

STATE OF COLORADO
DIVISION OF WATER RESOURCES
OFFICE OF THE STATE ENGINEER
821 Centennial Bldg., 1313 Sherman St., Denver, Colorado 80203
(303) 866-3581 Fax (303) 866-3589

WELL PERMIT INFORMATION, PERMITS APPROVED PURSUANT TO CRS 37-90-137(2)

Carefully read the conditions of approval on your well permit. The conditions and the information on this information sheet must be complied with in order for the permit to remain valid.

THE ISSUANCE OF THIS PERMIT DOES NOT CONFER A WATER RIGHT

The well permit number is located in the upper right corner of the permit, and the expiration date is located in the lower right corner.

THE WELL PERMIT EXPIRATION DATE IS ONE YEAR FROM THE DATE ISSUED. Evidence of well construction and pump installation must be received on appropriate forms **PRIOR TO THE EXPIRATION DATE OF THE PERMIT.** The required forms are the Well Construction and Test Report (Form No. GWS-31), and the Pump Installation and Test Report (Form No. GWS-32). There are penalties if evidence of well construction and pump installation is not received prior to the expiration date. The licensed contractor or well owner (under the private driller or pump installer statutes and rules) performing the work is responsible for completing the appropriate form(s) and submitting it to the Division of Water Resources.

The expiration date of the permit may be **extended one time only for a period not to exceed one year** for good cause shown, at the discretion of the State Engineer. If an extension of time is necessary to construct the well and/or install pumping equipment, the owner must file a written request for the extension, along with a \$60 filing fee. The request and fee must be received by the State Engineer prior to the expiration date. The request must state why the well has not been constructed and/or pumping equipment installed, and must include an estimate of time required to construct the well and/or install pumping equipment.

Water well construction and pump installation contractors are licensed in Colorado to perform these specialized tasks. It is illegal for individuals who do not hold these licenses to construct wells and install pumping equipment in or on wells. The well must be constructed and pumping equipment installed by contractors with current license(s) issued by the State of Colorado unless exempted as described on the reverse side. Additional information regarding well construction, pump installation, required testing and well plugging and sealing regulations are found on the reverse side of this sheet.

You have been provided with at least one copy of the well permit. Keep a copy for your records. At least one copy has been sent to the well driller if you indicated a driller license number on the application. You may make additional copies for the well driller if you select one different from the one indicated in your application.

The original permit is on file in our Denver office Records Section. Copies may be obtained for a fee of 50 cents per page. Statutes require that any change of mailing address or ownership be reported to the State Engineer. Use Form No. GWS-11. There is no filing fee.

If you have questions, contact the Denver Office, or the Division Office in the area where your well is located.

Division 1 810 9 th St., Ste. 200 Greeley, CO 80631 (970) 352-8712 Fax (970) 392-1816	Division 2 310 E. Abriendo Ave Ste B Pueblo, CO 81004 (719) 542-3368 Fax (719) 544-0800	Division 3 301 Murphy Drive Alamosa, CO 81101 (719) 589-6683 Fax (719) 589-6685	Division 4 1871 East Main St. Montrose, CO 81401 (970) 249-6622 Fax (970) 249-8728
Division 5 Direct mail to Box 396 Glenwood Spgs CO 81602 50633 U.S. Hwy 6 & 24 Glenwood Spgs., CO 81601 (970) 945-5665 Fax (970) 945-8741 Call First	Division 6 Direct mail to Box 773450 505 Anglers Dr. Suite 101 Steamboat Spgs, CO 80477 (970) 879-0272 Fax (970) 879-1070	Division 7 701 Camino Del Rio Ste. 205 Durango, CO 81301 (970) 247-1845 Fax (970) 259-0944	Denver Office 1313 Sherman St. Rm. 818 Denver, CO 80203 (303) 866-3581 Fax (303) 866-3589

COLORADO DIVISION OF WATER RESOURCES
 DEPARTMENT OF NATURAL RESOURCES
 1313 SHERMAN ST., RM 818, DENVER, CO 80203
 phone - info: (303) 866-3587 main: (303) 866-3581
 fax: (303) 866-3589 http://www.water.state.co.us

Office Use Only

Form GWS-45 (02/2005)

RECEIVED

NOV 16 2005

WATER RESOURCES
 STATE ENGINEER
 COLO.

GENERAL PURPOSE

Water Well Permit Application

Review instructions on reverse side prior to completing form.
 The form must be completed in black or blue ink or typed.

1. Applicant Information

Name of applicant
 Spring Creek Ranchers Association, Inc.
 c/o Caloia, Houpt & Hamilton, P.C.

Mailing address
 1204 Grand Ave.

City State Zip code
 Glenwood Springs CO 81601

Telephone #
 (970) 945-6067

2. Type Of Application (check applicable boxes)

- Construct new well Use existing well
 Replace existing well Change or increase use
 Change source (aquifer) Reapplication (expired permit)
 Other:

3. Refer To (if applicable)

Well permit # Water Court case #
 Designated Basin Determination # Well name or #
 93CW213
 Community Well

4. Location Of Proposed Well

County
 Summit NE 1/4 of the SE 1/4
 Section Township N or S Range E or W Principal Meridian
 7 2 N S 80 E W 6th
 distance of well from section lines (section lines are typically not property lines)
 390 Ft. from N S 425 Ft. from E W

For replacement wells only - distance and direction from old well to new well
 feet direction

Well location address (if applicable)

Optional: GPS well location information in UTM format
 You must check GPS unit for required settings as follows:

Format must be UTM
 Zone 12 or Zone 13
 Units must be Meters
 Datum must be NAD83
 Unit must be set to true north
 Was GPS unit checked for above? YES Remember to set Datum to NAD83

5. Parcel On Which Well Will Be Located

A. Legal Description (may be provided as an attachment):
 Beginning at the SE corner of Lot 6, Block 4 of Spring Creek Ranch Phase 1 First Filing and considering the SE line of said Lot 6 as bearing South 75° 00' 00" West and with all bearings contained herein relative thereto; thence South 21° 05' 27" West 2998.88 feet to the True Point of Beginning; thence South 00° 43' 35" West 50.00 feet; thence South 89° 16' 25" East 50.00 feet; thence North 89° 16' 25" West 50.00 feet more or less to the True Point of Beginning.

B. # of acres in parcel C. Owner
 Spring Creek Ranchers Assoc.

D. Will this be the only well on this parcel? YES NO (if no - list other wells)

E. State Parcel ID# (optional):

6. Use Of Well (check applicable boxes)

Attach a detailed description of uses applied for.
 Industrial Other (describe): domestic
 Municipal
 Irrigation
 Commercial

7. Well Data (proposed)

Maximum pumping rate Annual amount to be withdrawn
 100 gpm 17.16 acre-feet
 Total depth Aquifer
 110 (approx.) feet Morrison sandstone

8. Land On Which Ground Water Will Be Used

Legal Description (may be provided as an attachment): The well will provide water service to 14 single family residences on approximately 360 acres, more or less, located in portions of Sections 5, 6, 7 & 8, Township-2 South, Range 80 West of the 6th P.M., Summit County.

(If used for crop irrigation, attach a scaled map that shows irrigated area.)

A. # Acres B. Owner
 360 acres various (S.C.R.A. members)
 C. List any other wells or water rights used on this land:
 see approved augmentation plan (attached)

9. Proposed Well Driller License #(optional): n/a

10. Signature Of Applicant(s) Or Authorized Agent

The making of false statements herein constitutes perjury in the second degree, which is punishable as a class 1 misdemeanor pursuant to C.R.S. 24-4-104 (13)(a). I have read the statements herein, know the contents thereof and state that they are true to my knowledge.

Sign here (Must be original signature) Date
 Robert Swenson 10/31/05
 Print name & title
 VICE Pres Spring Creek Ranch Assoc.

Office Use Only

USGS map name DWR map no. Surface elev.

14211 AD Receipt area only
 13218 AD
 9601 AD
 AUG Plans
 Diversions
 17.16 AF
 Invoice # 545862
 11/16/2005 -- 15:21:40
 Cashier ID: 01
 \$400.00
 Check Purchase #359

WE
 WR
 CWCB
 TOPO
 MYLAR
 SBS
 549 AF in house 14 residences
 1097 AF wellhead 13,300 AF
 3 HOUSES/LOT = 70 AF

DIV 5 WD 36 BA MD

OFFICE OF THE STATE ENGINEER
COLORADO DIVISION OF WATER RESOURCES

818 Centennial Bldg., 1313 Sherman St., Denver, Colorado 80203
(303) 866-3581

LIC

WELL PERMIT NUMBER		64629		- F -	
DIV. 5	WD 36	DES. BASIN	MD		

APPLICANT

SPRING CREEK RANCHERS ASSN INC
C/O CALOIA HOUP & HAMILTON PC
1204 GRAND AVE
GLENWOOD SPRINGS, CO 81601-

(970) 945-6067

APPROVED WELL LOCATION

SUMMIT COUNTY
NE 1/4 SE 1/4 Section 7
Township 2 S Range 80 W Sixth P.M.

DISTANCES FROM SECTION LINES

1390 Ft. from South Section Line
425 Ft. from East Section Line

UTM COORDINATES (Meters, Zone:13,NAD83)

Easting: Northing:

PERMIT TO USE AN EXISTING WELL

ISSUANCE OF THIS PERMIT DOES NOT CONFER A WATER RIGHT

CONDITIONS OF APPROVAL

- 1) This well shall be used in such a way as to cause no material injury to existing water rights. The issuance of this permit does not ensure that no injury will occur to another vested water right or preclude another owner of a vested water right from seeking relief in a civil court action.
- 2) Construction details for this existing well have not been provided to this office; therefore, it is not known if the construction of this well is in compliance with the Water Well Construction Rules, 2 CCR 402-2. The issuance of this permit does not relieve the well owner of responsibility or liability in the event contamination of the groundwater source results from the construction or use of this well, nor does the State Engineer assume any responsibility or liability should contamination occur.
- 3) Approved pursuant to CRS 37-90-137(2) for the use of an existing well on the condition that this well is operated in accordance with the Spring Creek Ranch Augmentation Plan approved by the Division 5 Water Court in Case No. 93CW213. If this well is not operated in accordance with the terms of said decree, it will be subject to administration including orders to cease diverting water.
- 4) The pumping rate of this well shall not exceed 100 GPM.
- 5) The average annual amount of ground water to be appropriated shall not exceed 17.16 acre-feet.
- 6) The use of ground water from this well is limited to domestic use in 14 single-family dwellings, irrigation of 4.27 acres (13,300 sq. ft. per residence), and domestic animal watering (up to 3 horses per lot).
- 7) The owner shall mark the well in a conspicuous place with well permit number(s), name of the aquifer, and court case number(s) as appropriate. The owner shall take necessary means and precautions to preserve these markings.
- 8) A totalizing flow meter must be installed on this well and maintained in good working order. Permanent records of all diversions must be maintained by the well owner (recorded at least annually) and submitted to the Division Engineer upon request.
- 9) This well shall be located not more than 200 feet from the location specified on this permit.
- 10) This well shall be located at least 600 feet from any existing well, completed in the same aquifer, that is not owned by the applicant.
- 11) This well shall not be pumped unless included in a court approved plan for augmentation or a substitute water supply plan approved by the State Engineer. *CPL 7-25-2006*

APPROVED
CJL

[Signature]
State Engineer

[Signature]
By

Receipt No. 0545862

DATE ISSUED 07-25-2006

EXPIRATION DATE 07-25-2007

CALOIA, HOUPT & HAMILTON, P.C.
ATTORNEYS AT LAW

SHERRY A. CALOIA
JEFFERSON V. HOUPT
MARK E. HAMILTON
MARY ELIZABETH GEIGER
ROBERT C. GAVRELL

1204 GRAND AVENUE
GLENWOOD SPRINGS, COLORADO 81601
www.chhpc.com

TELEPHONE (970) 945-6067
FACSIMILE (970) 945-6292
Sender's email: jhoupt@chhpc.com

August 1, 2006

Robert Swenson
Spring Creek Ranchers Association, Inc.
PO Box 270179
Louisville, CO 80027-5002

Re: Well Permit No. 64629-F; Spring Creek Rancher's Community Well

Dear Bob:

The State Engineer has issued Well Permit No. 64629-F authorizing the use of the Community Well to provide water for domestic, irrigation and stockwatering uses for 14 residences within Spring Creek Ranches. This permit, in combination with the decree entered in 93CW213, confirms that the Association now has a legal and reliable water supply for the Spring Creek Ranches development.

You will note that the permit has an expiration date of July 25, 2007. Ordinarily, a well permit must be issued prior to construction of the well, and if the well is not constructed prior to the expiration date of the permit, a new permit must be obtained. In this case, where the well was constructed prior to issuance of the permit, the Association simply needs to notify the Division of Water Resources that the well exists and is in operation after issuance of the permit. For this purpose, the State has provided us with the enclosed Owner's Notice of Constructed Well, which I have completed for you based upon the Existing Well Information and Inspection form you provided earlier this month. You simply need to sign the enclosed form and submit it with the enclosed letter to the Division of Water Resources so that the Division's records will properly reflect that water has been put to beneficial use from the well subsequent to the issuance of the well permit.

On a related matter, the Bureau of Reclamation is still processing the Association's application for an amendment to its existing Green Mountain Reservoir contract. You will recall that the amendment seeks to confirm that there will be a total of 14 residences that may be served by the Community Well (the original contract contemplated only 7 homes), to identify additional land to be served and to reflect the proper name of the contract holder. As set forth in the Bureau's letter to me of August 31, 2005 (copy enclosed), the Association must obtain a cultural resources survey before the amended contract will be issued. Please contact Bob Burton, the

CALOIA, HOUPT & HAMILTON, P.C.

Robert Swenson
August 1, 2006
Page 2

Bureau's archeologist at (970) 962-4361 to arrange for that requirement to be satisfied. If you need my assistance with this, please do not hesitate to give me a call.

Sincerely,

CALOIA, HOUPT & HAMILTON, P.C.


Jefferson V. Houpt

JVH:lrr
Enclosures