



Resource Engineering, Inc.  
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# Memorandum

To: BWCD BOARD OF DIRECTORS  
From: ERIC MANGEOT *EM*  
CC: CHRIS GEIGER  
Date: NOVEMBER 29, 2019  
File: APPLICATION

**Applicant Name:** Charles W. Cole III Revocable Trust

**Type of Use:** Domestic  Commercial   
Industrial  Agricultural

**Amount:** 0.1 AF N/A cfs N/A gpm

**Location:** Area A  Area B  Inclusion   
County: GARFIELD Contiguous:   
BWCD Division: 4

**Mid Valley Metro District Notice Required?** Yes  No

**Blue Creek Water Rights Applied?** Yes  No

**02CW77 Umbrella Plan Water Rights Applied?** Yes  No  **Cost:** \$1,200

This application and is to cover depletions associated with a commercial kitchen on a property owned by the Charles W. Cole III Revocable Trust (Applicant). The property is approximately 4.06 acres located along the Roaring Fork River near Catherine’s Store. The physical address of the property is 2321 County Road 100, Carbondale, Colorado. Total depletions are 0.1 acre-feet (AF). A copy of the water requirement table is attached along with a BWCD map showing the location of the property. The property is within Division 4 of the District.

All contract diversions will be from an existing well (Permit No. 60800-F) located in the NE1/4 SE1/4 of Section 36, Township 7 South, Range 88 West, of the 6th P.M. at a point 1,625 feet from the South Section line and 170 feet from the East Section line. This well permit currently covers uses under Contract 430. Contract 430 and the well has been included in the District’s 01CW305 Batch Plan for Augmentation. The Applicant will need to amend the well to include the commercial kitchen uses if the contract is approved. Contract 430 currently covers up to 2 single family dwellings and 5,000 square feet of irrigation on the property.

Water User :	Charles W. Cole III Rev. Trust
Analysis Date :	November 29, 2019
District Area:	A
Source Series:	4
Maximum Demand:	(covered under Contract 430)
	(GPM) (CFS)

BASALT WATER CONSERVANCY DISTRICT  
WATER REQUIREMENTS  
(acre feet)

Month	Total Demand						Consumptive Use						(13) Source of Aug/Replace	(14)* Delayed Depletion
	(1) Domestic In-house	(2) Commercial Kitchen	(3) Lawn Irrigation	(4) Crop Irrigation	(5) Livestock	(6) TOTAL	(7) Domestic In-house	(8) Commercial Kitchen	(9) Lawn Irrigation	(10) Crop Irrigation	(11) Livestock	(12)* TOTAL		
January	0.000	0.026	0.000	0.000	0.000	0.026	0.000	0.004	0.000	0.000	0.000	0.004	GNM	0.003
February	0.000	0.024	0.000	0.000	0.000	0.024	0.000	0.004	0.000	0.000	0.000	0.004	GNM	0.003
March	0.000	0.026	0.000	0.000	0.000	0.026	0.000	0.004	0.000	0.000	0.000	0.004	GNM	0.003
April	0.000	0.025	0.000	0.000	0.000	0.025	0.000	0.004	0.000	0.000	0.000	0.004	GNM	0.003
May	0.000	0.026	0.000	0.000	0.000	0.026	0.000	0.004	0.000	0.000	0.000	0.004	GNM	0.005
June	0.000	0.025	0.000	0.000	0.000	0.025	0.000	0.004	0.000	0.000	0.000	0.004	GNM	0.007
July	0.000	0.026	0.000	0.000	0.000	0.026	0.000	0.004	0.000	0.000	0.000	0.004	GNM	0.007
August	0.000	0.026	0.000	0.000	0.000	0.026	0.000	0.004	0.000	0.000	0.000	0.004	GNM	0.005
September	0.000	0.025	0.000	0.000	0.000	0.025	0.000	0.004	0.000	0.000	0.000	0.004	GNM	0.005
October	0.000	0.026	0.000	0.000	0.000	0.026	0.000	0.004	0.000	0.000	0.000	0.004	GNM	0.004
November	0.000	0.025	0.000	0.000	0.000	0.025	0.000	0.004	0.000	0.000	0.000	0.004	GNM	0.003
December	0.000	0.026	0.000	0.000	0.000	0.026	0.000	0.004	0.000	0.000	0.000	0.004	GNM	0.003
TOTALS -->	0.000	0.307	0.000	0.000	0.000	0.307	0.000	0.046	0.000	0.000	0.000	0.051		0.051

(1)	NUMBER OF RESIDENCES	0	(5)	# of Livestock @ 11 gals/day	0
	# persons/residence	3.5			
	# gallons/person/day	100	(7)	% CU for Domestic/Commercial	15
(2)	Commercial Kitchen	0.307 AF	(9)	% Lawn Irrig. Efficiency	80
				Consumption of Irrig. (af/ac)	0.000
(3)	Sq. Ft. of Lawn Irrigated	0	(10)	% Crop Irrig. Efficiency	80
	Lawn Application Rate (af/ac)	0.000		Consumption of Irrig. (af/ac)	0.000
(4)	Acres of Crop Irrigated	0.00	(9-10)	Elevation (feet)	6256
	Crop Application Rate (af/ac)	0.000			

Area A-4  
Alluvial Well - Type A  
Permit No. 60800-F  
Roaring Fork River

\*(12), (14) Total Includes 5% Transit Loss  
10% from Green Mtn.

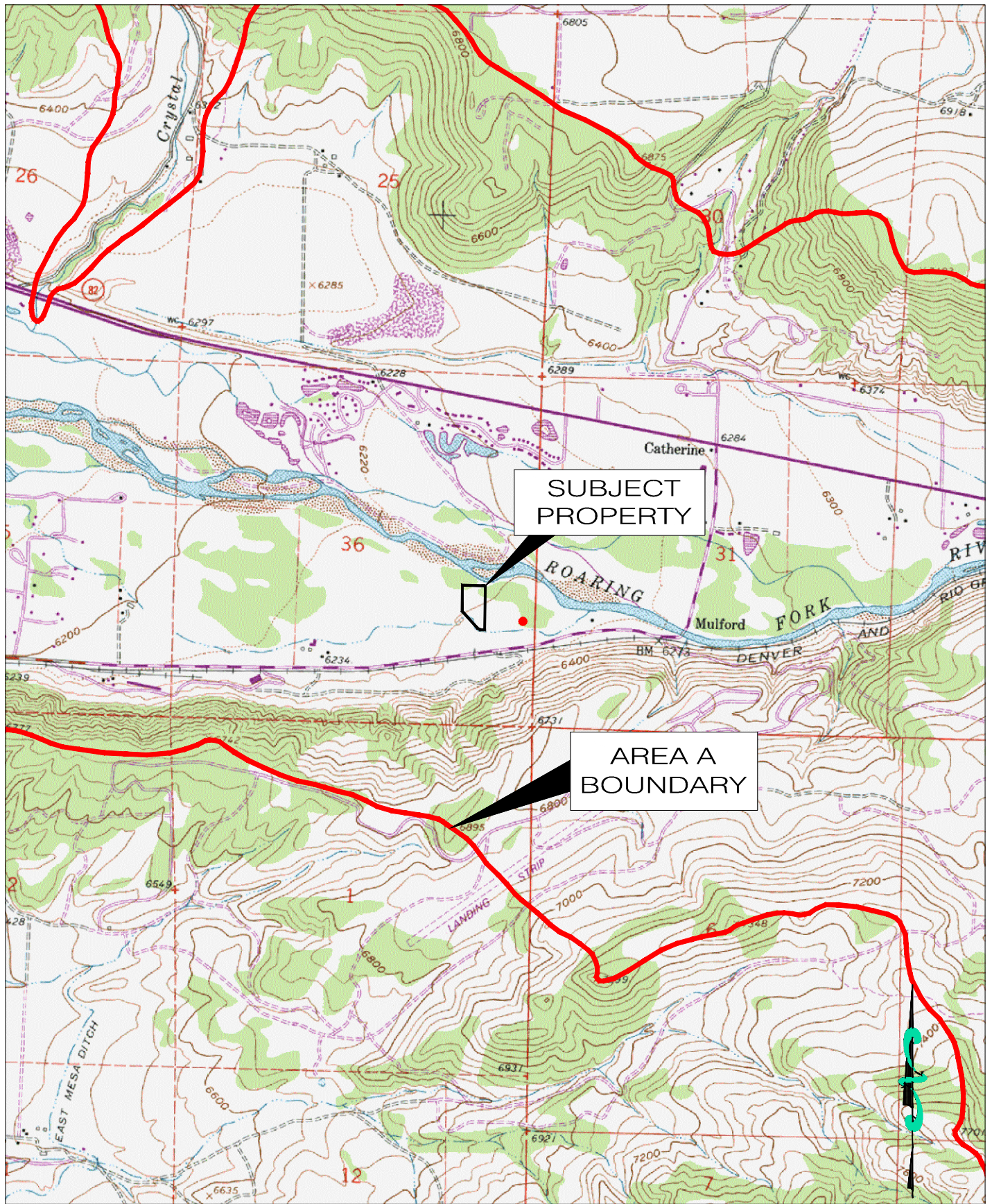
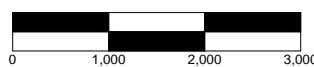


Figure 1: Charles W. Cole III Revocable Trust

Basalt Water Conservancy District

File: 033-7.2  
Date: 11/29/2019



Scale: 1"=2,000'

**RESOURCE**  
ENGINEERING, INC.

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

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

**1. Applicant(s) Contact Information**

- a. Name: Charles W. Cole, III
- b. Mailing Address: 2321 County Road 100, Carbondale, CO 81623
- c. Street Address: 2321 County Road 100
- d. Telephone Numbers: (970) 379-2245
- e. Email Address: colewest@sopris.net
- f. If Applicant is represented by an Attorney, please provide the Attorney's contact information, including name, address, telephone, and email:
- g. Emergency Local Contact Information, including name, address, telephone, and email: Same
- 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:

**2. Type of land use (development) proposed for water allotment contract (i.e. single family home, subdivision, gravel pit, etc.):** Single Family home with secondary dwelling, which will include a commercial kitchen (approx. 300 sq ft)

**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)\*:** Sec 36:Twtnshp7 Rnge 88 Parcel of land situated on government lot 17. AKA lot 3 Coffman Ranch sub-div Exemption North Parcel

Basalt Water Conservancy District  
Water Allotment Application  
Page 2

4. Elevation of property:  6-7,000 ft., \_\_\_\_\_ 7-8,000 ft., \_\_\_\_\_ 8-9,000 ft.

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

Name of Diversion: Coffman North Parcel Exemption

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

Legal Description: NE Quarter, SE Quarter, Section 36, Township 7 N (S),  
Range 88 E (W), of the 6<sup>th</sup> Principal Meridian, at a location 1625 feet  
from the S Section line and 170 feet from the E Section line.

UTM Coordinates (NAD 83):

Northing: \_\_\_\_\_

Easting: \_\_\_\_\_

\_\_\_\_\_ Zone 12 / \_\_\_\_\_ Zone 13.

If diversion point is a well, please provide the Well Permit No. 60800-F Div 5  
WD38 DES. Basin MD

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. 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: PENDING. (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?

Single Family home & ADU (BWCD #430)

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

Irrigation (Slough 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: _____
Duplex(s)	Number of Units: _____
Condominium(s)	Number of Units: _____
Apartment(s)	Number of Units/Rooms: _____
Mobile 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:**

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:

Small commercial kitchen attached to ADU  
< 100,000 gal./year



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 Garfield )

I, Charles W Cole, III (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: 11/25/19

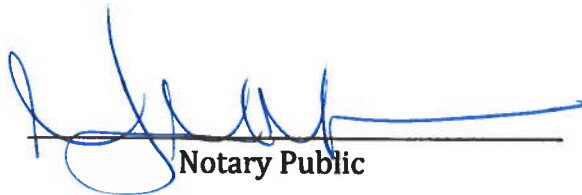
By: 

Print Name: Charles W Cole, III

Title: Land Owner

Subscribed and sworn before me this 25 day of NOVEMBER, 2020 by CHARLES W COLE III

Witness my hand and seal.

  
Notary Public

My commission expires: 06/28/2020

MELODY MORRIS  
NOTARY PUBLIC  
STATE OF COLORADO  
NOTARY ID 19964009424  
MY COMMISSION EXPIRES JUNE 28, 2020