STATE OF COLORADO

Colorado Water Conservation Board Department of Natural Resources

Department of N 1580 Logan Street, Suite 600 Denver, Colorado 80203 Phone: (303) 866-3441 Fax: (303) 894-2578 www.cwcb.state.co.us

November 13, 2013

Ute Mountain Ute Tribe Attn: C. Hawkins Ute Mountain Ute Tribe Justice Department P.O. Box 128 Towaoc, CO 81334



John W. Hickenlooper Governor

Mike King DNR Executive Director

James Eklund CWCB Director

RE: Notice to Proceed – WSRA Grant – Ute Mountain Ute Tribe Water Conservation & Management Plan in the Southwest River Basin

Dear Celene,

This letter is to inform you that the purchase order to assist in the WSRA Grant project – Ute Mountain Ute Tribe Water Conservation & Management Plan in the Southwest River Basin was signed on November 8, 2013. The original purchase order will be mailed to you.

With the executed purchase order, you are now able to proceed with the project and invoice the State of Colorado for cost incurred through January 31, 2016. Please reference P.O. number OEPDA14IBC000019 and project name on all correspondence sent to CWCB.

In order for the State to mail your payments directly to the address indicated on the original WSRA application of *Ute Mountain Ute Tribe Justice Department*, *P.O. Box 128, Towaoc, CO 81334*, a letter requesting that this particular address be added to the State's records must be received by the CWCB.

Upon receipt of your invoice(s), the State of Colorado will provide payment no later than 45 days. I wish you much success in your project.

If you have any questions or concerns regarding the project, please contact Kevin Reidy, Project Manager at (303) 866-3441 ext 3252.

Sincerely,

//s//

Dori Vigil, Program Assistant II Colorado Water Conservation Board Water Supply Planning Section 1580 Logan Street, Suite 200 Denver CO 80203 (303) 866-3441 x3250 dori.vigil@state.co.us

> Interstate Compact Compliance • Watershed Protection • Flood Planning & Mitigation • Stream & Lake Protection Water Project Loans & Grants • Water Modeling • Conservation & Drought Planning • Water Supply Planning

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THIS PO IS ISSUED IN ACCORDANCE WITH STATE AND FEDERAL REGULATIONS This PO is effective on the date signed by the authorized individual.

FOR THE STATE OF COLORADO < 20 sel

11/8/13 Date

Exhibit A Statement of Work

WATER ACTIVITY NAME -	- Ute Mountain Ute Tribe Water Conservation and Management Plan
GRANT RECIPIENT -	Ute Mountain Ute Tribe
FUNDING SOURCE -	Multiple. From CWCB funding sources, the UMUT is requesting \$30,000 from the Southwest Basin Roundtable fund and \$40,000 from the Statewide Water Supply Reserve Account.

INTRODUCTION AND BACKGROUND

In Colorado, the UMUT holds a significant portfolio of water rights obtained through settlement of federal reserved water rights claims and off-Reservation land purchases. This portfolio includes allocations from both the Dolores and Animas-La Plata projects and direct diversion and storage rights in several river basins. In recent years, the UMUT has faced increasing pressure to make decisions regarding its long-term plans for Tribal development of water resources. The UMUT has also experienced recent cycles of drought on its semi-arid Reservation lands and its off-Reservation ranch lands, and has many demands on Tribal resources to construct water infrastructure off and on the Reservation and to pay operations and maintenance charges on infrastructure. The UMUT understands that successful implementation of its water rights settlement (including the use of settlement funds dedicated to work in partnership with the non-Indian community) and continued use of state-appropriated water resources may depend on short-term and long-term planning efforts and on the Tribe undertaking prudent and efficient water management efforts to best use its scarce water resources. Accordingly, the Tribe now proposes to utilize federal, Tribal, and CWCB resources to undertake a comprehensive water conservation and management plan for the Ute Mountain Ute Tribal water resources.

OBJECTIVES

The objectives of the water conservation and management plan are:

- Develop and prioritize water management goals
- Support basic services to Tribal members
- Partner with non-tribal entities to reduce costs, meet multiple objectives and increase water efficiencies and yields
- Short-term and long-term planning including investment partnerships
- Create Water Conservation and Management Plan

TASKS

TASK 1 – Project Kickoff

Description of Task

Hold a meeting of the core project team to review tasks, deliverables and delegate key responsibilities

Method/Procedure

- Meet with Tribal staff, representatives and consultant to establish project work group
- Review the project area and scope of resources to be included in the Plan
- Review delegation of tasks per project scope, discuss opportunities for collaboration, and identify any additional resources for information

Deliverable

Documentation: Document recorded project work group members, general delegation of project responsibilities, contact information and additional resources that may be tapped for specific needs.

Funding Source for Task 1: U.S. Bureau of Reclamation (100%)

TASK 2 – Inventory of Water Resources

Description of Task

Create an inventory of Tribal water resources that will establish the scope of resources to be addressed in the plan and will create databases that will facilitate later work for the plan.

Method/Procedure

- Consolidate existing studies, databases and information on municipal, agricultural, tribal ranches and Settlement Rights water resources.
- Integrate the existing information in a single Excel database
- Identify gaps and input additional information, if necessary
- Create a geospatial database of water rights to be used for planning and future water management

Deliverables

Reference File: electronic repository for all existing studies that are pertinent to Water Resources Conservation and Management

Database of Resources: Excel spreadsheet integrating all Tribal water resources being considered in the Plan

Geodatabase of Resources: GIS Geodatabase with Tribal water resources being considered in the Plan **Narrative Description:** Brief narrative description of the Tribal Water Resources

Funding Source for Task 2: U.S. Bureau of Reclamation (100%)

TASK 3 – Create Water Budgets

Description of Task

Update municipal data by conducted a leak detection study. Using readily available data, create a water budget for major resources categories (i.e. Municipal, Agricultural) based on current demands, projected demands, and supplies identified in Task 1.

Method/Procedure

- Conduct municipal pipeline leak detection study
- Update Municipal Study with new data and incorporate into Plan
- Using existing data, create Farm Ranch Enterprise (FRE) spreadsheet showing calculated demands, historical use, and projected demands
- Update Tribal Ranch water supply and demand data and projected demands based on current information
- Create spreadsheet of current and projected uses of Settlement Rights water rights (based on existing management system of water rights) and identify areas of physical/legal water shortages and surpluses.

Deliverables

Water Budgets Analysis: Excel spreadsheets for Municipal, FRE, Tribal Ranch and Settlement Rights water supplies, demands and projected growth based on existing information

Water Budget Narrative: Narrative summary of the status of water resources for each resource category that identifies surplus, shortfalls and potential issues in projected needs.

Funding Source for Leak Study and Municipal Update: CWCB Statewide Water Reserve Account (100%)

Funding Source for remaining Task 3 items: U.S. Bureau of Reclamation (100%)

TASK 4 – Legal, Institutional and Environmental Considerations

Description of Task

Prepare a narrative description of legal, institutional and environmental considerations in the San Juan River basin that may affect water resource management. This will be based on existing work and Tribal expertise, existing projects and studies, and experience in the San Juan River Basin. These considerations will be incorporated into subsequent tasks.

Method/Procedure

- Summarize legal considerations for water resources including the Colorado water law framework, the Settlement Act and existing contracts.
- Summarize institutional considerations for water resources including contracts with Reclamation, existing partnerships and Tribal Trust Asset issues.
- Summarize environmental considerations for water resources potentially including Threatened and Endangered Species and Species of Concern in the region, streamflow shortages, San Juan Recovery Implementation Plan, and Tribal environmental principles

Deliverable

Narrative: A written summary of legal, institutional and environmental considerations that may affect Tribal Water Resources

Funding Sources for Task 4: U.S. Bureau of Reclamation (76%), CWCB Southwest Basin Roundtable (24%)

TASK 5 – Existing Water Management Measures and Programs

Description of Task

Summarize existing water management measures for each water resource category using knowledge of Tribal staff and experience of project team.

Method/Procedure

- Generate a list of existing management measures for each resources category
- Review list of measures with appropriate Tribal staff (i.e. utilities department, water quality program, FRE staff) and stakeholders (i.e. Dolores Water Conservancy District, Southwestern Water Conservation District)
- Refine list of existing management measures and include known issues

Deliverables

Narrative: A written summary of existing water management measures for municipal and agricultural resources. The summary will include basic information on each measure as well as known issues with ongoing implementation of measures

Table of Existing Measures: Table of measures including the following data: Measure Name, Manager(s)/Partners, Funding Source, Issues.

Funding Source for Task 5: CWCB Southwest Basin Roundtable (100%)

TASK 6 – Identify Issues and Goals

Description of Task

Create a list of short-term and long-term goals as well as issues to be addressed for both Tribal and regional water resources. Using this consolidated list, propose water management measures that address issues and assist the Tribe with reaching its water management goals.

Method/Procedure

- Gather input from Tribal members, Tribal staff and Tribal Council on water resource issues as well as short-term and long-term goals
- Discuss issues and goals with regional partners and interested parties
- Consolidate input from various entities into master list of short-term and long-term goals and issues to be addressed
- Propose candidate water management measures to be evaluated based on the identified goals and issues. These measures include investment in regional projects, conservation measures from

Reclamation guidance documents, and innovative measures that may be appropriate for the resources.

Deliverables

Narrative: A written summary of goals and issues based on meetings, discussions and public outreach. **Table:** A table including the following fields: water resource category, stakeholders, short-term goal, long-term goals, issues, candidate management measures.

Funding Source for Task 6: CWCB Southwest Basin Roundtable (100%)

TASK 7 – Evaluation of Candidate Water Management Measures

Description of Task

Following Reclamation methodology, evaluate the candidate measures feasibility and effectiveness in meeting the stated goals. Evaluations will include consideration of opportunities to partner with other regional entities to share infrastructure, develop projects and implement conservation.

Method/Procedure

- For each candidate measures, briefly describe the strengths and weaknesses in regards to estimated costs, legal/institutional/environmental considerations, opportunities to share investments and infrastructure with regional partners, and the projected outcome of the measure.
- Using the summary of each measure, create a prioritizing table of candidate measures

Deliverables

Narrative: A written evaluation of each candidate measure based on relevant criteria and available information.

Table: A table including the following fields: goal, candidate measure, major pros/cons, priority ranking

Funding Source for Task 7: CWCB Southwest Basin Roundtable (100%)

TASK 8 – Adopted Plan Elements

Description of Task

Develop plans for implementing high priority measures identified in Task 7. Establish responsibilities for monitoring the implementation of the management measures.

Method/Procedure

- For high priority measures, develop implementation schedule, estimate costs, and identify funding options including partnerships. This will be done with input from Tribal staff, cost information from Tribal companies and consultant expertise, and review by stakeholders involved in the candidate measure.
- Identify a Water Management Coordinator to oversee implementation of the priority candidate measures. For each measure, suggest criteria to monitor success in meeting Tribal goals.

Deliverables

Narrative: A written summary of how to implement the priority candidate measures as well as how to track the success of the overall water management plan.

Delegated Roles: Identify a water management coordinator tasked with coordinating implementation of the water management plan

Table: A table including the following fields: Candidate Measure, Tasks, Cost, Funding Source, Partnership Opportunities, Implementation Schedule.

Funding Sources for Task 8: CWCB Southwest Basin Roundtable (77%), Ute Mountain Ute Tribe through BIA Funding (23%)

TASK 9 – Environmental Review

Description of Task

Summarize the potential environmental effects of implementing the Water Conservation and Management Plan. Conduct a brief review of the candidate measures and goals to identify environmental considerations that will need to be addressed in implementation.

Method/Procedure

- Using information from preceding tasks, identify environmental compliance issues for candidate measures.
- Review individual measures to generate an overall estimate of environmental outcomes from implementation of the Plan

Deliverable

Narrative: A written summary of projected environmental outcomes from creating the Water Conservation and Management Plan, including overview of compliance issues identified for candidate measures.

Funding Source for Task 9: Ute Mountain Ute Tribe through BIA Funding (100%)

TASK 10 – Prepare Report

Description of Task

Create the final document of the Water Resource Conservation and Management Plan.

Method/Procedure

- Consolidate all of the deliverables from previous tasks into a single document following Reclamation format
- Prepare additional portions of the report including introduction, summary, figures, documentation, etc.
- Provide a draft report for review and edits by Tribal Council and project team
- Create final report

Deliverable

Final Report: Hard copies and electronic copies of the Ute Mountain Ute Tribal Water Resources Conservation and Management Plan.

Funding Source for Task 10: Ute Mountain Ute Tribe through BIA Funding (100%)

REPORTING AND FINAL DELIVERABLE

Reporting: The applicant shall provide the CWCB a progress report every 6 months, beginning from the date of the executed contract. The progress report shall describe the completion or partial completion of the tasks identified in the statement of work including a description of any major issues that have occurred and any corrective action taken to address these issues.

Final Deliverable: At completion of the project, the applicant shall provide the CWCB a final report that summarizes the project and documents how the project was completed. This report may contain photographs, summaries of meetings and engineering reports/designs.

BUDGET

Provide a detailed budget by task including number of hours and rates for labor and unit costs for other direct costs (i.e. mileage, \$/unit of material for construction, etc.). A detailed and perfectly balanced budget that shows all costs is required for the State's contracting and purchase order processes. Sample budget tables are provided below. Please note that these budget tables are examples and will need to be adapted to fit each individual application. Tasks should correspond to the tasks described above.

Please see the comprehensive budget inserted below ("Proposed Budget"). The Proposed Budget provides the CWCB with the entire budget for the proposed Water Conservation and Management Planning Effort (which the UMUT anticipates funding with the resources identified in the "Proposed Funding Sources" Table). The Proposed Budget also provides detailed information about the calculation of both Tribal inkind contributions and consultant costs for the entire project.

Proposed Funding Sources	Funding Type	Fun	ding Amount
USBR Water Conservation Field Services Program	Federal	\$	25,000
Ute Mtn Ute Contribution (BIA funds)	Federal	\$	20,000
Sub-Total Federal		\$	45,000
CWCB Southwest Basin Roundtable	State	\$	30,000
CWCB Statewide Water Supply Reserve Account	State	\$	40,000
Sub-Total Non-Federal		\$	70,000
Total Funding		\$	115,000

Project Funding Sources

Project Budget Summary

Task #		Tribal	C	onsultant		
	Project Kick-Off					
1		Preparation/Documentation				
		Project Work Group Meeting				
			\$	364	\$	1,280
	Inventory of Water Re	esources				
		Consolidate existing data and studies				
2		Create Excel Database				
		Create GIS Database				
		Task Subtotal	\$	784	\$	6,40
	Create Water Budgets	·				
		Municipal				
		Agricultural - FRE				
3		Agricultural - Tribal Ranches				
		Consent Decree Rights (current uses and supply)				
		Leak Detection Study	\$			40,00
		Task Subtotal	\$	1,747	\$	7,62
	Legal, Institutional and	d Environmental Considerations				
4		Summary narrative of considerations				
4		Review and input on Tribal-specific issues				
		Task Subtotal	\$	154	\$	6,59
	Existing Water Manag	ement Measures and Programs				
		Document existing measures				
5		Tribal and Partner Input on existing measures				
		Final list of existing measures including issues				
		Task Subtotal	\$	805	\$	3,51
	Identify Issues and she	ort-term and long-term Goals				
		Gather Tribal input				
6		Gather partner input				
		Create master list of goals and issues				
		Propose candidate measures to meet goals				
		Task Subtotal	\$	1,177	\$	8,81
	Evaluate Candidate V	Vater Management Measures				
7		Evaluate each measure on list of criteria				
		Create a prioritization table for all measures				
		Task Subtotal	\$	1,863	\$	10,75
	Adopted Plan Element					
8		Plan elements for high priority measures				
		Identify Water Management Coordinator				
		Task Subtotal	\$	1,002	\$	3,54
	Environmental Review					
9		Narrative summary of potential environmental effects				
		Identify environmental compliance issues for measures				
		Task Subtotal	\$	107	\$	3,68
	Prepare Report					
		First draft				
10		Review and edits				
		Final Report	_			
		Task Subtotal	\$	2,328		14,85
Other	Quarterly reports to R				\$	2,74
Expenses		prints, and postage			\$	5,19
otal Proje					\$	115,00
	ct Contributions		\$	10,331		

	Budget Proposal												
		Compu	utation							Other			
Budget Item Description	Ra	ate/Hr	Hours		Total Cost	Applicant (In-Kind)		State		Federal (BIA)		Reclamation Funding	
Salaries and Wages (See attached Tribal In-Kind Calculations)													
Tribal Staff	\$	30	230	\$	6,900	\$	6,900	\$	-	\$	-	\$	-
Tribal Associate													
General Counsel	\$	47	73	\$	3,431	\$	3,431	\$	-	\$	-	\$	-
Contractual (See at	tached	Consultant	Cost Calculations)										
Project Manager	\$	192	107	\$	20,544	\$	-	\$	8,832	\$	7,104	\$	4,608
Project Consultant	\$	100	312	\$	31,200	\$	-	\$	14,700	\$	7,600	\$	8,900
Project GIS	\$	78	162	\$	12,636	\$	-	\$	2,652	\$	3,276	\$	6,708
Project Assistant	\$	81	67	\$	5,427	\$	-	\$	1,216	\$	1,370	\$	2,834
Consultant Expense	es (inclu	ides copies,	mileage, postage,										
map printing)				\$	5,193	\$	-	\$	2,600	\$	650	\$	1,950
Contract				\$	40,000	\$	-	\$	40,000	\$	-	\$	-
Total Direct Costs				\$	125,331	\$	10,331	\$	70,000	\$	20,000	\$	25,000
Total Project Costs				\$	125,331	\$	10,331	\$	70,000	\$	20,000	\$	25,000

Budget Narrative - Forecasted Cash Needs First Year of Grant												
Funding Source	Tot	al 1st Year		QUARTER 1		QUARTER 2		QUARTER 3	QUARTER 4			
Reclamation	\$	23,628	\$	8,680	\$	8,617	\$	5,988	\$	343		
BIA	\$	-	\$	-	\$	-	\$	-	\$	-		
Non-Federal	\$	44,004	\$	-	\$	-	\$	41,595	\$	2,409		
Total	\$	67,632	\$	8,680	\$	8,617	\$	47,583	\$	2,752		
				Second Ye	ar d	of Grant						
Funding Source	Tota	al 2nd Year		QUARTER 5		QUARTER 6		QUARTER 7	QUARTER 8			
Reclamation	\$	1,372	\$	343	\$	343	\$	343	\$	343		
BIA	\$	20,000	\$	-	\$	-	\$	4,509	\$	15,491		
Non-Federal	\$	25,996	\$	11,220	\$	6,026	\$	8,750				
Total \$ 47,368 \$ 11,563					\$	6,369	\$	13,602	\$	15,834		

Test		Tribal	Hours		Consulta	nt Hours	
Task #	Task Detail	Tribal Staff	Assoc. General Counsel	Manager	Consultant	GIS	Assistant
1	Preparation/Documentation				2	3	2
1	Project Work Group Meeting	9	2	2	3		
	Consolidate existing data and studies	20	2	2	4		3
2	Create Excel Database	1			7		
	Create GIS Database	2				60	
	Municipal	8	4	4	11	6	2
3	Agricultural - FRE	10	2	5	10	6	1
5	Agricultural - Tribal Ranches	7	1	1	3	4	1
	Consent Decree Rights (current uses and supply)	16	4	3	10	2	
4	Summary Narrative of Considerations			6	18	7	4
4	Review and input on Tribal-specific issues	2	2	4	20		
	Document existing measures	5	1	3	9	3	1
5	Tribal and Partner Input on existing measures	12	3	2	4		
	Final list of existing measures including issues	2	1	2	4	1	1
	Gather Tribal input	20	4	6	6		4
6	Gather partner input	2	3	4	14	4	1
0	Create master list of goals and issues				10	4	1
	Propose candidate measures to meet goals		4	7	12	2	1
7	Evaluate each measure on list of criteria	40	6	10	40	10	1
'	Create a prioritization table for all measures	8	3	5	23	6	3
8	Plan elements for high priority measures	20	5	4	18	4	1
•	Identify Water Management Coordinator	4	1	2	2		
9	Narrative summary of potential environmental effects			4	17	6	2
9	Identify environmental compliance issues for measures	2	1	2	2		
	First Draft			19	35	20	4
10	Review and Edits	40	24				
	Final			10	20	14	10
Other	8 quarterly reports over 2 year project				8		24
Total Pr	oject Hours	230	73	107	312	162	67

Budget Narrative - Tribe In-Kind and Consultant Cost Details

In the Task List (above, in the scope of work), the UMUT has broken each task by funding source and

by percentage. The CWCB-funded portions of the Task list are:

Task 3, CWCB Statewide Funding, \$40,000, leak detection study Task 4, CWCB Roundtable Funding, 24% Task 5, CWCB Roundtable Funding, 100% Task 6, CWCB Roundtable Funding, 100% Task 7, CWCB Roundtable Funding, 100% Task 8, CWCB Roundtable Funding, 77%

SCHEDULE

Provide a project schedule including key milestones for each task and the completion dates or time period from the Notice to Proceed (NTP). This dating method allows flexibility in the event of potential delays from the procurement process. Sample schedules are provided below. Please note that these schedules are examples and will need to be adapted to fit each individual application.

Projected Activity Schedule

Task #	Task Name	Oct 2013 - March 2014	April - June 2014	July-Sept 2014	Oct - Dec 2014	Jan - Mar 2015	April - June 2015	July-Sept 2015	Oct - Dec 2015
1	Project Kick-Off	Х							
2	Inventory of Water Resources	Х							
3	Create Water Budget		Х	Х					
4	Legal, Institutional and Environmental Considerations			Х					
5	Existing Water Management Measures and Programs				х				
6	Identify Issues and Short-Term and Long-Term Goals				х	х			
7	Evaluate Candidate Water Management Meaures						Х	Х	
8	Adopted Plan Elements							Х	
9	Environmental Review							Х	
10	Prepare Report								X
	Reporting	Х	Х	Х	х	х	х	х	Х

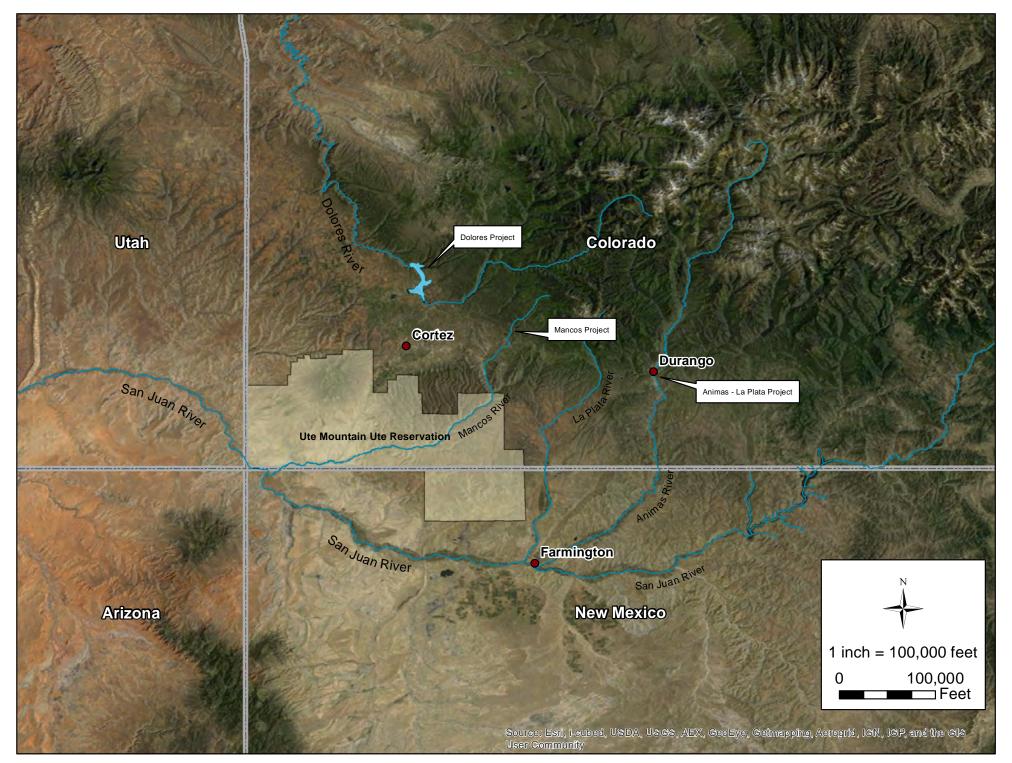
PAYMENT

Payment will be made based on actual expenditures and invoicing by the applicant. Invoices from any other entity (i.e. subcontractors) cannot be processed by the State. The request for payment must include a description of the work accomplished by major task, and estimate of the percent completion for individual tasks and the entire water activity in relation to the percentage of budget spent, identification of any major issues and proposed or implemented corrective actions. The last 5 percent of the entire water activity budget will be withheld until final project/water activity documentation is completed. All products, data and information developed as a result of this grant must be provided to the CWCB in hard copy and electronic format as part of the project documentation. This information will in turn be made widely available to Basin Roundtables and the general public and help promote the development of a common technical platform.

Projected Activity Schedule

Task #	Task Name	Oct 2013 - March 2014	April - June 2014	July-Sept 2014	Oct - Dec 2014	Jan - Mar 2015	April - June 2015	July-Sept 2015	Oct - Dec 2015
1	Project Kick-Off	Х							
2	Inventory of Water Resources	Х							
3	Create Water Budget		Х	Х					
4	Legal, Institutional and Environmental Considerations			Х					
5	Existing Water Management Measures and Programs				х				
6	Identify Issues and Short-Term and Long-Term Goals				х	х			
7	Evaluate Candidate Water Management Meaures						Х	Х	
8	Adopted Plan Elements							Х	
9	Environmental Review							Х	
10	Prepare Report								X
	Reporting	Х	Х	Х	х	х	x	х	Х

Ute Mountain Ute Reservation - Location Map



Projected Activity Schedule

Task #	Task Name	Oct 2013 - March 2014	April - June 2014	July-Sept 2014	Oct - Dec 2014	Jan - Mar 2015	April - June 2015	July-Sept 2015	Oct - Dec 2015
1	Project Kick-Off	Х							
2	Inventory of Water Resources	Х							
3	Create Water Budget		Х	Х					
4	Legal, Institutional and Environmental Considerations			Х					
5	Existing Water Management Measures and Programs				х				
6	Identify Issues and Short-Term and Long-Term Goals				х	х			
7	Evaluate Candidate Water Management Meaures						Х	Х	
8	Adopted Plan Elements							Х	
9	Environmental Review							Х	
10	Prepare Report								X
	Reporting	Х	Х	Х	х	х	х	х	Х