

**APPLICATION FOR WATER ALLOTMENT CONTRACT
BASALT WATER CONSERVANCY DISTRICT**

1. Applicant(s) Name(s):

**GARY & SHAE ROSS
(SHARON LEE)**

Applicant(s) Mailing Address:

**199 GLASSIER LANE
CARBONDALE, CO 81623**

Applicant(s) Street Address:

SAME

Applicant(s) Telephone No(s).:

970 963 1362

970 274 0726

Applicant(s) E-mail Address:

ROCKYROS@COMCAST.NET

Attorney Info (Name, Address, Telephone and Fax Nos., E-mail):

Emergency Contact Information (preferably local) (Name, Address, Telephone and Fax Nos.): **SAME AS ABOVE**

Contact Information (Name, Address, Telephone and Fax Nos.) of any property manager, caretaker, irrigator, system operator or agent who should be provided a copy of this contract:

2. Type of land use (development) proposed for water allotment contract (i.e. single family home, subdivision, gravel pit, etc.) **SINGLE FAMILY HOME**

3. Legal description of property on which District's water rights and/or contract water shall be used; Quarter, Quarter, Section, Township, Range (attach map and vesting deed with proof of ownership)*: **NE 1/4 OF THE SE 1/4 SECTION 3, TWP 8S, RANGE 87W, 6+4 PM. (LOT C - GLASSIER ACRES SUBDIVISION, EAGLE COUNTY**

4. Elevation zone of property: X 6-7,000 ft., 7-8,000 ft., 8-9,000 ft.

5. Name and legal description of water supply diversion point(s): include Quarter Quarter, Section, Township, Range, bearing and distance from nearby Section corner. (Identify if well, spring, pipeline, etc.) If diversion point is a well, please provide the State Permit No. 035793-F.

Is the well operational/active? Yes, No

Is there currently an operating well meter? Yes, No

Notice: A valid well permit with operating well meter will be required under the contract.

6. Has Applicant applied with the Water Court for water rights, change of water rights and/or a water right plan for augmentation? Yes, No; If yes, what is the Water Court Case No.

7. Proposed waste water treatment system: (please check)

Tap to central waste water treatment facility
 Septic tank/leachfield system
 Evapotranspiration system
 Other:

8. Proposed use of water (please check)

Domestic/Municipal (single family home(s), duplex(s), condominium(s), mobile home(s), apartment). Please complete page three of this application.
 Commercial (hotel, office, warehouse, restaurant, bar, retail). Please complete page four of this application.
 Industrial (gravel pit, manufacturing). Please complete page four of this application.
 Agricultural (crop irrigation, stock watering). Please complete page five of this application.

Date on which the county or other applicable governmental entities approved the land use for which you seek legal water service: DEL 12, 1988. (Note: Copy of the Resolution of other documentation evidencing such approval should be submitted with application.) FLAT RECORDED - BOOK 496, PAGE 925

9. What other water rights are associated with or used on the property? 0.25 cfs/sec ROBINSON DITCH #34 - USED TO FLOOD IRRIGATE ~ 2 ACRES ~ 1 ACRE TO BE IRRIGATED FROM WELL
10. What other uses of water occur on the property?

NONE

Please complete this page if you checked domestic/municipal use on Page 2, No. 8

DOMESTIC/MUNICIPAL WATER USES

In-House

Single family residential home(s)

Number of Units: (1) 4BR HOME

Duplex(s)

Number of Units: _____

Condominium(s)

Number of Units: _____

Apartment(s)

Number of Units/Rooms: _____

Mobil Home(s)

Number of Units: _____

Irrigation (lawns, parks, open space)

Total area to be irrigated _____ Sq. Ft. or / Acres

Type of irrigation system (please check)

/ Sprinkler

_____ Flood (irrigation ditch)

Domestic stock watering (cattle, horses)

Number of animals:

Period of use (months):

Other domestic/municipal uses not listed:



VERIFICATION

STATE OF Colorado)
COUNTY OF Garfield) ss.

I, GARY S. ROSS (name of Applicant or Applicant's duly authorized representative), being first duly sworn, upon oath, depose and state as follows:

- 1) I am the Applicant or a duly authorized officer, manager, agent or attorney-in-fact for the Applicant for this Application for Water Allotment Contract;
- 2) I have read and know the contents of this Application;
- 3) The information contained herein is an accurate and complete description of the Applicant's intended use of the Basalt Water Conservancy District's water rights;
- 4) The Applicant acknowledges that the accuracy and truth of all statements in this Application are conditions of approval of this Application by the Basalt Water Conservancy District and of the Contract to be made pursuant to such approval; and
- 5) I acknowledge that this application shall be subject to the District's Water Allotment Contract as approved and issued by the District.

Date: 2/19/08

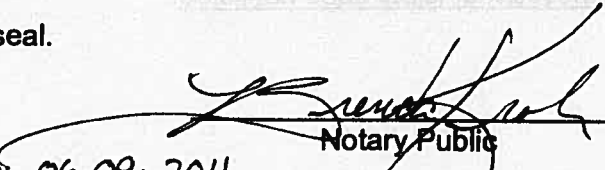
By: 

Print Name: GARY ROSS

Title: APPLICANT

Subscribed and sworn before me this 19th day of February, 2008 by Gary S. Ross.

Witness my hand and seal.


Notary Public

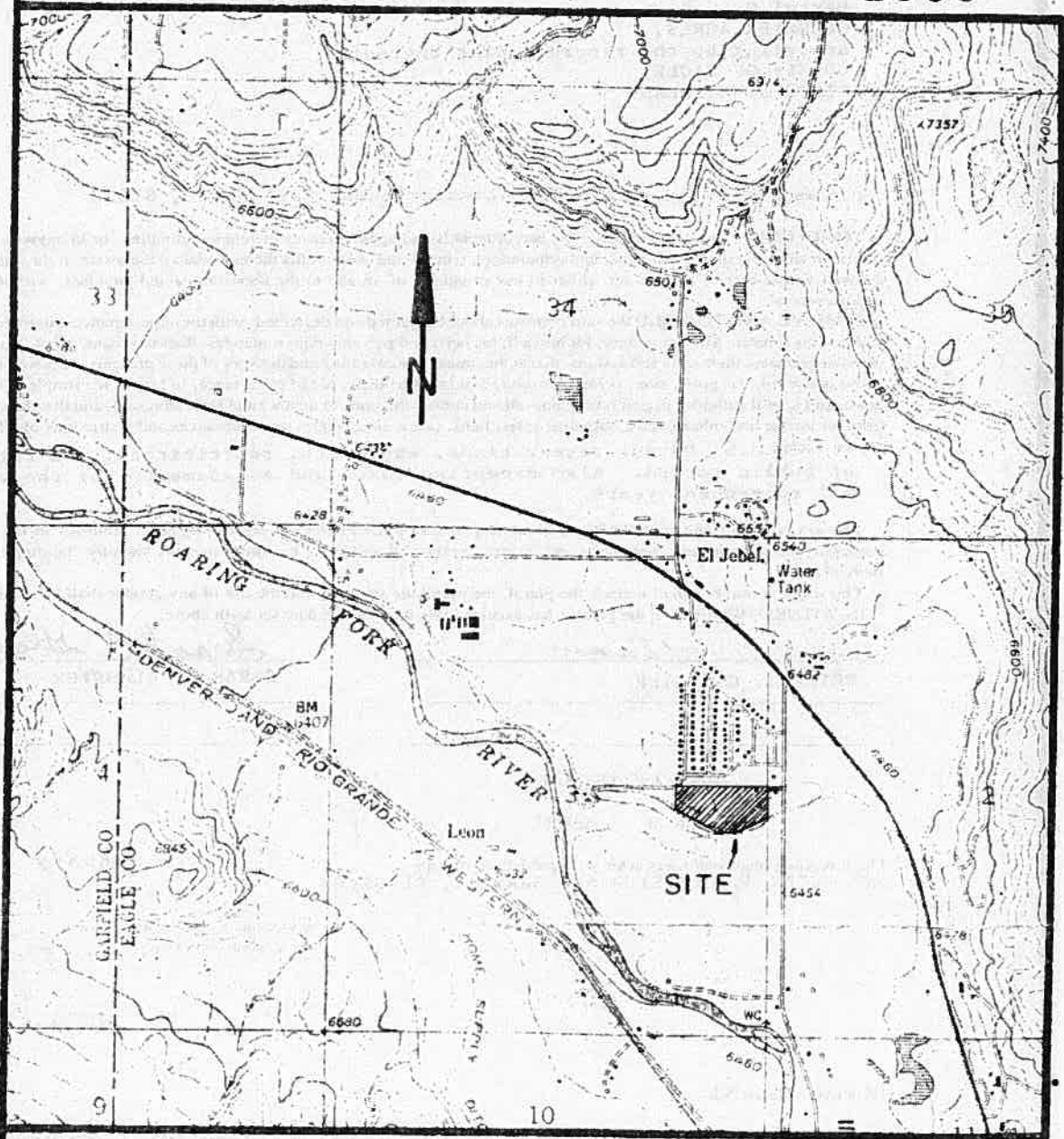
My commission expires: 06-09-2011



My Commission Expires 06/09/2011

VICINITY MAP

1" = 2000'



Position for Cor. No 8, Tract 45-
Based on monumentation found in

WARRANTY DEED

THIS DEED, Made this 19th day of January 1989, between PETER J. GLASSIER & SARAH E. GLASSIER.

of the _____ *County of EAGLE and
State of Colorado, grantor, and
GARY ROSS AND SHARON LEE

whose legal address is 36 Kiowa, Carbondale, Co 81623

of the _____ County of EAGLE and State of Colorado, grantees:

WITNESS, that the grantor, for and in consideration of the sum of
FOURTY THREE THOUSAND FIVE HUNDRED AND NO/100----- DOLLARS.
the receipt and sufficiency of which is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does
grant, bargain, sell, convey and confirm unto the grantees, their heirs and assigns forever, not in tenancy in common but in joint tenancy,
all the real property, together with improvements, if any, situate, lying and being in the _____ County of
EAGLE and State of Colorado, described as follows:

Parcel C,
GLASSIER ACRES,
according to the recorded plat thereof,
COUNTY OF EAGLE,
STATE OF COLORADO

also known by street and number as 0199 Glassier Lane, Carbondale, 81623

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances, unto the grantees, their heirs and assigns forever. And the grantor, for himself, his heirs and personal representatives, does covenant, grant, bargain and agree to and with the grantees, their heirs and assigns, that at the time of the enrolling and delivery of these presents, he is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature soever, except U.S. Patent reservations, easements, restrictions, and rights-of-way of public record. Also excepting taxes and assessments for the year 1988 and all subsequent years.

The grantor shall and will WARRANT AND FOREVER DEFEND the above-bargained premises in the quiet and peaceable possession of the grantees, their heirs and assigns, against all and every person or persons lawfully claiming the whole or any part thereof.

The singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.
IN WITNESS WHEREOF the grantor has executed this deed on the date set forth above.

Peter J. Glassier

PETER J. GLASSIER

Sarah E. Glassier

SARAH E. GLASSIER

STATE OF COLORADO

County of EAGLE

} ss.

The foregoing instrument was acknowledged before me this 19th day of January 1989 by PETER J. GLASSIER AND SARAH E. GLASSIER

Witness my hand and official seal,
My Commission expires _____ 1989

"If in Denver, insert "City and,"

REC 3.00
DOC 4.35
395229 B-499 P-39 01/20/89 16:48 PG 1 OF 1
JOHNETTE PHILLIPS EAGLE COUNTY CLERK

11/19/87

Memorandum

To: BWCD BOARD OF DIRECTORS
From: ERIC MANGEOT *EM*
CC: CHRIS GEIGER
Date: MARCH 21, 2008
File: APPLICATION
Re: ROSS (Gary & Sharon Lee Ross)

K 552

Applicant Name: ROSS

Type of Use: Domestic Commercial
Industrial Agricultural

Amount: 1.0 AF CFS gpm

Location: Area A Area B Inclusion

County: EAGLE Contiguous:

BWCD Division: 6

Mid Valley Metro District Notice Required?: Yes No

Blue Creek Water Rights Applied?: Yes No

Comments: This application seeks a contract to cover depletions associated 19,750 square feet (~0.45 acres) of lawn and landscape areas. Total depletions will be approximately 1.0 AF as calculated by Resource Engineering, Inc.

The property is 3.0 acres located south of the Town of El Jebel as shown of Figure 1. The physical address of the property is 199 Glassier Lane, Carbondale, CO. Based on the property location, it is within the BWCD Division 6 Boundary.

The property is currently being served by an existing well (Permit No. 035793-F) and the Applicant has an existing District water allotment contract no.

Mr. Chris Geiger
BWCD Application – Ross
March 21, 2008

3.3.5.89a (89a). The existing contracts covers depletions associated with indoor use for a single family dwelling, 4 livestock, and 3,500 square feet of lawn and landscape irrigation. Contract 89a is currently decreed in the District's 98CW26 batch augmentation plan and therefore cannot be amended.

In October 2007, the District notified the Applicant that their meter records indicated they were diverting in excess of their permitted amount. In response to District, the Applicant desires to keep their existing contract and obtain a second contract that will allow an additional 1.2 acre-feet of diversions for irrigation.

The Applicant has been informed that they must amend their existing well permit to include Contract 89a and, if approved, a second water allotment contract.

Water User :	Ross
Analysis Date :	March 28, 2012
District Area:	A
Source Series:	4
Maximum Demand:	

**BASALT WATER CONSERVANCY DISTRICT
WATER REQUIREMENTS**
(acre feet)
Contract 552

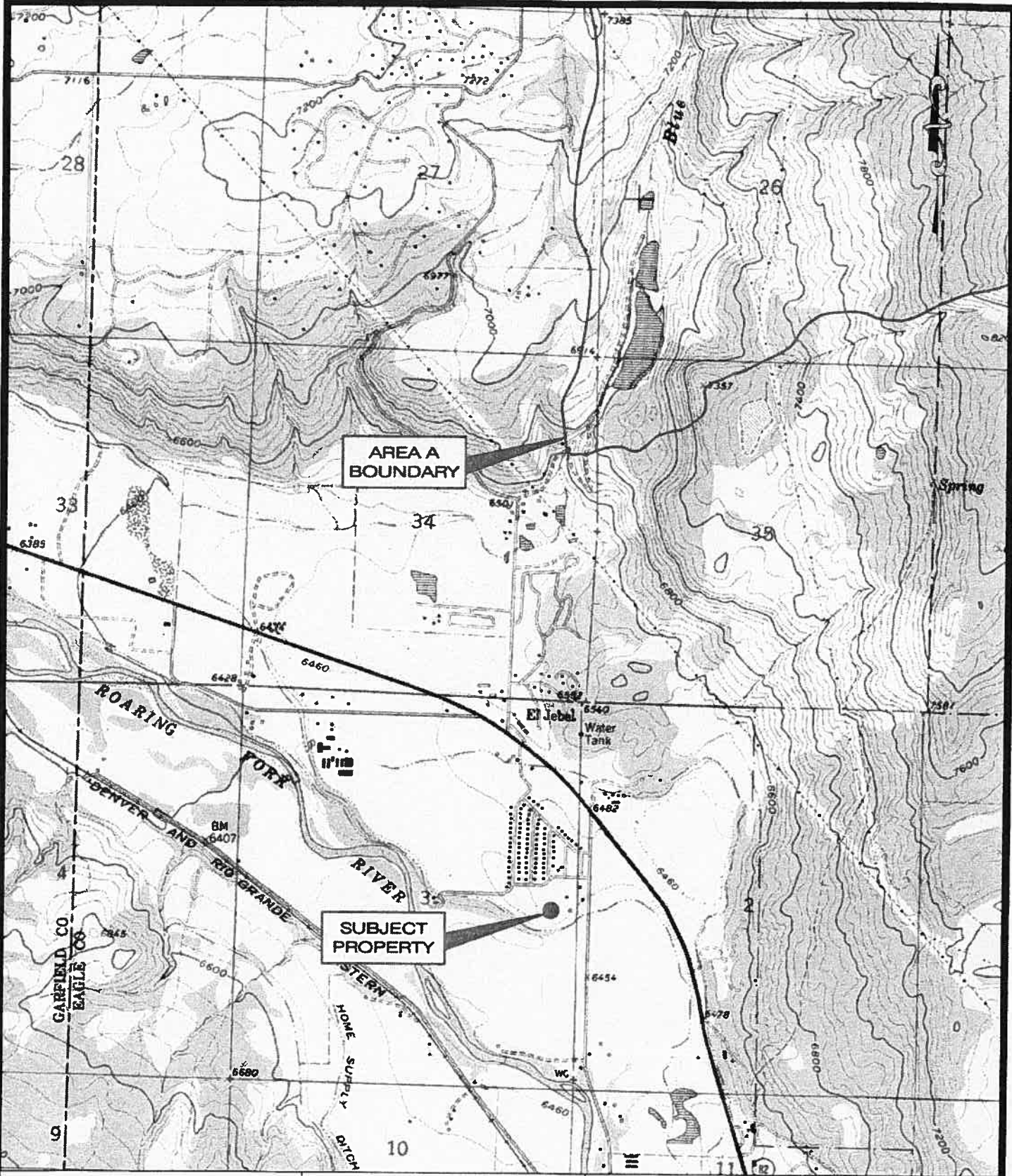
(GPM) (CFS)

Month	Total Demand				(6)* TOTAL	Consumptive Use				(12)* TOTAL	(13) Source of Aug/Replace	(14)* Delayed Depletion
	(1) Domestic In-house	(2) Commercial or Other	(3) Lawn Irrigation	(4) Crop Irrigation		(5) Livestock	(7) Domestic In-house	(8) Commercial or Other	(9) Lawn Irrigation			
January	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	GNM	0.082
February	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	GNM	0.080
March	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	GNM	0.077
April	0.000	0.000	0.038	0.000	0.000	0.000	0.000	0.031	0.000	0.034	GNM	0.076
May	0.000	0.000	0.217	0.000	0.000	0.000	0.000	0.173	0.000	0.191	GNM	0.076
June	0.000	0.000	0.272	0.000	0.000	0.000	0.000	0.218	0.000	0.240	GNM	0.080
July	0.000	0.000	0.259	0.000	0.000	0.000	0.000	0.207	0.000	0.228	GNM	0.085
August	0.000	0.000	0.157	0.000	0.000	0.000	0.000	0.126	0.000	0.138	GNM	0.089
September	0.000	0.000	0.143	0.000	0.000	0.000	0.000	0.115	0.000	0.126	GNM	0.090
October	0.000	0.000	0.048	0.000	0.000	0.000	0.000	0.038	0.000	0.042	GNM	0.090
November	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	GNM	0.089
December	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	0.000	GNM	0.086
TOTALS -->	0.000	0.000	1.134	0.000	0.000	0.000	0.000	0.908	0.000	0.000		0.998

Assumptions

(1)	NUMBER OF RESIDENCES	(5)	# of Livestock @ 11 gals/day	Area A-4
	# persons/residence	3.5		Alluvial Well (Type B)
	# gallons/person/day	100		Roaring Fork River
(2)	Commercial/Other Demand (af)	0.000	Office	
(3)	Sq. Ft. of Lawn Irrigated Lawn Application Rate (af/ac)	19,750 2.531		
(4)	Acres of Crop Irrigated Crop Application Rate (af/ac)	0.00 0.000		

* = Total Includes 5% Transit Loss
10% from Green Mtn.



DATE: 3/12/08

JOB NUMBER: 033-7.2

CHECKED BY: RSF

SCALE: 1"=2000'

RESOURCE
ENGINEERING, INC.
908 COLORADO AVE. ■ GLENWOOD SPRINGS, CO 81601
(970) 945-8777 ■ FAX (970) 945-1137

Gary and Sharon Lee Ross
Location Map

FIGURE
1