**DISTRICT COURT, WATER DIVISION 6, COLORADO**

**TO ALL PERSONS INTERESTED IN WATER APPLICATIONS**

**IN WATER DIVISION 6**

Pursuant to C.R.S. 37-92-302, you are hereby notified that the following pages comprise a resume of Applications and Amended Applications filed in the office of Water Division 6, during the month of **AUGUST 2017.**

**2017CW10**, in unnamed tributary of Willow Creek, tributary of Little Snake River, tributary of Yampa River, MOFFAT COUNTY, APPLICATION FOR SURFACE AND STORAGE RIGHTS (CONDITIONAL AND ABSOLUTE). 1. Name, mailing address,

email address, telephone number of applicant: Russell E. Cartwright and Lori L. Cartwright, 18

Valley View Place, Parachute, CO 81635, Tel.: 970-573-8383 or 970-309-4962 [hereinafter "Cartwrights "]. 2. Names of Structures: A. Surface Structures: Dane's Spring and Tara's Spring. B. Storage Structure: Cartwright Pond. 3. Legal Descriptions (PLSS and Zone 13 UTM Coordinates (not averaged)): All structures are located in Township 10 North, Range 90

West, of the 6th Prime Meridian, in Moffat County, Colorado and are depicted on the filed map

(see Ex. 1, Locations of Springs and Pond. The following UTM coordinates (Zone 13, NAD83) were determined with the use of a hand-held Garmin (GPS) device used during a field review with Water Commissioner Sarah Myer , and PLSS legal descriptions were provided by the Colorado Division of Water Resources: Dane ' s Spring - NW4 NW4 Section 1, 1,046 ft. from north section line, 1,031 ft. from west section line, 293937 mE, 4525624 mN; Tara's Spring­ NW 4 NW4 Section 1, 1,019 ft. free north section line, 968 ft. from west section line, 29318 mE, 4525633 mN ; Cartwright Pond - NW4 NW4 Section 1, 892ft. from north section line, 934ft. from west section line, 293908 mE , 4525672 mN. 4. Source of Water: A. Surface Structures: Dane's Spring and Tara's Spring - springs in an unnamed tributary to Willow Creek, tributary to Little Snake River, tributary to Yampa River. B. Storage Structures: Cartwright Pond­ unnamed tributary to Willow Creek, tributary to Little Snake, tributary to Yampa River. 5. If Reservoirs are filled from a Ditch, Name, Capacity and Legal Description of Point of Diversion: In addition to surface flow, Cartwright Pond will be filled with water from Dane's Spring and Tara's Spring through pipelines. The estimated rate of flow for each spring is 0.15 cfs. 6. Appropriation and Beneficial Use: A. Dates and Methodologies of Appropriation: All structures: May 29, 2015 by purchase of property and use of spring-fed pond for wildlife watering and recreation and aesthetics . B. Date Water Applied to Beneficial Use: Cartwright Pond: May 29, 2017 by using existing spring-fed pond for wildlife watering and recreation and aesthetics. 7. Amounts Claimed and Proposed Uses: A. Absolute and Conditional Amounts and Uses: Dane ' s Spring - 0.15 cfs conditional for domestic water (will be stored in cistern) , irrigation not to exceed 4 acres (located in NW NW Section 1), provide continuous freshening flow to Cartwright Pond , provide water to Cartwright Pond for end uses described in this application; Cartwright Pond - 0.3 acre, 3ft. (excavated depth), 75ft., 0.5 AF (all dead storage). 8. Name and address of owner 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: Cartwrights own the land where the springs and pond are located and upon which the water rights will be used. 9. Remarks or Other Pertinent Information: For purposes of establishing future findings of reasonable diligence for the conditional rights of requested herein , Cartwrights claim the structures are integrated. See C.R.S. §37-92-301(4)(b)).

You are hereby notified that you will have until the last day of **OCTOBER 2017** to file with the Water Court 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 Statement of Opposition must be served on the Applicant or the Applicant’s Attorney, with an affidavit or certificate of such service being filed with the Water Court, as prescribed by Rule 5, C.R.C.P. The filing fee for the Statement of Opposition is $158.00, and should be sent to the Clerk of the Water Court, Division 6, 1955 Shield Dr. Unit 200, Steamboat Springs, CO 80487.

MARY ANN NINGER

CLERK OF COURT

ROUTT COUNTY COMBINED COURT

WATER DIVISION 6

/s/ Julie A. Edwards

Deputy Court Clerk