




**COLORADO**  
Division of Water Resources  
Department of Natural Resources

1313 Sherman Street, Room 821  
Denver, CO 80203

**Memo**

DATE: October 23, 2017  
TO: Amy Eschberger, Environmental Protection Specialist ([amy.eschberger@state.co.us](mailto:amy.eschberger@state.co.us))  
CC: Division 1 Office, District 4 Water Commissioner  
FROM: Sarah Brucker, P.E.   
RE: Excess Exposed Water at Site  
Wagner/Kauffman No. 3 Pit, File No. M-1999-069 - AR07/SR01  
Applicant/Operator: Jake Kauffman & Son, Inc., 970-667-1557  
Sections 17, 20 & 21, Twp 5 North, Rng 68 West, 6<sup>th</sup> P.M., Larimer County

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In August 2017, Todd Williams of Williams and Weiss Consulting, LLC informed the Division of Water Resources that the Wagner-Kauffman #3 gravel pit operation had exposed water at the site in excess of what was included in the approved Substitute Water Supply Plan. The excess exposed water surface was completely backfilled as of mid-September and there was no additional exposed water surface beyond this time. Since the current amount of ground water exposed at the site is once again within the limits of the approved Substitute Water Supply Plan, it was determined that a new/amended Plan was not necessary so long as the additional depletions associated with the excess exposed water were able to be replaced using the same source identified in the approved Substitute Water Supply Plan. Mr. Williams has provided a letter from the City of Loveland verifying that there was a surplus of reusable effluent available, and allocating an additional 3.86 acre-feet of such water to augment depletions at the Wagner/Kauffman No. 3 Pit for the 2017 calendar year. Mr. Williams has also submitted updated accounting showing the additional evaporative depletions resulting from the excess ground water that was exposed at the Wagner/Kauffman No. 3 Pit, and showing that the lagged depletions have been completely replaced by the total amount of water leased from the City of Loveland under the original and additional lease agreements. Based on the above, it is determined that the Wagner/Kauffman No. 3 Pit is in good standing with this office and all issues related to the excess water exposed at the site have been resolved to the satisfaction of the Division of Water Resources.

Please feel free to contact the State Engineer's Office with any questions.

