



Resource Engineering, Inc.
 909 Colorado Avenue
 Glenwood Springs, CO 81601
 (970)-945-6777 Voice
 (970)-945-1137 Facsimile

Memorandum

To: BWCD BOARD OF DIRECTORS
 From: ERIC MANGEOT *EM*
 CC: CHRIS GEIGER
 Date: APRIL 18, 2016
 File: APPLICATION AND INCLUSION

Applicant Name: Edmund C. Ruffin

Type of Use: Domestic Commercial
 Industrial Agricultural

Amount: 0.2 AF 0.033 cfs 15 gpm

Location: Area A Area B Inclusion

County: PITKIN Contiguous: No (To Division Boundary)

BWCD Division: 7

Mid Valley Metro District Notice Required? Yes No

Blue Creek Water Rights Applied? Yes No

02CW77 Umbrella Plan Water Rights Applied? Yes No Cost: \$2,000

This application and inclusion is to cover depletions associated with a main residence and caretaker unit on a property owned by Edmund C. Ruffin (Applicant). Total contract depletions are 0.2 acre-feet as shown on the attached table.

The property requires inclusion into the District as it is located outside of the Division 7 boundary. The Applicant's property is a 2 acre parcel in Pitkin County, Colorado. The parcel is located in the SW1/4 of Section 9, Township 9 South, Range 85 West of the 6th P.M. (Parcel No. 264309300014). The physical address of the property is 182 Doc Henry Road, Woody Creek. A BWCD map is also attached showing the location of the property.

The source of water is a preexisting unregistered well located in the SW1/4 SW1/4 of Section 9, Township 9 South, Range 85 West of the 6th P.M. at a point 463 feet from the South section line and 1180 feet from the West section line. The Applicant will obtain a "-F" well permit for the well if the contract is approved.

Water User :	Edmund C. Ruffin
Analysis Date :	April 18, 2016
District Area:	A
Source Series:	4
Maximum Demand:	15 0.033 (GPM) (CFS)

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

Month	Total Demand				Consumptive Use					*(13) Delayed Depletions	(14) Source of Aug/Replace GNM		
	(1) Domestic In-house	(2) Commercial or Other	(3) Lawn Irrigation	(4) Crop Irrigation	(5) Livestock	(6) TOTAL	(7) Domestic In-house	(8) Commercial or Other	(9) Lawn Irrigation			(10) Crop Irrigation	(11) Livestock
January	0.067	0.000	0.000	0.000	0.000	0.067	0.010	0.000	0.000	0.000	0.000	0.011	GNM
February	0.060	0.000	0.000	0.000	0.000	0.060	0.009	0.000	0.000	0.000	0.000	0.010	GNM
March	0.067	0.000	0.000	0.000	0.000	0.067	0.010	0.000	0.000	0.000	0.000	0.011	GNM
April	0.064	0.000	0.000	0.000	0.000	0.064	0.010	0.000	0.000	0.000	0.000	0.011	GNM
May	0.067	0.000	0.000	0.000	0.000	0.067	0.010	0.000	0.000	0.000	0.000	0.011	GNM
June	0.064	0.000	0.000	0.000	0.000	0.064	0.010	0.000	0.000	0.000	0.000	0.011	GNM
July	0.067	0.000	0.000	0.000	0.000	0.067	0.010	0.000	0.000	0.000	0.000	0.011	GNM
August	0.067	0.000	0.000	0.000	0.000	0.067	0.010	0.000	0.000	0.000	0.000	0.011	GNM
September	0.064	0.000	0.000	0.000	0.000	0.064	0.010	0.000	0.000	0.000	0.000	0.011	GNM
October	0.067	0.000	0.000	0.000	0.000	0.067	0.010	0.000	0.000	0.000	0.000	0.011	GNM
November	0.064	0.000	0.000	0.000	0.000	0.064	0.010	0.000	0.000	0.000	0.000	0.011	GNM
December	0.067	0.000	0.000	0.000	0.000	0.067	0.010	0.000	0.000	0.000	0.000	0.011	GNM
TOTALS -->	0.784	0.000	0.000	0.000	0.000	0.784	0.118	0.000	0.000	0.000	0.000	0.129	GNM

		Assumptions		Area A-3 Well		Uniform Depletion Rate Roaring Fork River
(1)	(2)	(3)	(4)	(5)	(6)	
NUMBER OF RESIDENCES	2			# of Livestock @ 11 gals/day	0	
# persons/residence	3.5			% CU for Domestic/Commercial	15	
# gallons/person/day	100			% Lawn Irrig. Efficiency	80	
Commercial/Other Demand (af)	0.000	Office		Consumption of Irrig. (af/ac)	0.000	
Sq. Ft. of Lawn Irrigated	0			% Irrig. Efficiency	80	
Lawn Application Rate (af/ac)	0.000			Consumption of Irrig. (af/ac)	0.000	
Acres of Crop Irrigated	0.000			Elevation (feet)	7285	
Crop Application Rate (af/ac)	0.000			*(12), (13) Total Includes 5% Transit Loss 10% from Green Mtn.		

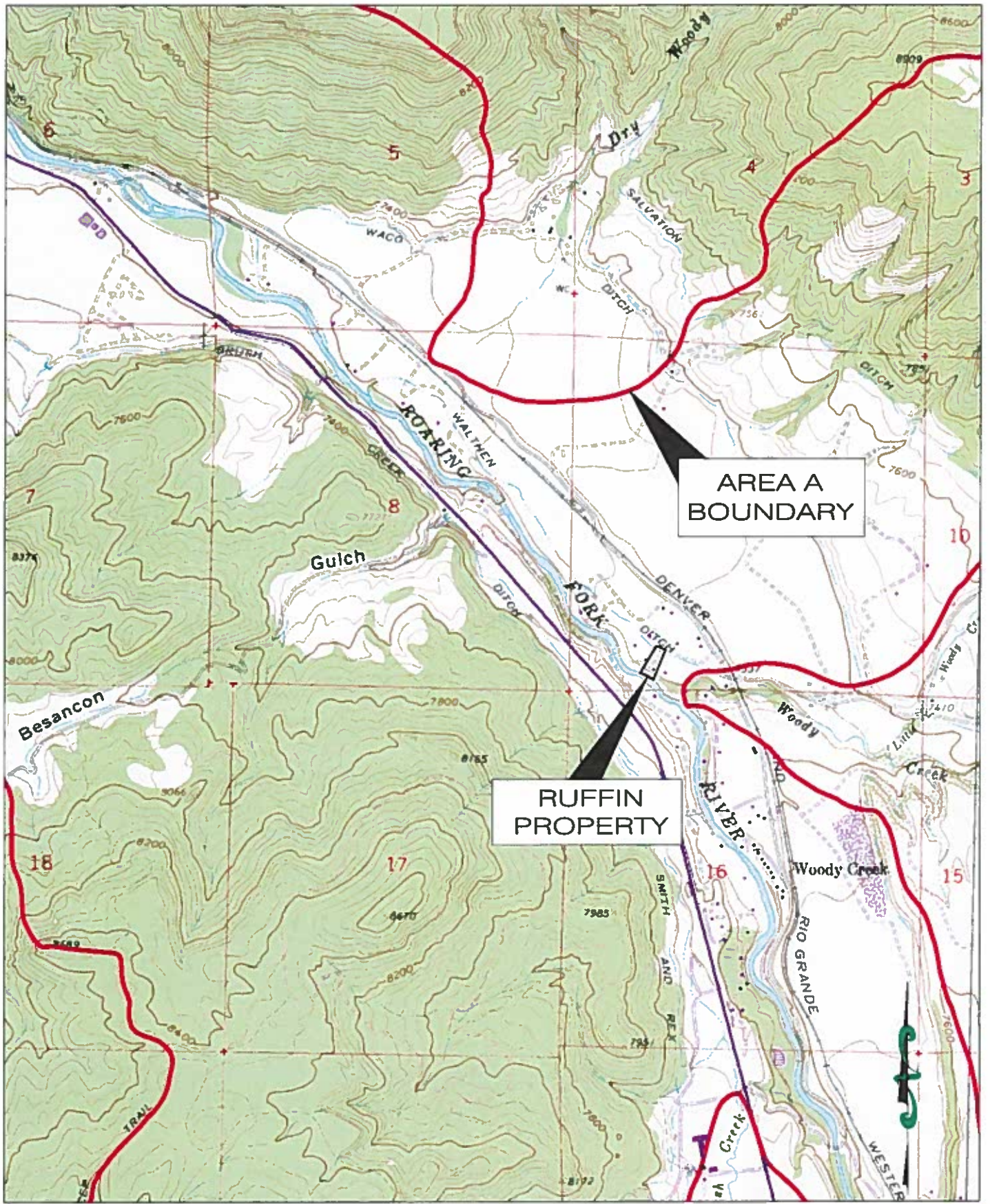


Figure 1: Edmund C. Ruffin

File: 033-7.2
Date: 04/18/16

Basalt Water Conservancy District



Scale: 1"=2,000'

RESOURCE ENGINEERING, INC.

909 Colorado Avenue
Glenwood Springs, CO 81601
(970) 945-8777 Voice 945-1137 Facsimile

APPLICATION FOR WATER ALLOTMENT CONTRACT
BASALT WATER CONSERVANCY DISTRICT

1. Applicant(s) Contact Information

- a. Name: Edmund Ruffin
- b. Mailing Address: 300 32nd Street, #301, Virginia Beach, VA 23451-296
- c. Street Address: 182 Doc Henry Road, Woody Creek, CO 81656
- d. Telephone Numbers: (757)636-8400
- e. Email Address: edruf@phrinc.com
- f. If Applicant is represented by an Attorney, please provide the Attorney's contact information, including name, address, telephone, and email:

Jeffrey J. Conklin, Esq.
Karp Neu Hanlon, P.C.
323 W. Main Street, Suite 301, Aspen, CO 81611
T: 970.945.2261 x105/F: 970.945.7336
Direct Dial: 970.928.2124
jjc@mountainlawfirm.com

- g. Emergency Local Contact Information, including name, address, telephone, and email:

Monty Thompson
182 Doc Henry Road
Woody Creek, CO 81656
(970)379-5823

- h. Contact Information of property manager, caretaker, irrigator, system operator, or agent who should be provided a copy of this contract, including name, address, telephone, and email:

Monty Thompson – see above.

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 and address of property on which District's water rights and/or contract water will be used (attach map and vesting deed with proof of ownership)*:

See enclosed deed and map.

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

5. Name and legal description of water supply diversion point(s):

Name of Diversion TBD

Type of Diversion well (e.g., a well, spring, ditch, pipeline, etc.)

Legal Description: SW Quarter, SW Quarter, Section 9 , Township 9 S, Range 85 W, of the 6th Principal Meridian, at a location 463 feet from the S Section line and 1180 feet from the W Section line.

If diversion point is a well, please provide the Well Permit No. N/A – The well serving this property is a pre-existing, unregistered well. The parcel is 2 acres and was created prior to June 1, 1972. The existing residence includes a caretaker dwelling unit (CDU) and a land use application to remodel the existing residence and CDU will soon be submitted to Pitkin County. Applicant conferred with the Division of Water Resources (DWR) regarding qualification for an exempt well permit based on the parcel being created prior to June 1, 1972; however, such an exempt well permit can only be used to serve 1 unit. Here, the proposed use is for 2 units (one of which is the CDU). Thus, a BWCD contract is

needed for both the single-family residence and the CDU. A BWCD contract is needed to submit a well application.

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. See above.

6. Legal Water Supply: (please check one)

Applicant requests consideration by the District to be included in the District's Umbrella Plan for Augmentation decreed in Case No. 02CW77.*

*Note: Certain applicants may qualify to be included in the District's Umbrella Plan at the District's discretion. In order to be included in the District's Umbrella Plan, the Applicant's depletions must occur within the District's defined "Area A" and the Applicant must reimburse the District its *pro rata* share of the District's expenses in obtaining the Umbrella Plan decree. Costs of reimbursement are contingent upon location and intensity of the uses, and range from \$1,200 for contractees with less than 2 units (EQRs) in certain areas, to \$5,000 for more than 8 EQRs in Area A-3 (generally the Roaring Fork drainage above its confluence with the Fryingpan Rivers).

Applicant will obtain its own plan for augmentation by applying to the Water Court, Water Division 5 within 2 years of this application. If Applicant has already applied for its own change/approval of plan for augmentation, the Water Court Case Number is: _____.

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 four of this application.
- Commercial (hotel, office, warehouse, restaurant, bar, retail). Please complete page five of this application.
- Industrial (gravel pit, manufacturing). Please complete page six of this application.
- Agricultural (crop irrigation, stock watering). Please complete page seven of this application.

Date on which the county or other applicable governmental entities approved the land use for which you seek legal water service: Existing residence was constructed in 1978
(Note: Copy of the Resolution of other documentation evidencing such approval should be submitted with application.)

9. What other water rights are associated with or used on the property?

Walthen Ditch.

10. What other uses of water occur on the property?

Irrigation with shares from Walthen Ditch.

Please complete the section below if you selected domestic/municipal use on Page 3, No. 8

DOMESTIC/MUNICIPAL WATER USES

In-House

Single family residential home(s) Number of Units: 2*
*comprised of a single-family residence and attached caretaker dwelling unit (CDU)

Duplex(s) Number of Units: 0

Condominium(s) Number of Units: 0

Apartment(s) Number of Units/Rooms: 0

Mobile Home(s) Number of Units: 0

Irrigation (lawns, parks, open space)

Total area to be irrigated 0 Sq. Ft. or 0 Acres

Type of irrigation system (please check)

 Sprinkler

 Flood (irrigation ditch)

Domestic stock watering (cattle, horses)

Number of animals: 0

Period of use (months): 0

Other domestic/municipal uses not listed:

Please complete this page if you selected commercial use on Page 3, No. 8

COMMERCIAL WATER USES

In-House

Hotel: _____

Office(s), square footage: _____

Warehouse/distributor, square footage: _____

Retail, square footage: _____

Restaurant, number of seats: _____

Bar, number of seats: _____

Irrigation (lawns, parks, open space)

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

Type of irrigation system (please check)

_____ Sprinkler

_____ Flood (irrigation ditch)

Other Commercial Uses Not Listed:

Please complete this page if you selected industrial use on Page 3, No. 8

INDUSTRIAL WATER USES

Please describe your industrial development in some detail:

Irrigation (lawns, parks, open space)

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

Type of irrigation system (please check)

_____ Sprinkler
_____ Flood (irrigation ditch)

Please complete this page if you selected agricultural use on Page 3, No. 8.

AGRICULTURAL WATER USE

Irrigation

Type of crop(s) (pasture, alfalfa, beans, etc.) and irrigation system:

Crop: _____ Acres: _____ Sprinkler: _____ Flood:

Crop: _____ Acres: _____ Sprinkler: _____ Flood:

Crop: _____ Acres: _____ Sprinkler: _____ Flood:

Crop: _____ Acres: _____ Sprinkler: _____ Flood:

Stock Watering (cattle, horses)

Number of animals:

Months of use:

Other agricultural uses not listed:

VERIFICATION

STATE OF COLORADO)
) ss.
COUNTY OF PITKIN)

I, JEFFREY J. CONKLIN (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: 4/12/2016

By: [Signature]

Print Name: JEFFREY J. CONKLIN, ESQ.

Title: ATTORNEY FOR EDMUND RUFFIN

Subscribed and sworn before me this 12 day of APRIL, 2016
by JEFFREY J. CONKLIN.

Witness my hand and seal.

[Signature]

Notary Public

My commission expires: 9/15/2019

