

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 58796 - F -
DIV. 5 WD 72 DES. BASIN MD

APPLICANT

OLDCASTLE SW GROUP INC DBA UNITED CO
2273 RIVER ROAD
PO BOX 3609
GRAND JUNCTION, CO 81502-

(970) 243-4900

APPROVED WELL LOCATION

MESA COUNTY
NE 1/4 SE 1/4 Section 28
Township 1 N Range 2 W Ute P.M.

DISTANCES FROM SECTION LINES

Ft. from Section Line
Ft. from Section Line

UTM COORDINATES

Northing: Easting:

PERMIT TO EXPOSE WATER IN A PIT

ISSUANCE OF THIS PERMIT DOES NOT CONFER A WATER RIGHT

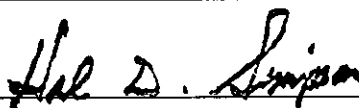
CONDITIONS OF APPROVAL

- 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 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.
- 2) The construction of this well shall be in compliance with the Water Well Construction Rules 2 CCR 402-2, unless approval of a variance has been granted by the State Board of Examiners of Water Well Construction and Pump Installation Contractors in accordance with Rule 18.
- 3) Approved pursuant to CRS 37-90-137 (2) and (11) for the construction and operation of a well (gravel pit pond) exposing and diverting ground water tributary to the Colorado River at a point where water is available for appropriation. This well is known as the 19 Road Pit, Division of Minerals and Geology permit number M-2002-110.
- 4) The approval of this permit does not grant a water right. This well (gravel pit pond) is subject to administration by the Division Engineer in accordance with applicable decrees, statutes, rules and regulations.
- 5) The average annual amount of ground water to be appropriated shall not exceed 40.13 acre-feet with the total surface area of the proposed ground water pond limited to 7.7 acres.
- 6) The use of ground water, in addition to evaporation (31.25 acre-feet), is limited to product moisture loss (4.12 acre-feet with the total product mined limited to 140,000 tons per year), dust control (0.7 acre-foot), and dewatering (at a maximum of 4000 GPM) into an old gravel pond resulting in evaporation (4.06 acre-feet) from an increased surface area of 1 acre. No other use of water is allowed unless a permit therefor is approved.
- 7) The owner shall mark the well (gravel pit pond) in a conspicuous place with well permit number(s) and court case number(s) as appropriate. The owner shall take necessary means and precautions to preserve these markings.
- 8) Pursuant to Rule 10.1.6 of the Water Well Construction Rules, gravel pit wells are exempt from the minimum well construction standards except for contamination considerations as stated in the Rule. The owner of the gravel pit shall take necessary means and precautions to prevent contaminants from entering the gravel pit well.
- 9) Pursuant to Rule 17.1.4 of the Water Well Construction Rules, the owner shall submit, after initiation of construction, site plan and cross section drawings on 8-1/2" x 11" paper showing the extent of intended excavation, the maximum depth of the pit, and the initial static water level.
- 10) The boundaries of the gravel pit pond shall be more than 600 feet from any existing well, completed in the same aquifer, that is not owned by the applicant.
- 11) Pursuant to Policy 2000-4 of the State Board of Examiners of Water Well Construction and Pump Installation Contractors (Board), no pumping equipment shall be installed in the gravel pit well to withdraw water for any beneficial use, unless a separate written request for a variance has been approved by the Board.

NOTE: This well may be subject to administration in the water rights priority system in the future. It is recommended that a water court decree be obtained to affirm the priority of the well.

NOTICE: This permit has been approved for a change in annual amount of diversion withdrawn from the gravel pit pond from that applied for as an attachment to Item 9 of the well permit application form. You are hereby notified that you have the right to appeal the issuance of this permit, by filing a written request with this office within sixty (60) days of the date of issuance, pursuant to the State Administrative Procedures Act. (See Section 24-4-104 through 106, C.R.S.)

APPROVED
CJE


State Engineer

DATE ISSUED **DEC 13 2002**


By **DEC 13 2003**
EXPIRATION DATE

Receipt No. 0501257