

OFFICE OF THE STATE ENGINEER
COLORADO DIVISION OF WATER RESOURCES

818 Centennial Bldg., 1313 Sherman St., Denver, Colorado 80203
(303) 866-3581

LR

WELL PERMIT NUMBER **197166**

DIV. 1 CNTY. 7 WD 6 DES. BASIN MD

APPLICANT

Lot: Block: Filing: Subdiv:

APPROVED WELL LOCATION

BOULDER COUNTY

SE 1/4 NW 1/4 Section 22
Twp 1 N RANGE 71 W 6th P.M.

DISTANCES FROM SECTION LINES

3250 Ft. from South Section Line
2800 Ft. from East Section Line

DAVID K WELLES
% VIRGINIA S JORDAN
3277 N 39TH ST
LONGMONT CO 80503-

(303)449-2788

REGISTRATION OF EXISTING WELL

ISSUANCE OF THIS PERMIT DOES NOT CONFER A WATER RIGHT

CONDITIONS OF APPROVAL

- 1) This well shall be used in such a way as to cause no material injury to existing water rights. The issuance of the permit does not assure the applicant that no injury will occur to another vested water right or preclude another owner of a vested water right from seeking relief in a civil court action.
- 2) The construction of this well shall be in compliance with the Water Well Construction Rules 2 CCR 402-2, unless approval of a variance has been granted by the State Board of Examiners of Water Well Construction and Pump Installation Contractors in accordance with Rule 18.
- 3) This well is recorded, and permit approved, in accordance with CRS 37-92-602(5) for historic use as indicated herein and described in CRS 37-92-602(1)(b), being a well producing 1 GPM and **used for ordinary household purposes inside two (2) single family dwellings, fire protection, the watering of domestic animals and poultry, and the irrigation of not more than 700 square feet of home gardens and lawns.**
- 4) The date of first beneficial use, as claimed by the applicant is September 27, 1965.

M.M. 8-7-96

APPROVED
MAM

Hal D. Simpson
State Engineer

By

M.A. Malley
N/A

Receipt No. 0403898

DATE ISSUED AUG 07 1996

EXPIRATION DATE

FORM NO. GWS-12 10/89	STATE OF COLORADO OFFICE OF THE STATE ENGINEER 818 Centennial Bldg., 1313 Sherman St., Denver, Colorado 80203 (303) 866-3581	For Office Use only PERMIT NUMBER <u>197166</u>
FOR INSTRUCTIONS SEE REVERSE SIDE		RECEIVED JUL 26 1996 WATER RESOURCES STATE ENGINEER COLO.
REGISTRATION OF EXISTING WELL		
1. WELL OWNER NAME(S) <u>David K. Welles</u> Mailing Address <u>c/o Virginia S. Jordan 3277 N. 39th St.</u> City, St. Zip <u>Longmont, CO 80503</u> Phone (303) <u>449-2788</u>		
2. WELL LOCATION: COUNTY <u>Boulder</u> OWNER'S WELL DESIGNATION <u>Hoffman & Welles*</u> <u>2977 Sunshine Canyon Dr 80302</u> <u>*See Well Agreement 7/12/90 attached</u> <div style="display: flex; justify-content: space-between;"> (Address) <u>USG 7/24/90</u> (City) (State) (Zip) </div> <div style="display: flex; justify-content: space-between;"> <u>SW SE</u> (Address) <u>USG 7/24/90</u> (City) (State) (Zip) </div> <div style="display: flex; justify-content: space-between;"> <u>NE</u> 1/4 of the <u>SE</u> 1/4, Sec. <u>22</u> Twp. <u>1</u> <input checked="" type="checkbox"/> N. or <input type="checkbox"/> S., Range <u>71</u> <input type="checkbox"/> E. or <input checked="" type="checkbox"/> W. <u>6th</u> P.M. </div> Distances from Section Lines <u>3250</u> Ft. from <input type="checkbox"/> N. or <input checked="" type="checkbox"/> S. Line, <u>2800</u> Ft. from <input checked="" type="checkbox"/> E. or <input type="checkbox"/> W. Line.		
3. The well has historically been used for the following purpose(s): <u>originally to serve 3 homes, now 2 homes</u> <u>use well through a cistern distribution and outside plants + studio** USG 7/24/90</u>		
4. Water from the well was first used beneficially by the original owner for the above described purpose(s) on <u>September 27</u> 19 <u>65</u> .		
5. The total depth of this well is <u>457</u> feet.		
6. The pumping rate is <u>one (1)</u> gallons per minute.		
7. The average annual amount of water diverted is <u>one (1)</u> acre feet. <u>USG 7/24/90</u>		
8. The land area of home lawn and garden irrigated from this well is: <u>USG 7/24/90</u> <u>700</u> <input checked="" type="checkbox"/> Acre or <input checked="" type="checkbox"/> Square feet, (Number) described as: <u>See Legal attached (to Power of attorney) and attached hereto</u> (Legal Description) or as _____ Subdivision Lot(s) _____ Block _____ Filing/Unit _____		
I (we) have read the statements made herein, know the contents thereof, and state that they are true to my (our) knowledge. [Pursuant to Section 24-4-104 (13)(a) C.R.S., the making of false statements herein constitutes perjury in the second degree and is punishable as a Class 1 misdemeanor.]		
9. Name/Title (Please type or print) <u>Virginia S Jordan</u>	Signature <u>David K. Welles</u> <u>by Virginia S Jordan</u>	Date <u>7/25/96</u>
<div style="display: flex; justify-content: space-between;"> <div> attorney in fact for <u>David K Welles</u> </div> <div> FOR OFFICE USE ONLY </div> </div> <div style="text-align: right; margin-top: 20px;"> CHECKS <u>TR#404025 072696</u> 40.00 DIV OF WATER RESOURCES </div>		
State Engineer Court Case No.	By Co. <u>07</u> <u>WD 06</u> Basin	Date MD Use

This is a legal instrument. If not understood, legal, tax or other Counsel should be consulted before signing.

POWER OF ATTORNEY -- SPECIAL (SPECIFIC PROPERTY ONLY)

KNOW ALL MEN BY THESE PRESENTS

that DAVID K. WELLES have (has) made, constituted and appointed, and by these presents do(es) hereby make, constitute and appoint VIRGINIA S. JORDAN my (our) true and lawful Attorney(ies) and in my (our) name(s), place(s) and stead to do and perform the following act or acts, which are hereby limited, however, to the following described real property and any improvements and fixture located thereon:

THAT REAL PROPERTY AS SET FORTH AND DESCRIBED IN EXHIBIT 'A' ATTACHED HERETO AND MADE A PART HEREOF.

ALSO KNOWN AS 2977 SUNSHINE CANYON DRIVE, BOULDER, CO

to ask, demand, sue for, recover, collect and receive all such sums of money, debts, and demands whatsoever as are now or shall hereafter become due, owing, payable or belonging to the undersigned; and have, use, and take all lawful ways and means in the name of the undersigned, or otherwise, for the recovery thereof, by legal process, and so compromise and agree for the same, and grant acquittances or other sufficient discharges for the same, for the undersigned, and to convey, transfer, and/or assign said property in satisfaction of any debt owing by me (either of us); to bargain, contract, agree for purchase, receive, and take said property, and accept the seizen and possession thereof, and all deeds, and other assurances in the law therefor; and to lease, let, demise, bargain, sell, remise, release, convey, mortgage, convey in trust, and hypothecate said property, upon such terms and conditions, and under such covenants as said Attorney shall think fit; to exchange said property for other real or personal property, and to execute and deliver the necessary instruments of transfer or conveyance to consummate such exchange; to execute and deliver subordination agreements subordinating any lien, encumbrance or other right in said property to any other lien, encumbrance, or other right therein; also to bargain and agree for, buy, sell, mortgage, hypothecate, convey in trust or otherwise, and in any and every way and manner deal in and with the improvements and fixtures located on said real property, including authority to utilize my eligibility for VA Guaranty; and, also, for the undersigned and in the name and as the act and deed of the undersigned, to sign, seal, execute, deliver, and acknowledge such deeds, covenants, leases, indentures, agreements, mortgages, deeds of trust, hypothecations, assignments, notes, receipts, evidence of debts, assumption agreements, settlement documents, releases and satisfaction of mortgage, and such other instruments in writing, of whatever kind or nature, as may be reasonable, advisable, necessary, or proper in the premises, but only with respect to said property.

Giving and granting unto said Attorney (ies) full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully to all intents and purposes as the undersigned might or could do if personally present, the undersigned hereby expressly ratifying and confirming all that said Attorney shall lawfully do or cause to be done by virtue of these presents.

Dated: 7/5/95

David K. Welles
WITNESS
STATE OF Ohio)
COUNTY OF Lucas) ss.
The foregoing instrument was acknowledged before me this 5 day of JULY 1995 by DAVID K. WELLES

Witness my hand and official seal.
My commission expires:

Janet M. Adams
Notary Public

JANET M. ADAMS
Notary Public, State of Ohio
My Commission Expires 8-30-99

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JUL 26 1996

WATER RESOURCES
STATE ENGINEER
COLD.

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EXHIBIT "A"

LEGAL DESCRIPTION

JUL 26 1996

That portion of the North Half of Section 22, Township 1 North, 71 West of the 6th P.M., County of Boulder, State of Colorado, described as follows:

Commencing at the Northwest corner of the Northeast Quarter of the Southwest Quarter of said Section 22; thence North $1^{\circ}12'30''$ West, 134.99 feet along the West line of the Southeast Quarter of the Northwest Quarter of said Section 22; thence North $80^{\circ}05'20''$ East, 256.57 feet; thence North $50^{\circ}20'10''$ East, 109.30 feet; thence South $77^{\circ}10'50''$ East, 80.14 feet; thence South $47^{\circ}23'30''$ East, 205.90 feet; thence South $54^{\circ}48'30''$ East, 82.50 feet; thence South $84^{\circ}59'30''$ East, 231.96 feet; thence North $26^{\circ}46'$ East, 349.60 feet; thence North $0^{\circ}38''$ East, 296.48 feet; thence North $3^{\circ}38''$ East, 76.00 feet to a point on the East line of land described in deed recorded in Book 1233, Page 317 of the Boulder County Records, said point being the TRUE POINT OF BEGINNING; thence North $89^{\circ}11''$ East, 361.10 feet; thence North $4^{\circ}32'40''$ West, 48.20 feet; thence North $19^{\circ}08'30''$ East, 221.78 feet; thence North $82^{\circ}59'00''$ West, 412.59 feet to said East line of land described in Book 1233, Page 317; thence South $3^{\circ}38'00''$ West, 313.90 feet along said East line to the TRUE POINT OF BEGINNING.

AGREEMENT

JUL 26 1996 10-1

THIS AGREEMENT is made and entered into this 1st day of July, 1990, by and between MAUREEN WILLIAMS COLBY and H. CURTIS COLBY (hereinafter "Colby"), ROBERT HOFFMAN (hereinafter "Hoffman"), and ROGER T. JORDAN and VIRGINIA W. JORDAN (hereinafter "Jordan");

WATER RESOURCES
ENGINEERING

Jordan is
now well

R E C I T A L S:

WHEREAS, Colby, Hoffman and Jordan own contiguous tracts of land located in Section 22, Township 1 North, Range 71 West of the 6th P.M., Boulder County, Colorado; and

WHEREAS, the parties or their predecessors in title have earlier entered into certain agreements concerning the use of a water well, storage cisterns, and the installation, use, maintenance, repair and replacement of water lines; and

WHEREAS, the parties desire to exactly define the location of the easement for the cistern and water line located upon the property of Jordan, and to release all other easements pertaining to said property and to restrict the right of access to the water well;

NOW, THEREFORE, in and for the consideration of the Recitals, mutual covenants, conditions and agreements herein contained, and for other good and valuable considerations, the parties hereto agree as follows:

Colby bought
out for \$4000

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JUL 26 1996

10-2

1. That to the extent provided, this Agreement shall replace all previous Well Agreements previously entered into by the parties or their predecessors, which were recorded in the office of the Clerk and Recorder of the County of Boulder. Such documents include a Well Agreement dated the 6th day of February, 1978, recorded June 29, 1978, at Reception No. 286321 in the records of Boulder County, and an Agreement dated the 2nd day of October, 1969, as recorded at Reception No. 926564 in the records of Boulder County.

2. Any easements previously granted to Colby are hereby declared to be void and of no force and effect. The parties agree that the purpose of this Agreement shall be to terminate any easements in favor of Colby and to restrict Colby's rights to use water from the water well, while maintaining easements in favor of Jordan and Hoffman. For all purposes, the water well and any water derived therefrom shall be the property of Jordan and Hoffman.

3. Jordan grants to Hoffman an easement over and across the property owned by Jordan, which is attached hereto as Exhibit "A", 10 feet in width, being 5 feet on each side, of the following-described centerline:

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JUL 26 1996

WATER RESOURCES
STATE ENGINEER
COLO

Commencing at the NW Corner of the NE 1/4 of the SW 1/4 of Section 22, T1N, R71W of the 6th P.M.; thence N 1°12'30" W, 134.99 feet along the West line of the SE 1/4 of the NW 1/4 of said Section 22; thence N 80°05'20" E, 256.57 feet; thence N 50°20'10" E, 109.30 feet; thence S 77°10'50" E 80.14 feet; thence S 47°23'30" E, 205.90 feet; thence S 54°48'30" E, 82.50 feet; thence S 84°59'30" E, 231.96 feet; thence N 26°46' E, 349.60 feet; thence N 0°38' E, 296.48 feet; thence N 3°38' E, 76.00 feet to a point on the East line of land described in deed recorded in Book 1233 at Page 317 of the Boulder County records; thence n 89°11' E, 309.00 feet to the TRUE POINT OF BEGINNING; thence N 4°00' W, 41.30 feet; thence N 6°30' E, 28.20 feet; thence N 36°40' E, 26.80 feet to the POINT OF TERMINATION;

for the purpose of installing, maintaining, using, preparing and replacing a water pipeline and pipeline control wires together with the right of reasonable ingress and egress thereto.

4. Jordan further grants unto Hoffman an easement over and across the following-described tract of land:

Commencing at the POINT OF TERMINATION of the above described easement, thence West 5.0 feet to the TRUE POINT OF BEGINNING; thence North, 14.70 feet; thence East, 16.70 feet; thence South, 20.70 feet; thence West 16.70 feet; thence North, 6.0 feet to the TRUE POINT OF BEGINNING;

for the installation, maintenance, use, repair and replacement of a cistern for water storage, together with the right of reasonable ingress and egress thereto.

5. The easements herein granted by Jordan shall be for the use and benefit of the water well owned by Hoffman and Jordan, which is described on Exhibit "B" attached hereto, and the property owned by Hoffman, which is described on Exhibit "C" attached hereto.

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JUL 26 1996

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6. Colby and Hoffman hereby release any and ~~all~~ ^{all} ~~their~~ ^{their} ~~rights~~ ^{rights} ~~which~~ ^{which} they might possess over and across the ~~property~~ ^{property} of Jordan as a result of those instruments recorded at Reception Nos. 286321 and 926564 of the records in the office of the Clerk and Recorder of the County of Boulder.

7. Colby shall have no rights in any respect to the water well, or any water derived therefrom. Colby agrees to execute any further documents which may be required or appropriate to effect the intent of this Agreement. The parties agree that only Jordan or Hoffman, or their agents, are permitted to draw water from the water well. Jordan and Hoffman shall be responsible for maintenance of the well. Any personal or other property located at the well site or located on any of the three properties associated with the well or easements thereto shall be the property of Jordan and Hoffman.

8. Jordan and Hoffman shall continue to retain the rights granted unto their predecessors in title by that Well Agreement dated the 6th day of February, 1978, and recorded at Reception No. 286321, and Colby and Hoffman reiterate and regrant the rights and easements created under said agreement. Except as herein specifically modified, all other terms and conditions of the Well Agreement dated the 6th day of February, 1978, and the Agreement dated the 2nd day of October, 1969, remain in full force and effect.

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JUL 26 1996

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9. Jordan and Hoffman are each entitled to ^{WATER RESOURCES}~~water~~ one-half of the water produced by the well and agree to share equally the expenses of any necessary repairs and maintenance to the well, pump, controls, power lines, transmission lines, cistern or pipe. The cost of electric power consumed to pump the water from the well, as charged to Jordan, shall be shared equally between Jordan and Hoffman.

10. Jordan and Hoffman agree to share the expenses of periodic maintenance of the existing well, pump, controls, power lines, transmission lines, cistern and pipe in their proportion of actual water usage as determined by water meters currently installed on their respective properties. Repairs and capital improvements which are not part of periodic maintenance shall be shared equally by Jordan and Hoffman.

11. This agreement shall be binding on the parties hereto, their successors and assigns in interest, to the land described herein; and the easements herein granted shall be deemed a covenant running with the land.

Maureen Williams - Colby
MAUREEN WILLIAMS COLBY

H. Curtis Colby
H. CURTIS COLBY

Robert Hoffman
ROBERT HOFFMAN

10-6

R. T. Jordan

ROGER T. JORDAN

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Virginia W. Jordan
VIRGINIA W. JORDAN

JUL 26 1996

STATE OF COLORADO

COUNTY OF Boulder

WATER RESOURCES
STATE ENGINEER
COLO



Subscribed and sworn to before me this 12th day of July, 1990, by MAUREEN WILLIAMS COLBY.

Patricia Ann Goff
Notary Public

Address: 1242 Penn St
Boulder, CO 80302

My Commission Expires: 2-10-92

STATE OF COLORADO

COUNTY OF Boulder



Subscribed and sworn to before me this 12th day of July, 1990, by H. CURTIS COLBY.

Patricia Ann Goff
Notary Public

Address: 1242 Penn St
Boulder, CO 80302

My Commission Expires: 2-10-92

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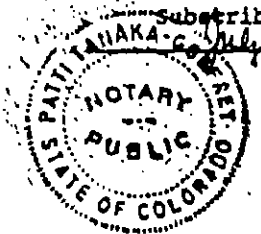
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JUL 26 1996

STATE OF COLORADO

COUNTY OF Boulder

WATER RESOURCES
STATE ENGINEER
GOLD



Subscribed and sworn to before me this 12th day of July, 1990, by ROBERT HOFFMAN.

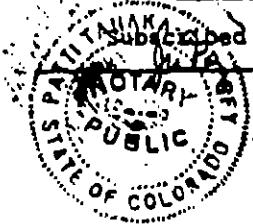
Patricia A. Brey
Notary Public

Address: 1242 Pearl St
Bldg. 6 80302

My Commission Expires: 2-10-92

STATE OF COLORADO

COUNTY OF Boulder



Subscribed and sworn to before me this 12th day of July, 1990, by ROGER T. JORDAN.

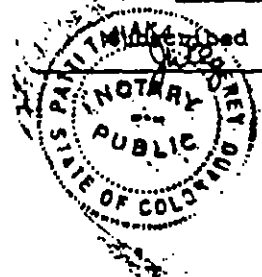
Patricia A. Brey
Notary Public

Address: 1242 Pearl St
Bldg. 6 80302

My Commission Expires: 2-10-92

STATE OF COLORADO

COUNTY OF Boulder



Subscribed and sworn to before me this 12th day of July, 1990, by VIRGINIA W. JORDAN.

Patricia A. Brey
Notary Public

Address: 1242 Pearl St
Bldg. 6 80302

My Commission Expires: 2-10-92

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JUL 26 1996

10-8

EXHIBIT A

WATER RESOURCES
STATE ENGINEER
COLO

That portion of the North Half of Section 22, Township 1 North, Range 71 West of the 6th P.M., County of Boulder, State of Colorado, described as follows:

Commencing at the Northwest corner of the Northeast Quarter of the Southwest Quarter of said Section 22; thence North $1^{\circ}12'30''$ West, 134.99 feet along the West line of the Southeast Quarter of the Northwest Quarter of said Section 22; thence North $80^{\circ}03'20''$ East, 256.57 feet; thence North $50^{\circ}20'10''$ East, 109.30 feet; thence South $77^{\circ}10'50''$ East, 80.14 feet; thence South $47^{\circ}23'10''$ East, 205.90 feet; thence South $56^{\circ}48'10''$ East, 82.50 feet; thence South $84^{\circ}59'30''$ East, 231.96 feet; thence North $26^{\circ}46'$ East, 349.60 feet; thence North $0^{\circ}38'$ East, 296.48 feet; thence North $3^{\circ}38'$ East, 76.00 feet to a point on the East line of land described in deed recorded in Book 1233, Page 317 of the Boulder County Records, said point being the TRUE POINT OF BEGINNING; thence North $89^{\circ}11'$ East, 361.10 feet; thence North $4^{\circ}32'40''$ West, 48.20 feet; thence North $19^{\circ}08'30''$ East, 221.78 feet; thence North $82^{\circ}59'00''$ West, 412.59 feet to said East line of land described in Book 1233, Page 317; thence South $3^{\circ}38'00''$ West, 313.90 feet along said East line to the TRUE POINT OF BEGINNING.

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10-9

FLATIRONS SURVEYING, INC.

27 April 1989

Sheet 2

Flatirons Surveying Job No. 89-12,981

LEGAL DESCRIPTION (provided by First Colorado Title Corp.)

A tract of land in the Southeast quarter of the Northwest quarter and the Southwest quarter of the Northeast quarter of Section 22, Township 1 North, Range 71 West of the 6th P.M., being more particularly described as follows: From the Northeast corner of the Southeast quarter of the Northwest quarter of said Section 22, South 00 degrees 28'00" East, a distance of 842.32 feet; thence North 89 degrees 11'00" East a distance of 118.42 feet to the TRUE POINT OF BEGINNING; Thence South 33 degrees 01'50" West a distance of 88.28 feet; thence South 5 degrees 30'07" East a distance of 72.82 feet; thence South 47 degrees 38'42" West a distance of 52.24 feet; thence South 79 degrees 00'52" West a distance of 44.74 feet; thence South 33 degrees 01'50" West a distance of 378.01 feet; thence South 82 degrees 49'30" West a distance of 113.11 feet; thence North 28 degrees 48'00" East a distance of 159.09 feet; thence North 00 degrees 38'00" East a distance of 296.48 feet; thence North 3 degrees 38'00" East a distance of 76.00 feet; thence North 89 degrees 11'00" East a distance of 361.10 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH a non-exclusive easement 10 feet in width being 5 feet on either side of the following described centerline: COMMENCING at the Northwest corner of the Northeast quarter of the Southwest quarter of Section 22, Township 1 North, Range 71 West of the 6th P.M.; thence North 1 degree 12'30" West, 134.99 feet along the West line of the Southeast quarter of the Northwest quarter of said Section 22; thence North 60 degrees 05'20" East, 258.57 feet; thence North 50 degrees 20'10" East, 109.30 feet; thence South 77 degrees 10'50" East, 80.14 feet; thence South 47 degrees 23'30" East, 205.90 feet; thence South 54 degrees 48'30" East, 82.50 feet; thence South 84 degrees 59'30" East, 231.96 feet; thence North 28 degrees 48' East, 349.60 feet; thence North 0 degrees 38' East, 296.48 feet; thence North 3 degrees 38' East, 76.00 feet to a point on the East line of land described in deed recorded in Book 1233 at Page 317 of the Boulder County Records; thence North 89 degrees 11' East, 309.00 feet to the TRUE POINT OF BEGINNING; thence North 4 degrees 00' West, 41.30 feet; thence North 6 degrees 30' East, 28.20 feet; thence North 38 degrees 40' East, 28.60 feet to the POINT OF TERMINATION.

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JUL 26 1996

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FLATIRONS SURVEYING, INC.

27 April 1989

WATER RESOURCES
STATES ENGINEER
COLORADO

Flatirons Surveying Job No. 89,12,981

LEGAL DESCRIPTION-CONTINUED (provided by First Colorado Title Corp.)

AND TOGETHER WITH a non-exclusive easement over and across the following described centerline: COMMENCING at the POINT OF TERMINATION of the above described easement; thence West 5.00 feet to the TRUE POINT OF BEGINNING; thence North, 14.70 feet; thence East, 16.70 feet; thence South, 20.70 feet; thence West, 16.70 feet; thence North, 8.00 feet to the TRUE POINT OF BEGINNING, as granted in agreement recorded September 29, 1978 on Film 1030 as Reception No. 301977, County of Boulder, State of Colorado.

TOGETHER WITH a non-exclusive easement for ingress and egress 12 feet in width being 6 feet on either side of the following described centerline:

COMMENCING at the Northeast corner of the Southeast quarter of the Northwest quarter of Section 22, Township 1 North, Range 71 West of the 6th P.M.; thence South 00 degrees 26'00" East a distance of 642.32 feet; thence North 89 degrees 11'00" East a distance of 118.42 feet to the Northeast corner of that tract of land described on Film 1539 as Reception No. 933095, Boulder County Records; thence South 33 degrees 01'50" West a distance of 88.28 feet; thence South 5 degrees 30'07" East a distance of 72.82 feet; thence South 47 degrees 38'42" West a distance of 43.26 feet to a point on the centerline of an existing gravel drive, said point being the TRUE POINT OF BEGINNING; thence along the centerline of the existing gravel drive the following courses and distances:

South 54 degrees 26'08" East a distance of 24.98 feet; thence South 80 degrees 54'27" East a distance of 42.34 feet; thence South 88 degrees 53'57" East a distance of 28.13 feet; thence South 61 degrees 11'59" East a distance of 46.98 feet; thence South 57 degrees 40'17" West a distance of 168.49 feet to the POINT OF TERMINATION, said point of termination being on the westerly line of Sunshine Canyon Drive.

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FLATIRONS SURVEYING, INC.

27 April 1989

Sheet JUL 2 6 1996

Flatirons Surveying Job No. 89,12,981

WATER RESOURCES
STATE ENGINEER
COLO

LEGAL DESCRIPTION-CONTINUED (provided by First Colorado Title Corp.)

AND TOGETHER WITH a non-exclusive easement over and across the following described centerline: COMMENCING at the POINT OF TERMINATION of the above described easement; thence West 5.00 feet to the TRUE POINT OF BEGINNING; thence North, 14.70 feet; thence East, 16.70 feet; thence South, 20.70 feet; thence West, 16.70 feet; thence North, 6.00 feet to the TRUE POINT OF BEGINNING, as granted in agreement recorded September 29, 1978 on Film 1030 as Reception No. 301977, County of Boulder, State of Colorado.

TOGETHER WITH a non-exclusive easement for ingress and egress 12 feet in width being 6 feet on either side of the following described centerline:

COMMENCING at the Northeast corner of the Southeast quarter of the Northwest quarter of Section 22, Township 1 North, Range 71 West of the 6th P.M.; thence South 00 degrees 26'00" East a distance of 642.32 feet; thence North 89 degrees 11'00" East a distance of 116.42 feet to the Northeast corner of that tract of land described on Film 1539 as Reception No. 933095, Boulder County Records; thence South 33 degrees 01'50" West a distance of 86.28 feet; thence South 5 degrees 30'07" East a distance of 72.82 feet; thence South 47 degrees 38'42" West a distance of 43.26 feet to a point on the centerline of an existing gravel drive, said point being the TRUE POINT OF BEGINNING; thence along the centerline of the existing gravel drive the following courses and distances:

South 54 degrees 26'08" East a distance of 24.98 feet; thence South 80 degrees 54'27" East a distance of 42.34 feet; thence South 66 degrees 53'57" East a distance of 28.13 feet; thence South 61 degrees 11'59" East a distance of 46.98 feet; thence South 57 degrees 40'17" West a distance of 168.49 feet to the POINT OF TERMINATION, said point of termination being on the westerly line of Sunshine Canyon Drive.

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COLORADO DIVISION OF WATER RESOURCES FIELD INSPECTION REPORT

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Please complete this form in INK

appl. receipt no(s).

JUL 26 1996

DIV. 1 WD 6DATE OF INSPECTION: 7/26/96PURPOSE OF INSPECTION: LATE REG. YesWATER RESOURCES
STATE ENGINEER
COLOAPPLICANT: David K. Welles

person contacted if not applicant: _____

ADDRESS: c/o Virginia S. Jordan3277 N. 39th St.
Longmont, CO 80503

W.C. name & phone #:

Ed Perkins(303) 449-3669

phone:

(303) 449-27887/26/96

EXISTING WELL LOCATION:

SE NW
St 114, 114, Sec. 22, Twp. 1N, Rng. 71W, 6th P.M.
32.50
DIST. 32.50 from N (S) sec. line, 2800 from (E) W sec. line; County Boulder

(if repl., give dist. & dir. to new well site - _____)

circle type of existing well: DRILLED, HAND DUG, SPRING WELL, GALLERY WELL, GRAVEL PIT, OTHER _____any other wells are located on this parcel? (yes) how many See comments, (no); permit #, case #, use? _____EST. DATE WELL CONSTRUCTED September 1965 DATE OF FIRST USE 9/65 EST. PUMPING RATE <15 gpmTOTAL # OF ACRES IN THIS TRACT/PARCEL 5 ACRESaddress of property (if different than applicant address): 2977 Sunshine Cyn. Dr., Boulder 80302add. subd/parcel info.: 0# acres irrigated (non-exempt/crop irr.) 0

NAME OF AUG. PLAN? _____

USE OF WELL:

Yes household use in (indicate how many) 2 single family dwelling(s)NO watering of poultry and/or domestic animals ("domestic animals" would include a few cows, horses, etc.)NO watering of livestock on a farm or ranch - approx. how many head? 0is this a feed lot? 0; how many head? 0Yes (it is important to specify estimated historic lawn/garden irr.) irr. 200 square feet/acre of lawn and/or gardenYes fire protectionNO commercial - drinking & san. only? (write details in "comments" section)NO other (write details in "comments" section)

yes / no

WERE THE USES CHECKED ABOVE INITIATED PRIOR TO MAY 8, 1972?

NOTE: IF ANY CHANGE IN THE HISTORIC USE OF THIS WELL HAS OCCURRED SINCE MAY 8, 1972, please indicate the date(s) the use changed, and discuss this change and/or expansion of the current/or proposed use in the "comments" section of this form

(if completing inspection for NON-EXEMPT USES, use comments section below (include case #, # acres irr. if applicable, etc.))

signed: Ed Perkinsdated: 7/26/96additional comments and/or information: The original permit No. 24561 : July 6 1965yielded a dry well. The well was then pulled and plugged.A subsequent well was drilled the same year though

more room for comments on the back

Page 2, FIELD INSPECTION REPORT

apparently no abandonment report nor replacement permit were submitted. This permit request for late registration may therefore serve as a replacement. The well serves 2 SFD and 1 attached studio with a bathroom. The 2 Homes are the N. and S. of a series of 3 homes east of the well and west of sunshine road per Boulder Quad Map 7.5 minute series. 600' square of garden for N. Home and 100' square garden for S. Home.

$$\begin{array}{r} 1820 \\ 2 \overline{) 2640} \\ 2 \overline{) 5280} \end{array}$$

EXHIBIT "A"

RECEIVED

LEGAL DESCRIPTION

JUL 26 1996

That portion of the North Half of Section 22, Township 1 North, Range 71 West of the 6th P.M., County of Boulder, State of Colorado, described as follows:

WATER RESOURCES
STATE ENGINEER
COLO.

Commencing at the Northwest corner of the Northeast Quarter of the Southwest Quarter of said Section 22; thence North $1^{\circ}12'30''$ West, 134.99 feet along the West line of the Southeast Quarter of the Northwest Quarter of said Section 22; thence North $80^{\circ}05'20''$ East, 256.57 feet; thence North $50^{\circ}20'10''$ East, 109.30 feet; thence South $77^{\circ}10'50''$ East, 80.14 feet; thence South $47^{\circ}23'30''$ East, 205.90 feet; thence South $54^{\circ}48'30''$ East, 82.50 feet; thence South $84^{\circ}59'30''$ East, 231.96 feet; thence North $26^{\circ}46'$ East, 349.60 feet; thence North $0^{\circ}38''$ East, 296.48 feet; thence North $3^{\circ}38''$ East, 76.00 feet to a point on the East line of land described in deed recorded in Book 1233, Page 317 of the Boulder County Records, said point being the TRUE POINT OF BEGINNING; thence North $89^{\circ}11''$ East, 361.10 feet; thence North $4^{\circ}32'40''$ West, 48.20 feet; thence North $19^{\circ}08'30''$ East, 221.78 feet; thence North $82^{\circ}59'00''$ West, 412.59 feet to said East line of land described in Book 1233, Page 317; thence South $3^{\circ}38'00''$ West, 313.90 feet along said East line to the TRUE POINT OF BEGINNING.