

**Consent Agenda Item 1.e**

September 15-16, 2021 Board Meeting

Case No. 21CW3090 (Water Division 5); Vail Summit Resorts, Inc.

**Summary of Water Court Application**

Application for approval of plan for augmentation including appropriative rights of exchange.

**Staff Recommendation**

Staff recommends that the Board ratify the filing of a Statement of Opposition filed on behalf of the Board in August 2021 to protect CWCB's instream flow water rights.

**CWCB Instream Flow Water Rights**

The CWCB holds water rights, including the following instream flow water rights in Water Division 5 in the Blue River Watershed, that could be injured by this application:

Case Number	Stream	Upper Terminus	Lower Terminus	CFS Rate (Dates)	Approp. Date
86CW0204	Blue River	pond 5200' u/s Swan River	confl Swan River	10 (11/1 - 4/30) 20 (5/1 - 10/31)	03/14/1986
86CW0217	Blue River	confl Swan River	confl Dillon Reservoir	16 (11/1 - 4/30) 32 (5/1 - 10/31)	03/14/1986
87CW0293	Blue River	outlet Dillon Reservoir	confl Straight Creek	50 (1/1 - 12/31)	10/02/1987
87CW0294	Blue River	confl Straight Creek	confl Willow Creek	50 (10/1 - 4/30) 55 (5/1 - 7/31) 52 (8/1 - 9/30)	10/02/1987
87CW0295	Blue River	confl Willow Creek	confl Rock Creek	58 (10/1 - 3/31) 75 (4/1 - 9/30)	10/02/1987
87CW0296	Blue River	confl Rock Creek	confl Boulder Creek	78 (10/1 - 10/31) 67 (11/1 - 3/31) 90 (4/1 - 4/30) 115 (5/1 - 8/31) 90 (9/1 - 9/30)	10/02/1987
87CW0297	Blue River	confl Boulder Creek	confl Slate Creek	70 (11/1 - 2/29) 78 (3/1 - 3/31) 90 (4/1 - 4/30) 125 (5/1 - 8/31) 90 (9/1 - 10/31)	10/02/1987
87CW0298	Blue River	confl Slate Creek	inlet Green Mtn Res @ Doig Gulch	90 (10/1 - 11/30) 85 (12/1 - 2/29) 125 (5/1 - 9/30) 90 (3/1 - 4/30)	10/02/1987

87CW0299	Blue River	outlet Green Mountain Res	confl Colorado River	60 (5/1 - 7/15) 85 (7/16 - 4/30)	10/02/1987
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**Potential for Injury**

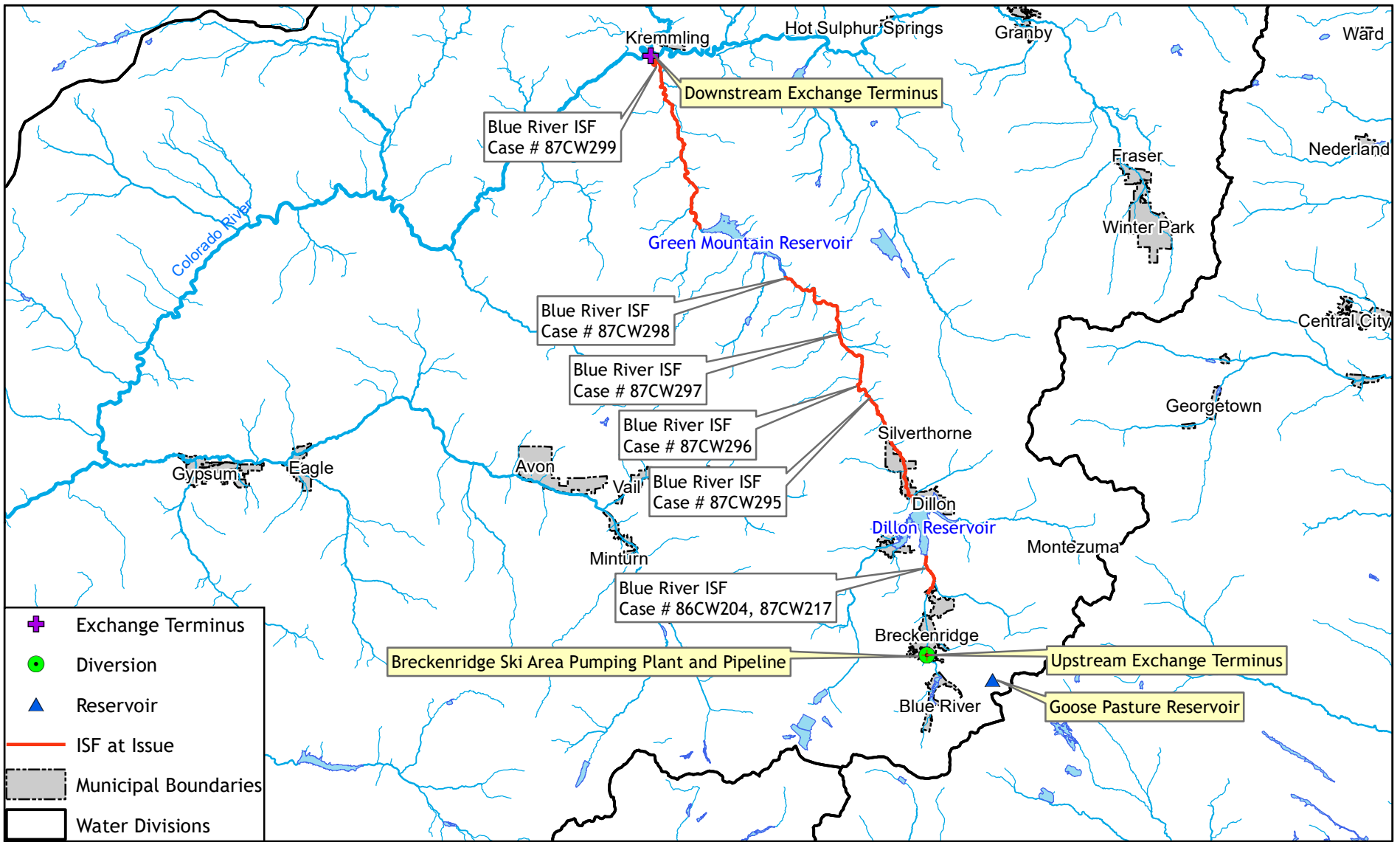
- The proposed plan for augmentation and exchange may not replace depletions in the proper time, place, and amount, which could injure the CWCB's instream flow water rights.
- Terms and conditions should be included in the decree to ensure that the CWCB's instream flow water rights and flows protected under Case No. 05CW264 (CWCB's Peabody #1 water rights) are not injured.

**Other Objectors**

Statements of Opposition were also filed by Town of Breckenridge; Town of Silverthorne; Upper Blue Sanitation District; City and County of Denver (Denver Water); City of Englewood; Town of Dillon; and, Colorado River Water Conservation District.

**Attorney Representing CWCB**

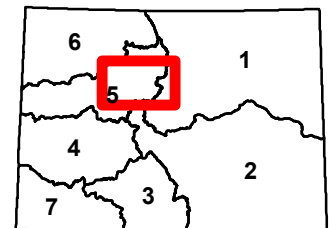
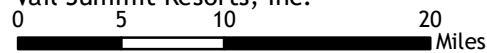
Andrew B. Nicewicz, Assistant Attorney General, is assigned to this case and can be contacted at [andy.nicewicz@coag.gov](mailto:andy.nicewicz@coag.gov), or 720-508-6259.



**COLORADO**  
**Colorado Water Conservation Board**

Department of Natural Resources

September 15-16, 2021 CWCB Board Meeting  
 Consent Agenda Item 1.e Statement of Opposition  
 Case No. 21CW3090 (Division 5)  
 Vail Summit Resorts, Inc.



**DIVISION 5 WATER COURT-JUNE 2021 RESUME**

7. PURSUANT TO C.R.S., §37-92-302, AS AMENDED, YOU ARE NOTIFIED THAT THE FOLLOWING PAGES COMPRISE A RESUME OF THE APPLICATIONS AND AMENDED APPLICATIONS FILED WITH THE WATER CLERK FOR WATER DIVISION 5 DURING THE MONTH OF JUNE 2021. *The water right claimed by this application may affect in priority any water right claimed or heretofore adjudicated within this division and owners of affected rights must appear to object and protest within the time provided by statute or be forever barred.*

**21CW3090 VAIL SUMMIT RESORTS, INC.** (“VSR”), c/o Gina Steffens, 390 Interlocken Crescent, Suite 100, Broomfield, Colorado 80021, **APPLICATION FOR APPROVAL OF PLAN FOR AUGMENTATION INCLUDING APPROPRIATIVE RIGHT OF EXCHANGE**, in **SUMMIT AND GRAND COUNTIES**. Please send all pleadings and correspondence to P. Fritz Holleman and Bradley N. Kershaw, Buchanan Sperling & Holleman PC, 1525 Spruce Street, Suite 200, Boulder Colorado, 80302. **2. Summary of Application:** By this application, VSR seeks the right to divert an additional 168.4 acre-feet (“AF”) of water from the Blue River for snowmaking use at the Breckenridge Ski Area. The water will be diverted either at the Breckenridge Ski Area Pumping Plant and Pipeline or diverted into VSR’s storage space in Goose Pasture Reservoir for subsequent release and diversion for snowmaking purposes. The depletions associated with these diversions will be augmented, by exchange, by releases from Williams Fork Reservoir or Wolford Mountain Reservoir pursuant to the provisions of the Clinton Reservoir-Fraser River Water Agreement, dated July 21, 1992 (“Clinton Agreement”). Approval of this plan for augmentation and claimed appropriative right of exchange will supplement and be in addition to VSR’s existing plan for augmentation and exchange that allows up to 307 AF of out-of-priority diversions for snowmaking use pursuant to the decrees entered in consolidated Case Nos. 81CW3, 85CW132, 86CW152, and 87CW390 (“Consolidated Decree”), as amended by the decrees entered in Case Nos. 92CW294 and 16CW3144, all by the District Court, Water Division No. 5. **3. Structures to be Augmented:** A. **Breckenridge Ski Area Pumping Plant and Pipeline.** i. Original Decree: The Consolidated Decree entered by the District Court, Water Division No. 5, entered on February 7, 1990. ii. Subsequent Decrees: Decrees finding reasonable diligence were entered in Case No. 96CW46; Case No. 03CW245; Case No. 10CW243; and Case No. 17CW3120, all by the District Court, Water Division No. 5. iii. Legal Description of Point of Diversion: The point of diversion is located on the left (northwesterly) bank of the Blue River whence the northwest corner of Section 6, Township 7 South, Range 77 West of the 6th P. M., bears north 41° 13' west at a distance of 1,400 feet. The foregoing point can alternately be described as the NW 1/4 of the NW 1/4 of Section 6, Township 7 South, Range 77 West of the 6th P.M., Summit County, at a point 1,066 feet from the North section line and 4,547 feet from the East section line of said Section 6. The UTM coordinates for the point are NAD83, Zone 13, Easting: 409962.99, Northing 4370026.15. iv. Source: Blue River, which is tributary to the Colorado River. v. Amount: 14 cfs total, including 11.8 cfs absolute and 2.2 cfs conditional. vi. Appropriation Date: June 15, 1981. vii. Use: Snowmaking. viii. Remarks: The location of this structure is shown on Exhibit A to the application. In Case No. 92CW293 entered on October 17, 1997, by the District Court, Water Division No. 5, this structure was approved as an alternate point of diversion for snowmaking use for portions of the Lusher Ditch water right originally adjudicated in Case No. CA-1277 entered on March 2, 1910, by the Summit County District Court. B. **Goose Pasture Reservoir** (a.k.a. Goose Pasture Tarn). i. Original Decree: Case No. CA-2371 entered by the Summit County District Court on May 31, 1972. ii. Legal Description in Original Decree: Sections 7 and 8, Township 7 South, Range 77 West of the 6th P.M., Summit County, Colorado, at a point whence the Northwest corner of Section 8, Township 7 South, Range 77 West, 6th P.M. bears North 25°22' West a distance of 3413.1 feet. The location of this structure is shown on Exhibit A. iii. Source: Indiana Creek, Pennsylvania Creek, Spruce Creek, and the Blue River. iv. Amount: 1396.4 AF. v. Appropriation Date: August 31, 1961. vi. Remarks: VSR has the right to 100 AF of storage capacity in Goose Pasture Tarn pursuant to paragraph 2 of the September 1, 2000 Water Lease agreement between VSR and the Town of Breckenridge. The location of this structure is shown on Exhibit A to the application. **4. Water Rights to be Used for Augmentation.** The water rights to be used for augmentation are rights stored in Williams Fork Reservoir and/or Wolford Mountain Reservoir, as well as rights stored in Clinton Gulch Reservoir, all of which are explained in more detail below. These storage rights are specifically identified in the Clinton Agreement. VSR will dedicate 336.75 shares of stock in the Clinton Ditch & Reservoir Company to this plan for augmentation.

Those 336.75 shares are comprised of 200 shares of Class A, Series 1 shares, and 136.75 Class B, Series 2 shares. Only the Series 2 shares can be used for snowmaking purposes. VSR is in the process of converting the Series 1 shares to Series 2 shares. Each of these shares represents an entitlement to 0.1 AF annually in Clinton Gulch Reservoir, and therefore the 336.75 shares represent the right to 33.7 AF in Clinton Gulch Reservoir. Pursuant to the operation of the Clinton Agreement, the 33.7 AF in Clinton Gulch Reservoir, combined with 168.4 AF of releases from Williams Fork Reservoir and/or Wolford Mountain Reservoir, allow the out-of-priority diversion of and are sufficient to fully augment 168.4 AF of diversions from the Blue River for snowmaking purposes. A. **Williams Fork Reservoir – 1935 Right.** Up to 168.4 AF released pursuant to the Clinton Agreement. i. Decree: Case No. CA-657 entered on November 5, 1937, by the Grand County District Court. ii. Legal Description: The decreed location of the reservoir is in Sections 23, 25, 26, 27, 34, 35 and 36, in Township 1 North, and Sections 1 and 2, Township 1 South, all in Range 79 West, 6th P.M. iii. Source: Williams Fork River. iv. Amount: 93,637 AF. v. Appropriation Date: November 10, 1935. vi. Uses: All municipal uses, including domestic use, fire protection, street sprinkling, watering of parks, lawns and grounds, mechanical uses, and every other type of municipal

use, and for maintaining adequate storage reserves. **B. Williams Fork Reservoir – 1956 Right.** Up to 168.4 AF released pursuant to the Clinton Agreement. i. Decree: Case No. CA-1430 entered on November 7, 1974, *nunc pro tunc* May 30, 1972 by the Grand County District Court. ii. Legal Description: Place of storage located on the Williams Fork River upstream from a dam located thereon, said dam more particularly described, to-wit: The initial point of survey for said dam is located at the southeast end thereof whence the Southeast corner of Section 23, Township 1 North, Range 79 West of the 6th P.M. bears south 24 degrees 53 minutes east a distance of 2,175 feet. Also described as located in the NW 1/4 of the SE 1/4 of Section 23, Township 1 North, Range 79 West of the 6th P.M. at a point 966.6 feet from the East Section Line and 1,959.1 feet from the South Section Line. iii. Source: Williams Fork River and the streams and tributary drainage entering said reservoir at and above and below its highwater line. iv. Amount: 93,637 AF. v. Appropriation Date: October 9, 1956. vi. Uses: All municipal uses, including domestic use, mechanical use, manufacturing use, generation of electric power, power generally, fire protection, use for sewage treatment, street sprinkling, watering of parks, lawns and grounds, irrigation, replacement and the adjustment and regulation of the units of the Denver Municipal Water System within themselves and with other water users, including the regulation of the Williams Fork River so as to permit a larger diversion of water through the Continental Divide by means of all other transmountain components of the Denver Municipal Water System. **C. Wolford Mountain Reservoir – 1987 Right (aka Gunsight Pass Reservoir).** Up to 168.4 AF released pursuant to the Clinton Agreement. i. Decree: Case No. 87CW283, entered on November 20, 1989, by the District Court, Water Division No. 5. ii. Name of Structure: Gunsight Pass Reservoir. iii. Legal description of place of storage: The dam is located in the SW1/4 of the NE1/4 of Section 25, T. 2 N., R. 81 W., 6th P.M. The intersection of the dam axis with the right abutment will occur at a point which bears S. 54°54'20" E. a distance of 3,716.46 feet from the NW Corner of said Section 25. iv. Source: Muddy Creek and its tributaries, all tributary to the Colorado River. v. Amount: 59,993 AF conditional; of this amount, 32,986 AF were made absolute for piscatorial and recreational uses by decree entered in Water Court Case No. 95CW251, and the full amount was made absolute for all purposes by decree entered in Water Court Case No. 02CW107. vi. Appropriation Date: December 14, 1987. vii. Use: All beneficial uses, including but not limited to domestic, municipal, agricultural and recreational uses, which uses satisfy the requirements of the Windy Gap Settlement made with the Municipal Subdistrict of the Northern Colorado Water Conservancy District; use to meet the water requirements of the inhabitants of the River District for all uses, including uses in the Middle Park area; and use to meet the terms of a lease agreement executed March 3, 1987 between the River District and the City and County of Denver. **D. Wolford Mountain Reservoir – 1995 Right (aka Gunsight Pass Reservoir).** Up to 168.4 AF released pursuant to the Clinton Agreement. i. Decree: Case No. 95CW281 entered on August 26, 1997, by the District Court, Water Division No. 5. ii. Name of Structure: Wolford Mountain Reservoir Enlargement. iii. Legal description of place of storage: The dam is located in the SW1/4 of the NE1/4 of Section 25, T. 2 N., R. 81 W., 6th P.M. The as-built intersection of the dam axis (Sta. D19+35.61) with the West Access Road (Sta. WR50+55.05), as shown on the Colorado River Water Conservation District, Wolford Mountain Project, Ritschard Dam construction drawing "Dimensional Dam Layout" sheet 8 of 94, occurs at a point which bears S. 53°24'56" E. a distance of 3,395.51 feet from the NW Corner of said Section 25; the bearing of said dam axis from Sta. 19+35.61 to Sta. 0+00 being S. 75° 28' 29" E. iv. Source: Muddy Creek and its tributaries, all tributary to the Colorado River. v. Amount: 6,000 AF, conditional. vi. Appropriation Date: January 16, 1995. vii. Use: All beneficial uses by and for the benefit of the inhabitants of the River District, including but not limited to domestic, municipal, industrial, irrigation, agricultural, piscatorial and recreational; such uses will include environmental mitigation, including environmental mitigation requirements associated with the Wolford Mountain Project; such uses will be made directly or by substitution, augmentation, or exchange. None of the water stored in the exercise of the right will be delivered directly or by exchange, substitution, or otherwise for use outside of Colorado Water Division No. 5. **E. Wolford Mountain Reservoir – 2003 Right (aka Gunsight Pass Reservoir).** Up to 168.4 AF released pursuant to the Clinton Agreement. i. Decree: Case No. 03CW302, entered on October 19, 2014, by the District Court, Water Division No. 5. ii. Name of Structure: Wolford Mountain Reservoir Second Enlargement. iii. Legal description of place of storage: The dam is located in the SW1/4 of the NE1/4 of Section 25, T. 2 N., R. 81 W., 6th P.M. The as-built intersection of the dam axis (Sta. D19+35.61) with the West Access Road (Sta. WR50+55.05), as shown on the River District, Wolford Mountain Project, Ritschard Dam construction drawing "Dimensional Dam Layout" sheet 8 of 94, occurs at a point which bears S. 53 24'56" E. a distance of 3,395.51 feet from the NW Corner of said Section 25; the bearing of said dam axis from Sta. 19+35.61 to Sta. 0+00 being S. 75 28' 29" E. iv. Source: Muddy Creek and its tributaries, all tributary to the Colorado River. v. Amount: The amount is 9,775 AF, for the initial fill, with the right to refill when in priority subject to a maximum amount of 9,775 AF, conditional. vi. Appropriation Date: November 17, 2003. vii. Uses: The Second Enlargement storage right may be used for the purposes previously decreed to the Wolford Mountain Reservoir, including uses consistent with the Windy Gap Settlement made with the Municipal Subdistrict of the Northern Colorado Water Conservancy District; meeting the water requirements of the inhabitants of the River District for all uses; and uses consistent with the terms of a lease agreement executed March 3, 1987, between the River District and the City and County of Denver, as amended. The WMR Second Enlargement storage right also may be used for all beneficial uses, including but not limited to municipal, commercial, industrial, domestic, irrigation, agricultural, livestock, hydro-power production, evaporation, piscatorial and recreational (including in-reservoir and in-river fish habitat and river flow maintenance and enhancement uses, and uses in furtherance of the Upper Colorado River Basin Fishes Recovery Program) with the right to reuse and successively use the water to extinction; such uses will include environmental mitigation, including environmental mitigation requirements associated with the Wolford Mountain Reservoir Project; such uses will be made directly or by substitution, augmentation, replacement or exchange in Water Divisions 1, 2, and/or 5. viii. Agreed Constraints on Use: Pursuant to the February 12, 2014, stipulation entered in this case between the River District and the GVWUA, the UWCD, and the OMID, the River District agrees that it will make water stored pursuant to the WMR Second Enlargement storage right available for uses within or to facilitate the diversion

of water from Water Division No. 5 into Water Division No. 1 or Water Division 2 only pursuant to, and subject to the terms, of the express written consent of the GVWUA, the UWCD, and the OMID. Pursuant to paragraph III.E.19 of the CRCA, any use of the WMR Second Enlargement storage right for the benefit of Denver Water will require the prior approval of the Grand County Commissioners and the River District. ix. PLSS: The PLSS for the Wolford Mountain Reservoir dam described herein is located in the SW1/4 of the NE1/4 of Section 25, T. 2 N., R. 81 W., 6th P.M. The as-built intersection of the dam axis (Sta. D19+35.61) with the West Access Road (Sta. WR50+55.05), as shown on the Colorado River Water Conservation District, Wolford Mountain Project, Ritschard Dam construction drawing "Dimensional Dam Layout" sheet 8 of 94, occurs at a point 1,940 feet South of North section line and 2,760 feet East of the West section line of said Section 25. F. **Clinton Gulch Reservoir**. i. Decree: Case No. W-2559 entered on July 1, 1975 by the District Court, Water Division No. 5. ii. Legal Description: The dam is located in the SW1/4 NW1/4 of Section 25, Township 7 South, Range 79 West of the 6th P.M. at a point whence the North Quarter Corner of said Section 25 bears North 33°51'50" East 2,840.44 feet. iii. Source: Clinton Creek, tributary to Tenmile Creek, tributary to the Blue River. iv. Amount: 4,250 AF. v. Appropriation Date: June 25, 1946. vi. Uses: Industrial, domestic, irrigation, recreation, fish and wildlife propagation. G. **Clinton Gulch Reservoir Use Enlargement and Second Filling**. i. Decree: Case No. 92CW65 entered on May 25, 1993 by the District Court, Water Division No. 5. ii. Legal Description: The dam is located in the SW1/4 NW1/4 of Section 25, Township 7 South, Range 79 West of the 6th P.M. at a point whence the North Quarter Corner of said Section 25 bears North 33°51'50" East 2,840.44 feet. iii. Source: Clinton Creek, tributary to Tenmile Creek, tributary to the Blue River. iv. Amount: 4,250 AF. v. Appropriation Date: March 1, 1990. vi. Uses: Domestic, municipal, irrigation, industrial, snowmaking, recreation, fish and wildlife propagation, and augmentation purposes, both on the Western and Eastern slopes of Colorado. H. **Clinton Gulch Reservoir First Enlargement and Refill Right**. i. Decree: Case No. 06CW252 entered on November 4, 2013 by the District Court, Water Division No. 5. ii. Legal Description: The dam is located in Summit County in the SW1/4 NW1/4 of Section 25, T. 7 South, R. 79 West, 6th P.M. at a point 2,358.6 feet from the North line and 1057.2 feet from the West line of said Section 25. iii. Source: Clinton Creek, tributary to Tenmile Creek, tributary to the Blue River. iv. Amount: 4,250 AF. v. Appropriation Date: May 20, 2005. vi. Uses: Domestic, municipal, irrigation, industrial, snowmaking, recreation, fish and wildlife propagation, and augmentation purposes, both on the eastern and western slopes of Colorado for use in the Denver Water Board's municipal water system and for direct or indirect use in Summit and Grand Counties by the present and future shareholders of the Clinton Ditch and Reservoir Company. 5. **Statement of Plan for Augmentation**. A. **Property to be served**. The snowmaking diversions will be used at the Breckenridge Ski Area, generally shown on the map attached as Exhibit A to the application. B. **Water demands and depletions**. The snowmaking diversions under this plan for augmentation will be made during the snowmaking season between October and March and will not exceed 168.4 AF. Diversions will be considered 100% depletive at the time of diversion. The ultimate depletion will be only 20% of the amount diverted, with 80% of the initial snowmaking diversion returning to the stream during the runoff season. C. **Replacement of depletions**. VSR's ability to divert snowmaking water under this plan for augmentation during periods when there is a downstream call on the river is made possible by the Clinton Agreement. Under the Clinton Agreement, replacement water to augment VSR's out-of-priority diversions for snowmaking at the Breckenridge Ski Area Pumping Plant and Pipeline and/or Goose Pasture Tarn will be made from Williams Fork Reservoir and/or Wolford Mountain Reservoir, on a one for one basis in order to prevent injury to downstream water rights. In this case, up to 168.4 AF would be released from Williams Fork Reservoir and/or Wolford Mountain Reservoir to replace the snowmaking diversions. Denver is paid back for its release from Williams Fork or Wolford in two ways. First, at the time of the release from either of these storage facilities, the ultimate 20% of the diversion that will be consumed is booked over from VSR's account in Clinton Reservoir to Denver's account in Clinton Reservoir. Second, Denver has dominion and control of the 80% of the snowmaking diversion that melts and returns to the stream system during runoff, which Denver can capture in Dillon Reservoir and reuse. Under this operation established in the Clinton Agreement, the Summit County Ski Resorts, including VSR at the Breckenridge Ski Area, are entitled to divert five (5) times the amount of Clinton Reservoir yield to which they are entitled by virtue of their Clinton Ditch and Reservoir Company stock ownership. In this case, the 336.75 Clinton shares that VSR is dedicating to the plan is an entitlement to 33.7 AF of water in the reservoir, which multiplied five (5) times allows the diversion of 168.4 AF at the snowmaking point of diversion and/or into storage in Goose Pasture Tarn. 6. **Appropriative Right of Exchange – Williams Fork/Wolford Exchange**. VSR claims an appropriative right of exchange to protect the priority of the Clinton Agreement operation described above. The claimed exchange, called the "Williams Fork/Wolford Exchange," will substitute releases from Williams Fork and/or Wolford Mountain Reservoir for water diverted from the Blue River at the Breckenridge Ski Area Pumping Plant and Pipeline and/or at Goose Pasture Tarn. The Williams Fork/Wolford exchange begins at the confluence of the the Colorado River with the Blue River and Muddy Creek and extends upstream along the Blue River through Dillon Reservoir and up to VSR's Breckenridge Ski Area Pumping Plant and Pipeline and/or Goose Pasture Tarn. The location of the exchange reach and the upstream and downstream termini are shown on Exhibit B attached to the application. The Williams Fork/Wolford Reservoir Exchange is more specifically described as follows: A. Legal Description and Exchange Reach: i. Downstream Terminus: The confluence of the Colorado River and the Blue River and Muddy Creek, located in the NW1/4 NE1/4 of Section 19, Township 1 North, Range 80 West of the 6th P.M. 4,830 feet from South Section line and 2,040 feet from East Section line. ii. Upstream Termini: The Breckenridge Ski Area Pumping Plant and Pipeline and/or Goose Pasture Tarn described in paragraph 3 above. B. Amounts: 26.4 cfs when exchanging to Goose Pasture Tarn and 14 cfs when exchanging to the Breckenridge Ski Area Pumping Plant and Pipeline, up to a combined maximum annual volume of 168.4 AF. C. Appropriation Date: June 30, 2021, based upon the filing of this water court application. D. Use: Snowmaking. 7. **Instream Flow MOA**. VSR acknowledges the Memorandum of Agreement between the State of Colorado, Department of Natural Resources, and VSR's predecessor, entered March 13, 1986, relating to minimum instream flows on the Blue River. That agreement was amended October 25, 1988. The exchanges sought herein will be operated consistent with that agreement.

**8. Name(s) and address(es) of owner(s) or reputed owners of the land upon which any new diversion structure, or modification to any existing diversion is or will be constructed or upon which water is or will be stored, including any modification to the existing storage pool:** Clinton Gulch Reservoir: Clinton Ditch & Reservoir Company, P.O. Box 712, Frisco, CO 80443. Williams Fork Reservoir: Denver Water Department, 1600 West 12th Avenue, Denver, CO 80204-3412. Goose Pasture Reservoir: Town of Breckenridge, PO Box 168, Breckenridge, CO 80424. Wolford Mountain Reservoir: Colorado River Water Conservation District, P.O. Box 1120, Glenwood Springs, CO 81602-1120. WHEREFORE Applicant requests that the Court enter a final decree confirming the plan for augmentation and appropriative rights of exchange described in this application. (12 Pages).

**YOU ARE HEREBY NOTIFIED THAT YOU HAVE until the last day of AUGUST 2021 to file with the Water Clerk a verified Statement of Opposition setting forth facts as to why this application should not be granted or why it should be granted in part or on certain conditions. A copy of such statement of opposition must also be served upon the applicant or the applicant's attorney and an affidavit or certificate of such service shall be filed with the Water Clerk, as prescribed by Rule 5, CRCP. (Filing Fee: \$192.00) KATHY POWERS, Water Clerk, Water Division 5; 109 8th Street, Suite 104 Glenwood Springs, CO 81601.**