

3184-2-5

IN THE DISTRICT COURT IN AND FOR

WATER DIVISION NO. 4

STATE OF COLORADO

Case No. W-1598-77

IN THE MATTER OF THE )  
 APPLICATION FOR WATER )  
 RIGHTS OF CRESTED BUTTE )  
 HIGHLANDS, LTD. )  
 )  
 IN THE GUNNISON RIVER )  
 OR ITS TRIBUTARIES )  
 )  
 TRIBUTARIES INVOLVED )  
 SLATE RIVER )  
 )  
 IN GUNNISON COUNTY )

APPLICATION FOR QUADRENNIAL  
FINDING OF REASONABLE DILIGENCE

1. Name and address of Applicant: Crested Butte Highlands, Ltd.  
 c/o Jerry B. Robinson  
 925 American National Bank  
 Building  
 Denver, Colorado 80202

2. Name of springs:

- 1) Spring No. 21-A located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 21, T. 14 S., R. 85 W., 6th P.M. for 2 gpm;
- 2) Spring No. 21-B located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 21, T. 14 S., R. 85 W., 6th P.M. for 4 gpm;
- 3) Spring No. 22-A located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 22, T. 14 S., R. 85 W., 6th P.M. for 4 gpm;
- 4) Spring No. 22-B located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 22, T. 14 S., R. 85 W., 6th P.M. for 6 gpm;
- 5) Spring No. 22-C located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 22, T. 14 S., R. 85 W., 6th P.M. for 10 gpm; and
- 6) Spring No. 22-D located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 22, T. 14 S., R. 85 W., 6th P.M. for 6 gpm.

3. Conditional water rights:

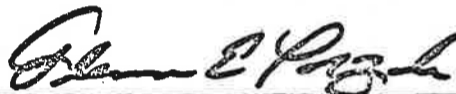
- a. Priority date: The priority date for all of the above described springs is October 13, 1972.
- b. Decree (number and date): The above described springs were adjudicated by the Division 4 Water Court, Case No. W-1598, on August 8, 1973.

4. Source of Water (water course and water shed): Spring water tributary to Slate River.

5. Detailed outline of work done toward completion of project and application of water to beneficial use:

- a. Applicant is the owner of property located in the SW $\frac{1}{2}$  of Section 16 and the N $\frac{1}{2}$  of Section 21, T. 14 S., R. 85 W., 6th P.M., Gunnison County, Colorado.
- b. Applicant has initiated procedures to subdivide this property and construct single family residential units in accordance with a plat and declaration of protective covenants filed in Book 503 at page 817 of the records of Gunnison County, Colorado and bearing Reception Nos. 318186 and 318187.
- c. The subject water rights are to provide the domestic and irrigation supply for this development. This is to be accomplished by means of a collection facility on each spring with pipelines leading to a common system to distribute the water to Applicant's subdivision.
- d. Over the past four years Applicant has spent in excess of \$50,000 on attorney, engineering and other fees to develop its property and utilize the subject water for its decreed beneficial purposes.

HOLME ROBERTS & OWEN




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Denver, Colorado 80290  
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STATE OF COLORADO )  
 ) ss.  
CITY AND COUNTY OF DENVER )

JERRY B. ROBINSON, as general partner of Crested Butte Highlands, Ltd., a limited partnership, being first duly sworn upon oath, deposes and says that he has read the foregoing application, knows the contents thereof and that the same is true.


  
JERRY B. ROBINSON

Subscribed and sworn to before me this 16<sup>th</sup>  
day of August, 1977.

Witness my hand and official seal.

My commission expires: My Commission Expires Apr. 1, 1978

(SEAL)

  
Notary Public