY MICHAEL ROLPH, Deceased Attorney or Party Without Attorney (Name and Address): Benjamin L. Patterson, Attorney 750 W Hampden Ave, Suite 505 Englewood, CO 80110 Phone Number: (303)488-9888 E-mail: ben@fleisherpattersonlaw.com FAX Number: (303)488-9889 Atty. Reg. #:45030	COURT USE ONLY Case Number: 23PR31085 Division 11 Courtroom
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NOTICE TO CREDITORS BY PUBLICATION PURSUANT TO § 15-12-801, C.R.S.

NOTICE TO CREDITORS

Estate of TIMOTHY M. ROLPH A/K/A TIMOTHY MICHAEL ROLPH, Deceased Case Number 2023PR30044

All persons having claims against the above named estate are required to present them to the personal representative or to

District Court of Gunnison County, Colorado or
 Denver Probate Court of the City and County of Denver, Colorado

on or before March 3, 2024, or the claims may be forever barred.

Benjamin L. Patterson
Type or Print name of Person Giving Notice

750 W Hampden Ave, Suite 505
Address

Englewood, CO 80110
City, State, Zip Code

Publish only this portion of form.

Published in the *Crested Butte News*. Issues of November 3, 10 and 17, 2023. #110301

—NOTICE OF PUBLIC HEARING—
2023 AMENDED BUDGET, 2024 PROPOSED BUDGET
NOVEMBER 15, 2023 ~ 4:00 PM
SKYLAND METROPOLITAN DISTRICT
SKYLAND LODGE
350 COUNTRY CLUB DRIVE, SUITE 112A
CRESTED BUTTE, COLORADO 81224

Pursuant to C.R.S. 29-1-106, notice is hereby given that the proposed 2023 amended budget and the proposed 2024 budget have been submitted to the Board of Directors of the Skyland Metropolitan District. Copies of the proposed budgets have been filed in the office of the District, Skyland Lodge, 350 Country Club Drive, Suite 112A, Crested Butte, Colorado 81224, where they are open for public inspection.

The proposed budgets will be considered at the regular meeting of the Board of Directors of the District to be held at Skyland Lodge, 350 Country Club Drive, Suite 112A, Crested Butte, Colorado 81224 on November 15, 2023 at 4:00 P.M. The Board will hold a public hearing at such meeting during which all interested parties may be heard.

Metropolitan District may inspect the proposed budgets and file any objections thereto at any time prior to the final adoption of the budgets by the Board of Directors. Respectfully submitted, Greg Wiggins, Chairman

Published in the *Crested Butte News*. Issues of November 3 and 10, 2023. #110308

deadline tuesday at noon
legals@crestedbuttenews.com

—NOTICE OF PUBLIC HEARING—
2023 AMENDED BUDGET, 2024 PROPOSED BUDGET
NOVEMBER 15, 2023 ~ 4:00 PM
EAST RIVER REGIONAL SANITATION DISTRICT
SKYLAND LODGE
350 COUNTRY CLUB DRIVE, SUITE 112A
CRESTED BUTTE, COLORADO 81224

Pursuant to C.R.S. 29-1-106, notice is hereby given that the proposed 2023 amended budget and the proposed 2024 budget have been submitted to the Board of Directors of the East River Regional Sanitation District. Copies of the proposed budgets have been filed in the office of the District, Skyland Lodge, 350 Country Club Drive, Suite 112A, Crested Butte, Colorado 81224, where they are open for public inspection. The proposed budgets will be considered at the regular meeting of the Board of Directors of the District to be held at Skyland Lodge, 350 Country Club Drive, Suite 112A, Crested Butte, Colorado 81224 on

November 15, 2023 at 4:00 P.M. The Board will hold a public hearing at such meeting during which all interested parties may be heard. Any interested elector of the East River Regional Sanitation District may inspect the proposed budgets and file any objections thereto at any time prior to the final adoption of the budgets by the Board of Directors. Respectfully submitted, Greg Wiggins, Chairman

Published in the *Crested Butte News*. Issues of November 3 and 10, 2023. #110309

—CANCELLED—
NOTICE OF A BOARD OF COUNTY COMMISSIONERS PUBLIC HEARING
CONCERNING PROPOSED AMENDMENTS TO THE
GUNNISON COUNTY LAND USE RESOLUTION

HEARING DATE, TIME AND LOCATION: The Gunnison County Board of County Commissioners has **CANCELLED** a public hearing, **on Tuesday, December 5, 2023 at 4:30 p.m.** in the Commissioners meeting room, Gunnison County Courthouse, 200 E Virginia, Gunnison, CO, to hear public comment concerning proposed amendments to the Gunnison County *Land Use Resolution*.

PROPOSAL: The Community Development Director has recommended amendments to the Gunnison County *Land Use Resolution*.
 /s/ Cathie Pagano
 Assistant County Manager of Community & Economic Development
 Published in the *Crested Butte News*. Issue of November 10, 2023. #111010

—NOTICE OF A BOARD OF COUNTY COMMISSIONERS PUBLIC HEARING—
CONCERNING PROPOSED AMENDMENTS TO THE GUNNISON COUNTY LAND USE RESOLUTION

HEARING DATE, TIME AND LOCATION: The Gunnison County Board of County Commissioners will conduct a public hearing, **on Tuesday, December 19, 2023 at 11:15 a.m.** in the Commissioners meeting room, Gunnison County Courthouse, 200 E Virginia, Gunnison, CO, to hear public comment concerning proposed amendments to the Gunnison County *Land Use Resolution*.
PROPOSAL: The Community Development Director has recommended amendments to the Gunnison County *Land Use Resolution*.
PUBLIC PARTICIPATION: The public is invited to submit verbal

or written comments at the hearing, or to submit written comments by email: planning@gunnisoncounty.org or letter (Community Development, 221 N. Wisconsin, Suite D, Gunnison, CO 81230), so long as they are received by 5 p.m. the afternoon before the date of the meeting so that they may be submitted for the public record during the hearing. A copy of the application is available online at: <https://www.gunnisoncounty.org/436/Permit-Database>. Select "projects" and type in LUC-23-00045 to view the file. Additional information may be obtained by calling (970) 641-0360.

ADA ACCOMMODATIONS: Anyone needing special accommodations as determined by the *American Disabilities Act* may contact the Community Development Department prior to the day of the hearing.
 /s/ Cathie Pagano
 Assistant County Manager of Community & Economic Development
 Published in the *Crested Butte News*. Issue of November 10, 2023. #111009

—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 October 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. 2023CW3059 (17CW3002, 09CW60, 01CW273, 96CW218, 95CW13) GUNNISON COUNTY. 1. **Name, address and telephone number of Applicants:** Moon Ridge Subdivision Association, Inc., C/O Jim Veneziano, Secretary, P.O. Box 2845, Crested Butte, CO 81224, Sopris 715, LLC, c/o John Kiltz, Member, 3200 Gracie Kiltz Lane, Suite 500, Austin, Texas 78758-3004. c/o David S. Hayes, Eric K. Trout, Hayes Poznanovic Korver, LLC, 700 17th Street, Suite 1800, Denver, CO 80202, (303) 825-1980, dhayes@hpkwaterlaw.com and c/o Marcus J. Lock, Law of the Rockies, 525 North Main Street, Gunnison, CO 81230 (970) 641-1903 mlock@lawoftherockies.com. 2. **Description of Conditional Water Rights:** A. **Names of Structures:** The following are collectively referred to as the "Conditional Water Rights": i. Moon Ridge Well A and Well B; ii. Moon Ridge Well Nos. 1 through 9; and iii. Moon Ridge Pond. B. **Prior Decrees:** The original decree adjudicating the Conditional Water Rights was entered on December 29, 1995, in Case No. 95CW13 amended by decree entered on July 18, 1997 in Case No. 96CW218, District Court, Water Division No. 4, State of Colorado. Diligence has been

maintained for the Conditional Water Rights by the decrees entered in Case No. 01CW273, dated May 28, 2003, Case No. 09CW60, dated January 4, 2011, and Case No. 17CW3002, dated October 4, 2017. C. **Location:** i. Moon Ridge Wells A and B are both located in Section 35, T.13S, R. 86W, 6th P.M.: a. Moon Ridge Well A is located at a point 1428 feet north of the south section line and 1061 feet west of the east section line (Zone 13, NAD83, Easting 0329430m, Northing 4304977m). b. Moon Ridge Well B is located at a point approximately 1,325 feet from the East line and 4950 feet from the North section line. ii. Moon Ridge Well Nos. 1 through 9 are located in Section 35, T.13S, R.86W, 6th P.M.: a. Moon Ridge Well No. 1: approximately 2,580 feet from the East line and 2,700 feet from the North line. b. Moon Ridge Well No. 2: approximately 2,160 feet from the East line and 2,700 feet from the North line. c. Moon Ridge Well No. 3: approximately 1,810 feet from the East line and 2,700 feet from the North line. d. Moon Ridge Well No. 4: approximately 1,120 feet from the East line and 2,700 feet from the North line. e. Moon Ridge Well No. 5: approximately 810 feet from the East line and 2,780 feet from the North line. f. Moon Ridge Well No. 6: approximately 700 feet from the East line and 3,100 feet from the North line. g. Moon Ridge Well No. 7: approximately 1,200 feet from the East line and 2,970 feet from the North line. h. Moon Ridge Well No. 8: approximately 1,560 feet from the East line and 3,040 feet from the North line. i. Moon Ridge Well No. 9: approximately 2,120 feet from the East line and 3,210 feet from the North line. iii. The Moon Ridge Pond is an off-channel reservoir filled by Rena's Ditch First Enlargement, located approximately 400 feet from the East line and 3,300 feet from the North line of Section 35, T.35S, R.86W, 6th P.M. The dam and outlet of Moon Ridge

Pond is approximately 1,530 feet from the East line and 1,140 feet from the North line of Section 35, T.13S, R.86W, 6th P.M. D. **Source:** i. Moon Ridge Well A and Well B and the Moon Ridge Well Nos. 1 through 9: shallow moraine deposits and/or alluvium of Washington Gulch. ii. Moon Ridge Pond: Washington Gulch, tributary of the Slate River, tributary of the East River, a tributary of the Gunnison River. E. **Appropriation Dates:** i. Moon Ridge Well A and Well B: July 15, 1994 as to domestic use in Moon Ridge Subdivision (Case No. 95CW13); September 30, 1996 as to domestic use for Sopris 715's 2 equivalent residential units (EQRs) and irrigation of 0.51 acres under the central water system that serves the Subdivision and Sopris 715 properties. ii. Moon Ridge Well Nos. 1 through 9: July 15, 1994. iii. Moon Ridge Pond: July 1, 1994. F. **Amounts:** i. Moon Ridge Well A: 0.2 c.f.s. absolute for ten EQRs and 0.51 acres of irrigation, and conditional as to 0.20 c.f.s. for domestic use in one EQR. ii. Moon Ridge Well B: 0.2 c.f.s., conditional. iii. Moon Ridge Well Nos. 1 through 9: 0.033 c.f.s., conditional. iv. Moon Ridge Pond: 12.0 acre-feet, absolute for recreation and fish propagation, and 1.41 AF absolute for augmentation, with 10.59 acre-feet conditional for augmentation purposes. G. **Uses:** i. Moon Ridge Wells A and B: Domestic use for eleven EQRs, and irrigation of up to 0.51 acres from anyone or both of the wells through the central water system. Each EQR is allowed 2,000 square feet of irrigation under the 96CW218 decree. ii. Moon Ridge Well Nos. 1 through 9: Domestic use for 9 EQR in Moon Ridge Subdivision. iii. Moon Ridge Pond: Augmentation of out-of-priority depletions from Moon Ridge Wells A and B under the augmentation plans decreed in Case Nos. 95CW13 and 96CW218. 3. **Evidence of reasonable diligence:** During the applicable diligence period (October

2017 to present) the Applicants have taken steps to diligently develop the remaining conditional portion(s) of the Conditional Water Rights, including, without limitation, the activities outlined in the application. The list is not intended to be all inclusive and may be supplemented by additional evidence at any hearing in this matter, and is available for inspection at the office of the Division 4 Water Clerk or via Colorado Courts E-filing. 4. **Claim to make absolute.** A. **Moon Ridge Well A:** Applicants pumped the Moon Ridge Well A at a rate of 0.2 c.f.s. to provide domestic use water to all eleven EQRs, thereby making Well A fully absolute for all uses. B. **Moon Ridge Pond:** Pursuant to CRS §37-92-301(4)(e), a decreed conditional water storage right shall be made absolute for all decreed purposes to the extent of the volume of the appropriation that has been captured, possessed and controlled at the decreed storage structure. As previously determined by this Court in Case No. 01CW273, the full 12.0 acre-foot volume of the appropriation for the Moon Ridge Pond has been diverted and stored, and Applicants herein seek confirmation that the Moon Ridge Pond has been made absolute for all decreed purposes. 5. **Name(s), and address(es) of owner(s) or reputed owners of the land upon which any new diversion or storage structure, or modification to any existing diversion or storage structure is or will be constructed or upon which water is or will be stored, including any modification to the existing storage pool:** Applicants and the owners of the properties on which the Moon Ridge Well Nos. 1-9 will be located: Lot 1: Allan & Diane Miller, 111 S Orange Grove Blvd #100, Pasadena, CA 91105. Lot 2: Joe & Jennifer Knox, PO Box 246, Crested Butte, CO 81224. Lot 3: John & Patsy Hundley, 14310 Paradise Point Rd, Palm Beach Gardens, FL 33410. Lot 4: Steven Lindseth & Allison Lee, PO

Box 862, Crested Butte, CO 81224. Lot 5: Aaron & Jill Smith, 2475 Stratton Woods View, Colorado Springs, CO 80906. Lot 6: Patrick & Michele Kearns, 11140 Red Yucca Dr, Las Vegas, NV 89138. Lot 7: Georgiana & Jim Sloan, 6505 Alaskan Cove, Austin, TX 78730. Lot 8: Randall & Barbara Rosenblatt, 3625 Amherst Avenue, Dallas, TX 75225. Lot 9: Georgiana & Jim Veneziano, 755 6th Street, Boulder, CO 80302. WHEREFORE, Applicants request that the Court enter a decree (i) finding reasonable diligence for and continuing in full force and effect all remaining conditional portions of the Conditional Water Rights (Moon Ridge Well B and Moon Ridge Well Nos. 1-9) described in Paragraph 2 above; (ii) making the Moon Ridge Well A absolute for all uses; (iii) confirming that the Moon Ridge Pond is absolute in the amount of 12.0 acre-feet for all decreed purposes; and (iv) granting such further relief as the Court deems just and proper. **GUNNISON COUNTY. YOU ARE FURTHER NOTIFIED THAT** you have until the last day of December 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 November 10, 2023. #111001

—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 October 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. 2023CW3062, Colorado Water Conservation Board ("CWCB"), 1313 Sherman Street, Suite 718, Denver, Colorado 80203. Please direct communications regarding this case to Christopher Stork, Senior Assistant Attorney General, Water Conservation Unit, Natural Resources & Environment Section, Office of the Colorado Attorney General, 1300 Broadway, 7th Floor, Denver, Colorado 80203. Telephone: (720) 508-6311. Email: christopher.stork@coag.gov. APPLICATION FOR WATER RIGHTS TO PRESERVE THE NATURAL ENVIRONMENT TO A REASONABLE DEGREE.

1. Name & Address of Applicant: Colorado Water Conservation Board ("CWCB") 1313 Sherman Street, Suite 718 Denver, CO 80203 (303) 866-3441. Please direct communications regarding this case to the attorney listed in the caption. 2. Name

of water right: West Steuben Creek Instream Flow Water Right. 3. Legal Description: The West Steuben Creek Instream Flow Water Right is located in the natural stream channel of West Steuben Creek from its headwaters to the confluence with Steuben Creek, a distance of approximately 5.39 miles. A map depicting the approximate location of the West Steuben Creek Instream Flow Water Right reach is attached as Exhibit 1. A. Upstream Terminus: West Steuben Creek headwaters in the vicinity of: 1. UTM: Northing: 4281796.13; Easting: 310056.82 (NAD 1983 Zone 13 North) 2. Lat/Long: Latitude 38° 39' 51.81" N; Longitude 107° 10' 59.36" W B. Downstream Terminus: confluence Steuben Creek at: 1. UTM: Northing: 4275906.50; Easting: 314936.78 (NAD 1983 Zone 13 North) 2. Lat/Long: Latitude 38° 36' 44.58" N; Longitude 107° 7' 31.92" W C. The Universal Transverse Mercator (UTM) of the upstream and downstream termini will be used as the legal description for the decree in this matter. The Lat/Long coordinates are provided as cross-reference locations only. The UTM and Lat/Long locations for the upstream and downstream termini were derived from CWCB GIS using the National Hydrography Dataset (NHD). 4. Source: West Steuben Creek, tributary to Steuben Creek, tributary to the Gunnison River, tributary to the Colorado River. 5. A. Date of initiation of appropriation: January 24, 2023. B. How appropriation was initiated: Appropriation and beneficial use occurred on January 24, 2023, by the action

of the CWCB pursuant to sections 37-92-102(3) and (4) and 37-92-103(3), (4) and (10), C.R.S. C. Date applied to beneficial use: January 24, 2023. 6. Amount of water claimed: Instream flow of 2.2 cfs (04/01 - 04/30), 4.5 cfs (05/01 - 07/31), 1.5 cfs (08/01 - 09/30), 1.1 cfs (10/01 - 11/30), 0.8 cfs (12/01 - 03/31), absolute. 7. Proposed Uses: Instream flow to preserve the natural environment to a reasonable degree. 8. Names and addresses of owners or reputed owners of the land upon which any new or existing diversion structure will be located: The notice required by section 37-92-302(2)(b), C.R.S., to the owners or reputed owners of the land upon which any new or existing diversion or storage structure is or will be constructed is not applicable in this case. This Application is for instream flow water rights, exclusive to the CWCB under the provisions of section 37-92-102(3), C.R.S. As an instream flow water right, the CWCB's appropriation does not require diversion structures or storage. See Colo. River Water Conservation Dist. v. Colo. Water Conservation Bd., 594 P.2d 570, 574 (Colo. 1979); § 37-92-103(4)(c), C.R.S. As a surface water right, the CWCB's appropriation of instream flow water rights does not involve construction of a well. 9. Remarks: This appropriation by the CWCB, on behalf of the people of the State of Colorado, is made pursuant to sections 37-92-102(3) & (4) and 37-92-103(3), (4) & (10), C.R.S. The purpose of the CWCB's appropriation is to preserve the natural

environment to a reasonable degree. At its regular meeting on May 18, 2023, the CWCB determined, pursuant to section 37-92-102(3)(c), C.R.S., that the natural environment of West Steuben Creek will be preserved to a reasonable degree by the water available for the appropriations to be made; that there is a natural environment that can be preserved to a reasonable degree with the CWCB's water rights herein, if granted; and that such environment can exist without material injury to water rights. GUNNISON COUNTY. YOU ARE FURTHER NOTIFIED THAT you have until the last day of December 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 November 10, 2023. #111003

—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 October 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. 2023CW3070, Colorado Water Conservation Board ("CWCB"), 1313 Sherman Street, Suite 718, Denver, Colorado 80203. Please direct communications regarding this case to Jennifer Mele, First Assistant Attorney General, Emilie Polley, Assistant Attorney General, Water Conservation Unit, Natural Resources & Environment Section, Office of the Colorado Attorney General, 1300 Broadway, 7th Floor, Denver, Colorado 80203. Telephone: (720) 508-6282 (Mele). (720) 508-6314 (Polley) Email: jen.mele@coag.gov; emilie.polley@

coag.gov. APPLICATION FOR WATER RIGHTS TO PRESERVE THE NATURAL ENVIRONMENT TO A REASONABLE DEGREE 1. Name & Address of Applicant: Colorado Water Conservation Board ("CWCB") 1313 Sherman Street, Suite 718 Denver, CO 80203 (303) 866-3441 Please direct communications regarding this case to the attorney listed in the caption. 2. Name of water right: Cross Creek Instream Flow Water Right. 3. Legal Description: The Cross Creek Instream Flow Water Right is located in the natural stream channel of Cross Creek from its headwaters to the confluence with Lottis Creek, a distance of approximately 2.48 miles. A map depicting the approximate location of the Cross Creek Instream Flow Water Right reach is attached as Exhibit 1. A. Upstream Terminus: Cross Creek headwaters in the vicinity of: 1. UTM: Northing: 4288386.58; Easting: 362731.96 (NAD 1983 Zone 13 North) 2. Lat/Long: Latitude 38° 44' 0.58" N; Longitude 106° 34' 45.41" W B. Downstream Terminus: confluence with Lottis Creek at: 1. UTM: Northing: 4291938.66; Easting: 363705.61 (NAD 1983 Zone 13 North) 2. Lat/Long: Latitude 38° 45' 56.31" N; Longitude 106° 34' 7.62" W C. The Universal Transverse Mercator (UTM) of

the upstream and downstream termini will be used as the legal description for the decree in this matter. The Lat/Long coordinates are provided as cross-reference locations only. The UTM and Lat/Long locations for the upstream and downstream termini were derived from CWCB GIS using the National Hydrography Dataset (NHD). 4. Source: Cross Creek, tributary to Lottis Creek, tributary to the Taylor River, tributary to the Gunnison River, tributary to the Colorado River. 5. A. Date of initiation of appropriation: January 24, 2023. B. How appropriation was initiated: Appropriation and beneficial use occurred on January 24, 2023, by the action of the CWCB pursuant to sections 37-92-102(3) and (4) and 37-92-103(3), (4) and (10), C.R.S. C. Date applied to beneficial use: January 24, 2023. 6. Amount of water claimed: Instream flow of 0.72 cfs (04/01 - 04/30), 1.4 cfs (05/01 - 07/31), 0.85 cfs (08/01 - 08/31), 0.63 cfs (09/01 - 09/30), 0.27 cfs (10/01 - 03/31), absolute. 7. Proposed Uses: Instream flow to preserve the natural environment to a reasonable degree. 8. Names and addresses of owners or reputed owners of the land upon which any new or existing diversion structure will be located: The notice

required by section 37-92-302(2)(b), C.R.S., to the owners or reputed owners of the land upon which any new or existing diversion or storage structure is or will be constructed is not applicable in this case. This Application is for instream flow water rights, exclusive to the CWCB under the provisions of section 37-92-102(3), C.R.S. As an instream flow water right, the CWCB's appropriation does not require diversion structures or storage. See Colo. River Water Conservation Dist. v. Colo. Water Conservation Bd., 594 P.2d 570, 574 (Colo. 1979); § 37-92-103(4)(c), C.R.S. As a surface water right, the CWCB's appropriation of instream flow water rights does not involve construction of a well. 9. Remarks: This appropriation by the CWCB, on behalf of the people of the State of Colorado, is made pursuant to sections 37-92-102(3) & (4) and 37-92-103(3), (4) & (10), C.R.S. The purpose of the CWCB's appropriation is to preserve the natural environment to a reasonable degree. At its regular meeting on May 18, 2023, the CWCB determined, pursuant to section 37-92-102(3)(c), C.R.S., that the natural environment of Cross Creek will be preserved to a reasonable degree by the water available for the appropria-

tions to be made; that there is a natural environment that can be preserved to a reasonable degree with the CWCB's water rights herein, if granted; and that such environment can exist without material injury to water rights. GUNNISON COUNTY.

YOU ARE FURTHER NOTIFIED THAT you have until the last day of December 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

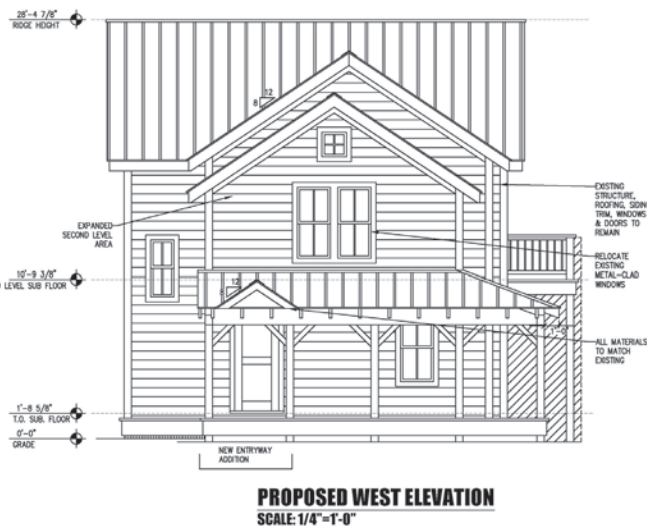
Published in the Crested Butte News. Issue of November 10, 2023. #111004

—NOTICE OF PUBLIC HEARING— CRESTED BUTTE BOARD OF ZONING AND ARCHITECTURAL REVIEW TOWN OF CRESTED BUTTE, COLORADO 10 RUTH'S ROAD

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on November 21, 2023 beginning at 6:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado, specific information can be found on the agenda on the Town website regarding access to the virtual meeting, for the purpose of considering the following: Consideration of the application of The Rupp-Brothers Management

Trust to propose additions to the front (west) of the existing single-family residence located at 10 Ruth's Road, Lot 18 Kapushion Subdivision in the R1 zone. -Architectural approval is required. See attached plans TOWN OF CRESTED BUTTE By Jessie Earley, Planner III

Published in the Crested Butte News. Issues of November 10 and 17, 2023. #111008

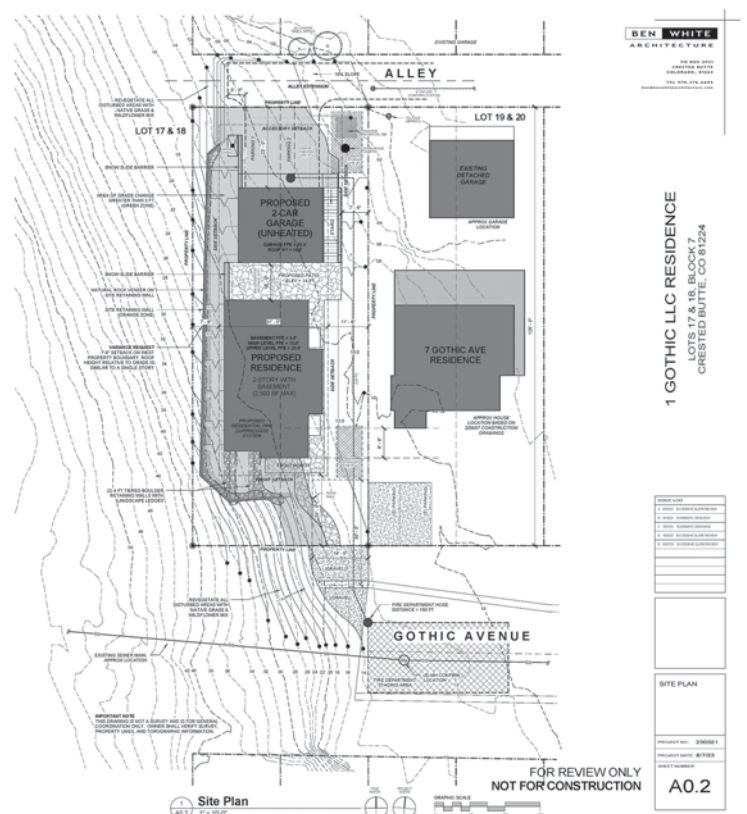


PROPOSED WEST ELEVATION SCALE: 1/4"=1'-0"

—NOTICE OF PUBLIC HEARING— CRESTED BUTTE BOARD OF ZONING AND ARCHITECTURAL REVIEW TOWN OF CRESTED BUTTE, COLORADO 3 GOTHIC AVENUE

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on November 21, 2023 beginning at 6:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado, specific information can be found on the agenda on the Town website regarding access to the virtual meeting, for the purpose of considering the following: Consideration of the application of 1 Gothic LLC, a Texas limited liability company to propose variance(s) specific to:

- 1. Alteration of building site finish grade
2. Minimum side yard setback (west)
2. Minimum exterior wall height
4. Minimum vertical distance from eave line of roof to finished grade level
5. Minimum roof pitch
A variance to the alteration of building site finished grade in the R1 zone is requested; maximum is 3' and 8.5' is proposed.
A variance to the minimum side yard setback in the R1 zone is requested; minimum is 7'6"-11'6" and 7'6" is proposed.
A variance to the minimum exterior wall height in the R1 zone is requested; minimum is 7' and 4'8" west walls and 0' on the south wall of the accessory building is proposed.
A variance to the minimum vertical distance from eave line of roof to finished grade level: minimum is 6' and 4'8" west walls and 0' on the



south wall of the accessory building is proposed.
A variance to the minimum roof pitch in the R1 zone is requested; minimum is 4:12 and flat roof is proposed.
A special development permit for excessive slope review per Sec. 16-

10-20 is required. See attached plans TOWN OF CRESTED BUTTE By Jessie Earley, Planner III

Published in the Crested Butte News. Issues of November 10 and 17, 2023. #111006

deadline tuesday at noon

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

TO: ALL PERSONS INTERESTED IN WATER APPLICATIONS IN SAID WATER DIVISION NO. 4

Pursuant to C.R.S. 37-92-302, as amended, you are notified that the following is a resume of all applications filed in the Water Court during the month of October 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. 2023CW3061 Gunnison County. **Application for Findings of Reasonable Diligence and to Make Absolute, In Part.** Applicant: Smith Hill Ranches Homeowners' Association ("Applicant"), c/o Vicki Weyel, Mountain Home Management, c/o Christopher L. Geiger & Blake C. Peterson, Balcomb & Green, P.C., P.O. Drawer 790, Glenwood Springs, CO 81602; 970-945-6546. Applicant requests a finding of reasonable diligence in the development of the Ganky Pond No. 1, Ganky Pond No. 2, Nemanic Spring Pool No. 1 Enlargement, Nemanic Spring Pool No. 2 Enlargement, Slate River Pump and Pipeline, Slate River Pump and Pipeline First Enlargement, Washington Gulch Pump and Pipeline, and Washington Gulch Pump and Pipeline First Enlargement (collectively the "Subject Water Rights"). Applicant also requests the Ct. confirm the Slate River Pumping Pipeline and the Slate River Pumping Pipeline First Enlargement water rights are absolute, in part. A map depicting the location of the Subject Water Rights is attached as Exhibit A on file with the Water Ct. First Claim for Finding of Reasonable Diligence. Structure: Ganky Pond No. 1. Original Decree: 96CW296, decreed on 04/06/1998, Dist. Ct., Water Div. 4. Diligence Decrees: 04CW63 decreed on 09/16/2004; 10CW116 decreed on 02/24/2011; and 17CW3007 decreed on 10/04/2017, Dist. Ct., Water Div. 4. Location of Dam: The decreed location for the outlet at the dam centerline is in the SE1/4 of the NW1/4 Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. at a point whence the W. 1/4 corner of said Sec. 27 bears S. 65°07'20" W. a distance of 2,566 ft. This location may also be described as being 1,526 ft. from the N. Sec. line and 2,283 ft. from the W. Sec. line of Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. (Zone 13, NAD83, Easting 0327208 m, Northing 4307334 m). **Source: Natural runoff tributary to Washington Gulch, and water diverted from the Slate River and Washington Gulch through the Slate River Pump and Pipeline and the Washington Gulch Pump and Pipeline and the enlargements thereto.** Date of Approp.: 08/21/1996. Amt. and Use: 12.3 AF for irr. of 4.5 acres in Sec. 27, T. 13 S., R. 86 W. of the 6th P.M., and stock watering, wildlife, fire protection, rec., and dom. 6.50 AF was confirmed absolute for wildlife, fire protection and rec. uses in 10CW116, and 5.8 AF remains conditional for these uses. 6.50 AF was confirmed absolute for the remaining decreed uses including irr. of 4.5 acres in Sec. 27, T. 13 S., R. 86 W. of the 6th P.M., stock watering, and dom. uses in 17CW3007 by reason of capture, possession, and control at the decreed storage structure, and 5.8 AF remains conditional for these uses. Max. Surface Area: 2.5 acres. Max. Height of Dam: 9.5 ft. Length of Dam: 160 ft. Total Capacity of Reservoir: 12.3 AF. Structure: Ganky Pond No. 2. Original Decree: 96CW296, decreed on 04/06/1998, Dist. Ct., Water Div. 4. Diligence Decrees: 04CW63 decreed on 09/16/2004; 10CW116 decreed on 02/24/2011; and 17CW3007 decreed on 10/04/2017, Dist. Ct., Water Div. 4. Location of Dam: The decreed location for the outlet at the dam centerline is in the SW1/4 of the NE1/4 Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. at a point whence the W. 1/4 corner of said Sec. 27 bears S. 80°31'51" W. a distance of 4,012 ft. This location may also be described as being 1,919 ft. from the N. Sec. line and 1,390 ft. from the E. Sec. line of Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. (Zone 13, NAD83,

Easting 0327743 m, Northing 4307197 m). **Source: Natural runoff tributary to Washington Gulch, and water diverted from the Slate River and Washington Gulch through the Slate River Pump and Pipeline and the Washington Gulch Pump and Pipeline and the enlargements thereto.** Date of Approp.: 08/21/1996. Amt. and Use: 12.1 AF for irr. of 4.5 acres in Sec. 27, T. 13 S., R. 86 W. of the 6th P.M., and stock watering, wildlife, fire protection, rec., and dom. 0.30 AF was confirmed absolute for wildlife, fire protection and rec. uses in 10CW116, and 11.8 AF remains conditional for these uses. 0.30 AF was confirmed absolute for the remaining decreed uses including irr. of 4.5 acres in Sec. 27, T. 13 S., R. 86 W. of the P.M., stock watering, and dom. uses in 17CW3007 by reason of capture, possession, and control at the decreed storage structure, and 11.8 AF remains conditional for these uses. Max. Surface Area: 2.7 acres. Max. Height of Dam: 9.5 ft. Length of Dam: 530 ft. Total Capacity of Reservoir: 12.1 AF. Name of Structure: Nemanic Spring Pool No. 1 Enlargement. Original Decree: 97CW237, decreed on 05/18/1998, Dist. Ct., Water Div. 4. Diligence Decrees: 04CW64 decreed on 09/16/2004; 10CW116 decreed on 02/24/2011; and 17CW3007 decreed on 10/04/2017, Dist. Ct., Water Div. 4. Location of Dam: The decreed location of the outlet at the dam centerline located in the NW1/4 of the NW1/4, Sec. 27, T. 13 S., R. 86 W. of the 6th P.M., at a point whence the W. 1/4 corner of said Sec. 27 bears S. 3°58'50" W. a distance of 2,030 ft. This location may also be described as being 604 ft. from the N. Sec. line and 124 ft. from the W. Sec. line of Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. **Source: Nemanic Spring Pool No. 1 Spring (see Decree in 79CW301, Dist. Ct., Div. 4), tributary to the Slate River, a tributary of the East River, a tributary of the Gunnison River; and diversions from the Slate River Pump and Pipeline and Washington Gulch Pump and Pipeline (see Decree in 96CW296) and the First Enlargements thereto as described herein.** Date of Approp.: 09/19/1997. Amt. and Use: 4.9 AF, conditional for stock watering, wildlife, fire protection, rec., dom. and irr. of 0.3 acres of land located in the NW1/4 of the NW1/4, Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. Max. Surface Area: 1.8 acres. Max. Height of Dam: 9.5 ft. Length of Dam: 250 ft. Structure: Nemanic Spring Pool No. 2 Enlargement. Original Decree: 97CW237, decreed on 05/18/1998, Dist. Ct., Water Div. 4. Diligence Decrees: 04CW64 decreed on 09/16/2004; 10CW116 decreed on 02/24/2011; and 17CW3007 decreed on 10/04/2017, Dist. Ct., Water Div. 4. Location of Dam: The decreed location of the outlet at the dam centerline located in the NW1/4 of the NW1/4, Sec. 27, T. 13 S., R. 86 W. of the 6th P.M., at a point whence the W. 1/4 corner of said Sec. 27 bears S. 12°27'40" W. a distance of 1,820 ft. This location may also be described as being 828 ft from the N. Sec. line and 373 ft. from the W. Sec. line of Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. **Source: Nemanic Spring Pool No. 2 Spring (see Decree in 79CW302), tributary to the Slate River, a tributary of the East River, a tributary of the Gunnison River; and diversions from the Slate River Pump and Pipeline and Washington Gulch Pump and Pipeline (see 96CW296, Dist. Ct., Water Div. 4) and the First Enlargements thereto as described herein.** Date of Approp.: 09/19/1997. Amt. and Use: 1.3 AF, conditional for stock watering, wildlife, fire protection, rec., dom. and irr. of 0.3 acres of land located in the NW1/4 of the NW1/4, Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. Max. Surface Area: 0.4 acres. Max. Height of Dam: 9.5 ft. Length of Dam: 230 ft. Structure: Slate River Pump and Pipeline. Original Decree: 96CW296, decreed on 04/06/1998, Dist. Ct., Water Div. 4. Diligence Decrees: 04CW63 decreed on 09/16/2004; 10CW116 decreed on 02/24/2011; and 17CW3007 decreed on 10/04/2017, Dist. Ct., Water Div. 4. Location: The decreed point of diversion is located on the East bank of the Slate River in the SW1/4 of the NW1/4, Sec. 27, T. 13 S., R. 86 W. of the 6th P.M., at a point whence the

W. 1/4 corner of said Sec. 27 bears S. 89°36'13" W. a distance of 270 ft. This location may also be described as being 2,611 ft. from the N. Sec. line and 248 ft. from the W. Sec. line of Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. **Source: Slate River, a tributary of the East River, a tributary of the Gunnison River. Date of Approp.: 08/21/1996. Amt. and Use: 0.4 c.f.s. conditional for irr. of 4.5 acres in Sec. 27, T. 13 S., R. 86 W. of the 6th P.M., and stock watering, wildlife, dom., fire protection, rec., filling of Ganky Pond Nos. 1 & 2 and Nemanic Spring Pool Nos. 1 & 2 Enlargements (see Decree in 97CW237) and refill of said storage rights continuously when in priority to replace evaporation and seepage. Structure: Slate River Pump and Pipeline First Enlargement. Original Decree: 97CW237, decreed on 05/18/1998, Dist. Ct., Water Div. 4. Diligence Decrees: 04CW64 decreed on 09/16/2004; 10CW116 decreed on 02/24/2011; and 17CW3007 decreed on 10/04/2017, Dist. Ct., Water Div. 4. Location: The decreed point of diversion is located on the East bank of the Slate River in the SW1/4 of the NW1/4, Sec. 27, T. 13 S., R. 86 W. of the 6th P.M., at a point whence the W. 1/4 corner of said Sec. 27 bears S. 89°36'13" W. a distance of 270 ft. This location may also be described as being 2,611 ft. from the N. Sec. line and 248 ft. from the W. Sec. line of Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. **Source: Slate River, a tributary of the East River, a tributary of the Gunnison River. Date of Approp.: 09/19/1997. Amt. and Use: 0.3 c.f.s. conditional for irr. of 4.5 acres in Sec. 27, T. 13 S., R. 86 W. of the 6th P.M., and stock watering, wildlife, dom., fire protection, rec., filling of Ganky Ponds Nos. 1 & 2 (see Decree in 96CW296) and Nemanic Spring Pool Nos. 1 & 2 Enlargements; and refill of said storage rights continuously when in priority to replace evaporation and seepage. Structure: Washington Gulch Pump and Pipeline. Original Decree: 96CW296, decreed on 04/06/1998, Dist. Ct., Water Div. 4. Diligence Decrees: 04CW63 decreed on 09/16/2004; 10CW116 decreed on 02/24/2011; and 17CW3007 decreed on 10/04/2017, Dist. Ct., Water Div. 4. Location: The decreed point of diversion is located on the W. bank of Washington Gulch in the NW1/4 of the NE1/4, Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. at a point whence the W. 1/4 of said Sec. 27 bears S. 55°32'29" W. a distance of 4,564 ft. This location may also be described as being 31 ft. from the N. Sec. line and 1,571 ft. from the E. Sec. line of Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. **Source: Washington Gulch, a tributary of the Slate River, a tributary of the East River, a tributary of the Gunnison River. Date of Approp.: 08/21/1996. Amt. and Use: 0.4 c.f.s. for irr. of 4.5 acres in Sec. 27, T. 13 S., R. 86 W. of the 6th P.M., and stock watering, wildlife, dom., fire protection, rec., filling of Ganky Ponds Nos. 1 & 2 and Nemanic Spring Pool Nos. 1 & 2 Enlargements (see Decree in 97CW237) and refill of said storage rights continuously when in priority to replace evaporation and seepage. Structure: Washington Gulch Pump and Pipeline First Enlargement. Original Decree: 97CW237, decreed on 05/18/1998, Dist. Ct., Water Div. 4. Diligence Decrees: 04CW64 decreed on 09/16/2004; 10CW116 decreed on 02/24/2011; and 17CW3007 decreed on 10/04/2017, Dist. Ct., Water Div. 4. Location: The decreed point of diversion is located on the W. bank of Washington Gulch in the NW1/4 of the NE1/4, Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. at a point whence the W. 1/4 of said Sec. 27 bears S. 55°32'29" W. a distance of 4,564 ft. This location may also be described as being 31 ft. from the N. Sec. line and 1,571 ft. from the E. Sec. line of Sec. 27, T. 13 S., R. 86 W. of the 6th P.M. **Source: Washington Gulch, a tributary of the Slate River, a tributary of the East River, a tributary of the Gunnison River. Date of Approp.: 09/19/1997. Amt. and Use: 0.3 c.f.s. for irr. of 4.5 acres in Sec. 27, T. 13 S., R. 86 W. of the 6th P.M., and stock watering, wildlife, dom., fire protection, rec., filling of Ganky Ponds Nos. 1 & 2 (see Decree in 96CW296) and Nemanic Spring Pool Nos. 1 & 2 Enlargements; and refill of said storage rights********

continuously when in priority to replace evaporation and seepage. Integrated System: The Subject Water Rights are legally connected features of an integrated system of water rights for the Smith Hill Ranches Homeowners' Association near Crested Butte, CO. The surface Subject Water Rights are decreed to fill the storage Subject Water Rights and are decreed for use within the Smith Hill Ranches Homeowners' Association's boundary. "When a project or integrated system is comprised of several features, work on one feature of the project or system shall be considered in finding that reasonable diligence has been shown in the development of water rights for all features of the entire project or system." C.R.S. § 37-92-301(4) (b). A list of diligence activities performed in the six years preceding the filing of this Application is on file with this Ct. Second Claim to Confirm Absolute, In Part. Structure: Slate River Pump and Pipeline, as described above. Date Water Applied to Beneficial Use: 06/13/2023. Amt. and Uses Claimed Absolute: 0.400 c.f.s., for irr. of 4.5 acres in Sec. 27, T. 13 S., R. 86 W. of the 6th P.M., and stock watering, wildlife, rec., filling of Ganky Pond Nos. 1 & 2 and Nemanic Spring Pool Nos. 1 & 2 Enlargements (see Decree in 97CW237) and refill of said storage right continuously when in priority to replace evaporation and seepage. Description of Beneficial Use: On 06/13/2023, Applicant diverted Slate River Pump and Pipeline water at a rate of 0.400 c.f.s. and used the water to fill Ganky Pond No. 1, water livestock, and irrigate approximately 1 acre of land depicted on Exhibit C on file with the Water Ct. Records indicate there was no administrative call on the Slate River on 06/13/2023, that would otherwise prevent Applicant from diverting the water in-priority. Structure: Slate River Pump and Pipeline First Enlargement, as described above. Date Water Applied to Beneficial Use: 06/13/2023. Amt. and Use Claimed Absolute: 0.049 c.f.s., for irr. of 4.5 acres in Sec. 27, T. 13 S., R. 86 W. of the 6th P.M., and stock watering, wildlife, rec., filling of Ganky Pond Nos. 1 & 2 (see Decree in 96CW296) and Nemanic Spring Pool Nos. 1 & 2 Enlargements; and refill of said storage right continuously when in priority to replace evaporation and seepage, with 0.251 c.f.s. to remain conditional. Description of Beneficial Use: On 06/13/2023, Applicant diverted Slate River Pump and Pipeline water at a rate of 0.049 c.f.s. and used the water to fill Ganky Pond No. 1, water livestock, and irrigate approximately 1 acre of land depicted on Exhibit C. Records indicate there was no administrative call on the Slate River on 06/13/2023, that would otherwise prevent Applicant from diverting the water in-priority. Name and address of owners of land on which structures are or will be located, upon which water is or will be stored, or upon which water is or will be placed to beneficial use: Applicant and the following Smith Hill Ranches Homeowners' Association members as noted in the Application on file with the Water Ct. (12 pages of original application, Exhs. A-C) **GUNNISON COUNTY.** YOU ARE FURTHER NOTIFIED THAT you have until the last day of December 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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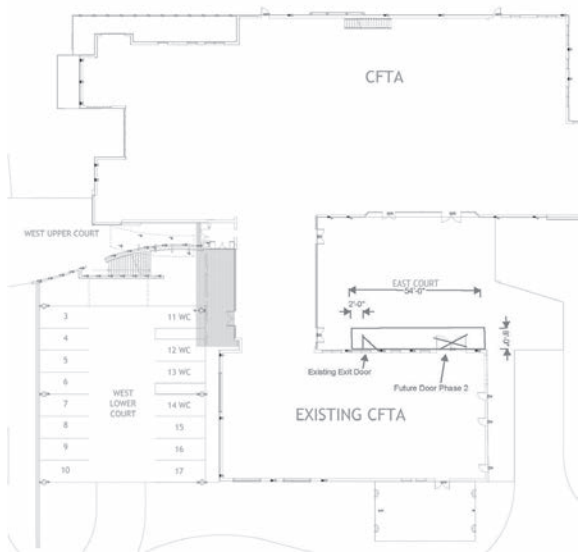
—NOTICE OF PUBLIC HEARING—
CRESTED BUTTE BOARD OF ZONING
AND ARCHITECTURAL REVIEW
TOWN OF CRESTED BUTTE, COLORADO
606 SIXTH STREET

PLEASE TAKE NOTICE THAT a public hearing, which may result in the granting of a vested property right, will be held on November 21, 2023 beginning at 6:00 p.m. in the Crested Butte Town Hall located at 507 Maroon Ave. in Crested Butte, Colorado. specific information can be found on the agenda on the Town website regarding access to the virtual meeting, for the purpose of considering the following:

Consideration of the application of **Center for the Arts in conjunction with the Town of Crested Butte** to seek a three-year temporary re-approval to site a temporary entrance cover on the north elevation of the old Center for the Arts building located at 606 Sixth Street, Block 50 in the P zone.

-Architectural approval is required.

See attached plans
TOWN OF CRESTED BUTTE
By Jessie Earley, Planner III



Published in the *Crested Butte News*. Issues of November 10 and 17, 2023. #111007

—UPPER GUNNISON RIVER WATER CONSERVANCY DISTRICT—
BOARD OF DIRECTORS
PUBLIC HEARING

210 West Spencer Avenue, Suite B, Gunnison, CO 81230 and via Zoom video/teleconferencing Monday, November 27, 2023 at 5:30 P.M.

NOTICE AS TO PROPOSED BUDGET MEETING AND PUBLIC HEARING

Notice is hereby given that a proposed 2023 Budget amendment and a proposed Budget for the calendar year beginning January 1, 2024 and ending December 31, 2024, will be considered by the Board of Directors of the Upper Gunnison River Water Conservancy District (UGRWCD). Adoption of the proposed Budget will be discussed at a public hearing during the regularly scheduled meeting of the Board of Directors on Monday, November 27, 2023 commencing at 5:30 p.m. at the UGRWCD offices at 210 West Spencer, Suite B, Gunnison, CO 81230 or via Zoom video/teleconferencing. Any interested party may file objections to the proposed budget at any time prior to the final adoption of the budget. The Budget will be available for inspection prior to the meeting. For Zoom login information or other questions, please call the District at (970)641-6065.

Published in the *Crested Butte News*. Issue of November 10, 2023. #111005

legals@crestedbuttenews.com

—NOTICE OF PUBLIC HEARING—
2024 BUDGET – DECEMBER 12, 2023
MT. CRESTED BUTTE WATER AND SANITATION DISTRICT
MT. CRESTED BUTTE, GUNNISON COUNTY, COLORADO

Notice is hereby given that the proposed 2024 budget has been submitted to the Board of Directors of the Mt. Crested Butte Water and Sanitation District. That a copy of said proposed budget has been filed at the District's office, 100 Gothic Road, Mt. Crested Butte, Colorado 81225, where the same is open for public inspection. That said proposed 2024 budget will be considered at a regular meeting of the Board of Directors of the Mt. Crested Butte Water and Sanitation District to be held at 100 Gothic Road, Mt. Crested Butte, Colorado on Tuesday the 12th day of December 2023 at 5:00 P.M. That meeting will be held remotely via Zoom. Please see the District website for further instructions about how to join that meeting (www.mcbwsd.com/Agendas-Meetings-Minutes). The Board will hold a public hearing at such meeting during which all interested parties may be heard. Any interested elector of the Mt. Crested Butte Water and Sanitation District may inspect the proposed 2024 budget and file or register any objections thereto at any time prior to the final adoption of the budget. Mike Fabbre, District Manager

tions about how to join that meeting (www.mcbwsd.com/Agendas-Meetings-Minutes). The Board will hold a public hearing at such meeting during which all interested parties may be heard. Any interested elector of the Mt. Crested Butte Water and Sanitation District may inspect the proposed 2024 budget and file or register any objections thereto at any time prior to the final adoption of the budget. Mike Fabbre, District Manager

Published in the Crested Butte News. Issue of November 10, 2023. #111011

—NOTICE OF PUBLIC HEARING—
2024 RATES & FEES - DECEMBER 12, 2023
MT. CRESTED BUTTE WATER AND SANITATION DISTRICT
MT. CRESTED BUTTE, GUNNISON COUNTY, COLORADO

Notice is hereby given that the Board of Directors of the Mt. Crested Butte Water and Sanitation District has proposed an increase in 2024 water and sanitation rates and fees. That a copy of said proposed rates and fees has been filed at the District's office, 100 Gothic Road, Mt. Crested Butte, Colorado 81225, where the same is open for public inspection. That said proposed rate increase will be considered at a regular meeting of the Mt. Crested Butte Water and Sanitation District to be held at 100 Gothic Road, Mt. Crested Butte, Colorado on Tuesday the 12th day of December 2023 at 5:00 P.M. That meeting will be held remotely via

Zoom. Please see the District website for further instructions about how to join that meeting (www.mcbwsd.com/Agendas-Meetings-Minutes). The Board will hold a public hearing at such meeting during which all interested parties may be heard. Any interested elector of the Mt. Crested Butte Water and Sanitation District may inspect the proposed 2024 rates and fees and file or register any objections thereto at any time prior to the final adoption. Mike Fabbre, District Manager

Published in the Crested Butte News. Issue of November 10, 2023. #111012

—LEGAL—
APPLICATION FOR A COLORADO LIQUOR SALES ROOM
TOWN OF CRESTED BUTTE, COLORADO

PURSUANT TO THE LAWS OF THE STATE OF COLORADO, Anthracite Spirits LLC DBA Anthracite Lounge has requested the licensing authority of the Town of Crested Butte, Colorado, to approve a new Colorado Liquor Sales Room, to sell spirituous liquor as provided by law at 319 Elk Avenue, Units C & D, Crested Butte, Colorado. Public hearing on this application will be held before the Town Council of the Town of Crested Butte on Monday,

November 20, 2023 at 7:00PM. The public may connect to the meeting using Zoom. Please use the web address below to join the webinar: https://us02web.zoom.us/j/86301126577 Or Telephone: Dial: +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: 863 0112 6577 At said time and place, any interested persons may be heard for or against the issuance of said license. Date of Application: October 27, 2023 TOWN OF CRESTED BUTTE, COLORADO /s/ Lynelle Stanford, Town Clerk

Published in the Crested Butte News. Issue of November 10, 2023. #111013

—LEGAL—

PLEASE TAKE NOTICE, that Ordinance No. 24, Series 2023, was passed on second reading and public hearing at a regular meeting of the Town Council of the Town of Crested Butte, Colorado, on Monday, November 6, 2023, in the Town Offices at 507 Maroon Avenue, Crested Butte, Colorado: Ordinance No. 24, Series 2023 - An Ordinance of the Crested Butte Town Council Repealing and Replacing Chapter 10 of the Crested Butte Municipal Code. The full text of Ordinance No. 24, Series 2023 is on file at the Town Offices at 507 Maroon Avenue and will be available on the Town website at townofcrestedbutte.com for public reading. This ordinance shall become effective five days after the date of publication. TOWN OF CRESTED BUTTE, COLORADO /s/ Lynelle Stanford, Town Clerk

Published in the Crested Butte News. Issue of November 10, 2023. #111014

—LEGAL—

PLEASE TAKE NOTICE, that Ordinance No. 27, Series 2023, was passed on second reading and public hearing at a regular meeting of the Town Council of the Town of Crested Butte, Colorado, on Monday, November 6, 2023, in the Town Offices at 507 Maroon Avenue, Crested Butte, Colorado: Ordinance No. 27, Series 2023 - An Ordinance of the Crested Butte Town Council amending Chapter 16, Section 16-1-120 of the Crested Butte Municipal Code. The full text of Ordinance No. 27, Series 2023 is on file at

the Town Offices at 507 Maroon Avenue and will be available on the Town website at townofcrestedbutte.com for public reading. This ordinance shall become effective five days after the date of publication. TOWN OF CRESTED BUTTE, COLORADO /s/ Lynelle Stanford, Town Clerk

Published in the Crested Butte News. Issue of November 10, 2023. #111015

—LEGAL—

PLEASE TAKE NOTICE, that Ordinance No. 28, Series 2023, was passed on second reading and public hearing at a regular meeting of the Town Council of the Town of Crested Butte, Colorado, on Monday, November 6, 2023, in the Town Offices at 507 Maroon Avenue, Crested Butte, Colorado: Ordinance No. 28, Series 2023 - An Ordinance of the Crested Butte Town Council Granting Approval for a Building Envelope Relocation on Lot 3 of Trappers at Crested Butte and Authorizing Mayor Billick to Sign a Recreational Access Easement on

the Same Property. The full text of Ordinance No. 28, Series 2023 is on file at the Town Offices at 507 Maroon Avenue and will be available on the Town website at townofcrestedbutte.com for public reading. This ordinance shall become effective five days after the date of publication. TOWN OF CRESTED BUTTE, COLORADO /s/ Lynelle Stanford, Town Clerk

Published in the Crested Butte News. Issue of November 10, 2023. #111016

—LEGAL—

PLEASE TAKE NOTICE, that Ordinance No. 26, Series 2023, was passed on second reading and public hearing at a regular meeting of the Town Council of the Town of Crested Butte, Colorado, on Monday, November 6, 2023, in the Town Offices at 507 Maroon Avenue, Crested Butte, Colorado: Ordinance No. 26, Series 2023 - An

Ordinance of the Crested Butte Town Council Repealing and Replacing Chapter 8 of the Crested Butte Municipal Code. The full text of Ordinance No. 26, Series 2023 is on file at the Town Offices at 507 Maroon Avenue and will be available on the Town website at townofcrestedbutte.com for public

reading. This ordinance shall become effective five days after the date of publication. TOWN OF CRESTED BUTTE, COLORADO /s/ Lynelle Stanford, Town Clerk

Published in the Crested Butte News. Issue of November 10, 2023. #111017

—DESIGN REVIEW COMMITTEE (DRC)—
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION
NOTICE OF PUBLIC MEETING
AGENDA
TUESDAY, NOVEMBER 28, 2023 ~ 6:00 P.M.
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 September 21, 2023 Declaration of Notices
Business:
6:10 PM Design Review for South Butte, LLC for a Three-Unit Multi-Family building on Lot 8, Block 9, Crested Butte South – Second Filing, AKA 499 Cement Creek Rd.
6:50 PM Design Review for Meier & Fields, Addition to a Single-Family Residence, Lot 17, Block 23, Filing #13 AKA 391 Zeligman.
Other Business

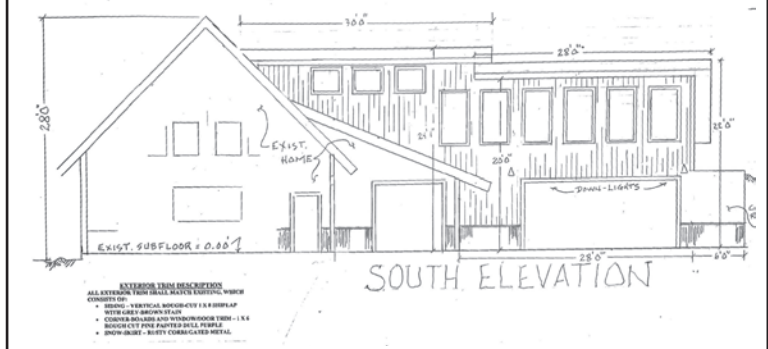
Discussion and Consideration of Proposed Exterior Changes to Outstanding Issues for Dobias, Duplex Residence at Lot 23, Block 4, Filing #2 aka 80 Blackstock.
8:00 PM Adjourn
ADA Accommodations: Anyone needing special accommodations as determined by the American Disabilities Act may contact the Association 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, by appointment.

Published in the Crested Butte News. Issues of November 10, 17 and 24, 2023. #111018

—NOTICE OF DRC MEETING—
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC.
SPECIAL AREA ARCHITECTURAL DESIGN REVIEW
CB SOUTH POA OFFICE, 61 TEOCALLI ROAD,
CRESTED BUTTE, CO 81224

Join virtually: Email staff@cbsouth.net for a Zoom invitation
PLEASE TAKE NOTICE THAT a CB South Property Owners Association Design Review Committee meeting will be held on Monday, November 27, 2023, at 6:50 p.m. for the purpose of considering the following:
A Certificate of Appropriateness for the application for Meier & Fields, Addition to a Single-Family Residence, Lot 17, Block 23, Filing #13 AKA 391 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. The 14-day public comment period shall be from November 11, 2023 to November 25, 2023. Comments may be submitted to the CB South Design Review Manager by email at drcmanger@cbsouth.net, by mail or in person to the address listed above. Comments must be professional.

Published in the Crested Butte News. Issues of November 10, 17 and 24, 2023. #111019



—MOUNTAIN EXPRESS BOARD OF DIRECTORS MEETING—
AGENDA
NOVEMBER 16, 2023 ~ 9:00 A.M.
REMOTE ONLY - (VIA ZOOM)

- I. Roll Call – 9:00 a.m.
II. Public Comment – 9:05 a.m.
III. Reading and Approval of the Minutes of the September 28 and October 26, 2023 Meetings – 9:10 a.m.
IV. Unfinished Business – 9:15 a.m.
A. Final Review and Approval of 2024 Budget
Motion Needed: The Mountain Express Board of Directors moves to approve the 2024 Budget as presented by the Mountain Express Managing Director.
1. Board Vote on Resolution 025.2023
V. Unscheduled Business – 9:45 a.m.
VI. Schedule Next Board Meeting – 9:50 a.m.
VII. Adjournment – 9:55 a.m.
ZOOM Remote Access
November 16, 2023, MX Board Meeting, 9:00AM
Join Zoom Meeting
https://us06web.zoom.us/j/82839784368?pwd=ub4WAK7sk0FUC9gY0UB472SjYhN3i.1
Meeting ID: 828 3978 4368
Passcode: 621790
Published in the Crested Butte News. Issue of November 10, 2023. #111021

—NOTICE OF DRC MEETING—
CRESTED BUTTE SOUTH PROPERTY OWNERS ASSOCIATION, INC.
SPECIAL AREA ARCHITECTURAL DESIGN REVIEW
CB SOUTH POA OFFICE, 61 TEOCALLI ROAD, CRESTED BUTTE, CO 81224

Join virtually: Email staff@cbsouth.net for a Zoom invitation
PLEASE TAKE NOTICE THAT a CB South Property Owners Association Design Review Committee meeting will be held on Tuesday, November 28, 2023, at 6:10 p.m. for the purpose of considering the following:
Design Review for a special area permit submitted by South Butte, LLC for a Three-Unit Multi-Family building on Lot 8, Block 9, Crested Butte South – Second Filing, AKA 499 Cement Creek Rd. A complete set of plans can be viewed at the Crested Butte South P.O.A. Office, 61 Teocalli Road by appointment only.
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. The 14-day public comment period shall be from November 11, 2023 to November 25, 2023. Comments may be submitted to the CB South Design Review Manager by email at drcmanger@cbsouth.net, by mail or in person to the address listed above. Comments must be professional.



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