WRJ-25-75

COLORADO DIVISION OF WATER RESOURCES

818 Centennial Bldg., 1313 Sherman St.
Denver, Colorado 80203

RECEIVED
DEC - 8 1983
WATER RESOURCES
STATE ENGINEER

TYPE OR PRINT IN BLACK INK. COPY OF ACCEPTED STATEMENT MAILED ON REQUEST.

STATE OF COLORADO
COUNTY OF OURAY } SS.

X STATEMENT OF BENEFICIAL USE OF GROUND WATER
X AMENDMENT OF EXISTING RECORD
X LATE REGISTRATION

PERMIT NUMBER 25074-F

LOCATION OF WELL

THE AFFIANT(S) RICHARD P. TISDEL whose mailing address is P.O. BOX 646

City OURAY, COLORADO 81427 (STATE) (Zip)

County OURAY

SE ¼ of the NW ¼, Section 4

Twp. 45 N (N OR S), Rng. 8 W (E OR W), NM P M

being duly sworn upon oath, deposes and says that he ~~(they)~~ is attorney for the owner ~~(are)~~ of the well described hereon; the well is located as described above, at distances of 3580 feet from the south (NORTH OR SOUTH) section line and 2706 feet from the east (EAST OR WEST) section line; water from this well was first applied to a beneficial use for the purpose(s) described herein on the first day of July, 19 82; the maximum sustained pumping rate of the well is 21 gallons per minute, the pumping rate claimed hereby is 21 gallons per minute; the total depth of the well is 58 feet; the average annual amount of water to be diverted is 32.5 acre-feet; for which claim is hereby made for domestic use in a subdivision purpose(s); the legal description of the land on which the water from this well is used is DALLAS MEADOWS P.U.D., Ouray County, Colorado of which 40 (+-) acres are irrigated and which is illustrated on the map on the reverse side of this form; that this well was completed in compliance with the permit approved therefor; this statement of beneficial use of ground water is filed in compliance with law; he ~~(they)~~ has ~~(have)~~ read the statements made hereon; knows the content thereof; and that the same are true of his ~~(their)~~ knowledge.

(COMPLETE REVERSE SIDE OF THIS FORM)

Signature(s) RICHARD P. TISDEL

Subscribed and sworn to before me on this 6th day of December, 1983

My Commission expires: 10-7-85

(SEAL)

Krista L. Fuoco
NOTARY PUBLIC
608 Main - Ouray CO 81427

ACCEPTED FOR FILING BY THE STATE ENGINEER OF COLORADO PURSUANT TO THE FOLLOWING CONDITIONS:

82CW182 FOR OFFICE USE ONLY

Court Case No. _____

Prior. _____ Mo. _____ Day _____ Yr. _____

Div. _____ Cty. _____

Sec. _____ _____ ¼ _____ ¼ _____ ¼

Well Use _____ _____ _____ _____

Dist. _____ Basin _____ Mon. Dis. _____

DATE STATE ENGINEER BY

Well drilled by VALLEY DRILLING Lic. No. 1045

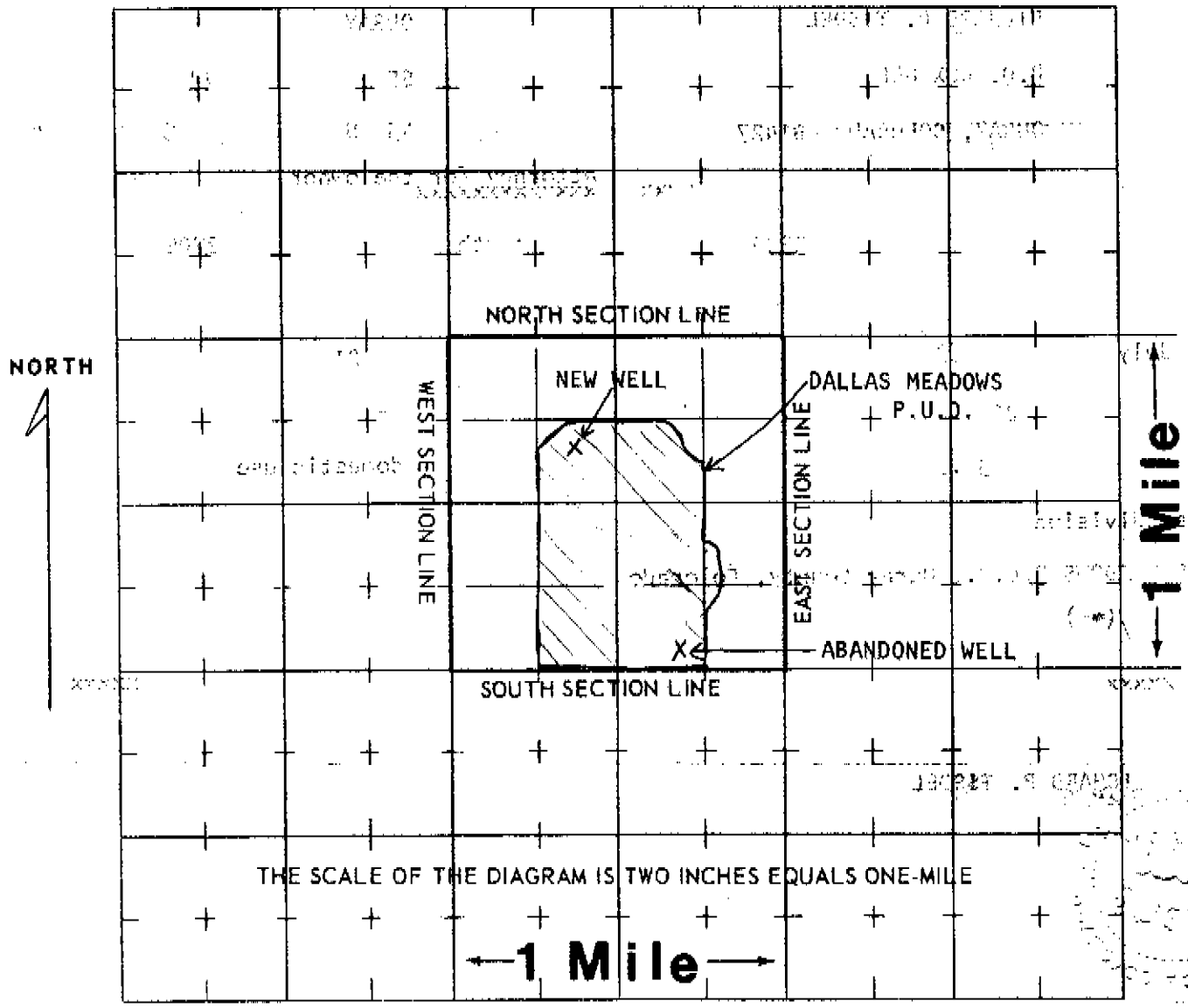
Permanent Pump installed by S & R PLUMBING Lic. No. UNLICENSED

Meter Serial No. 26068260 [X] Flow Meter Date Installed October, 1982

Owner of land on which water is being used DALLAS MEADOWS P.U.D. - 42 Separate Owners

THE LOCATION OF THE WELL MUST BE SHOWN AND FOR LARGE CAPACITY IRRIGATION WELLS THE AREA ON WHICH THE WATER IS USED MUST BE SHADED OR CROSS-HATCHED ON THE DIAGRAM BELOW.

This diagram represents nine (9) sections. Use the **CENTER SQUARE** (one section) to indicate the location of the well, if possible.



WATER EQUIVALENTS TABLE (Rounded Figures)

An acre-foot covers 1 acre of land 1 foot deep.
1 cubic foot per second (cfs) . . . 449 gallons per minute (gpm).
1 acre-foot . . . 43,560 cubic feet . . . 325,900 gallons.
1,000 gpm pumped continuously for one day produces 4.42 acre-feet.
100 gpm pumped continuously for one year produces 160 acre-feet.

**(WHITE AND PINK COPY TO BE FILED WITH THE STATE ENGINEER
PINK COPY WILL BE RETURNED TO OWNER)**

WRJ-25-75

TYPE OR PRINT IN BLACK INK. COPY OF ACCEPTED STATEMENT MAILED ON REQUEST.

COLORADO DIVISION OF WATER RESOURCES

818 Centennial Bldg., 1313 Sherman St.
Denver, Colorado 80203

RECEIVED
DEC - 8 1983
WATER RESOURCES
STATE ENGINEER

STATE OF COLORADO
COUNTY OF OURAY } SS. AFFIDAVIT

X STATEMENT OF BENEFICIAL USE OF GROUND WATER
X AMENDMENT OF EXISTING RECORD
X LATE REGISTRATION

PERMIT NUMBER 25074-F

LOCATION OF WELL

THE AFFIANT(S) RICHARD P. TISDEL
whose mailing address is P.O. BOX 646
City OURAY, COLORADO (STATE) 81427 (ZIP)

County OURAY
SE ¼ of the NW ¼, Section 4
Twp. 45 N (NORTH) Rng. 8 W (EAST) NM P.M.

being duly sworn upon oath, deposes and says that he (they) is (~~attorney for the owner~~) described hereon; the well is located as described above, at distances of 3580 feet from the south (NORTH/SOUTH) section line and 2706 feet from the east (EAST/WEST) section line; water from this well was first applied to a beneficial use for the purpose(s) described herein on the first day of July, 19 82; the maximum sustained pumping rate of the well is 21 gallons per minute, the pumping rate claimed hereby is 21 gallons per minute; the total depth of the well is 58 feet; the average annual amount of water to be diverted is 32.5 acre-feet; for which claim is hereby made for domestic use in a subdivision purpose(s); the legal description of the land on which the water from this well is used is DALLAS MEADOWS P.U.D., Ouray County, Colorado of which 40 acres (~~are~~) irrigated and which is illustrated on the map on the reverse side of this form; that this well was completed in compliance with the permit approved therefor; this statement of beneficial use of ground water is filed in compliance with law; he (they) has (have) read the statements made hereon; knows the content thereof; and that the same are true of his (their) knowledge.

(COMPLETE REVERSE SIDE OF THIS FORM)

Signature(s) [signature]

Subscribed and RICHARD P. TISDEL
to before me on this 6th day of December, 19 83

My Commission expires: 10-7-85

(SEAL)

Krista L. Ecco
NOTARY PUBLIC
602 Main Ouray Co 81427

ACCEPTED FOR FILING BY THE STATE ENGINEER OF COLORADO PURSUANT TO THE FOLLOWING CONDITIONS:

FOR OFFICE USE ONLY

Court Case No. _____
Prior. _____ Mo. _____ Day _____ Yr. _____
Div. _____ Cty. _____
Sec. _____ ¼; _____ ¼; _____ ¼.
Well Use _____
Dist. _____ Basin _____ Man. Dis. _____

DATE _____ STATE ENGINEER _____ BY _____

Well drilled by VALLEY DRILLING Lic. No. 1045

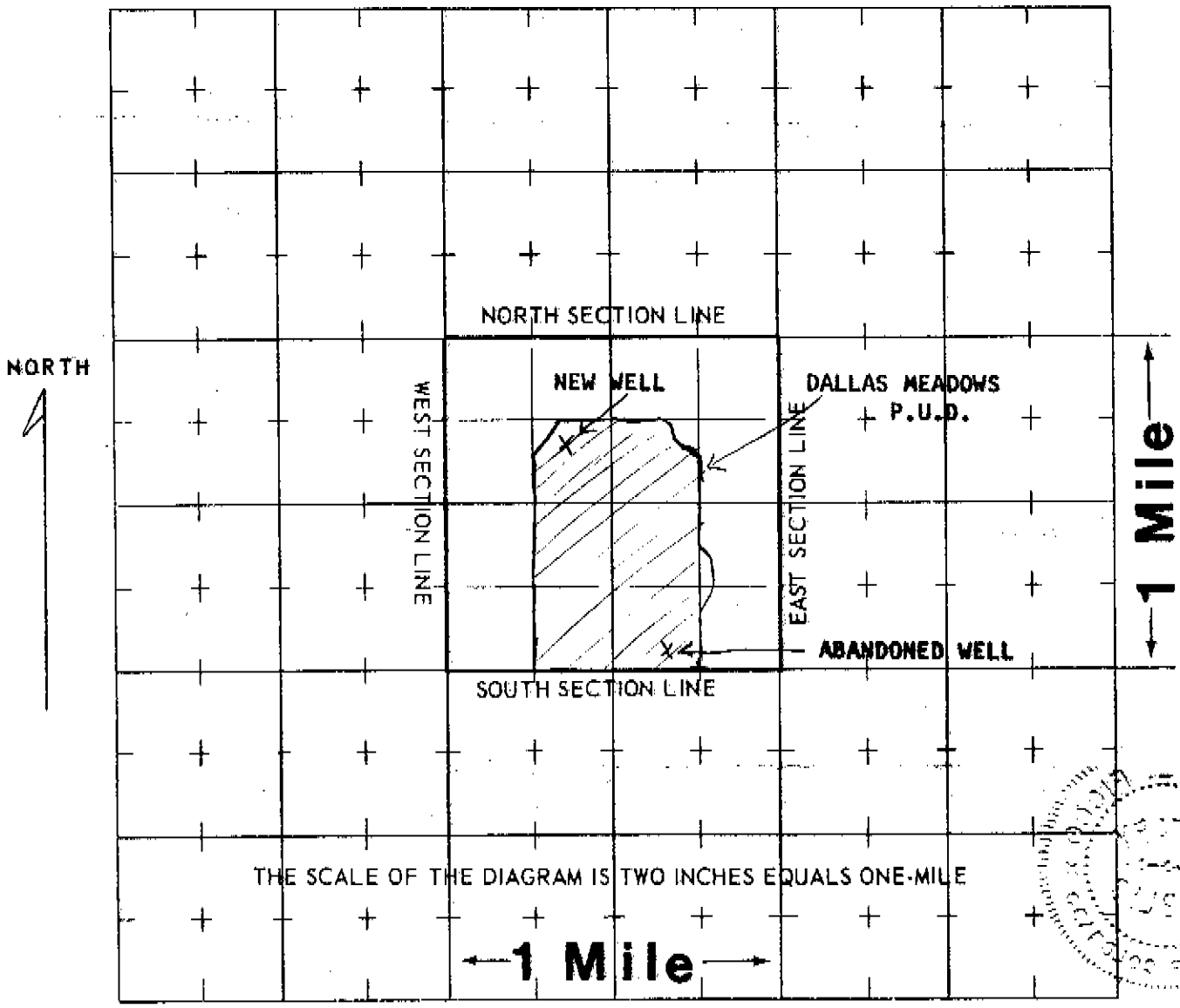
Permanent Pump installed by S & R PLUMBING Lic. No. UNLICENSED

Meter Serial No. 26068260 [X] Flow Meter Date Installed October, 1982

Owner of land on which water is being used DALLAS MEADOWS P.U.D. - 42 Separate Owners

THE LOCATION OF THE WELL MUST BE SHOWN AND FOR LARGE CAPACITY IRRIGATION WELLS THE AREA ON WHICH THE WATER IS USED MUST BE SHADED OR CROSS-HATCHED ON THE DIAGRAM BELOW.

This diagram represents nine (9) sections. Use the **CENTER SQUARE** (one section) to indicate the location of the well, if possible.



WATER EQUIVALENTS TABLE (Rounded Figures)

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1 cubic foot per second (cfs) . . . 449 gallons per minute (gpm).
1 acre-foot . . . 43,560 cubic feet . . . 325,900 gallons.
1,000 gpm pumped continuously for one day produces 4.42 acre-feet.
100 gpm pumped continuously for one year produces 160 acre-feet.

**(WHITE AND PINK COPY TO BE FILED WITH THE STATE ENGINEER
PINK COPY WILL BE RETURNED TO OWNER)**

WJR-26-77

THIS FORM MUST BE SUBMITTED WITHIN 60 DAYS OF COMPLETION OF THE WORK DESCRIBED HEREON. TYPE OR PRINT IN BLACK INK.

COLORADO DIVISION OF WATER RESOURCES

1313 Sherman Street - Room 818
Denver, Colorado 80203

WELL COMPLETION AND PUMP INSTALLATION REPORT

PERMIT NUMBER 25074-F

RECEIVED
DEC 12 1983
WATER RESOURCES
STATE ENGINEER

WELL OWNER DALLAS MEADOWS COMMUNITY ASSOCIATION SW ¼ of the NE ¼ of Sec. 4,

ADDRESS RIDGWAY COLO T. 45 N, R. 8 W, N M P.M.

DATE COMPLETED 1 MAY, 19 82

WELL LOG

From	To	Type and Color of Material	Water Loc.
0	23	GRAVEL, BOULDERS SILTY SAND	
23	28	SAND, COBBLES SILT	
28	33	BOULDERS	
33	40	CLAYEY SAND COBBLES	
40	43	BOULDERS	
43	59	CLAYEY SAND W/ SOME GRAVEL	V = 40'

TOTAL DEPTH 59'

Use additional pages necessary to complete log.

HOLE DIAMETER

8 in. from 0 to 23 ft.

6 in. from 23 to 35 ft.

_____ in. from _____ to _____ ft.

DRILLING METHOD CABLE TOOL

CASING RECORD:

Plain Casing

Size 6" & kind STEEL from -1' to 53 ft.

Size _____ & kind _____ from _____ to _____ ft.

Size _____ & kind _____ from _____ to _____ ft.

Perforated Casing

Size 6" & kind STEEL from 53 to 58 ft.

Size _____ & kind _____ from _____ to _____ ft.

Size _____ & kind _____ from _____ to _____ ft.

GROUTING RECORD

Material BENTONITE 23-18 SANDCEMENT 18-0

Intervals _____

Placement Method HAND

GRAVEL PACK: Size NATURAL

Interval _____

TEST DATA

Date Tested APRIL 28, 1983

Static Water Level Prior to Test 45' ft.

Type of Test Pump ELECTRIC

Length of Test 24 HOURS

Sustained Yield (Metered) 38 GAL/MN

Final Pumping Water Level 40' ft.

PUMP INSTALLATION REPORT

Pump Make _____

Type _____

Powered by _____ HP _____

Pump Serial No. _____

Motor Serial No. _____

Date Installed _____

Pump Intake Depth _____

Remarks _____

_____

WELL TEST DATA WITH PERMANENT PUMP

Date Tested _____

Static Water Level Prior to Test _____

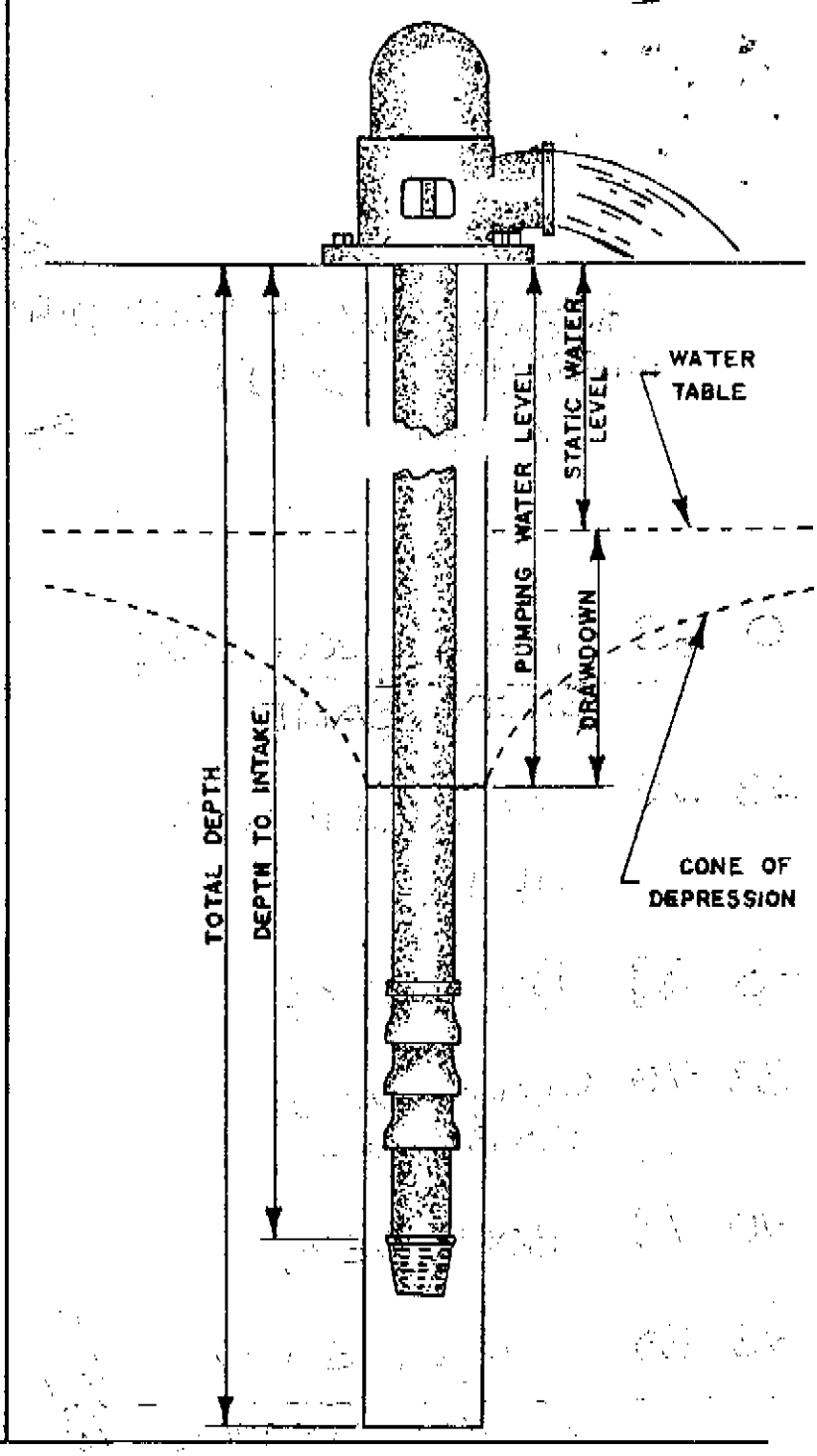
Length of Test _____ Hours

Sustained yield (Metered) _____ GPM

Pumping Water Level _____

Remarks _____

_____



CONTRACTORS STATEMENT

The undersigned, being duly sworn upon oath, deposes and says that he is the contractor of the well or pump installation described hereon; that he has read the statement made hereon; knows the content thereof, and that the same is true of his own knowledge.

Signature Jerome M. Nader License No. 1045

State of Colorado, County of Montrose SS

Subscribed and sworn to before me this 5 day of December, 19 83.

My Commission expires: January 26, 19 87.

Notary Public Sheila Wood

FORM TO BE MADE OUT IN QUADRUPLICATE. WHITE FORM must be an original copy on both sides and signed. WHITE AND GREEN copies must be filed with the State Engineer. PINK COPY is for the Owner and YELLOW COPY is for the Driller.

73J

WBJ-5-Rev.76

COLORADO DIVISION OF WATER RESOURCES

818 Centennial Bldg., 1313 Sherman St., Denver, Colorado 80203

PERMIT APPLICATION FORM

Application must be complete where applicable. Type or print in BLACK INK. No overstrikes or erasures unless initialed.

( ) A PERMIT TO USE GROUND WATER
( ) A PERMIT TO CONSTRUCT A WELL
FOR: ( ) A PERMIT TO INSTALL A PUMP
(X) REPLACEMENT FOR NO. 25074 - F
( ) OTHER
WATER COURT CASE NO.

RECEIVED
JUN 11 1981
WATER RESOURCES
STATE ENGINEER
COLO.

(1) APPLICANT - mailing address

NAME Dallas Meadows, Inc.
STREET Box 346
CITY Ouray, Colo 81427 (State) (Zip)
TELEPHONE NO. 303 - 325 - 4208

(2) LOCATION OF PROPOSED WELL

County Ouray
SW ¼ of the SE ¼, Section 4
Twp. 45 N. (N,S) Rng. 8 W. (E,W) NM P.M.

(3) WATER USE AND WELL DATA

Proposed maximum pumping rate (gpm) 12
Average annual amount of ground water to be appropriated (acre-feet): 1.0
Number of acres to be irrigated: 0
Proposed total depth (feet): 300
Aquifer ground water is to be obtained from: SURFACE Gravel to DAKOTA
Owner's well designation Dallas Meadows #1

GROUND WATER TO BE USED FOR:

( ) HOUSEHOLD USE ONLY - no irrigation (0)
( ) DOMESTIC (1)
( ) LIVESTOCK (2)
( ) COMMERCIAL (4)
( ) INDUSTRIAL (5)
( ) IRRIGATION (6)
( ) MUNICIPAL (8)
(X) OTHER (9) Sub-Division

DETAIL THE USE ON BACK IN (11)

(4) DRILLER

Name Wayne's Drilling Service
Street 1688 So. Quintero Way
City Aurora Colo 80012 (State) (Zip)
Montrose 249-1820
Telephone No. 750-1793 Lic. No. 1084

FOR OFFICE USE ONLY: DO NOT WRITE IN THIS COLUMN

Receipt No. 16290 /
Basin ____ Dist. ____

CONDITIONS OF APPROVAL

This well shall be used in such a way as to cause no material injury to existing water rights. The issuance of the permit does not assure the applicant 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.

1) APPROVED AS A REPLACEMENT OF THE WELL DRILLED UNDER "TEST HOLE" STATUS IN NOV. 1978 AND APPROVED BY THE STATE ENGINEER UNDER PERMIT NO. 25074-F ON OCT. 8, 1980. THE EXISTING WELL MUST BE ABANDONED WITH THE COMPLETION OF THE NEW WELL AND PLUGGED ACCORDING TO RULES AND REGULATIONS FOR WATER WELL AND PUMP INSTALLATION CONTRACTORS. THE ENCLOSED ABANDONMENT AFFIDAVIT MUST BE SUBMITTED WITHIN 60 DAYS OF COMPLETION OF THE NEW WELL.
2) APPROVED AS A REISSUANCE OF EXPIRED PERMIT NO. 25074-F, FOR THE CONSTRUCTION OF A WELL TO APPROPRIATE TRIBUTARY GROUND WATER FROM THE ALLUVIUM OF THE DALLAS CREEK--UNCOMPAHGRE RIVER SYSTEM.
3) USE OF THE WELL SHALL BE IN CONFORMANCE WITH THE PROVISIONS OF THE CHANGE IN WATER RIGHTS APPROVED BY THE DIV. 4 WATER COURT IN CASE NO. 79CW19.
4) TOTAL DEPTH OF THE PROPOSED WELL SHALL NOT EXCEED 120 FEET: APPLICANT IS PROHIBITED FROM TAPPING BOTH THE "SURFACE GRAVEL AND DAKOTA" AQUIFERS.
5) A TOTALIZING FLOW METER MUST BE INSTALLED ON THIS WELL AND DIVERSION RECORDS SHALL BE MAINTAINED BY THE OWNER AND SUBMITTED TO THE DIVISION OF WATER RESOURCES UPON REQUEST.

(CONT. ON ATTACHED SHEET)

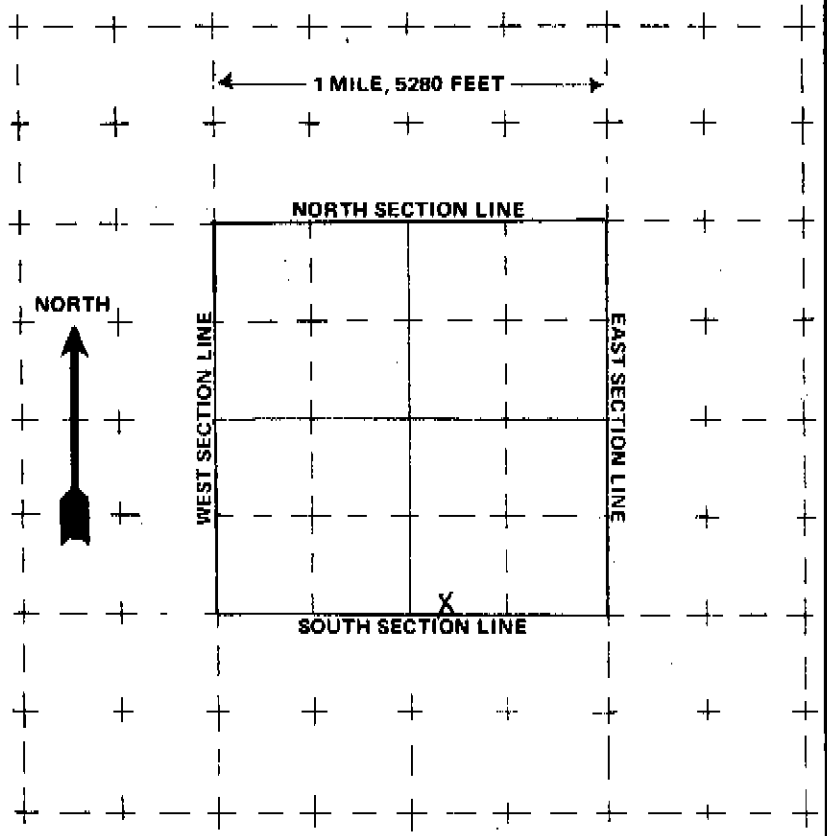
APPLICATION APPROVED

PERMIT NUMBER 25074-F
DATE ISSUED JUN 21 1982
EXPIRATION DATE JUN 21 1983

Jim A. Davidson
(STATE ENGINEER)

BY Robert L. Longenbaugh, Asst. State Eng.
I.D. 4-68 COUNTY 46

(5) THE LOCATION OF THE PROPOSED WELL and the area on which the water will be used must be indicated on the diagram below. Use the CENTER SECTION (1 section, 640 acres) for the well location.



The scale of the diagram is 2 inches = 1 mile
Each small square represents 40 acres.

WATER EQUIVALENTS TABLE (Rounded Figures)
An acre-foot covers 1 acre of land 1 foot deep
1 cubic foot per second (cfs) . . . 449 gallons per minute (gpm)
A family of 5 will require approximately 1 acre-foot of water per year.
1 acre-foot . . . 43,560 cubic feet . . . 325,900 gallons.
1,000 gpm pumped continuously for one day produces 4.42 acre-feet.

(6) THE WELL MUST BE LOCATED BELOW by distances from section lines.

40 ft. from South (north or south) sec. line

2200 ft. from East (east or west) sec. line

LOT _____ BLOCK _____ FILING # _____

SUBDIVISION Dallas Meadows

(7) TRACT ON WHICH WELL WILL BE LOCATED Owner: yes

No. of acres 242. Will this be the only well on this tract? yes

(8) PROPOSED CASING PROGRAM

Plain Casing

8" in. from 0' ft. to ~~55~~ 260' ft. Cut

_____ in. from _____ ft. to _____ ft.

Perforated casing

5" in. from 260 ft. to 280 ft.

_____ in. from _____ ft. to _____ ft.

(9) FOR REPLACEMENT WELLS give distance and direction from old well and plans for plugging it:

Approx. 600 feet West of EXISTING well - OLD well will be ABANDONED & plugged with Concrete.

(10) LAND ON WHICH GROUND WATER WILL BE USED:

Owner(s): yes No. of acres: 242

Legal description: See Above

(11) DETAILED DESCRIPTION of the use of ground water: **Household use and domestic wells must indicate type of disposal system to be used.** Individual Septic Systems

Groung water ~~tote~~ to be used for domestic purposes within the Sub division of 42 Lots.

(12) OTHER WATER RIGHTS used on this land, including wells. Give Registration and Water Court Case Numbers.

Type or right	Used for (purpose)	Description of land on which used
priority water	Irrigation	See above

(13) THE APPLICANT(S) STATE(S) THAT THE INFORMATION SET FORTH HEREON IS TRUE TO THE BEST OF HIS KNOWLEDGE.

Dallas Meadows, Inc Colleen W Bertrand

SIGNATURE OF APPLICANT(S)

Use additional sheets of paper if more space is required.

23074-F

CONDITIONS OF APPROVAL

DALLAS MEADOWS, INC. (CONT)

6) ALL DIVERSIONS FOR THIS WELL WILL BE ADMINISTERED IN PRIORITY. SUCH ADMINISTRATION MAY INVOLVE THE TOTAL OR PARTIAL CURTAILMENT OF ALL DIVIERSIONS FROM THIS WELL UNLESS APPLICANT HAS AN APPROVED PLAN FOR AUGMENTATION WHICH PREVENTS INJURY TO THE OWNER OR PERSONS ENTITLED TO USE WATER UNDER VESTED WATER RIGHTS OR DECREED CONDITIONAL WATER RIGHTS.

Dallas Meadows

Mel:

① Issue 25074-F
w/ new expiration
date

② Put permit # on
p. 2 of C/A

③ abandonment affidavit

FILED
IN THE DISTRICT COURT
WATER DISTRICT #4

JUL 3 1 1979

Kay Phillips
WATER CLERK

BY DEPUTY

IN THE DISTRICT COURT IN AND FOR WATER DIVISION NO. 4

STATE OF COLORADO

Case No. 79CW19

RECEIVED
JUN 1 1 1981
WATER RESOURCES
STATE OF COLORADO
DENVER

IN THE MATTER OF THE APPLICATION FOR)
WATER RIGHTS OF DALLAS MEADOWS, INC.,)
a Colorado Corporation, IN THE)
UNCOMPAHGRE RIVER OR ITS TRIBUTARIES;) RULING OF WATER REFEREE
IN THE DALLAS CREEK, IN OURAY COUNTY.)

The applicant, Dallas Meadows, Inc., a Colorado Corporation, P.O. Box 346, Ouray, Colorado 81427, requests a change of water right on the Wood-Perry Ditch, Priority No. 66. Filed January 30, 1979

Opposition filed by Colorado River Water Conservation District, c/o Scott Balcomb, P. O. Drawer 790, Glenwood Springs, Colorado 81601. Filed: March 26, 1979. WITHDRAWN: July 24, 1979.

FINDING OF FACT

The Wood-Perry Ditch is entitled,in old Water District No. 68, to 4.125 c.f.s. of water for irrigation purposes, 3.49 c.f.s. of which is claimed by the applicant.

Said ditch has as a source of supply, Dallas Creek, a tributary to the Uncompahgre River, in Ouray County and old Water District No. 68.

The diversion is described as being located on the South bank of said Dallas Creek at a point whence the SE corner of Section 5, Township 45 North, Range 8 West, N.M.P.M. bears South 35° East 1100 feet distant.

The applicant has constructed a well known as the Dallas Meadows Domestic Well with a sustained yeild of 21 G.P.M., the well being located approximately 140 feet from the South Section line and approximately 1620 feet from the East Section line of Section 4, Township 45 North, Range 8 West, N.M.P.M. Said well is to be used in a subdivision for domestic purposes and it is the intent of this application to protect said well in the event of priority call by transferring 21 G.P.M. from the above described Wood-Perry Ditch to the well head.

In order to do this, it is understood by the applicant that because of increased consumptive use, it is necessary to transfer double the amount desired for the protection of other priorites and to eliminate adverse affect to the stream. Therefore, 42 G.P.M. will be left in the Dallas Creek stream for the use of 21G.P.M. from the well.

R U L I N G

IT IS THE RULING OF THE REFEREE that adverse affect has been provided for and that the Wood-Perry Ditch is APPROVED AND GRANTED a change in point of diversion and use to the Dallas Meadows Domestic Well in the amount of 42 G.P.M., which shall remain in Dallas Creek and allow the production of 21 G.P.M. from the Dallas Meadows Domestic Well,with a priority date of May 10, 1982

DATED 7-31-79

E. L. WILSON

Water Referee
Division No. 4

No protest was filed in this matter. The foregoing ruling is confirmed and approved, and is made the judgment and decree of this court.

Dated: 8-20-79

Water Judge

WRJ-5-Rev. 76

COLORADO DIVISION OF WATER RESOURCES

818 Centennial Bldg., 1313 Sherman St., Denver, Colorado 80203

RECEIVED
NOV - 8 1979
WATER RESOURCES
STATE ENGINEER
COLO.

~~APPLICATION~~ FILE NO. AD- 1009

PERMIT APPLICATION FORM

Application must be complete where applicable. Type or print in BLACK INK. No overstrikes or erasures unless initialed.

FOR: (X) A PERMIT TO USE GROUND WATER
(X) A PERMIT TO CONSTRUCT A WELL
(X) A PERMIT TO INSTALL A PUMP

( ) REPLACEMENT FOR NO. _____
( ) OTHER _____
WATER COURT CASE NO. _____

(1) APPLICANT - mailing address

NAME DALLAS MEADOWS, Inc
STREET Box 346
CITY Ouray, Colorado 81427 (State) (Zip)
TELEPHONE NO. 303 - 325 - 4208

(2) LOCATION OF PROPOSED WELL

County Ouray
SW ¼ of the SE ¼, Section 4
Twp. 45N (N,S), Rng. 8W (E,W), NM P.M.

(3) WATER USE AND WELL DATA

Proposed maximum pumping rate (gpm) 11
Average annual amount of ground water to be appropriated (acre-feet): 1.0
Number of acres to be irrigated: 0
Proposed total depth (feet): 100
Aquifer ground water is to be obtained from:
Surface gravel
Owner's well designation DALLAS meadows #1

GROUND WATER TO BE USED FOR:

( ) HOUSEHOLD USE ONLY - no irrigation (0)
( ) DOMESTIC (1)
( ) LIVESTOCK (2)
( ) COMMERCIAL (4)
( ) INDUSTRIAL (5)
( ) IRRIGATION (6)
( ) MUNICIPAL (8)
(X) OTHER (9) Sub-Division
DETAIL THE USE ON BACK IN (11)

(4) DRILLER

Name Licensed
Street _____
City _____ (State) (Zip)
Telephone No. _____ Lic. No. _____

FOR OFFICE USE ONLY: DO NOT WRITE IN THIS COLUMN

Receipt No. 99952 /
Basin _____ Dist. _____

CONDITIONS OF APPROVAL

This well shall be used in such a way as to cause no material injury to existing water rights. The issuance of the permit does not assure the applicant 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.

1) APPROVED SUBJECT TO THE PROVISIONS OF DECREE GRANTED UNDER CASE NO. 79-CW-19 BY THE DISTRICT COURT IN AND FOR WATER DIVISION NO. 4.
2) A TOTALIZING FLOW METER MUST BE INSTALLED ON THE WELL DISCHARGE WHEN THIS WATER IS PUT TO BENEFICIAL USE. DIVERSION RECORDS SHALL BE FORWARDED TO THE DIVISION OF WATER RESOURCES.

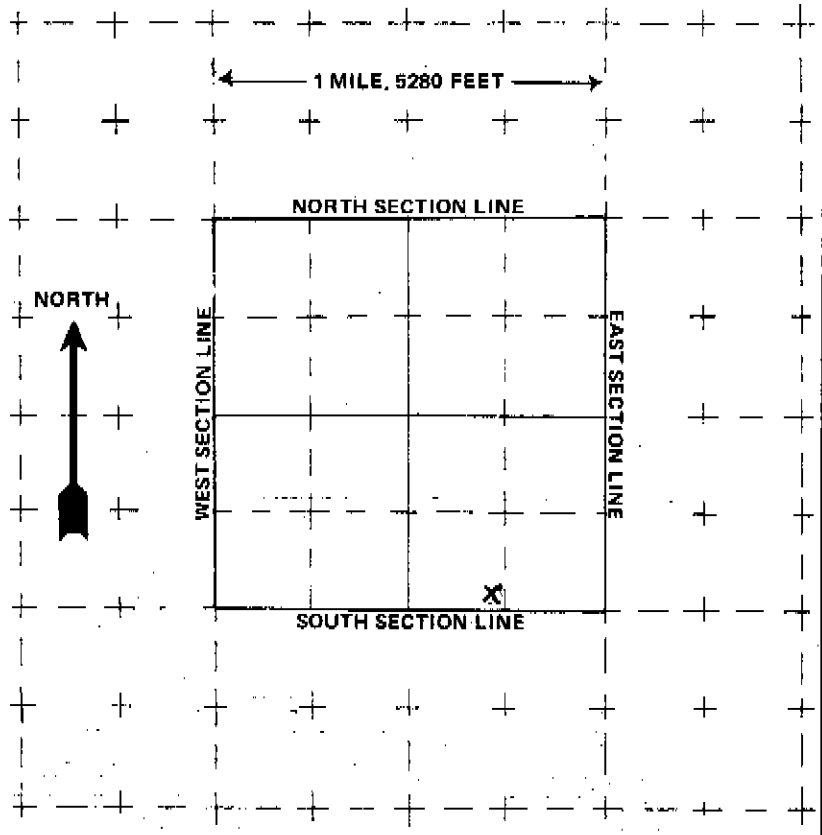
~~APPLICATION DENIED, FILE NO. AD- 1009~~
APPLICATION APPROVED

PERMIT NUMBER 25074 - F
DATE ISSUED OCT 08 1980
EXPIRATION DATE OCT 08 1981

Jim A. Davidson
(STATE ENGINEER)
BY Bruce E. DeBrine

I.D. 4 - 68 COUNTY 46

(5) **THE LOCATION OF THE PROPOSED WELL** and the area on which the water will be used must be indicated on the diagram below. Use the CENTER SECTION (1 section, 640 acres) for the well location.



The scale of the diagram is 2 inches = 1 mile
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A family of 5 will require approximately 1 acre-foot of water per year.
1 acre-foot . . . 43,560 cubic feet . . . 325,900 gallons.
1,000 gpm pumped continuously for one day produces 4.42 acre-feet.

(6) **THE WELL MUST BE LOCATED BELOW** by distances from section lines.

140 ft. from S (north or south) sec. line

1620 ft. from E (east or west) sec. line

LOT _____ BLOCK _____ FILING # _____

SUBDIVISION Dallas Meadows

(7) **TRACT ON WHICH WELL WILL BE LOCATED** Owner: yes

No. of acres 242 . Will this be the only well on this tract? yes

(8) **PROPOSED CASING PROGRAM**

Plain Casing

6 in. from 0 ft. to 90 ft.

_____ in. from _____ ft. to _____ ft.

Perforated casing

6 in. from 90 ft. to 100 ft.

_____ in. from _____ ft. to _____ ft.

(9) **FOR REPLACEMENT WELLS** give distance and direction from old well and plans for plugging it:

(10) **LAND ON WHICH GROUND WATER WILL BE USED:**

Owner(s): yes No. of acres: 242

Legal description: See Above

(11) **DETAILED DESCRIPTION** of the use of ground water: **Household use and domestic wells must indicate type of disposal system to be used.** Individual Septic Systems

Ground water to be used for domestic purposes within the Sub division of 42 Lots

(12) **OTHER WATER RIGHTS** used on this land, including wells. Give Registration and Water Court Case Numbers.

Type or right	Used for (purpose)	Description of land on which used
priority water	Irrigation	See Above

(13) **THE APPLICANT(S) STATE(S) THAT THE INFORMATION SET FORTH HEREON IS TRUE TO THE BEST OF HIS KNOWLEDGE.**

Dallas Meadows, Inc by Glen J Bertrand, pres.

SIGNATURE OF APPLICANT(S)

Applicant will obtain a change of water right of Wood Perry Ditch, priority #66 from District water Court

Use additional sheets of paper if more space is required.

RECEIVED
NOV - 8 1978
WATER RESOURCES
STATE ENGINEER
COLO.

TEST HOLE NOTICE

DATE 11-6-1978

NAME DALLAS MEADOWS INC. by Glen Bertrand, Pres.

ADDRESS PO Box 346 Ouray, Colorado 81427

ZIP CODE 81427

COUNTY OURAY

LOCATION SW SE Sec 4, T45N, R8W, NMPM

USE - PURPOSE Domestic

DRILLER McLeur LICENSE NO. _____

DIVISION 4

BY Glen J Bertrand, Pres.

RICHARD D. LAMM
Governor

C.J. KUIPER
State Engineer

DIVISION OF WATER RESOURCES

Department of Natural Resources
1313 Sherman Street - Room 818
Denver, Colorado 80203
Administration (303) 839-3581
Ground Water (303) 839-3587

January 25, 1979

Dallas Meadows, Inc.
Box 346
Ouray, CO 81427

FILE NO: AD-8009

Dear Sir:

The subject application for a permit to construct a well has been denied and enclosed is the Order of the State Engineer as well as a copy of the denied application.

This denial becomes final and conclusive within thirty (30) days of your receipt of this notice. If you would like to present additional hydrologic and geologic data to support the application, please advise this office, in writing, within that time. The data should show that unappropriated water is available for withdrawal by the proposed well and that other water rights will not be injured.

In making inquiries regarding this denial, please contact Ron P. Schiff of this office and refer to the file number shown above.

Very truly yours,

Bruce E. DeBrine

Bruce E. DeBrine
Deputy State Engineer
Ground Water Section

BED:RPS:KSM
Enclosure

BEFORE THE STATE ENGINEER
DIVISION OF WATER RESOURCES
STATE OF COLORADO

FILE NO: AD - 8009

IN THE MATTER OF AN APPLICATION OF DALLAS MEADOWS, INC. FOR A PERMIT TO CONSTRUCT A WELL IN A TRIBUTARY AQUIFER IN WATER DIVISION NO. 4, OURAY COUNTY, COLORADO.	)	REPORT, FINDINGS, AND ORDER OF THE STATE ENGINEER

REPORT

On November 8, 1978, Dallas Meadows, Inc, Box 340, Ouray, CO 81427, filed an application for a permit to construct a well in the Southwest 1/4 of the Southeast 1/4 of Section 4, Township 45 North, Range 8 West, of the New Mexico Principal Meridian, for the purpose of diverting ground water at a rate of 11 gallons per minute from a tributary aquifer for municipal purposes with an estimated average annual appropriation of one acre-foot.

FINDINGS

Having reviewed hydrological and geological data for the general area involved, the State Engineer finds that:

1. The proposed well, located in the Southwest 1/4 of the Southeast 1/4 of Section 4, Township 45 North, Range 8 West of the New Mexico, Principal Meridian, will be outside the boundaries of a designated ground water basin and the State Engineer, therefore, has jurisdiction.

2. He is unable to determine that the water produced from the proposed well will not influence the rate or direction of movement of the water in the Uncompahgre River.

3. He is unable to determine that unappropriated water is available for withdrawal by the proposed well;

4. He is unable to determine that the vested water rights of those senior appropriators diverting water tributary to the Uncompahgre River would not be materially injured.

ORDER

NOW THEREFORE IT IS ORDERED that the application of Dallas Meadows, Inc. to construct a well in the Southwest 1/4 of the Southeast 1/4 of Section 4, Township 45 North, Range 8 West of the New Mexico Principal Meridian, is hereby denied.

Ordered this 25th day of January 1979.

C. J. Kuiper
State Engineer

BY: Bruce E. DeBrine

RECEIVED
SEP 18 1980
WATER RESOURCES
STATE ENGINEER
COLO.

RICHARD P. TISDEL
ATTORNEY AT LAW

RICHARD P. TISDEL
JAMES H. FISEL JR.

608 MAIN STREET
PO BOX 646
OURAY, COLORADO 81427
(303) 325-4415

September 12, 1980

Division of Water Resources
Department of Natural Resources
1313 Sherman Street, Room 818
Denver, Colorado 80203

Re: File No. AD8009; our file 79-10

Attention: Ralph Stallman

Dear Mr. Stallman:

I enclose, for your convenience, a copy of the denied application in the referenced file number. I also enclose a copy of the ruling of Water Referee for Water Division No. 4, which transferred sufficient water to satisfy the well's sustained production of 21 gallons per minute from the Wood-Perry Ditch to the Dallas Meadows domestic well. I request that the previously denied permit now be approved.

If you have any questions, please don't hesitate to contact me.

Very truly yours,

Richard P. Tisdel

RPT/sr
Enclosures

4-68, Q73J+K

Dallas Meadows — Replace 25074-F, Ouray Co.

5/3/82: Can't locate permit 25074-F — Permit issued 10/8/80 — No Log, No BJS.

6/3/82: STILL CAN'T FIND 25074-F.

Permit 25074-F was issued per decree in case no. 79-CW-19. Well permit was originally denied on 1/22/78, file no. AD 8009. Was Rule from AD file a copy of the front side of permit. C/A's include (1) approved per 79CW19 & (2) flow meter.

79CW19

1. decree entered 7/31/79
2. Approved change in pt of diversion for Wood-Perry Ditch to Dallas Meadows domestic well — in the amount of 42 gpm to remain in Dallas Ck for the production of 21 gpm from Dallas Meadows Dom. well.

PRESENT APPLICATION (filed 6/11/81)

1. relocate existing well 600' to west.
2. Proposed T.D. 300' — (gravel to Dakota) w/ perf. from 260 – 280'
3. Proposed well in watershed of Dallas Ck, a tributary to Uncompahgre.
4. Uncompahgre critical (3/1/82); not critical? (3/31/81) Critical (8/2/79); Critical — Determine list

Dallas Meadows (cont'd)

5. Moore AD8652: app. 3/21/80 Denied 5/14/82
Piramonti AD9309: app. 4/6/81 " 1/6/82
Kd Trib unconsp.

6. 12 gpm, 1 AF domestic purposes w/in subdiv. of 42 lots.

7. 6/17/82 found permit 25074-F

RICHARD D. LAMM
Governor

JERIS A. DANIELSON
State Engineer

OFFICE OF THE STATE ENGINEER
DIVISION OF WATER RESOURCES

1313 Sherman Street-Room 818
Denver, Colorado 80203
(303) 866-3581

November 15, 1983

CERTIFIED MAIL NO. 1709932

Dallas Meadows, Inc.
Box 346
Ouray, CO 81427

RE: Well Permit No. 25074-F located in the SW 1/4 of the SE 1/4, Section 4, Township 45 North, Range 8 West, New Mexico Principal Meridian

Gentlemen:

The subject permit to construct a well was issued by this office on June 21, 1982. A review of our records indicates that a Statement of Beneficial Use has not been submitted showing that water from the well was put to beneficial use prior to June 21, 1983, and no extension to the expiration date was requested.

Pursuant to CRS 1973, 37-90-137(3)(a), you are hereby notified that the Permit No. 25074-F expired on June 21, 1983.

Pursuant to CRS 1973, 37-90-137(3)(c), you are hereby given the opportunity to submit proof that the water was put to beneficial use prior to June 21, 1983, but due to excusable neglect, inadvertence, or mistake, you failed to submit the evidence on time. The proof must be received by the State Engineer within twenty (20) days of receipt of the notice by the applicant and must be accompanied by a $30 filing fee. If the proof can be given favorable consideration by the State Engineer, then within thirty (30) days, a synopsis of the proof shall be published specifying that objections shall be filed in thirty (30) days. After the expiration of the time for filing objections, if no such objections have been filed, the State Engineer shall if he finds the proof to be satisfactory, find that the permit should remain in force and effect. If objections have been filed, the State Engineer shall set a date for a hearing on the proof and the objections thereto and shall notify the applicant and the objectors of the time and place. The State Engineer shall consider all evidence presented at the hearing in determining whether the permit should remain in force and effect.

2504-F P20 1709932

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL
(See Reverse)

MM

SENT TO
Dallas Meadows, Inc.
STREET AND NO.
Box 346
P.O., STATE AND ZIP CODE
Ouray, CO 81427

POSTAGE		$
CONSULT POSTMASTER FOR FEES	CERTIFIED FEE	¢
OPTIONAL SERVICES	SPECIAL DELIVERY	¢
OPTIONAL SERVICES	RESTRICTED DELIVERY	¢
OPTIONAL SERVICES / RETURN RECEIPT $ERVICE	SHOW TO WHOM AND DATE DELIVERED XX	¢
OPTIONAL SERVICES / RETURN RECEIPT $ERVICE	SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY	¢
OPTIONAL SERVICES / RETURN RECEIPT $ERVICE	SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY	¢
OPTIONAL SERVICES / RETURN RECEIPT $ERVICE	SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY	¢
TOTAL POSTAGE AND FEES		$
POSTMARK OR DATE		

DENVER, CO STA G
NOV 18 1983

PS Form 3800, Apr. 1976

To Dallas Meadows

A Statement of Beneficial Use form is enclosed for your convenience. Submission of the completed form and fee alone is not sufficient to comply with the provisions of the statute. You must also submit proof that the evidence of use was not timely submitted because of excusable neglect, inadvertence, or mistake. The proof should state facts detailing why the evidence of beneficial use was not submitted on time.

A review of our files shows that neither a well completion report nor a pump installation report has been received for the well. This information should have been submitted by the well driller. These reports will be needed prior to this office's acceptance of a Statement of Beneficial Use. Please contact the driller and pump installer to ask them to complete the necessary forms or obtain copies from them to be submitted along with the Statement of Beneficial Use.

A review of our files shows that a condition on the replacement permit was that the old well to be replaced must be plugged and abandoned according to Rules and Regulations for Water Well and Pump Installation Contractors, and an abandonment affidavit sent to this office. We have no record that the well was plugged and abandoned. The well must be plugged and an abandonment affidavit properly completed and submitted to this office prior to our acceptance of a Statement of Beneficial Use.

If you have any questions regarding this matter, please contact Mr. Mel Malley of this office.

Sincerely,

Robert A. Longenbaugh

Robert A. Longenbaugh
Assistant State Engineer
Ground Water Section

RAL/MM/mah
Enclosure: Statement of Beneficial Use Form

cc: Division 4

RICHARD D. LAMM
Governor

JERIS A. DANIELSON
State Engineer

OFFICE OF THE STATE ENGINEER
DIVISION OF WATER RESOURCES

1313 Sherman Street-Room 818
Denver, Colorado 80203
(303) 866-3581

April 26, 1982

Dallas Meadows
c/o Del-Mont Consultants, Inc.
542 Main
Montrose, CO 81401

RE: Test Well--Section 4, Township 45 North, Range 8 West, Ouray County

Gentlemen:

Your intent to drill a test well is acknowledged. Pump testing of the well shall not exceed seven days. The test well must be plugged and abandoned within 60 days unless written approval of a longer period or a permit to construct a well has been obtained from this office.

Please notify this office when the hole was plugged and the intervals and type of materials used on the enclosed affidavit form. Copies of all logs and test data must be submitted to this office.

Very truly yours,

R. A. Stallman

Ralph A. Stallman
Water Resources Engineer
Ground Water Section

RAS/ew
Enclosures

cc: Division 4
Water Commissioner, District 68

TEST HOLE NOTICE

RECEIVED
APR 2 2 1982
WATER RESOURCES
STATE ENGINEER
COLO.

DATE 30 APRIL 1982

NAME DALLAS MEADOWS SUB DIVISION
C/O DEL-MONT CONSULTANTS INC,

ADDRESS 542 MAIN MONTROSE, COLO.

ZIP CODE 81401

COUNTY OURAY

LOCATION SW¼ NE¼ OF SEC 4 T45N R8W NMPM WELL TEST SITE @ 1405' SO OF N SEC LINE SEC 4
2670' W OF E SEC LINE

USE - PURPOSE EXPLORATION FOR WATER WELL SITE TO REPLACE EXISTING WELL

DRILLER JEROME WALER LICENSE NO. 1045

DIVISION

BY Jerome M. Waler

FILED
IN THE DISTRICT COURT
WATER DISTRICT #4

JUL 3 1979

Kay Phillips, WATER CLERK

DEPUTY

IN THE DISTRICT COURT IN AND FOR

WATER DIVISION NO. 4

STATE OF COLORADO

Case No. 79CW19

IN THE MATTER OF THE APPLICATION FOR)
WATER RIGHTS OF DALLAS MEADOWS, INC.,)
a Colorado Corporation, IN THE)
UNCOMPAHGRE RIVER OR ITS TRIBUTARIES;)
IN THE DALLAS CREEK, IN OURAY COUNTY.)

RULING OF WATER REFEREE

The applicant, Dallas Meadows, Inc., a Colorado Corporation, P.O. Box 346, Ouray, Colorado 81427, requests a change of water right on the Wood-Perry Ditch, Priority No. 66. Filed:January 30, 1979

Opposition filed by Colorado River Water Conservation District, c/o Scott Balcomb, P. O. Drawer 790, Glenwood Springs, Colorado 81601. Filed: March 26, 1979. WITHDRAWN: July 24, 1979.

FINDING OF FACT

The Wood-Perry Ditch is entitled,in old Water District No. 68, to 4.125 c.f.s. of water for irrigation purposes, 3.49 c.f.s. of which is claimed by the applicant.

Said ditch has as a source of supply, Dallas Creek, a tributary to the Uncompahgre River, in Ouray County and old Water District No. 68.

The diversion is described as being located on the South bank of said Dallas Creek at a point whence the SE corner of Section 5, Township 45 North, Range 8 West, N.M.P.M. bears South 35° East 1100 feet distant.

The applicant has constructed a well known as the Dallas Meadows Domestic Well with a sustained yeild of 21 G.P.M., the well being located approximately 140 feet from the South Section line and approximately 1620 feet from the East Section line of Section 4, Township 45 North, Range 8 West, N.M.P.M. Said well is to be used in a subdivision for domestic purposes and it is the intent of this application to protect said well in the event of priority call by transferring 21 G.P.M. from the above described Wood-Perry Ditch to the well head.

In order to do this, it is understood by the applicant that because of increased consumptive use, it is necessary to transfer double the amount desired for the protection of other priorites and to eliminate adverse affect to the stream. Therefore, 42 G.P.M. will be left in the Dallas Creek stream for the use of 21G.P.M. from the well.

R U L I N G

IT IS THE RULING OF THE REFEREE that adverse affect has been provided for and that the Wood-Perry Ditch is APPROVED AND GRANTED a change in point of diversion and use to the Dallas Meadows Domestic Well in the amount of 42 G.P.M., which shall remain in Dallas Creek and allow the production of 21 G.P.M. from the Dallas Meadows Domestic Well,with a priority date of May 10, 1882

DATED 9-31-79

E. L. WILSON

Water Referee
Division No. 4

LAW OFFICE OF
RICHARD P. TISDEL

RICHARD P. TISDEL
MICHAEL M. DUTCHER

602 MAIN STREET
P. O. BOX 646
OURAY, COLORADO 81427
(303) 325-4415

RECEIVED
DEC 12 1983
WATER RESOURCES
STATE ENGINEER

December 8, 1983

Mr. Robert A. Longenbaugh
Division of Water Resources
1313 Sherman Street, Room 818
Denver, CO 80203

RE: Water Permit #25074-F
Our File #79-10

Dear Mr. Longenbaugh:

I enclose the well completion report for the referenced permit. I have not yet been able to ascertain who installed and tested the pump. I believe that it was S & R Plumbing in Montrose but have not been able to confirm that fact.

Very truly yours,

Richard P. Tisdel

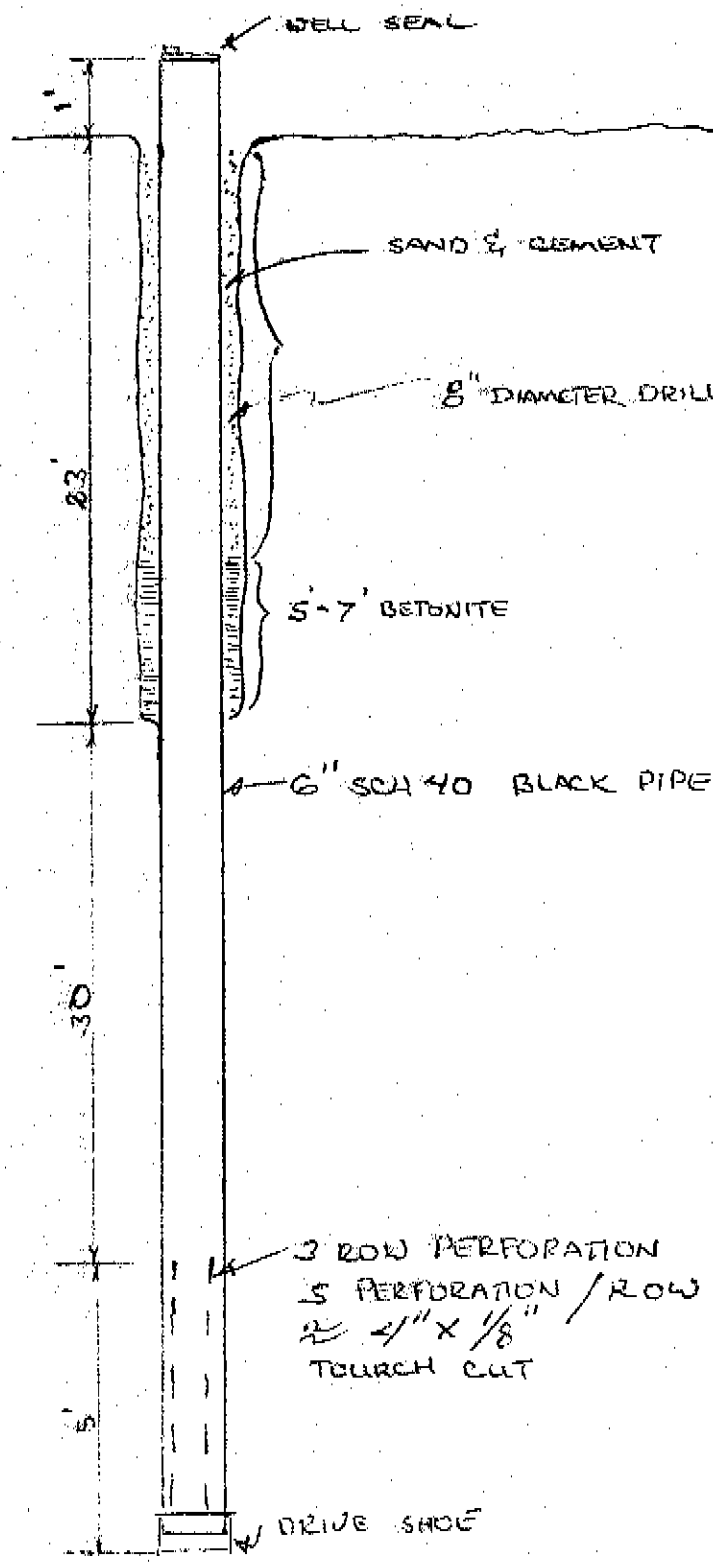
RPT:ll

enclosure

1 MAY 82

DALLAS MEADOWS WELL LOG,
SW¼ NE¼ SEC 4 T4SN R8W NMPM DURAT CO.
WELL 1405 FT S OF N SEC LINE 4, 2670 FT W
OF E SEC LINE 4

RECEIVED
DEC 12 1983
WATER RESOURCES
STATE ENGINEER



0-23'
GRAVEL BOULDERS
SILTY SAND

23-28
SAND COBBLES SILT

28-33
BOULDERS

33-40
CLAYEY SAND COBBLES

40-43
BOULDERS

43-59
CLAYEY SAND W/ SOME GRAVEL
SAND & CLAY SUSPENDED
IN DRILL WATER

FIRST WATER AT 48'

RECEIVED
DEC 12 1983
WATER RESOURCES
STATE ENGINEER

TEST HOLE NOTICE

DATE

NAME

ADDRESS

ZIP CODE

COUNTY

LOCATION

USE - PURPOSE

DRILLER LICENSE NO.

DIVISION

BY

VALLEY DRILLING
229-5436

TISDEL, HOCKERSMITH & BENNETT
Lawyers

9 North Cascade Avenue
Montrose, Colorado 81401
(303) 249-6827

Richard P. Tisdel
Michael D. Hockersmith
G. Milton Bennett

602 Main Street
Post Office Box 646
Ouray, Colorado 81427
(303) 325-4415

RECEIVED
MAY 29 1984
WATER RESOURCES
STATE ENGINEER
COLO.

May 24, 1984

Division of Water Resources
1313 Sherman Street, Room 818
Denver, Colorado 80203

Re: Water Permit No. 25074-F
Our File No. 79-10

Gentlemen:

I enclose copies of letters which I forwarded to you on December 6, 1983, and December 8, 1983, concerning the referenced well permit. I need some decision from you concerning this matter. As I informed you in my December 6 letter, we have filed an Amended Petition with the Water Court for the decree for this well. Publication has been completed for the requisite period of time and we are awaiting a decree. I respectfully request that your advice or action on the well permit be expedited.

Thank you for your attention.

Very truly yours,

Richard P. Tisdel

RPT/ddc

Enclosures

cc: Mr. Jim Irvine
Mr. Glen Bertrand

RECEIVED
MAY 29 1984
WATER RESOURCES
STATE - ENGINEER
COLO.

December 6, 1983

Office of the State Engineer
Division of Water Resources
1313 Sherman Street
Room 818
Denver, CO 80203

ATTENTION: Robert A. Longenbaugh

RE: Well Permit #25074-F
Our File #70-10

Dear Mr. Longenbaugh:

Glen Bertrand, the President of Dallas Meadows, Inc., has forwarded your letter of November 15, 1983, to me for reply. I have not been able to completely decipher what has happened with this well but, basically, I believe it is as follows:

The original well, located in the SW1/4SE1/4 of Section 4, Township 45 North, Range 3 West, N.M.P.M., which was approved for the Dallas Meadows Planned Unit Development, became unusable. Mr. Bertrand hired Wayne's Drilling Service of Olathe to drill a replacement well. It was for this replacement well (also to be in the SW1/4SE1/4 of Section 4) that the permit #25074-F was issued. Wayne's Drilling was unsuccessful. Bertrand had, meanwhile, become ill, and had to leave the state. At that point, the Dallas Meadows Community Association took over the task of attempting to obtain a replacement well. That group contacted Valley Drilling, which was operating under the license of Valley Pump Service (License #1045). Valley Drilling, in turn, drilled a new well which is, as you can see, located almost three-quarters of a mile northwest of the original well and of the originally proposed replacement well. As nearly as I can tell, neither Valley Drilling nor the Dallas Meadows Community Association applied for a new permit. Apparently, they felt they were drilling under the authority of the original permit issued at the request of Wayne's Drilling Service.

RECEIVED
MAY 29 1984
WATER RESOURCES
STATE ENGINEER
COLO.

Office of the State Engineer
Division of Water Resources
1313 Sherman St., Room 818
Denver, Colorado 80203

I really don't understand why the drillers' report, pump installation report and Statement of Beneficial Use were not submitted but it appears that they were not. I think that there were simply too many people involved and they all assumed somebody else was taking care of the necessary reports. Meanwhile, I was asked by Mr. Bertrand to apply for a change of the water right appurtenant to the original well. I was given a copy of Permit #25074-F and assumed that the replacement well was in the location identified on that permit. I made application for the change of water right on the basis of that location but, because of the variance of location, the application has not been granted. I now anticipate that I will need to amend the application. I am not really entirely sure what to do about the well permit. It appears that the subdivision is using a replacement well for its domestic user, which is located approximately three-quarters of a mile away the well permitted by Permit #25074-F. I would appreciate your advice on the proper course of action. Should a new application for a replacement well permit be sought or can the original application be amended? I have already undertaken, as I said, to amend the application for change of water right.

I enclose the affidavit concerning failure to submit the Statement of Beneficial Use and the Statement of Beneficial Use itself. I have been in contact with Valley Drilling and have been assured that the well drillers' report will be prepared and sent to me to be sent on to you. I do not know, at this time, whether the original well has been formally abandoned and plugged. I do know that it is not in use and that the pump has been removed. When I have the information concerning the well abandonment, I will also forward this.

Please do not hesitate to call me, collect, if I need to submit any further information at this time. Thank you for your assistance.

Very truly yours,

Richard P. Tisdel

RPT:ll

cc: Glen Bertrand
Jim Irvine

enclosures

December 9, 1993

Mr. Robert A. Longenbaugh
Division of Water Resources
1313 Sherman Street, Room 818
Denver, CO 80203

RE: Water Permit #25074-F
Our File #79-10

Dear Mr. Longenbaugh:

I enclose the well completion report for the referenced permit. I have not yet been able to ascertain who installed and tested the pump. I believe that it was S & P Plumbing in Montrose but have not been able to confirm that fact.

Very truly yours,

Richard P. Tisdel

RPT:11

enclosure

Mel:
Was this received as a result of 137(3)(c) letter? See me on how to proceed,
Bob.
ans: Question page 2 correct affiant

LAW OFFICE OF
RICHARD P. TISDEL

RICHARD P. TISDEL
MICHAEL M. DUTCHER

December 6, 1983

Office of the State Engineer
Division of Water Resources
1313 Sherman Street
Room 818
Denver, CO 80203

ATTENTION: Robert A. Longenbaugh

RE: Well Permit #25074-F
Our File #79-10

Dear Mr. Longenbaugh:

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Office of the State Engineer
Division of Water Resources
1313 Sherman St., Room 818
Denver, Colorado 80203

I really don't understand why the drillers' report, pump installation report and Statement of Beneficial Use were not submitted but it appears that they were not. I think that there were simply too many people involved and they all assumed somebody else was taking care of the necessary reports. Meanwhile, I was asked by Mr. Bertrand to apply for a change of the water right appurtenant to the original well. I was given a copy of Permit #25074-F and assumed that the replacement well was in the location identified on that permit. I made application for the change of water right on the basis of that location but, because of the variance of location, the application has not been granted. I now anticipate that I will need to amend the application. I am not really entirely sure what to do about the well permit. It appears that the subdivision is using a replacement well for its domestic water, which is located approximately three-quarters of a mile from the well permitted by Permit #25074-F. I would appreciate your advice on the proper course of action. Should a new application for a replacement well permit be sought or can the original application be amended? I have already undertaken, as I said, to amend the application for change of water right.

I enclose the affidavit concerning failure to submit the Statement of Beneficial Use and the Statement of Beneficial Use itself. I have been in contact with Valley Drilling and have been assured that the well drillers' report will be prepared and sent to me to be sent on to you. I do not know, at this time, whether the original well has been formally abandoned and plugged. I do know that it is not in use and that the pump has been removed. When I have the information concerning the well abandonment, I will also forward this.

Please do not hesitate to call me, collect, if I need to submit any further information at this time. Thank you for your assistance.

Very truly yours,

Richard P. Tisdel

RPT:ll

cc: Glen Bertrand
Jim Irvine

enclosures

RECEIVED
DEC - 8 1983
WATER RESOURCES
STATE ENGINEER
DIV.

A F F I D A V I T

On June 21, 1982, the Colorado State Engineer issued permit No. 25074-F. The water from the well was to be used for subdivision (commercial/domestic) purposes.

I ~~(xxx)~~ failed to submit evidence of beneficial use showing the ground water from the well was put to beneficial use prior to the expiration date of the well permit due to the following: The owner, Dallas Meadows, Inc., applied for the original permit and hired Wayne's Drilling Service, Olathe, Colorado, to drill. The original replacement well, for which the permit was issued, was not successful. The Dallas Meadows Community Association then hired Valley Drilling Service, Montrose, to drill a replacement well. Valley drilled in a different location and was successful. Apparently both the owner and the Community Association thought (1) Valley was submitting the drilling report and pump installation report, and (2) that the other had submitted a statement of beneficial use. The undersigned has been asked to complete all necessary reports, which are enclosed, or in progress.

Further, the affiant~~(s)~~ depose(s) and say(s) that he ~~(she)~~ ~~(they)~~ has ~~(have)~~ read the statements made herein; knows the contents hereof; and that the same are true of his ~~(her)~~ ~~(their)~~ own knowledge.

RICHARD P. TISDEL, Attorney for Owner
P.O. Box 646, Ouray, CO 81427

Subscribed and sworn to before me this 6th day of December, 1983.

My Commission expires: 10-7-85.

Krista L. Ficco
Notary Public
602 Main - Ouray, CO 81427

Effective Date:

RE: C.R.S. 1973, 37-90-137(3)(c)

Steve Mansker
#25074-F

Dallas Meadows
location problem
4, 45N, 8W
2800 FEL, 1300 FNL

15 May 86 RJH

drilled 3 wells before they found one
they could use. RJH.

Kremmling Ent. DBA
Elktrout Lodge

RECEIVED
MAY 16 1986
WATER RESOURCES
STATE ENGINEER
COLO.

ARTICLE 2.00 - THE PROPERTY

2.01 The property which is the subject of this Agreement is located in Grand County, Colorado, and is described as follows:

(A) A part of the N1/2S1/2 and the SW1/4NE1/4 of Section 15, Township 1 North, Range 80 West of the 6th P.M., described as follows: Beginning at the center of said Section 15; thence Westerly along the North boundary of the N1/2S1/2 of said Section 15, 1225 feet more or less to the Southeasterly boundary of the Denver and Rio Grande Western Railroad right-of-way; thence Southwesterly along said Railroad Southeasterly boundary 1610 feet more or less to the West line of said Section 15; thence Southerly along said West line 956 feet more or less to the Southwest corner of the NW1/4SW1/4 of said Section 15; thence Easterly along the South boundary of the N1/2S1/2 of said Section 15, 4745 feet more or less to a point 50 feet East of the Northeasterly bank of the Colorado River as presently located (said point being in the NE1/4SE1/4 of said Section 15); thence on a straight line in a Northwesterly direction 2910 feet more or less to a point where the West line of the SW1/4NE1/4 of said Section 15 intersects the Southeasterly boundary of the Denver and Rio Grande Western Railroad right-of-way; thence Southerly along the West line of the SW1/4NE1/4 of said Section 15, 730 feet more or less to the center of said Section 15, the point of beginning.

log from Jerome Waler (SW NE 1405N 2670E)

disagree

BUS (SE NW 3580S 2706E)

disagree

3580

4800

3580

Dallas Meadows 2074F

correct 2800' FEL.

1300' FNL

S 4, 45N, 8W

Steve Mansher.

how do we get correct location into file? JOH 7 May 86

4-24-86

Roger [illegible]