MINUTES
SECOND REGULAR QUARTERLY MEETING
OF THE BOARD OF DIRECTORS
OF THE COLORADO RIVER WATER CONSERVATION DISTRICT

April 17-18, 2012

Pursuant to notice duly and properly given, the Second Regular Quarterly Meeting of the Board of Directors of the Colorado River Water Conservation District (CRWCD) was held on Tuesday and Wednesday, April 17-18, 2012 at the Hotel Denver, 402 7th Street, Glenwood Springs, Colorado.

**Directors present during all or part of the meeting:**
- Thomas R. Sharp, President
- James Newberry, Vice President
- Tom Alvey
- David H. Merritt
- William S. Trampe
- Steve Acquafresca
- Stephen M. Mathis
- Andrew A. Mueller
- John Ely
- Kai Turner
- Gary Martinez

**Directors not present:**
- Rebie Hazard
- Jon Stavney
- Warner Dewey
- Tom Gray

**Others present during all or part of the meeting:**
- Eric Kuhn, General Manager, CRWCD
- Peter Fleming, General Counsel, CRWCD
- Dan Birch, Deputy General Manager, CRWCD
- John Currier, Chief Engineer, CWCD
- Chris Treese, Manager, External Affairs, CRWCD
- Mary Kalmes, Chief Accountant, CRWCD
- Audrey Turner, Administrative Chief, CRWCD
- Jason Turner, Associate Counsel, CRWCD
- Laurie DePaolo, Executive Assistant, CRWCD
- Ray Tenney, Deputy Chief Engineer, CRWCD
- Dave Kanzer, Sr. Water Resources Engineer, CWCD
- Don Meyer, Sr. Water Resources Engineer, CRWCD
- Mike Eytel, Water Resources Specialist, CRWCD
- Jim Pokrandt, Communication and Education Specialist, CRWCD
- Martha Moore, Public Affairs Specialist, CRWCD
- Ian Philips Accountant, CRWCD
- Denise Hussain, Records Manager, CRWCD
- Alesha Frederick, Business Support Specialist, CRWCD
- Larry Sweeney, Colorado State Conservation Board
- Lee Miller, Southeastern Water Conservancy District
- Kerry Sundeen, Grand River Consulting

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1 An audio recording has been made of the meeting. The motions described herein may not necessarily represent a verbatim transcription. The audio recordings are available for listening at the CRWCD offices during regular office hours. These minutes are the official record of the Colorado River Water Conservation District’s meeting.
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Debbie Felker, U.S. Fish & Wildlife Service
Tom Chart, U.S. Fish & Wildlife Service
Chris Geiger, Balcomb & Green, P.C.
David Brown, USGS
Dave Sturges, Councilman, City of Glenwood Springs
Rick Barth, City of Rifle
Ralph D’Alessandro, Delta Conservation District
James Schott, Delta Conservation District
Carol Schott

Quorum.
President Sharp found a quorum and called the meeting to order at 9:01 a.m.

Review Agenda and Meeting Objectives.
President Sharp proposed the addition of Allocation of John Bickerman’s Windy Gap Firming Project Mediation Costs as agenda item 3.b.vii. Peter Fleming requested the correction of agenda item 3.b.iv to read Case Nos. 09CW187 and 09CW188, as well as the additions of Update on Proposed Initiatives 3 and 45 as agenda item 3.b.ix, and Proposed Resolution on Initiatives 3 and 45 as agenda item 9.a.iii. Director Mueller moved, seconded by Director Trampe to approve the agenda as amended. Motion carried unanimously.

Consent Agenda.
Director Alvey moved, seconded by Director Martinez, to approve the following consent agenda as presented. Motion carried unanimously.

Approval of Minutes and Actions Taken:

iii. Minutes of Special Joint Meeting, Telephone Conference, February 16, 2012.

General Counsel’s Report - Executive Session.
Peter Fleming reported that the following matters qualify for discussion in Executive Session pursuant to C.R.S. §§ 24-6-402(4)(b)(legal advice) and (e)(negotiations):

v. Colorado River District Project Development.
vi. Ruedi Reservoir Repayment Negotiations.
viii. Application of Busk-Ivanhoe, Inc., Case No. 09CW142, Water Division 2.

Director Trampe moved, seconded by Director Mueller, to proceed into Executive Session pursuant to C.R.S. §§ 24-6-402(4)(b)(legal advice) and (e)(negotiations). Motion carried unanimously.

Peter Fleming stated that no further record of the Executive Session need be kept based on his opinion that
the discussion will constitute privileged attorney-client communications.

*President Sharp reconvened into Public Session at 12:08 p.m.*

**General Counsel’s Report - Public Session.**
Peter Fleming reported that during Executive Session, the Board provided guidance to staff and General Counsel on the following matters:

v. Colorado River District Project Development.
vi. Ruedi Reservoir Repayment Negotiations.
viii. Application of Busk-Ivanhoe, Inc., Case No. 09CW142, Water Division 2.

Mr. Fleming stated that he was not present during the discussion agenda item 3.a.viii.

Director Mueller moved, seconded by Director Mathis to direct counsel to file a notice of intent to abandon the Juniper Reservoir water rights and Cross Mountain rights of the Juniper Cross Mountain Project, as well as the Deadman Bench Canal. Motion carried 9:2 with President Sharp and Director Merritt voting against the motion.

Director Alvey moved, seconded by Director Acquafrasca, to confirm the Board’s intent to maintain the 12,133 af Rampart Reservoir and 70 cfs Hansen Canal of the Great Northern Project, to direct staff to take the steps necessary to complete the appropriation in a reasonably expedient and efficient manner, consistent with Colorado law, to direct staff and counsel to file an application seeking a finding of reasonable diligence for 12,133 af of the Rampart Reservoir and 70 cfs Hansen Canal of the Great Northern Project, and to direct counsel to file a change of water rights, if deemed necessary by counsel, to reflect the alternative dam alignment recommended by staff. Motion carried unanimously.

Director Mathis moved, seconded by Director Alvey, to direct counsel to file a notice of intent to abandon the River District’s remaining 22,837 af California Park Reservoir storage right, the Elkhead Canal water right, the North Elkhead Canal water right, and the Elkhead Lateral. Motion carried unanimously.

Director Merritt moved, seconded by Director Trampe, to direct counsel to file a notice of intent to abandon the 23 cfs Deer Lodge Lateral, 16 cfs Boone Lateral Ditch, 100 cfs Two Bar Canal, and the 250 cfs and 400 cfs rights associated with the Pot Hook Canal of the Savory-Pot Hook Project. Motion carried unanimously.

Director Mueller moved, seconded by Director Trampe, to confirm the Board’s intent to maintain the conditional 73,580 af Pot Hook Reservoir right of the Savory-Pot Hook Project direct staff to take the steps necessary to complete the appropriation in a reasonably expedient and efficient manner, consistent with Colorado law, and to direct staff and counsel to file an application seeking a finding of reasonable diligence for the 73,580 af Pot Hook Reservoir. Motion carried unanimously.
Peter Fleming reported that a comment letter has been sent to the Bureau of Reclamation in support of finalization and execution of the recently released draft Record of Decision for Reoperation of the Aspinall Unit.

Mr. Fleming updated the Board on the National Ski Areas Association (NSAA) v. U.S. Forest Service lawsuit concerning a directive issued to impose certain requirements on water rights in federal land use permits for ski areas. The directive instructed that all new or modified permits include a clause that the ski area operator agree not to transfer the water rights off the national forest, effectively tying the water to the ski area in perpetuity. In March 2012, the U.S. Forest Service issued an amended directive that provides that category of water rights may remain in the name of the ski area operator and upon termination or revocation of the ski area permit may be severed from the ski area. This action has not settled the litigation. Concern was expressed that this directive could have a precedential effect and impact other federal use permits such as municipal water supplies or agricultural permits.

Christopher Geiger, Esq. of the law firm Balcomb and Green addressed the Board regarding the firm’s ski area clients’ concerns regarding the directive and requested the support of the River District in opposing the Forest Service directive.

Director Acquafresca moved, seconded by Director Merritt, to direct counsel and staff to file an amicus brief, or other appropriate legal filing, in a timely manner in support of the NSAA and to draft a resolution opposing the current practice of the U.S. Forest Service directive. Motion carried unanimously.

Director Alvey moved, seconded by Director Trampe, to ratify a Stipulation with Fremont Pass Ditch Co., Case Nos. 09CW187 and 09CW 188, Water Division 5. Motion carried unanimously.

Director Trampe moved, seconded by Director Alvey, to ratify an Amended Statement of Opposition in Application of Lower Arkansas Water Conservancy District, Case No. 11CW77, Water Division 2. Motion carried unanimously.

Peter Fleming reported that Aaron Million has filed a request with the Federal Energy Regulatory Commission (FERC) for a Rehearing and Clarification of the recently issued permit denial of Wyco Power and Water, Inc.’s application for a Preliminary FERC permit for the Million-Flaming Gorge Pipeline Project. The River District will file a response reiterating its opposition to the project if permitted to do so by FERC.

Director Trampe moved, seconded by Director Merritt, to ratify the reallocation of the West Slope’s 40% share of the overall expenses for John Bickerman’s mediation services from 33% to 79% being paid by the River District, with the remaining 21% being covered by the remaining three West Slope parties participating in the Windy Gap Firming Project mediation. Motion carried unanimously.

Peter Fleming updated the Board on two recent Colorado Supreme Court rulings that found proposed Initiatives 3 and 45 each constitute a single subject and thus, would be eligible for the collection of petition signatures in order to be placed on the November 2012 ballot. If passed in the November 2012 election, Colorado’s Constitution would be amended to drastically alter the prior appropriation system that governs water rights allocation in the state.
Presentation by Tom Chart and Debbie Felker of U. S. Fish & Wildlife Service.
Tom Chart expressed the congratulations of the U.S. Fish & Wildlife Service to the River District on the occasion of its 75th anniversary and also relayed the Service’s appreciation for the River District’s ongoing support for the recovery effort of endangered fish species in the Upper Colorado River Basin. Mr. Chart presented the River District with a print of a Colorado pike minnow.

10,825 Update.
Dan Birch reported that the Bureau of Reclamation has signed the final Environmental Assessment and Finding of No Significant Impact on the 10,825 a.f. permanent water supply, which is necessary to meet the Colorado River water users’ obligation pursuant to the 15-Mile Reach Biological Opinion (PBO) The next step will be contracting with Reclamation for this water.

Presentation on Compact Water Bank Process.
Dan Birch presented a summary on the Compact Water Bank Feasibility Study Phase I Draft Report. Preliminary results indicate that in the event of a Compact curtailment, a water bank utilizing irrigation from row crops alone would not be sufficient to offset critical post-compact uses. Other measures such as a reduction in demands, deficit irrigation, pre-emptive curtailment of certain new uses, and uses of post-compact irrigation water would also need to be employed. Phase II of the study will conduct pilot studies of eight irrigation systems and how crop fallowing or deficit irrigation could be utilized in a banking concept as well as development of an overall strategy for compact curtailment risk management. Mr. Birch also stated that public outreach efforts to the West Slope agricultural community will be undertaken to explain the water bank concept and the voluntary nature of participation in a water bank as well as the Phase II case studies.

Director Mueller moved, seconded by Director Trampe, to approve a contract amendment with MWH, Americas in an amount not to exceed $130,000 to perform work on Phase II of the Compact Water Bank Feasibility Study. Motion carried unanimously.

Discussion of Nutrient Criteria Rulemaking Process.
Mike Eytel reported at its Rulemaking Hearing on March 12-15, the Water Quality Control Commission gave preliminary approval to adopt Nutrient Control Regulation #85 which sets discharge nutrient limits for existing wastewater treatment plants the focus of which is lowering phosphorus and nitrogen levels and the Basic Standards Regulation #31 which sets nitrogen, phosphorus, and chlorophyll-a standards for streams, rivers, lakes and reservoirs. The regulation also includes a new subclassification for drinking water standards for direct-use water supplies.

Update of Ruedi Reservoir Repayment Negotiations.
Chris Treese relayed that negotiations with East and West Slope beneficiaries of the Fryingpan-Arkansas Project are continuing in order to develop a debt repayment plan for Ruedi Reservoir and reiterated the River District’s priorities in the process. Those priorities include: 1) clarification that existing contracts for Ruedi water are repayment contracts and no further assessment of unpaid principal and interest will be charged once the repayment terms of the existing contracts are fulfilled. 2) Seek additional West Slope contractors for the remaining uncontracted Ruedi Reservoir water.; and, 3) secure federal approval of mechanisms to freeze the price of Ruedi water for contractors.
External Affairs.
Annual Policy Discussion:
Federal Reserved Water Rights:
Director Merritt moved, seconded by Director Acquafresca, to adopt the Colorado River District’s Federal Reserved Water Rights Policy as presented. Motion carried unanimously.

Colorado’s Prior Appropriation Doctrine:
Director Merritt moved, seconded by Director Acquafresca, to adopt Colorado’s Prior Appropriation Doctrine Policy of the Colorado River District as presented. Motion carried unanimously.

Proposed Resolution on Initiatives 3 and 45:
Director Mathis moved, seconded by Director Turner, to adopt a resolution expressing the River District’s strong opposition to Initiatives 3 and 45. Motion carried unanimously.

2011 Annual Report and 75th Anniversary Report:
Jim Pokrandt directed the Board’s attention to the 2011 CRWCD Annual Report which will be mailed to approximately 600 interested parties and distributed throughout the year at various events. Mr. Pokrandt also noted that six State of the River meetings will be held throughout the District beginning on May 2 with emphasis being placed on current drought conditions, presentations to the three Roundtables on the River District’s history are planned, and a public reception celebrating the District’s 75th anniversary will be held after the annual CRWCD seminar on September 13.

Martha Moore presented bullet points on a variety of issues the River District dealt with in its first 3 decades as recorded in the District’s meeting minutes.

State Affairs:
Senate Bill 12-165: CONCERNING THE FUNDING OF COLORADO WATER CONSERVATION BOARD PROJECTS, AND MAKING APPROPRIATIONS IN CONNECTION THERewith.
Recommendation: Support.
Director Mueller moved, seconded by Director Trampe, to support SB 12-165. Motion carried unanimously.

House Bill 12-TBD: CONCERNING THE SPECIES CONSERVATION TRUST FUND.
Recommendation: Support.
Chris Treese reported this bill is slated to be introduced soon and contains funding provisions for selenium control and sage grouse recovery in the Gunnison River Basin, as well as other programs throughout the state.

Director Acquafresca moved, seconded by Director Mathis, to support HB 12-TBD. Motion carried unanimously.

Director Acquafresca moved, seconded by Director Merritt, to cancel the special joint meeting, telephone conference scheduled for April 26, 2012. Motion carried unanimously.

Federal Affairs:
Chris Treese reported that Congressman Tipton’s (R-CO) bill to authorize small hydro on all Reclamation project canals and conduits and exempt them from the NEPA process passed in the House of Representatives.
Mr. Treese also stated that efforts are ongoing to secure Congressional reauthorization of funding for the Endangered Fish Recovery Programs for the Upper Colorado and San Juan Rivers.

**Website Debut:**
Martha Moore previewed the River District’s website (under design) which will include elements celebrating the District’s 75th anniversary.

*President Sharp recessed the meeting at 4:50 p.m.*

**Wednesday, April 18, 2012**
*President Sharp found a quorum and reconvened the meeting at 8:15 a.m.*

**General Manager’s Report.**
**HB-1177 Roundtables/IBCC Update:**
Eric Kuhn reported that the IBCC has encouraged West and East Slope basin roundtables to engage in dialog regarding the portfolio tools that each roundtable has employed to develop scenarios for water development, conservation, and protection of agriculture to meet future demands in the state. The purpose of the tools is to demonstrate the tradeoff among project development, conservation and agricultural conversions.

Jim Pokrandt reported that the perspective of the Colorado River Basin Roundtable is to focus on conservation while the Front Range roundtables appear to have used the portfolio tools to focus more on new transmountain diversions with less emphasis placed on conservation. Director Trampe reported that representative from the Colorado, Metro, Arkansas and Platte Roundtables will be meeting with the Gunnison River Basin Roundtable for a discussion on conservation. Director Turner reported that the Yampa/White River Basins Roundtable is completing its non-consumptive needs study and questioned if the portfolio exercise was a true analytical tool.

**Colorado River Basin Conditions:**
As of April 1st, snowpack was generally below 2002 levels and deteriorating rapidly. The intermediate term forecast for April through June is for below average precipitation and above average temperatures. Eric Kuhn noted that 2002 reservoir levels were below average while 2012 reservoir levels are above average, therefore most reservoirs will either fill in 2012 or at least have greater storage than in 2002. Another significant difference is the runoff throughout the basin is occurring two to three weeks earlier than in 2002.

As in 2002, the River District is preparing to take mitigation measures that include assembling a drought mitigation pool that includes unscheduled Ruedi and Wolford Mountain Reservoir contract water, managing reservoir storage to ensure water is available through the irrigation season, educating the public on the value of storage and conservation, and promoting enhanced coordination among key water managers.

**General Manager and General Counsel Appraisal Update:**
Eric Kuhn referred the Board to a draft evaluation form for the Board’s annual review of the General Manager and General Counsel. A final recommendation on the form will be presented to the Board at its July 2012 quarterly meeting.

**Update Memo from Technical Staff:**
Dave Kanzer reported that the River District was successful in securing $3 million on behalf of several water districts from the Upper Colorado River Basin Fund, administered by the Bureau of Reclamation. A portion
of the funds is slated for support of the Selenium Management Program in the Gannison River Basin as well as efficiency improvements in the water delivery system of the Uncompahgre Valley Water Users Association. In addition to water savings, the improvements will aid in salinity and selenium control.

Ray Tenney updated the Board on the Yellow Jacket Water Conservancy District (Yellow Jacket) Water Storage Feasibility study, the scope of which is an evaluation of storage sites to meet current and future demands in the White River basin. The study is also evaluating storage sites associated with water rights held by the River District that will assist the District in assessing its project development plans.

**Presentation of 2011 CRWCD Audit by Kevin Smith of Mc Gladrey & Pullen, LLP.**
Kevin Smith of McGladrey & Pullen, LLP, reported that in their opinion, the financial statements present fairly, in all material respects, the respective financial position of the governmental activities, the business-type activities, each major fund and aggregate remaining fund information of the Colorado River Water Conservation District as of December 31, 2011. He also stated that the respective changes in financial position and cash flows, were acceptable for the year and conform with generally accepted accounting principles.

Director Merritt moved, seconded by Director Mathis, to accept the 2011 CRWCD audit. Motion carried unanimously.

**Executive Committee Report.**
Dave Kanzer reported that in the third year of the combined large and small grants program, a total of 26 applications were received with 13 applications being recommended by staff (5 large grants, 8 small grants). Mr. Kanzer then reviewed some of the grant funding criteria and guidelines used in the review process including: appropriateness of the project; project description; budget; funding; technical adequacy; and project effectiveness.

Mr. Kanzer went on to recap the Executive Committee’s motions and directives to staff at its March 9, 2012 meeting that included conditions for 4 of the recommended applications. In the case of the Leon Park Reservoir Company, staff was to obtain assurance from appropriate Colorado Dam Safety officials that the proposed reservoir improvements would not be thwarted by an existing wooden outlet conduit. This assurance was received. The Town of Ridgway was requested to assure the River District that grant funds received would be used for pre-construction feasibility measures with the intent and expectation that such measures would lead to construction on the town’s Lake Otonowanda renovation project. Confirmation of this was also received. In the case of the application by the Bureau of Land Management (BLM) for the North Beaver Aquatic Passage Project, the Committee’s motion included a directive to staff to reach agreement with the BLM that they would accept and use the River District’s standard grant contract terms and conditions without modification in order to receive the grant. Staff is continuing to work with the BLM to fulfill this condition. Finally, the grant contract with a local chapter of Trout Unlimited (TU) for the Relief Ditch Diversion Modification Project is to contain a provision that TU utilize River District funds commensurate with other funding sources such that District funds are expended on a pro-rata basis throughout the project. Several grant applicants expressed their appreciation for support of their applications.

**Approval of Grant Recommendations:**
Director Acquafresca moved, seconded by Director Mathis, to approve the grant applications as recommended by the Executive Committee, including the aforementioned conditions. Motion carried unanimously with Director Mueller abstaining from the vote.
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A discussion ensued regarding the possible funding of out-of-cycle grant requests and inclusion of research and development component in the grant application rating process.

Financial Matters.
Acceptance of Treasurer’s Reports and Check Registers for December 2011, January and February 2012:
Director Merritt moved, seconded by Director Martinez, to accept the treasurer’s reports and check registers for December 2011, January and February 2012. Motion carried unanimously.

Directors’ Concerns.
Director Mueller moved, seconded by Director Trampe, to adopt a resolution of opposition to unreasonable conditions in federal land use permits for ski area operations. Motion carried unanimously.

Future Meetings.
  a. 75th Anniversary Celebration with the Colorado Water Conservation Board, May 15, 2012, Glenwood Springs, CO.
  b. Colorado-Big Thompson Project Tour, June 7-8, 2012.
  c. Third Regular Quarterly Meetings, July 17-18, 2012, Glenwood Springs, CO.
  d. CRWCD 2011 Budget Workshop/Special Meeting in Conjunction with the Southwestern Water Conservation District, September 12, 2012, Grand Junction, CO.
  e. CRWCD Water Seminar, September 13, 2012, Grand Junction, CO.
  f. Fourth Regular Quarterly Meetings, October 16-17, 2012, Glenwood Springs, CO.
  g. Other Meetings:
     i.  Western State Water Workshop, July 18-20, 2012, Gunnison, CO.
     ii. CWC Summer Convention, August 15-17, 2012, Steamboat Springs, CO.
     iii. CRWUA Convention, December 12-14, 2012, Las Vegas, NV.

Adjourn.
There being no further business before the Board, President Sharp adjourned the meeting at 10:22 a.m.

ATTEST:

Thomas R. Sharp, President

R. Eric Kuhn, Secretary/General Manager

Executive Session Attestations.
I hereby attest that the portions of the Executive Session that were not recorded constituted privileged attorney-client communications.

Peter Fleming, General Counsel
<table>
<thead>
<tr>
<th>Project Sponsor</th>
<th>Project Name</th>
<th>Description</th>
<th>Complete?</th>
<th>Previous Contract?</th>
<th>County</th>
<th>Ownership</th>
<th>Project Cost</th>
<th>Requested</th>
<th>Allowed</th>
<th>Minimum Requested / Allowed</th>
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<tbody>
<tr>
<td>Arthur Rothman</td>
<td>Rothman Diversions, Phase I</td>
<td>Divert tail water from the Reynolds and Cain Ditch termination to Mitchell</td>
<td>No</td>
<td>NO</td>
<td>Garfield</td>
<td>Individual</td>
<td>58,000</td>
<td>14,600</td>
<td>14,600</td>
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<tr>
<td>Arthur Rothman</td>
<td>Rothman Diversions, Phase II</td>
<td>Utilize tail water from the Reynolds and Cain Ditch, tributary to Mitchell</td>
<td>No</td>
<td>NO</td>
<td>Garfield</td>
<td>Individual</td>
<td>90,000</td>
<td>48,000</td>
<td>48,000</td>
<td>48,000</td>
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<tr>
<td>Bureau of Land Management</td>
<td>North Beaver Aquatic Passage Project - Road</td>
<td>This project is part of the Road Beaver Watershed Management Project, which</td>
<td>No</td>
<td>NO</td>
<td>Gunnison</td>
<td>Government</td>
<td>107,846</td>
<td>6,126</td>
<td>51,569</td>
<td>6,126</td>
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<td></td>
<td>Beaver Watershed Restoration Project</td>
<td>will improve riparian and forestry conditions in the Road Beaver Creek</td>
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<td>City of Rifle</td>
<td>City of Rifle Water Intake Repairs</td>
<td>Repairs for the City of Rifle primary water intake, located along the north</td>
<td>No</td>
<td>NO</td>
<td>Garfield</td>
<td>Municipality</td>
<td>157,000</td>
<td>39,250</td>
<td>61,400</td>
<td>39,250</td>
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<td>side of the Colorado River. This intake constitutes the main source of water</td>
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<td>for Rifle's approximately 9,500 citizens and several outside the city limits.</td>
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<td>Delta Conservation District</td>
<td>North Fork of the Gunnison Invasive Weed</td>
<td>Phase I focused on an approximately 19 acres above the Minnesota Creek along</td>
<td>No</td>
<td>NO</td>
<td>Delta</td>
<td>District</td>
<td>60,000</td>
<td>15,000</td>
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<td>Removal Project</td>
<td>both sides of the North Fork of the Gunnison to survey and identify</td>
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<td>Tamarisk and other invasive species. Phase II - Extends the project area to</td>
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<td>address invasive weeds along the North Fork of the Gunnison above</td>
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<td>Pania extending north toward the Pania Reservoir.</td>
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<td>Grand County Mutual Ditch</td>
<td>Vail Ditch Improvements Project</td>
<td>Clear and remove dead pine trees in and along the upper and main ditch</td>
<td>No</td>
<td>NO</td>
<td>Grand</td>
<td>Company</td>
<td>30,000</td>
<td>15,000</td>
<td>9,000</td>
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<td>and Reservoir Company (GCMDC)</td>
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<td>alignments to avoid hazards that may cause obstructions leading to overflows</td>
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<td>or washouts (in the past, trees falling in the Main Ditch have caused</td>
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<td>operational shutdowns of the ditch). Applicant, also proposes to purchase</td>
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<td>and install monitoring equipment on the Main Ditch to measure</td>
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<td>diversions and flows.</td>
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<td>James and Carol Schott</td>
<td>Schott K-Line Irrigation System</td>
<td>Convert dirt ditch Road irrigation system to K-Line sprinkler Irrigation</td>
<td>No</td>
<td>NO</td>
<td>Delta</td>
<td>Individual</td>
<td>88,750</td>
<td>24,000</td>
<td>47,750</td>
<td>24,000</td>
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<td>system for 28 acres of mixed grass, alfalfa and clover pasture</td>
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<tr>
<td>James Cupit (land owner)</td>
<td>Cupit Headgate &amp; Sprinkler System</td>
<td>Replace Headgate and reposition takeout on Glenwood Ditch, installed</td>
<td>Yes</td>
<td></td>
<td>Garfield</td>
<td>Individual</td>
<td>15,032</td>
<td>5,500</td>
<td>6,006</td>
<td>5,500</td>
</tr>
<tr>
<td></td>
<td></td>
<td>debris filtration system between headgate and pump intake. Installed</td>
<td></td>
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<td></td>
<td>1,800 feet buried PVC pipe and 18 sprinkler guns.</td>
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</tr>
<tr>
<td>Leon Park Reservoir Company</td>
<td>Leon Park Reservoir Company</td>
<td>Reservoir outlet repair</td>
<td>No</td>
<td>NO</td>
<td>Delta</td>
<td>Company</td>
<td>42,000</td>
<td>11,400</td>
<td>11,400</td>
<td>11,400</td>
</tr>
<tr>
<td>Mid Valley Metropolitan District</td>
<td>Mt. Sopris Well No. 6 Construction</td>
<td>Mt. Sopris Well No. 6 construction project is to increase MVMD's potable</td>
<td>No</td>
<td>NO</td>
<td>Eagle</td>
<td>District</td>
<td>470,851</td>
<td>100,000</td>
<td>124,170</td>
<td>100,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td>water supply in addition to a new source of supply, awarding this Grant</td>
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<td></td>
<td></td>
<td>will allow MVMC to develop a conditional water right previously</td>
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<td>adjudicated to MVMD.</td>
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</tr>
<tr>
<td>Mike Lederhouse</td>
<td>Lederhause Pump Installation</td>
<td>To supplement flow from Tepee Creek, the replacement of a portable</td>
<td>8/8/2011</td>
<td></td>
<td>Eagle</td>
<td>Individual</td>
<td>14,694</td>
<td>5,939</td>
<td>5,939</td>
<td>5,939</td>
</tr>
<tr>
<td></td>
<td></td>
<td>gasoline pump with permanent Installation of an electric pump connected to</td>
<td>CA111005</td>
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<tr>
<td></td>
<td></td>
<td>installed sprinkler system would be placed in the Colorado River.</td>
<td>Amount paid - $14,760.17</td>
<td></td>
<td></td>
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<td></td>
</tr>
<tr>
<td>Riverbend Water and</td>
<td>Water System Improvements</td>
<td>Replacing 35 service lines which are currently made of polybutyl pipe and</td>
<td>No</td>
<td>NO</td>
<td>Garfield</td>
<td>Company</td>
<td>307,000</td>
<td>76,750</td>
<td>91,400</td>
<td>76,750</td>
</tr>
<tr>
<td>Sewer Company</td>
<td></td>
<td>prone to leaking</td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>Roaring Fork Conservancy</td>
<td>Coal Basin Upland Watershed Restoration Pilot</td>
<td>Improve in-stream water quality and quantity, reduce sediment loading, and</td>
<td>No</td>
<td>NO</td>
<td>Pitkin</td>
<td>District</td>
<td>193,379</td>
<td>47,905</td>
<td>68,676</td>
<td>47,905</td>
</tr>
<tr>
<td>District</td>
<td>Project</td>
<td>implement several of the Roaring Fork Watershed Plan's recommended actions.</td>
<td></td>
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</tr>
<tr>
<td>Roaring Fork Outdoor</td>
<td>Roaring Fork River Tamarisk Removal Project</td>
<td>Roaring Fork Outdoor Volunteers (RFDV) will be scheduling a volunteer</td>
<td>9/8/2011</td>
<td></td>
<td>Garfield</td>
<td>Organization</td>
<td>40,305</td>
<td>11,061</td>
<td>11,061</td>
<td>11,061</td>
</tr>
<tr>
<td>Volunteers</td>
<td></td>
<td>Tamarisk removal project at several locations on the Roaring Fork River</td>
<td>CA111021</td>
<td></td>
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<tr>
<td></td>
<td></td>
<td>including 3 mile Creek, 4 mile Creek/Atkinson Ditch, and near Veltus Park</td>
<td>Amount paid - $9,206.80</td>
<td></td>
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<td>in the late fall of 2012.</td>
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</tr>
<tr>
<td>Project Sponsor</td>
<td>Project Name</td>
<td>Description</td>
<td>Complete?</td>
<td>Previous Contract?</td>
<td>County</td>
<td>Ownership</td>
<td>Project Cost</td>
<td>Requested</td>
<td>Allowed</td>
<td>Minimum Requested / Allowed</td>
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</tr>
<tr>
<td>Rob Anderson</td>
<td>Anderson/Bassett Project</td>
<td>Widening road, rearranging the underground utilities, placement of a retaining wall, new storm drain and sidewalk curb and gutters, along with removing overhead electric utility lines and landscaping to tap two separate water lines into the Mitchell-Cooper line.</td>
<td>No</td>
<td>NO</td>
<td>Garfield</td>
<td>Individual</td>
<td>21,250</td>
<td>7,250</td>
<td>7,250</td>
<td>7,250</td>
</tr>
<tr>
<td>Scott Nocks</td>
<td>CIS Farm Irrigation Pipeline</td>
<td>Install 1150' pipeline to replace a stretch of unstable and eroded ditch. The pipeline will stop excessive water loss and soil erosion.</td>
<td>No</td>
<td>NO</td>
<td>Garfield</td>
<td>Individual?</td>
<td>12,500</td>
<td>5,500</td>
<td>5,500</td>
<td>5,500</td>
</tr>
<tr>
<td>Snowmass Water and Sanitation District</td>
<td>Ziegler Reservoir</td>
<td>Small, high hazard, zoned earth embankment dam that is owned and operated by the Snowmass Water and Sanitation District. Ziegler Reservoir Enlargement Project consisted of reconstruction and enlargement of the dam, construction of outlet works, and associated features.</td>
<td>Yes</td>
<td>NO</td>
<td>Pitkin</td>
<td>Sanitation District</td>
<td>3,305,015</td>
<td>150,000</td>
<td>150,000</td>
<td>150,000</td>
</tr>
<tr>
<td>Swan's Nest Metropolitan District</td>
<td>Lower Swan River and Wetlands Restoration Project</td>
<td>Bank Stabilization and stream habitat restoration for Saw River</td>
<td>No</td>
<td>NO</td>
<td>Summit</td>
<td>District</td>
<td>69,000</td>
<td>25,000</td>
<td>43,800</td>
<td>25,000</td>
</tr>
<tr>
<td>Tabernash Meadow Water and Sanitation District</td>
<td>Tabernash Meadow Water and Sanitation District - Water Rights Procurement</td>
<td>Purchase of the excess historic consumptive use water rights available on Pole Creek in the Pearl Ditch and on Crooked Creek in the Rich Ditch.</td>
<td>No</td>
<td>NO</td>
<td>Ouray</td>
<td>Company</td>
<td>20,000</td>
<td>10,000</td>
<td>7,000</td>
<td>7,000</td>
</tr>
<tr>
<td>The Dallas Ditch Company</td>
<td>The Dallas Ditch</td>
<td>Repair and improvements to the headgate inlet area, removal of encroaching willows and enlargement of stretches of the Dallas Ditch to improve carrying capacity.</td>
<td>No</td>
<td>NO</td>
<td>Grand</td>
<td>District</td>
<td>260,000</td>
<td>65,000</td>
<td>82,000</td>
<td>65,000</td>
</tr>
<tr>
<td>Timbers Water &amp; Sanitation District</td>
<td>Timbers Well</td>
<td>Development of new water supply within Colorado River District boundaries that will benefit to the Instream water quality of McKinnis Creek.</td>
<td>No</td>
<td>NO</td>
<td>Routt</td>
<td>District</td>
<td>126,685</td>
<td>31,671</td>
<td>55,337</td>
<td>31,671</td>
</tr>
<tr>
<td>Town of Carbondale Nutrient Sampling Program Roaring Fork River</td>
<td>Town of Carbondale Nutrient Sampling Program Roaring Fork River</td>
<td>Water quality sampling</td>
<td>Yes</td>
<td>NO</td>
<td>Garfield</td>
<td>Municipality</td>
<td>40,380</td>
<td>11,076</td>
<td>11,076</td>
<td>11,076</td>
</tr>
<tr>
<td>Town of Gypsum</td>
<td>LEDE Reservoir</td>
<td>Reconstruction of LEDE Reservoir to increase capacity to 947 - acre feet.</td>
<td>No</td>
<td>NO</td>
<td>Eagle</td>
<td>Municipality</td>
<td>4,500,000</td>
<td>150,000</td>
<td>150,000</td>
<td>150,000</td>
</tr>
<tr>
<td>Town of Ridgway</td>
<td>Lake Otonowanda Renovation</td>
<td>Redesign of Lake Otonowanda</td>
<td>No</td>
<td>NO</td>
<td>Eagle</td>
<td>Municipality</td>
<td>98,300</td>
<td>19,600</td>
<td>45,600</td>
<td>19,600</td>
</tr>
<tr>
<td>Trout Unlimited</td>
<td>Relief Ditch Diversion Modification</td>
<td>Diversion modification project that will replace the pushup dam with permanent diversion and grade control structures and will equip the ditch with a modern headgate as well as rehabilitate the corroded riverbanks at the diversion.</td>
<td>No</td>
<td>NO</td>
<td>Delta</td>
<td>Company</td>
<td>881,000</td>
<td>90,000</td>
<td>150,000</td>
<td>90,000</td>
</tr>
<tr>
<td>Ware &amp; Hinds Ditch Association</td>
<td>Ware &amp; Hinds Highway 6 &amp; 24 Ditch Repair Section - roadsides.</td>
<td>Made ditch repairs to stop leakage and potential damage to utilities and roadsides.</td>
<td>Yes</td>
<td>$9725.07</td>
<td>Garfield</td>
<td>Company</td>
<td>12,400</td>
<td>5,480</td>
<td>5,480</td>
<td>5,480</td>
</tr>
<tr>
<td><strong>TOTALS</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td><strong>11,001,387</strong></td>
<td><strong>991,107</strong></td>
<td><strong>1,279,074</strong></td>
<td><strong>982,107</strong></td>
</tr>
</tbody>
</table>
Oppose Unreasonable Conditions in Federal Land Use Permits for Ski Area Operations
Adopted April 18, 2012

WHEREAS, permit holders that utilize federal lands have filed for and developed Colorado state water rights for the benefit and advancement of their use of the permitted lands; and

WHEREAS, these water rights have been obtained through expenditure of significant funds and are private property rights under Colorado law; and

WHEREAS, the United States Forest Service has recently issued interim directives regarding use and assignment of water and water rights associated with federal permits for ski area operators; and

WHEREAS, these directives limit the use and assignment of privately developed and privately owned water rights; and

WHEREAS, these directives are likely to discourage private investment in ski areas and associated economic recreational activities;

NOW THEREFORE BE IT RESOLVED that the Colorado River Water Conservation District opposes any Federal requirement that holders of land use permits assign their privately owned water rights to the United States or otherwise restrict the transfer of their water rights for the benefit of the United States in order for the permittee to obtain, modify or renew federal permits.

Thomas R. Sharp, President

R. Eric Kuhn, Secretary/General Manager
OPPOSITION TO INITIATIVES 3 & 45
Adopted April 18, 2012

WHEREAS, Water frequently does not naturally exist where and when it is needed in sufficient quantities to sustain human settlement and enterprise in Colorado; and

WHEREAS, As a scarce natural resource, water in Colorado requires a system of allocation and enforcement to meet the needs of Colorado’s citizens and the natural environment; and

WHEREAS, The Colorado River Water Conservation District supports Colorado’s system of prior appropriation as a fair and orderly system for allocating Colorado’s scarce water resources; and

WHEREAS, Colorado’s prior appropriation system has proven itself both successful and flexible in addressing the public’s changing demands, beneficial uses, and values regarding Colorado water resources (e.g., instream flow and recreational in-channel diversion water rights); and

WHEREAS, Two individuals drafted state constitutional initiatives rejecting Colorado’s historical reliance on the prior appropriation doctrine for water allocation and replacing it with an undefined foundation of the public trust doctrine; and

WHEREAS, The adoption of either of these initiatives would result in takings of private and public water rights that Coloradans rely on for beneficial uses for health and human safety as well as economic benefit; and

WHEREAS, The adoption of either of these initiatives would result in dramatic reallocation of public and private, human and financial resources from constructive development and allocation of Colorado’s water resources to Colorado’s courts and legal system.

NOW THEREFORE BE IT RESOLVED that the Board of Directors of the Colorado River Water Conservation District opposes both Initiative 3 and Initiative 45 as unwise, unnecessary, and disruptive to the fair and responsible allocation and stewardship of Colorado’s scarce water resources.

Thomas R. Sharp, President

R. Eric Kuhn, Secretary/General Manager

201 Centennial Street / PO Box 1120 · Glenwood Springs, CO 81602
(970) 945-8522 · (970) 945-8799 Fax
www.ColoradoRiverDistrict.org
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Adopted April 18, 2012

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R. Eric Kuhn, Secretary/General Manager
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Adopted April 18, 2012

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