

<p>DISTRICT COURT, WATER DIVISION 1, COLORADO</p> <p>Court Address. Weld County Courthouse P. O Box 2038 Greeley, CO 80632</p>	<p>σ COURT USE ONLY σ</p> <p>Case Number. 2004CW264</p>
<p>LIVENGOOD HILLS AND WINCHESTER PINES LOT OWNERS, AND JERALD AND SHERRILL FIFIELD, ET AL , Applicants</p> <p>IN DOUGLAS COUNTY</p>	
<p>FINDINGS OF FACT, CONCLUSIONS OF LAW, RULING OF THE REFEREE, JUDGMENT AND DECREE</p>	

THIS APPLICATION, having been filed with the Water Clerk, Water Division 1, in October, 2004, and an amended application having been filed in November, 2004, and all matters contained in the application having been reviewed, and such testimony having been taken and evidence presented as was necessary, and being otherwise fully advised in the premises, it is hereby the Ruling of the Referee as follows:

FINDINGS OF FACT

1. **Names, Addresses, and Telephone Numbers of Applicants:**

Livengood Hills and Winchester Pines Lot Owners and Jerald and Sherrill Fifield, et al
c/o 13614 N Winchester Way
Parker, Colorado 80134
(303) 841-1703

Applicants herein refers to individual lot owners in the Livengood Hills and Winchester Pines Subdivisions and individual land owners which land is adjacent to the Livengood and Winchester Pines Subdivisions, as referenced on Attachment B hereto, including their successors and assigns.

2. **Objections:** A statement of Opposition was filed by the City of Aurora. No other Statements of Opposition were filed, and the time for filing such statements has expired.

3 Subject Matter Jurisdiction: Notice of the Application was duly given in the manner required by law, and the Court has jurisdiction over the subject matter and over all who have standing to appear as parties, whether they have appeared or not. Applicants are the owners of the Subject Property.

4. Aquifers and Location of Groundwater: Applicants seek a decree for rights to all groundwater recoverable from the nontributary Arapahoe and Laramie-Fox Hills aquifers underlying lots within the Livengood Hills Subdivision and Winchester Pines Subdivision, and land which is located adjacent to those subdivisions, which is comprised of approximately 202.2 acres of land generally located in the W1/2W1/2 of Section 5 and the E1/2 and N1/2NW1/4 of Section 6, T6S, R65W of the 6th P.M., Douglas County, as shown on Attachment A hereto ("Subject Property") The specific individual lots and parcels of land are specifically described on Attachment B hereto Applicants or their successors and assigns are the owners of the Subject Property as described on Attachment B hereto, and such land is not located within the boundaries of a designated groundwater basin. In the future if individual deeds for conveyance of lots or land are silent as to the conveyance of the water hereon, it is assumed that the water has been conveyed with the land.

5 Well Locations and Annual Amounts: The wells which will withdraw the groundwater described below from the nontributary Arapahoe and Laramie-Fox Hills aquifers will be located at any location on the Subject Property, pursuant to §37-90-137(4), C.R.S. Applicants hereby waive any 600-foot spacing rule for their wells, but must satisfy §37-90-137(4), C.R.S. for wells owned by others on adjacent properties. The entire amount of water available for withdrawal as decreed herein, or any portion thereof, may be withdrawn through a single well if Rule 11.B of the Statewide Nontributary Ground Water Rules, 2 CCR 402-7, is satisfied. The following amounts are available for withdrawal subject to the Court's retained jurisdiction in this matter. Each of the individual lot owners are owners of a pro-rata share in the amounts underlying their respective lots as more particularly described on Attachment B hereto:

<u>Aquifer</u>	<u>Saturated Thickness</u>	<u>Annual Amount</u>
Arapahoe	295 feet	101.4 acre-feet
Laramie-Fox Hills	225 feet	68.2 acre-feet

These amounts and values conform to the State Engineer's Determination of Facts for each aquifer dated January 21, 2005

6. Proposed Uses of Water. The groundwater claimed herein will be used for domestic, commercial, irrigation, stock watering, fire protection and augmentation purposes. Up to 98% of the nontributary water to be withdrawn may be reused and successively used to extinction

7 Estimated Average Pumping Rate and Well Depths: The wells decreed herein will withdraw the subject groundwater at rates of flow necessary to efficiently withdraw the

groundwater. The well depths will conform with the locations of the subject aquifers as referenced in the State Engineer's Determination of Facts for each aquifer or actual aquifer characteristics

8. Final Average Annual Amounts of Withdrawal.

A. Final determination of applicable average saturated sand thicknesses and resulting average annual amounts available to Applicants will be made pursuant to the retained jurisdiction of this Court, as described in paragraph 16 hereinbelow. In the event this decree is not reopened for a further quantitative determination, the findings herein are final and controlling.

B. The allowed annual amount of groundwater which may be withdrawn through the wells specified above and any additional wells, pursuant to §37-90-137(10), C.R.S., may exceed the average annual amount of withdrawal, as long as the total volume of water withdrawn through such wells and any additional wells subsequent to the date of this decree does not exceed the product of the number of years since the date of the issuance of any well permits or the date of this decree, whichever is earliest in time, multiplied by the average annual amount of withdrawal, as specified above or as determined pursuant to the retained jurisdiction of the Court.

9 Source of Groundwater and Limitations on Consumption:

A. The groundwater to be withdrawn from the Arapahoe and Laramie-Fox Hills aquifers is "nontributary groundwater" as defined in §37-90-103(10.5), C.R.S., and in the Denver Basin Rules, the withdrawal of which will not, within 100 years, deplete the flow of a natural stream, including a natural stream as defined in §§37-92-101(2) and 37-92-102(1)(b), C.R.S., at an annual rate greater than 1/10 of 1% of the annual rate of withdrawal

B. Applicants may not consume more than 98% of the annual quantity of water withdrawn from the Arapahoe and Laramie-Fox Hills aquifers, and Applicants shall demonstrate to the reasonable satisfaction of the State Engineer that no more than 98% of the water withdrawn will be consumed prior to issuance of well permits. The relinquishment of 2% of the annual amount of water withdrawn to the stream system, as required by the Denver Basin Rules may be satisfied by any method selected by the Applicants and satisfactory to the State Engineer, so long as Applicants can demonstrate that an amount equal to 2% of such withdrawals (by volume) has been relinquished to the stream system

C. There is unappropriated groundwater available for withdrawal from the subject aquifers beneath the Subject Property, and the vested water rights of others will not be materially injured by such withdrawals as described herein. Withdrawals hereunder are allowed on the basis of an aquifer life of 100 years, assuming no substantial artificial recharge within 100 years

No material injury to vested water rights of others will result from the issuance of permits for the subject wells or the exercise of the rights and limitations specified in this decree

10. Additional Wells and Well Fields.

A. Applicants may construct additional and replacement wells in order to maintain levels of production, to meet water supply demands, or to recover the entire amount of groundwater in the subject aquifers underlying the Subject Property, as described herein. As additional wells are planned, applications shall be filed in accordance with §37-90-137(10), C.R.S., for evaluation by the Division of Water Resources.

B. Two or more wells constructed into the aquifer shall be considered a well field. In effecting production of water from such well field, Applicants may produce the entire amount which may be produced hereunder through any combination of wells within the well field

C. In considering applications for permits for additional wells to withdraw the groundwater which is the subject of this decree, the State Engineer shall be bound by this decree and shall issue said permits in accordance with provisions of §37-90-137(10), C R S.

D. In the event that the allowed average annual amounts decreed herein are adjusted pursuant to the retained jurisdiction of the Court, Applicants shall obtain permits to reflect such adjusted average annual amounts prior to withdrawing the adjusted amounts. Subsequent permits for any wells herein shall likewise reflect any such adjustment of the average annual amounts decreed herein.

11. Conditions.

For each well constructed pursuant to this decree, Applicants shall comply with the following conditions.

A A totalizing flow meter shall be installed on the well discharge pipe prior to withdrawing any water therefrom, and shall be maintained and operational at all times for the life of the well. Applicants shall keep accurate records of all withdrawals by the well, make any calculations necessary, and submit such records to the Water Division I Engineer upon request

B The entire length of the open bore hole shall be geophysically surveyed prior to casing and copies of the geophysical log submitted to the Division of Water Resources. Applicants may provide a geophysical log from an adjacent well or test hole, pursuant to Rule 9A of the Statewide Rules and acceptable to the State Engineer, which fully penetrates the aquifer, in satisfaction of the above requirement.

C. Groundwater production shall be limited to the subject aquifers. Plain, unperforated casing must be installed and properly grouted to prevent withdrawal from or intermingling of water from zones other than those for which the well was designed.

D. Each well shall be permanently identified by its permit number, this Water Court Case Number, and the name of the producing aquifer on the above-ground portion of the well casing or on the pumphouse.

CONCLUSIONS OF LAW

12. The Water Court has jurisdiction over this proceeding pursuant to §37-90-137(6), C.R.S. This Court concludes as a matter of law that the application herein is one contemplated by law, §37-90-137(4), C.R.S. The application for a decree confirming Applicants' right to withdraw and use all groundwater from the nontributary Arapahoe and Laramie-Fox Hills aquifers beneath the Subject Property as described herein pursuant to §37-90-137(4), C.R.S., should be granted, subject to the provisions of this decree. The nature and extent of the rights to nontributary groundwater determined herein are defined by §37-90-137(4), C.R.S. The withdrawal of the groundwater decreed herein in accordance with the terms of this decree will not result in material injury to vested water rights of others.

13. The rights to groundwater determined herein shall not be administered in accordance with priority of appropriation. Such rights are not "conditional water rights" as defined by §37-92-103(6), C.R.S., and findings of reasonable diligence are not applicable to the groundwater rights determined herein. The determination of groundwater rights herein need not include a date of initiation of the withdrawal of water. See §37-92-305(11), C.R.S.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED THAT:

14. The Findings of Fact and Conclusions of Law are incorporated into this Decree of the Water Court.

15. Right to Withdraw Groundwater

Applicants may withdraw the nontributary groundwater herein through wells located on the Subject Property or any additional wells necessary for the full production of the subject water, in the average annual amounts specified herein, subject to the limitations herein and the retained jurisdiction of this Court.

16. Retained Jurisdiction

A. The Court retains jurisdiction as necessary to adjust the average annual amount of groundwater available under the property to conform to actual local aquifer characteristics as determined from adequate information obtained from wells, pursuant to §37-92-305(11), C.R.S.

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COLORADO

Ruling and Decree 2004-CW-261
Page 5 of 6

Within 60 days after completion of any well decreed herein, or any test hole(s), Applicants shall serve copies of such log(s) upon the State Engineer and Objectors herein.

B. At such time as adequate data is available, any person including the State Engineer may invoke the Court's retained jurisdiction to make a Final Determination of Water Right. Within four months of notice that the retained jurisdiction for such purpose has been invoked, the State Engineer shall use the information available to him to make a final determination of water rights finding. The State Engineer shall submit such finding to the Water Court, the parties herein, and to the Applicants.

C. If no protest to such finding is made within 60 days, the Final Determination of Water Rights shall be incorporated into the decree by the Water Court. In the event of a protest, or in the event the State Engineer makes no determination within four months, such final determination shall be made by the Water Court after notice and hearing.

D. In the interim, the Court retains jurisdiction in this matter pursuant to §37-92-305(11), C.R.S.

RULING ENTERED

October 13, 2005

Lori Coulter

Lori Coulter
Water Referee
Water Division 1

THE COURT DOETH FIND THAT NO PROTEST WAS FILED IN THIS MATTER. THEREFORE THE FOREGOING RULING IS CONFIRMED AND APPROVED, AND IS HEREBY MADE THE JUDGMENT AND DECREE OF THIS COURT.

Dated: NOV 04 2005

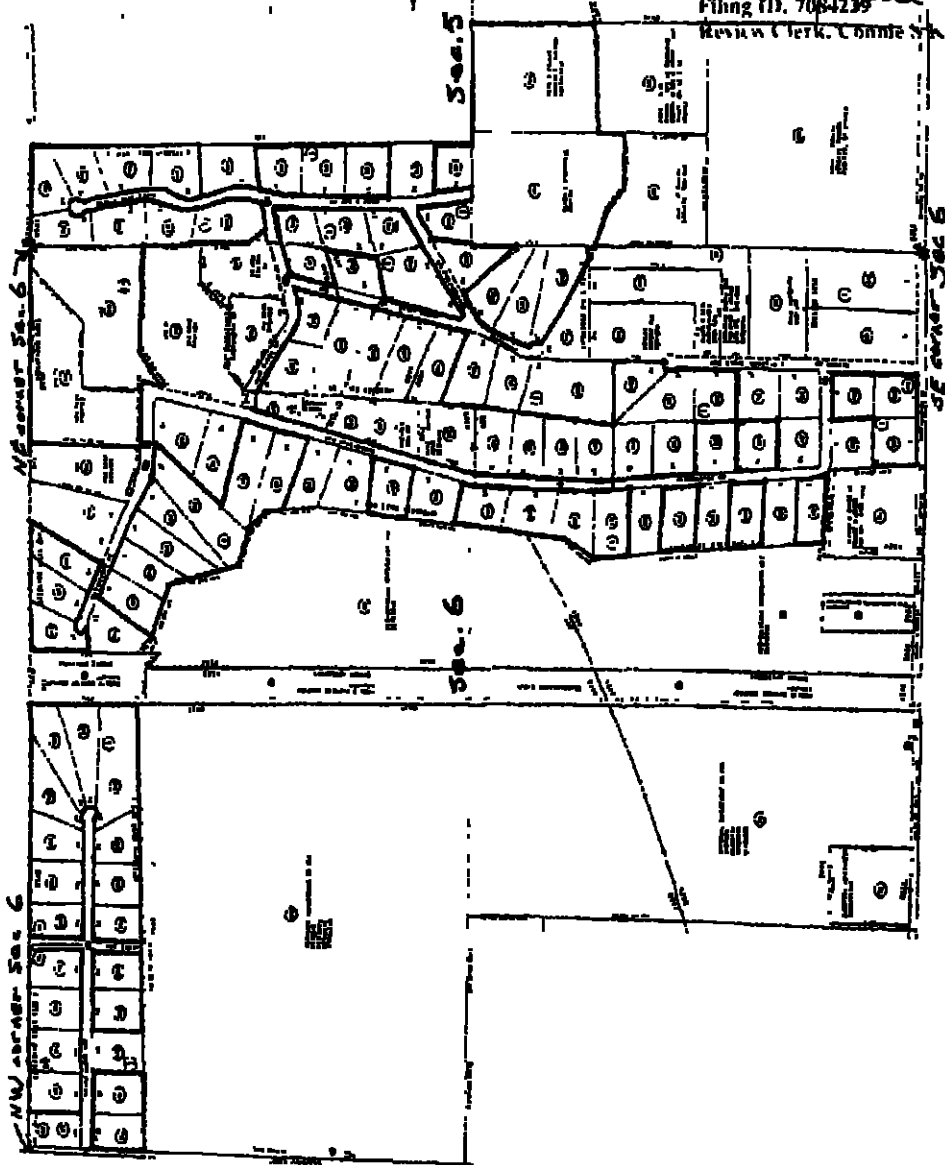
Roger A Klein

Roger A Klein
Water Judge
Water Division 1

264
04 CW275

Attachment A

FFII FD Document
CO Weld County District Court 19th JD
Filing Date: Oct 12 2005 3:41PM MDT
Filing ID: 7081239
Review Clerk: Connie Skoppe



ATTACHMENT B
Case No 04CW264

FILED Document
CO Weld County District Court 19th JD
Filing Date: Oct 12 2005 3:41PM
Filing ID: 7084229
Review Clerk: Connie S Koppes

Livengood Hills Subdivision/Parker, CO 80134

<u>Applicant/Owner</u>	<u>Lot/Plat</u>	<u>Acres</u>	<u>Annual Amount Armonhoe</u>	<u>Annual Amount Livengood Hills</u>
Auton, Geoffrey 9042 E Wagon Wheel Way	87.4	2.0	1.0 acre-feet	0.7 acre-feet
Ademan, Kathryn 9249 E Wagon Wheel Way	101/4	1.6	0.8 acre-feet	0.5 acre-feet
Arnold, Edwin, Henry, Patricia 13618 N Rose Ridge Rd.	62/3	1.8	0.9 acre-feet	0.6 acre-feet
Boebe, Barry & Carole 13257 N Ranger Rd	20/1	2.4	1.2 acre-feet	0.8 acre-feet
Benjamin, Royal & Elaine 13726 N Rose Ridge Rd	51/3	2.3	1.2 acre-feet	0.8 acre-feet
Boese, Kelly 13639 N Rose Ridge Rd	69/5	1.8	0.9 acre-feet	0.6 acre-feet
Boudreaux, Barbara 13601 N Winchester Way	70/2	2.1	1.1 acre-feet	0.7 acre-feet
Johnson, Jack & Laura 13880 Double Tree Trail	57/3	1.8	0.9 acre-feet	0.6 acre-feet
Bruce, Jennifer 13885 N Rose Ridge Rd	74/3	1.8	0.9 acre-feet	0.6 acre-feet
Brungardt, James & Janice 13933 N Double Tree Trail	54/3	1.9	1.0 acre-feet	0.6 acre-feet
Buchen, Shael & Cheryl 13760 N Winchester Way	45.2	2.0	1.0 acre-feet	0.7 acre-feet
Carson, Thomas and Cheryl 13837 N Rose Ridge Rd	73/3	1.6	0.8 acre-feet	0.5 acre-feet
Cassel Raymond & Chere 9169 E Wagon Wheel Way	103/4	1.8	0.9 acre-feet	0.6 acre-feet
Cline, Rick and Maura 13899 N. Double Tree Trail	51/3	1.9	1.0 acre-feet	0.6 acre-feet

Corniskey, Patrick 13914 N Double Tree Trail	56/3	17	0.9 acre-feet	0.6 acre-feet
Couzens, George 13703 N Winchester Way	37.2	50	2.5 acre-feet	1.7 acre-feet
Dasso Douglas & Karen 13940 N Double Tree Trail	55/3	20	1.3 acre-feet	0.7 acre-feet
Davis Family Trust 13428 N Amos Valley Lane	83/3	24	1.2 acre-feet	0.8 acre-feet
Deford, Christopher & Janet 13589 N Amber Valley Lane	76.3	22	1.1 acre-feet	0.7 acre-feet
Denerd, Larry & Lavonna 9350 E. Wagon Wheel Way	94/4	18	0.9 acre-feet	0.6 acre-feet
DeVries, Gary & Joan 9299 W Wagon Wheel Way	100/4	18	0.9 acre-feet	0.6 acre-feet
Days, Arthur & Patricia and Nelson, Michael and Christina 13761 N Winchester Way	41/2	9	1.0 acre-feet	0.6 acre-feet
JT Doughly Trust 13790 N Winchester Way	44/2	19	1.0 acre-feet	0.6 acre-feet
Doyle, Robert & Catherine 13647 N Winchester Way	37/2	22	1.1 acre-feet	0.7 acre-feet
Drummond, James & Mary Jane 13591 N Rose Ridge Rd.	68/3	15	0.8 acre-feet	0.5 acre-feet
Felty, Paul & Sue 9920 E. Weathervane Way	85/3	20	1.0 acre-feet	0.7 acre-feet
Fisher, Edward & Harden, Beryl 9170 E. Wagon Wheel Way	90.4	18	0.9 acre-feet	0.6 acre-feet
Fortran, Guy & Nancy 13275 N Ranger Rd.	21/1	16	0.8 acre-feet	0.5 acre-feet
George, Andrea 13715 N Winchester Way	38/2	20	1.0 acre-feet	0.7 acre-feet

George, Kenneth & Karr 13262 N Winchester Way	15/1	1.8	0.9 acre-feet	0.6 acre-feet
Gleason, John & Verna 13664 N Rose Ridge Rd.	61/3	1.8	0.9 acre-feet	0.6 acre-feet
Gordon, Jeff & Laura 13496 N Winchester Way	27/2	1.9	1.0 acre-feet	0.6 acre-feet
Green, Ben 13537 N Rose Ridge Rd	65/3	1.6	0.8 acre-feet	0.5 acre-feet
Harmann, Edward & Julia Arline 13826 N Double Tree Trail	58/3	2.0	1.0 acre-feet	0.7 acre-feet
Hill, Joseph & Betty 13546 N Amcer Valley Lane	66 & 67/3	3.1	1.6 acre-feet	1.0 acre-feet
Cole, Robert & Jody 13716 N Rose Ridge Rd	60/3	1.9	1.0 acre-feet	0.6 acre-feet
Ingalls, Robert & Nancy .3663 N Winchester Way	34/2	2.3	1.2 acre-feet	0.8 acre-feet
Jensen, Kenneth & Leta 13221 N Ranger Road	19/1	1.8	0.9 acre-feet	0.6 acre-feet
Jewell, Nancy 13451 N Winchester Way	26/2	2.0	1.0 acre-feet	0.7 acre-feet
Jordan, Darnel & Barbara 13536 N Rose Ridge Rd	54/3	1.7	0.9 acre-feet	0.6 acre-feet
Kloe Jerry and Mary 9300 E. Wagon Wheel Way	93/4	1.7	0.9 acre-feet	0.6 acre-feet
Konecny, Deborah 9371 Wagon Wheel Way	98/4	2.1	1.1 acre-feet	0.7 acre-feet
Kyer Family Trust 13350 N Winchester Way	13/1	1.8	0.9 acre-feet	0.6 acre-feet
Larabee, Roger & Debra 13304 N Winchester Way	34/2	1.8	0.9 acre-feet	0.6 acre-feet

Leedholm, Charles & Alice 13729 N Winchester Way	39/2	2.2	1.1 acre-feet	0.7 acre-feet
Lewis, Todd & Amy 9129 E Wagon Wheel Way	104/4	1.8	0.9 acre-feet	0.6 acre-feet
Loyd, Larry and Jose 13521 N Amber Valley Lane	78/3	1.9	1.0 acre-feet	0.6 acre-feet
Magnuson, Kirk and Zavi'a, Evlambia 13347 N Winchester Way	9.1	1.9	1.0 acre-feet	0.6 acre-feet
Merherd, Laurence & Shirley 13798 N Winchester Way	43/7	1.8	0.9 acre-feet	0.6 acre-feet
Murphy James & Patricia 9210 E Wagon Wheel Way	91/4	1.5	0.8 acre-feet	0.5 acre-feet
Myran, Owen & Vicki 9209 E Wagon Wheel Way	102/4	1.6	0.8 acre-feet	0.5 acre-feet
Nash, Douglas & Lois 9841 E Inspiration Drive	1/1	1.6	0.8 acre-feet	0.5 acre-feet
Otto, Larry & Carol 13415 N Winchester Way	11/1	1.9	1.0 acre-feet	0.6 acre-feet
Paul Terry & Linda 13452 Amber Valley Lane	84/3	3.2	1.6 acre-feet	1.1 acre-feet
Pelletier, Steven & Franc 9083 E Wagon Wheel Way	105/4	1.8	0.9 acre-feet	0.6 acre-feet
Rachubinski, Michael & Margaret 13555 N Amber Valley Lane	77/3	2.0	1.0 acre-feet	0.7 acre-feet
Ramos, David & Jacqueline 13745 N Winchester Way	40/2	1.9	1.0 acre-feet	1.6 acre-feet
Reed, Donald 13777 N Rose Ridge Rd	72/1	1.7	0.9 acre-feet	0.6 acre-feet
Rhoades, Laurie & Land, Lisa 9375 E Wagon Wheel Way	97/4	2.5	1.3 acre-feet	0.8 acre-feet

Rieber, Mike & Pam 13551 N Winchester Way	28/2	20	10 acre-feet	07 acre-feet
Sbor, Thomas 13277 N. Winchester Way	7/1	19	10 acre-feet	06 acre-feet
Sirpo, John & Pamela 17075 N Ranger Road	3/1	17	09 acre-feet	06 acre-feet
Steen, Mary Jane 13695 N Rose Ridge Rd	71/3	17	09 acre-feet	06 acre-feet
Smith, Kenneth & Theresa 9084 E. Wagon Wheel Way	88/4	18	09 acre-feet	06 acre-feet
Smith, Michael & L. I. I. I. I. 9374 E. Wagon Wheel Way	95/4	42	2.1 acre-feet	1.4 acre-feet
Travis, Brian 9349 E. Wagon Wheel Way	99/4	18	09 acre-feet	06 acre-feet
Van Sickle, Steve & Helen 13390 N Winchester Way	12/1	18	09 acre-feet	06 acre-feet
Von Kaemel, Robert & Maralyn 9825 E. Inspiration Drive	2/1	19	10 acre-feet	06 acre-feet
Wagner, Fred & Penny 13207 N Winchester Way	5/1	17	09 acre-feet	06 acre-feet
Wantuch, Richard & Virginia 13432 N Winchester Way	22/2	19	10 acre-feet	06 acre-feet
Whetton, Mathew & Krista 9250 F. Wagon Wheel Way	92/4	15	08 acre-feet	05 acre-feet
White-Harper, Ruth 13835 N Double Tree Trail	52/3	21	1.1 acre-feet	07 acre-feet
Wilkes, Charles & Eva 13468 N Winchester Way	23/2	17	09 acre-feet	06 acre-feet
Williams, Charles & Barbara 9390 E. Wagon Wheel Way	96/4	24	1.2 acre-feet	08 acre-feet

Winchester Pines/Parker, CO 80134

<u>Applicant/Owner</u>	<u>Acres</u>	<u>Annual Amount Arapahoe</u>	<u>Annual Amount Laramie-Fox Hills</u>
McFall, Daniel & Lauren 12700 N Winchester Way	1A	.01	5.1 acre-feet
Vidmar, Gerald & Rebecca 213696 N Winchester Way	2	10.1	5.4 acre-feet

Parcels of Land/Parker, CO 80134

<u>Applicant/Owner</u>	<u>Acres</u>	<u>Annual Amount Arapahoe</u>	<u>Annual Amount Laramie-Fox Hills</u>
Fifield, Jerald & Sherrill 13614 N Winchester Way	3.3	1.7 acre-feet	1.1 acre-feet

That portion of the East one-half of the East one-half of Section 6 Township 6 South, Range 65 West of the 6th P.M., described as follows:

Beginning at the Southwest corner of Lot 75, Livergood Hills-Unit 3 thence South along the West lines of Lots 76, 77, and 78 of said Livergood Hills-Unit 3 a distance of 452.4 feet to a point thence due west a distance of 335.2 feet more or less, to a point on the Easterly line of Winchester Way, thence Northwesterly along the Easterly line of said Winchester Way, a distance of 393.75 feet to a point, thence South 61°50' East a distance of 220.2 feet to the point of Beginning.

<u>Applicant/Owner</u>	<u>Acres</u>	<u>Annual Amount Arapahoe</u>	<u>Annual Amount Laramie-Fox Hills</u>
O'Connell, Eileen 13482 N Rose Ridge Rd	12.0	6.0 acre-feet	4.1 acre-feet

The West 1/4 of the Northwest 1/4 of the Southwest 1/4 of Section 5, Township 6 South, Range 65 West of the 6th Principal Meridian, Douglas County, Colorado, EXCEPT the tract of land described as follows:

A tract of land lying in the West 1/4 of the Northwest 1/4 of the Southwest 1/4 of Section 5 Township 6 South, Range 65 West of the 6th Principal Meridian, Douglas County, Colorado, more particularly described as follows:

Beginning at the Southwest corner of the West 1/4 of the Northwest 1/4 of the Southwest 1/4 of said Section 5 and considering the West line of above said Section to bear N 0°33'00" E with all bearings contained herein relative thereto,

Thence N 0°33'00" E along above said West line a distance of 675.39 feet,

Thence S 68°21'09" E a distance of 202.38 feet,

Thence S 31°12'12" E a distance of 65.17 feet,

Cont.

Thence S 98°44'48" E a distance of 350.31 feet to the East line of above said West 1/4 of the Northwest 1/4 of the Southwest 1/4.

Thence S 6°26'10" W along above said East line a distance of 354.10 feet to the Southeast corner of above said West 1/4 of the Northwest 1/4 of the Southwest 1/4.

Thence N 88°34'48" W along the South line of the above said West 1/4 of the Northwest 1/4 of the Southwest 1/4 a distance of 670.89 feet to the point of beginning.

Applicant/Owner	Acres	Annual Amount Arabahoe	Annual Amount Larapue-Fox Hills
Petz, Dale & Elaine 13542 N Winchester Way	5.2	2.6 acre-feet (1.1 a/Lot 25/Unit 2 Livengood and 1.5 a/land parcel.)	1.7 acre-feet (0.7 a/Lot 25/Unit 2 Livengood and 1 a/land parcel.)

Lot 75, Livengood Hills Filing 2 - 2.2 acres, and the following comprised of 3.0 acres for a total of 5.2 acres.

That portion of the E 1/2 of Section 6, Township 6 South, Range 63 West of the 6th P.M., which begins at a point on the West line of Lot 78, LIVENGOOD HILLS UNIT 3, from which the Northwest corner of said Lot 78 bears North a distance of 42.4 feet, said point being the Southeast corner of Tract conveyed in Deed recorded in Book 202 at Page 463, thence South along the West lines of Lots 78 and 79, said LIVENGOOD HILLS UNIT 3, a distance of 346 feet to a point, thence due West a distance of 420 feet, more or less, to a point on the Easterly line of the platted and existing Winchester Way, thence Northeasterly along the said Easterly line of Winchester Way, a distance of 356.2 feet to a point being the Southwest corner of Tract described in Book 205 at Page 445; thence due East along the South line of Tract described in Book 205 at Page 465 a distance of 335.2 feet to the POINT OF BEGINNING.

<u>Applicant/Owner:</u>	<u>Acres</u>	<u>Annual Amount</u>	<u>Annual Amount</u>
Judith L. Pavlich Trust	10.0	<u>Amphibus</u>	<u>Laramie-Fox Hills</u>
16279 E Inspiration Dr		5.0 acre-feet	3.4 acre-feet

THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 6 SOUTH, RANGE 65 WEST OF THE 6TH P.M., COUNTY OF DOUGLAS, STATE OF COLORADO

<u>Applicant/Owner</u>	<u>Acres</u>	<u>Annual Amount</u>	<u>Annual Amount</u>
VanDeventer, Virgil & Mary	4.2	<u>Amphibus</u>	<u>Laramie-Fox Hills</u>
13628 N Winchester Way		2.1 acre-feet	1.4 acre-feet
		(1.2 aff/Lot 75/Fil 3)	(0.8 aff/Lot 75/Fil 3)
		Livengood and	Livengood and
		0.9 aff/land parcel)	0.6 aff/land parcel)

Lot 75, Livengood Hills, Filing 3, - 2.4 acres, and the following comprised of 1.8 acres for a total of 4.2 acres.

Beginning at a point which begins at a point which is the SW Corner of Lot 75, LIVENGOOD HILLS--FILL 3, as recorded; thence North along the West Edge of Lot 75 and a distance of 51.6 feet to a point, which point is on the Northern Right of Way Line of Rose Ridge Road, a Public Way, thence West a distance of 81.1 feet to a point on the Easterly Right of Way Line of the plat and existing Winchester Way, thence Southerly along said Easterly Right of Way Line of Winchester Way a distance of 129.1 feet to a point, thence South 63° 33' East a distance of 120.1 feet more or less to the Point of Beginning.