

COURT, WATER DIVISION NO. 1, COLORADO

FILED IN DISTRICT COURT

32 FEB 1986

CASE NO. 86CW267

(79CW183, 80CW111, W-7438, W-7629)

200  
WATER DIVISION

FINDINGS AND RULING OF THE REFEREE AND DECREE OF THE WATER COURT

IN THE MATTER OF THE APPLICATION OF WATER RIGHTS OF

GLACIER VIEW MEADOW, IN LARIMER COUNTY

THIS APPLICATION FOR CHANGE OF PLAN FOR AUGMENTATION was filed with the Water Clerk, Water Division 1, on October 24, 1986 to modify case No. 79CW183 et. al. decreed March 23, 1983. The Referee being fully advised in the premises does hereby find:

All notice required by law of the filing of this application have been fulfilled, and the Referee has jurisdiction of this application.

A Statement of Opposition was filed by The Cache La Poudre Water Users Association. The time for filing additional statements has expired.

All matters contained in the application were reviewed, and testimony was taken where such testimony was necessary and such corrections made as are indicated by the evidence presented.

#### FINDINGS OF FACT

1. The decree in Case No. 79CW183 decreed augmentation for Glacier View Meadows subdivisions for a total of 2,746 single-family equivalent units. The 2,648 single-family residential units are restricted to in-house purposes only. Replacement water for this plan is provided from water rights listed in Paragraph 6 of the decree in case No. 79CW183.

2. Applicant request that 160 of the single-family residential units be allowed to provide water for horses. A maximum of 2 horses per horse lot will be allowed. Assumed consumption is 10 gallons per horse per day (0.011 acre feet annually).

IT IS HEREBY THE RULING OF THE WATER REFEREE

1. The name and address of the applicant:

Glacier View Meadows Water and Sewer Association  
1417 Green Mountain Drive  
Livermore, CO 80536

2. The name of the structures:

160 Glacier View Meadows horse wells as described  
on Exhibit A attached.

3. The legal description of the structures:

The wells will be located in Sections 10, 11, 13,  
14, 15, 22, 23, 24, 25, 26 and 36, Township 9 North, Range 72  
West and Sections 19 and 30, Township 9 North, Range 71 West, 6th  
P.M., Larimer County.

4. The source of the water:

Groundwater

5. The date of appropriation:

July 31, 1973

6. The amount of water:

4 gpm for each dwelling unit equivalent to be  
served by any well.

7. The use of the water:

The 160 wells modified herein may be used for in-  
house purposes and for stockwater for a maximum of 2 horses for  
each lot described in Exhibit A.

8. This decree does not increase the number of wells  
decreed in case No. 79CW183. The use of stockwater is added to  
160 of the 2,648 single-family residential wells.


9. For each horse that is on a lot described in Exhibit A, the applicant shall have available for replacement 0.011 acre feet annually. In addition to the amounts required in Paragraph 2 of the decreed portion of the decree in case No. 79CW183 dated May 23, 1983, applicant shall release 10 gallons per day per horse during any time of need by a vested water right or a decree conditional water right.

10. Prior to diverting water from any well decreed herein for watering horses, a well permit shall be obtained from the office of the State Engineer permitting this use.

11. All conditions and provision of the decree in case No. 79CW183 shall remain in full force and effect except as specifically modified herein.

12. This change of plan for augmentation shall be subject to reconsideration by the water judge on the question of injury to the vested rights of others for a period of 5 years after 50% of horse wells have been applied to beneficial use.

Dated: FEB 28 1992

  
RAYMOND S. LIESMAN  
Water Referee  
Water Division No. 1

THE COURT FINDS: NO PROTEST WAS FILED IN THIS MATTER.

THE FOREGOING RULING IS CONFIRMED AND APPROVED, AND IS HEREBY MADE THE JUDGMENT AND DECREE OF THIS COURT.

Dated: \_\_\_\_\_

\_\_\_\_\_  
ROBERT A. BEHRMAN  
Water Judge  
Water Division No. 1  
State of Colorado

FILING	LOT	ACREAGE	FILING	LOT	ACREAGE	FILING	LOT	ACREAGE
2	23	4.81	6	81	3.97.	9	114	2.56
2	24	8.06	6	85	3.04	9	115	2.67
2	25	4.98	6	86	3.25	9	116	2.98
2	26	4.31				9	117	3.25
2	35	5.90	7	36	2.88	9	118	2.70
2	36	7.21	7	37	4.60	9	119	2.58
2	37	7.31	7	52	3.54	9	120	2.64
2	38	5.20	7	53	2.30	9	121	2.50
2	39	2.69	7	56	3.22	9	122	2.58
2	40	5.30	7	57	3.98	9	123	2.57
2	73	4.60	7	58	2.86	9	130	2.57
						9	131	2.57
4	01	3.80	8	06	3.16.	9	132	2.59
4	02	4.22	8	07	2.31	9	133	2.63
4	03	4.51	8	08	2.02			
4	04	4.56	8	14	2.06	10	07	2.31
4	05	4.68	8	15	1.96	10	08	2.57
4	06	1.86	8	64	2.71	10	09	2.50
4	07	1.72	8	65	2.40	10	10	2.50
4	08	5.11	8	66	1.35	10	11	2.50
4	09	3.77	8	67	3.02	10	12	2.50
4	10	3.30	8	68	1.53	10	13	2.52
4	17	5.62	8	92	3.32	10	14	2.53
4	18	1.34	8	93	3.93	10	34	2.50
4	19	1.44	8	94	4.59	10	35	2.50
4	20	3.15	8	95	3.93	10	36	2.52
4	21	3.29	8	96	3.93	10	37	2.62
4	22	5.11	8	97	4.17	10	39	2.75
4	29	5.34				10	60	2.58
4	30	5.80	9	11	2.83	10	61	2.58
4	31	5.29	9	13	2.56	10	62	2.61
4	32	3.57	9	14	2.71			
			9	15	3.24	11	38A	2.53
5	01	8.63	9	16	3.10	11	58A	2.91
5	02	6.24	9	17	3.01	11	59A	2.51
5	03	5.78	9	18	2.56			
5	04	7.58	9	19	2.50	12	06	1.66
5	05	2.28	9	20	3.25	12	08	3.19
5	06	3.11	9	21	2.71	12	15	4.33
5	07	3.66	9	22	3.30	12	16	6.83
5	08	2.61	9	23	5.02	12	20	1.12
5	12	10.65	9	24	3.59	12	21	1.86
5	13	3.50	9	25	3.61	12	22	1.95
5	14	2.93	9	35	2.50	12	37	3.04
5	19	2.09	9	36	2.59	12	38	3.90
5	20	2.67	9	103	2.65	12	39	2.62
			9	104	2.73	12	40	2.35
6	01	3.17	9	105	3.16	12	52	4.24
6	20	2.89	9	106	3.10	12	53	10.69
6	21	2.70	9	107	3.05	12	54	6.84
6	46	2.56	9	108	4.03	12	76	2.87
6	47	2.94	9	109	3.57	12	77	3.50
6	69	3.26	9	110	2.95	12	83	3.97
6	74	2.93	9	111	2.89	12	121	1.05
6	79	4.42	9	112	2.50	12	122	1.29
6	80	3.37	9	113	2.50	12	123	1.58
						12	166	3.20