

**RIO GRANDE WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS SPECIAL MEETING
April 13, 2023 at 3:00 P.M.
Rio Grande Water Conservation District Conference Room
And By Zoom Teleconference**

Present: Greg Higel, President; Armando Valdez, Vice-President; Dwight Martin, Secretary/Treasurer; Peggy Godfrey, Director; Zeke Ward, Director; Steve Keller, Director; Cory Off, Director; Mike Kruse, Director; and, Doug Gunnels, Director.

Staff and Consultants: David Robbins and Pete Ampe, Hill & Robbins, P.C.; Amber Pacheco, Deputy General Manager; Angelo Bellah, Program Manager; Taylor Chick, Program Manager; Rose Vanderpool, Program Assistant; Kylie Gregg, Office Manager; Chris Ivers, Program Manager; Linda Ramirez, Program Assistant; Clinton Phillips, Davis Engineering; Michael Carson, Database Administrator; and, April Mondragon, Administrative Assistant.

Guests: Harold Stoeber, Virgil Valdez, Austin Miller, Kit Caldon, Ron Reinhardt, Rod Reinhardt, Sam Vance, Virginia Christensen, Gerald Faucette, Warren Crowther, Tyler Faucette, Mark Deacon, Gerald Zeigler, Mario Curto, Lawrence Crowther, Leroy Salazar, Karla Shriver, Steve Vandiver, John Curto, David Frees, David Hofmann, William Myers, David Schmittel, Cassandra McCuen, Michelle Lanzoni, Roger Sherman, Chris Lopez, Elliott Salazar, Peter Clark, Leroy Salazar, Deb Sarason, Jake Burris, Jason Lorenz and, Ryan Unterreiner.

CALL TO ORDER

President Greg Higel called the meeting to order at 3:03 p.m. There was a quorum present for the meeting.

INTRODUCTION OF STAFF AND GUESTS

President Higel welcomed all those present and asked for introductions.

APPROVE AGENDA

President Higel asked for changes or additions to the agenda. A motion was made by Dwight Martin to approve the agenda as presented. The motion was seconded by Cory Off and unanimously approved.

PUBLIC COMMENT

President Higel asked for public comment. He explained the purpose of the meeting and announced that all votes would be taken by roll call. Peggy Godfrey read a letter she prepared explaining her stance to not approve the use of Closed Basin Project water to pay winter depletions or Annual Replacement Plans that include Closed Basin Project water. A copy of the letter was not provided to attach to the minutes.

SUBDISTRICT BOARD PRESIDENTS

President Higel asked for Subdistrict Board Presidents.

- Subdistrict No. 2 Board President Karla Shriver commented the Closed Basin Project water is a tool for the Subdistricts to utilize to cover wintertime depletions. She reported all Subdistricts continue to seek alternate sources for wintertime depletions.
 - Subdistrict No. 3 Board President Leroy Salazar reported on some of the concerns regarding the use of Closed Basin Project water for wintertime depletions. He highlighted the 60/40 agreement and asked the Board of Directors to support all of the Subdistrict ARPs to keep the agricultural economy going.
 - Subdistrict No. 4 Board President David Frees highlighted the ongoing Subdistrict process.
 - Subdistrict No. 5 Board President David Schmittel commented on the all of the work and progress the Subdistrict has made. He commented on the water flow from North to South and into the Closed Basin Project.
 - Subdistrict No. 6 Board President Tyler Faucette reported on the number of years the Subdistrict had been in operation and the challenges met. He explained the set of rules the Subdistricts operate under and standards of the Annual Replacement Plans. Mr. Faucette addressed the Subdistricts legal use of the Closed Basin Project water.
- Subdistrict No. 1 Board President Jake Burris reported on the positivity of the ARP and projected accretions. He reported on the challenges that come with amending the Plan

of Water Management and how the Subdistrict plans to pursue sustainability. Discussion was held on the conflicting opinions regarding the impact the Closed Basin Project may or may not have on Subdistrict No. 1's sustainability.

President Higel thanked the Subdistricts and staff for their efforts.

REVIEW AND ACTION SUBDISTRICT NO. 1 2023 ANNUAL REPLACEMENT PLAN

President Higel asked for a review and consideration of the following action items:

- ***Resolution to allow Subdistrict No. 1 to use a portion of the Closed Basin Project for the replacement of injurious depletions***

A motion was made by Cory Off to approve the Resolution to allow Subdistrict No. 1 to use a portion of the Closed Basin Project for the replacement of injurious depletions as presented. Mike Kruse explained Subdistrict No. 1 did not request the use of Closed Basin Project water to pay depletions. The motion was seconded by Zeke Ward, roll call vote was taken:

Mike Kruse-No
Steve Keller-No
Cory Off-Yes
Dwight Martin-Yes
Zeke Ward-Yes
Doug Gunnels-Yes
Armando Valdez-Yes
Peggy Godfrey-No

The motion passed with five (5) yes votes and three (3) no votes.

- ***Resolution for approval of the 2023 Annual Replacement***

A motion was made by Mike Kruse to approve the Resolution for approval of the Subdistrict No. 1 2023 Annual Replacement Plan. The motion was seconded by Steve Keller, roll call vote was taken:

Mike Kruse-Yes
Steve Keller-Yes
Cory Off-Yes
Dwight Martin-Yes
Zeke Ward-Yes
Doug Gunnels-Yes
Armando Valdez-Yes
Peggy Godfrey-Yes

The motion passed unanimously.

REVIEW AND ACTION SUBDISTRICT NO. 2 ANNUAL REPLACEMENT PLAN

President Higel asked for a review and consideration of the following action items:

- ***Resolution to allow Subdistrict No. 2 to use a portion of the Closed Basin Project for the replacement of injurious depletions***

A motion was made by Cory Off to approve the Resolution to allow Subdistrict No. 2 to use 885 acre-feet of Closed Basin Project water for replacement of injurious depletions as presented. The motion was seconded by Mike Kruse, roll call vote was taken:

Mike Kruse-Yes
Steve Keller-No
Cory Off-Yes
Dwight Martin-Yes
Zeke Ward-Yes
Doug Gunnels-Yes
Armando Valdez-Yes
Peggy Godfrey-No

The motion passed with six (6) yes votes and two (2) no votes.

- ***Resolution for approval of the 2023 Annual Replacement Plan***

A motion was made by Cory Off to approve the Resolution for approval of the Subdistrict No. 2 2023 Annual Replacement Plan. The motion was seconded by Steve Keller, roll call vote was taken:

Mike Kruse- Yes
Steve Keller-Yes
Cory Off-Yes
Dwight Martin-Yes
Zeke Ward-Yes
Doug Gunnels-Yes
Armando Valdez-Yes
Peggy Godfrey-No

The motion passed with seven (7) yes votes and one (1) no vote.

- ***Consideration of the RGWCD acting as financial guarantor for Subdistrict No. 2***

A motion was made by Dwight Martin to approve the RGWCD to act as financial guarantor for post-plan depletions for Subdistrict No. 2. The motion was seconded by Cory Off, roll call vote was taken:

Mike Kruse- Yes
Steve Keller-Yes
Cory Off-Yes
Dwight Martin-Yes
Zeke Ward-Yes
Doug Gunnels-Yes
Armando Valdez-Yes
Peggy Godfrey-Yes

The motion passed unanimously.

REVIEW AND ACTION SUBDISTRICT NO. 3 2023 ANNUAL REPLACEMENT PLAN

President Higel asked for a review and consideration of the following action items:

- ***Resolution to allow Subdistrict No. 3 to use a portion of the Closed Basin Project for the replacement of injurious depletions***

A motion was made by Dwight Martin to approve the Resolution to allow Subdistrict No. 3 to use 1,187 acre-feet of Closed Basin Project water for the replacement of injurious depletions as presented. The motion was seconded by Cory Off, roll call vote was taken:

Mike Kruse- Yes
Steve Keller-No
Cory Off-Yes
Dwight Martin-Yes
Zeke Ward-Yes
Doug Gunnels-Yes
Armando Valdez-Yes
Peggy Godfrey-No

The motion passed with six (6) yes votes and two (2) no votes.

- ***Resolution for approval of the 2023 Annual Replacement Plan***

A motion was made by Cory Off to approve the Resolution for approval of the Subdistrict No. 3 2023 Annual Replacement Plan. The motion was seconded by Dwight Martin, roll call vote was taken:

Mike Kruse- Yes
Steve Keller-Yes
Cory Off-Yes
Dwight Martin-Yes
Zeke Ward-Yes
Doug Gunnels-Yes
Armando Valdez-Yes
Peggy Godfrey-No

The motion passed with seven (7) yes votes and one (1) no vote.

REVIEW AND ACTION SUBDISTRICT NO. 4 2023 ANNUAL REPLACEMENT PLAN

President Higel asked for a review and consideration of the following action items:

- ***Resolution for approval of the 2023 Annual Replacement Plan***

A motion was made by Peggy Godfrey to approve the Resolution for approval of the Subdistrict No. 4 2023 Annual Replacement Plan. The motion was seconded by Cory Off, roll call vote was taken:

Mike Kruse- Yes
Steve Keller-Yes
Cory Off-Yes
Dwight Martin-Yes
Zeke Ward-Yes
Doug Gunnels-Yes
Armando Valdez-Yes
Peggy Godfrey-Yes

The motion passed unanimously.

REVIEW AND ACTION SUBDISTRICT NO. 5 2023 ANNUAL REPLACEMENT PLAN

President Higel asked for a review and consideration of the following action items:

- ***Resolution to allow Subdistrict No. 5 to use a portion of the Closed Basin Project for the replacement of injurious depletions***

A motion was made by Dwight Martin to approve the Resolution to allow Subdistrict No. 5 to use 273 acre-feet of Closed Basin Project water for the replacement of injurious depletions as presented. The motion was seconded by Cory Off.

Chris Ivers provided an update on how the Subdistrict would be remedying depletions. Steve Keller congratulated Subdistrict No. 5 on their progress.

Roll call vote was taken:

Mike Kruse- Yes
Steve Keller-No
Cory Off-Yes
Dwight Martin-Yes
Zeke Ward-Yes
Doug Gunnels-Yes
Armando Valdez-Yes
Peggy Godfrey-No

The motion passed with six (6) yes votes and two (2) no votes.

- ***Resolution for Approval of the 2023 Annual Replacement Plan***

A motion was made by Cory Off to approve the Resolution for approval of the Subdistrict No. 5 2023 Annual Replacement Plan. The motion was seconded by Dwight Martin, roll call vote was taken:

Mike Kruse- Yes
Steve Keller-Yes
Cory Off-Yes
Dwight Martin-Yes
Zeke Ward-Yes
Doug Gunnels-Yes
Armando Valdez-Yes
Peggy Godfrey-No

The motion passed with seven (7) yes votes and one (1) no vote.

REIVEW AND ACTION SUBDISTRICT NO. 6 2023 ANNUAL REPLACEENT PLAN

President Higel asked for a review and consideration of the following action items:

- ***Resolution to allow Subdistrict No. 6 to use a portion of the Closed Basin Project for the replacement of injurious depletions***

A motion was made by Armando Valdez to approve the Resolution to allow Subdistrict No. 6 to use 2,786.9 acre-feet of Closed Basin Project water for the replacement of injurious depletions as presented. The motion was seconded by Dwight Martin, roll call vote was taken:

Mike Kruse- Yes
 Steve Keller-No
 Cory Off-Yes
 Dwight Martin-Yes
 Zeke Ward-Yes
 Doug Gunnels-Yes
 Armando Valdez-Yes
 Peggy Godfrey-No

The motion passed with six (6) yes votes and two (2) no votes.

- ***Resolution for Approval of the 2023 Annual Replacement Plan***

A motion was made by Armando Valdez to approve the Resolution for approval of the Subdistrict No. 6 2023 Annual Replacement Plan. The motion was seconded by Cory Off, roll call vote was taken:

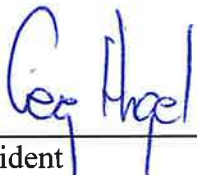
Mike Kruse- Yes
 Steve Keller-Yes
 Cory Off-Yes
 Dwight Martin-Yes
 Zeke Ward-Yes
 Doug Gunnels-Yes
 Armando Valdez-Yes
 Peggy Godfrey-No

The motion passed with seven (7) yes votes and one (1) no vote.

ADJOURN

The meeting was adjourned at 3:56 p.m.

The next quarterly meeting is scheduled for April 18, 2023, at 10:00 a.m.



 President



 Secretary/Treasurer

**RESOLUTION
OF THE BOARD OF DIRECTORS OF THE
RIO GRANDE WATER CONSERVATION DISTRICT**

**APPROVING THE 2023 ANNUAL REPLACEMENT PLAN
OF SPECIAL IMPROVEMENT DISTRICT NO. 1
OF THE RIO GRANDE WATER CONSERVATION DISTRICT**

The Board of Directors of the Rio Grande Water Conservation District at a special meeting held on April 13, 2023, in Alamosa, Colorado does hereby resolve that:

WHEREAS, Special Improvement District No. 1 of the Rio Grande Water Conservation District ("Subdistrict No. 1") was created to conserve and stabilize the water supply and groundwater storage in the unconfined aquifer of the Closed Basin for irrigation, domestic, municipal and other beneficial uses for the water users with the boundaries of Subdistrict No. 1; and


WHEREAS, Subdistrict No. 1 is operating under an approved Plan of Water Management which requires the development of an Annual Replacement Plan showing, among other things, the predicted injurious depletions caused by Subdistrict Well groundwater withdrawals and the manner in which the Subdistrict will remedy those depletions.

R E S O L U T I O N

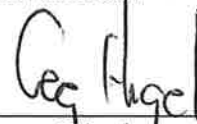
NOW, THEREFORE, be it resolved by the Board of Directors of the Rio Grande Water Conservation District that:

1. The Board of Directors of the Rio Grande Water Conservation District hereby accepts and approves the 2023 Annual Replacement Plan of Special Improvement District No. 1 of the Rio Grande Water Conservation District.

ATTEST:

By: 
Dwight Martin
Secretary/Treasurer

RIO GRANDE WATER
CONSERVATION DISTRICT

By: 
Greg Higel
President

RIO GRANDE WATER CONSERVATION DISTRICT

April 13, 2023

**RESOLUTION
FOR THE DISTRICT TO ACT AS FINANCIAL GUARANTOR OF THE
REPLACEMENT OBLIGATIONS OF SUBDISTRICT NO. 2**

The Board of Directors of the Rio Grande Water Conservation District (“District”) does hereby resolve that:

WHEREAS, Special Improvement District No. 2 of the Rio Grande Water Conservation District (“Subdistrict No. 2”) was created to ensure remedy of injurious stream depletions to senior water rights resulting from the withdrawal of groundwater from wells in Subdistrict No. 2 and to conserve and stabilize the water supply and amount of groundwater in storage for irrigation and other beneficial uses for the water users within the boundaries of Subdistrict No. 2; and

WHEREAS, Subdistrict No. 2 is operating under an approved Plan of Water Management which requires the development of an Annual Replacement Plan (“ARP”) showing, among other things, the predicted injurious stream depletions caused by Subdistrict Well pumping and the manner in which Subdistrict No. 2 will remedy those stream depletions; and

WHEREAS, Subdistrict No. 2 continues to work diligently to obtain permanent and/or renewable supplies to remedy future stream depletions caused by present or future groundwater withdrawals by Subdistrict No. 2 wells, and

WHEREAS, at the present time it is impossible for Subdistrict No. 2 to acquire a sufficient quantity of water as a permanent supply to cover total post-plan injurious stream depletions after this Plan Year.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the District on the 13th day of April, 2023 that:

1. In order to address the issue identified above, the District, which is created by statute and has a mill levee which provides an annual and consistent stream of monies, will act as a financial guarantor itself if Subdistrict No. 2 were to fail or otherwise be unable to replace injurious stream depletions caused by the lagged effects of past and present groundwater withdrawals by Subdistrict No. 2 wells.

2. The District will provide funds to acquire water or compensate parties directly to insure injured parties are kept whole. This mechanism will act as a temporary measure to assure future replacement of injurious stream depletions until Subdistrict No. 2 is able to obtain permanent and/or renewable supplies to remedy future stream depletions caused by present or future groundwater withdrawals.

**RESOLUTION
OF THE BOARD OF DIRECTORS OF THE
RIO GRANDE WATER CONSERVATION DISTRICT**

**TO ALLOW SPECIAL IMPROVEMENT DISTRICT NO. 2 TO USE A PORTION OF
THE PRODUCTION OF THE CLOSED BASIN PROJECT FOR THE REPLACEMENT
OF INJURIOUS DEPLETIONS UNDER ITS 2023 ANNUAL REPLACEMENT PLAN**

The Board of Directors of the Rio Grande Water Conservation District at a special meeting held on April 13, 2023, in Alamosa, Colorado does hereby resolve that:

WHEREAS, Special Improvement District No. 2 of the Rio Grande Water Conservation District (“Subdistrict No. 2”) was created to conserve and stabilize the water supply and groundwater storage for irrigation, domestic, municipal and other beneficial uses for the water users within the boundaries of Subdistrict No. 2 and to remedy injurious depletions caused by groundwater withdrawals from Subdistrict Wells; and

WHEREAS, Subdistrict No. 2 is operating under an approved Plan of Water Management which requires the development of an Annual Replacement Plan (“ARP”) showing, among other things, the predicted injurious depletions caused by Subdistrict Well groundwater withdrawals and the manner in which the Subdistrict will remedy those depletions; and

WHEREAS, the production from the Closed Basin Project can and should be used as a source of water to remedy injurious depletions caused by groundwater withdrawals from wells included in the Subdistrict’s 2023 ARP.

R E S O L U T I O N

NOW, THEREFORE, be it resolved by the Board of Directors of the Rio Grande Water Conservation District that:

1. The District anticipates that the vast majority of this Project Water will be used to replace non-irrigation season depletions from November 1 through March 31. There may be circumstances during the irrigation season when Subdistrict No. 2 cannot deliver water to the Rio Grande below the Chicago Ditch due to intervening dry stream reaches or excessive losses in deliveries. In those circumstances, the District believes Project Water is an appropriate replacement source, but intends that its use during the irrigation season be minimized.

2. The inclusion of 885 acre-feet of water from the production of the Closed Basin Project as a source of supply in the Subdistrict No. 2 2023 Annual Replacement Plan and the use of said water under the 2023 ARP to remedy injurious stream depletions is approved.

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE
RIO GRANDE WATER CONSERVATION DISTRICT**

April 13, 2023

**APPROVING 2023 ANNUAL REPLACEMENT PLAN
OF SPECIAL IMPROVEMENT DISTRICT NO. 2
OF THE RIO GRANDE WATER CONSERVATION DISTRICT**

The Board of Directors of the Rio Grande Water Conservation District (“District”) at a special meeting held on April 13, 2023, in Alamosa, Colorado does hereby resolve that:

WHEREAS, Special Improvement District No. 2 of the Rio Grande Water Conservation District (“Subdistrict No. 2”) was created to conserve and stabilize the water supply and groundwater storage for irrigation, domestic, municipal and other beneficial uses for the water users within the boundaries of Subdistrict No. 2 and to remedy injurious depletions caused by groundwater withdrawals from Subdistrict Wells; and

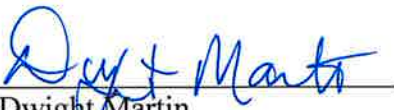
WHEREAS, Subdistrict No. 2 is operating under an approved Plan of Water Management which requires the development of an Annual Replacement Plan showing, among other things, the predicted injurious depletions caused by Subdistrict Well groundwater withdrawals and the manner in which the Subdistrict will remedy those depletions; and


NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the District on the 13th day of April, 2023 that:

The District hereby accepts and approves the Subdistrict No. 2 2023 Annual Replacement Plan.

ATTEST:

RIO GRANDE WATER CONSERVATION
DISTRICT

By: 
Dwight Martin
Secretary/Treasurer

By: 
Greg Higel,
President

COUNTY OF ALAMOSA)
) ss
STATE OF COLORADO)

Subscribed and sworn to me this 13th day of April, 2023, by Greg Higel, President, Board of Directors of the Rio Grande Water Conservation District

Witness my hand and seal.

My commission expires: 6.15.25

**APRIL MONDRAGON
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20054023915
MY COMMISSION EXPIRES 06/15/2025**

April Mondragon
Notary Public

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE
RIO GRANDE WATER CONSERVATION DISTRICT**

April 13, 2023

**APPROVING 2023 ANNUAL REPLACEMENT PLAN
OF SPECIAL IMPROVEMENT DISTRICT NO. 3
OF THE RIO GRANDE WATER CONSERVATION DISTRICT**

The Board of Directors of the Rio Grande Water Conservation District (“District”) at a special meeting held on April 13, 2023, in Alamosa, Colorado does hereby resolve that:

WHEREAS, Special Improvement District No. 3 of the Rio Grande Water Conservation District (“Subdistrict No. 3”) was created to conserve and stabilize the water supply and groundwater storage for irrigation, domestic, municipal and other beneficial uses for the water users within the boundaries of Subdistrict No. 3 and to remedy injurious depletions caused by groundwater withdrawals from Subdistrict Wells; and

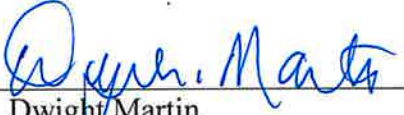
WHEREAS, Subdistrict No. 3 is operating under an approved Plan of Water Management which requires the development of an Annual Replacement Plan showing, among other things, the predicted injurious depletions caused by Subdistrict Well groundwater withdrawals and the manner in which the Subdistrict will remedy those depletions; and


NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the District on the 13th day of April, 2023 that:

The District hereby accepts and approves the Subdistrict No. 3 2023 Annual Replacement Plan.

ATTEST:

RIO GRANDE WATER CONSERVATION
DISTRICT

By: 
Dwight Martin
Secretary/Treasurer

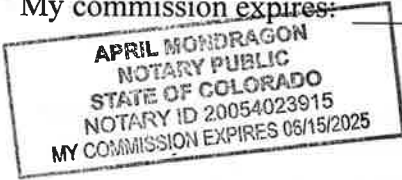
By: 
Greg Higel,
President

COUNTY OF ALAMOSA)
) ss
STATE OF COLORADO)

Subscribed and sworn to me this 13th day of April, 2023, by Greg Higel, President, Board of Directors of the Rio Grande Water Conservation District

Witness my hand and seal.

My commission expires: 6.15.25



April Mondragon
Notary Public

**RESOLUTION
OF THE BOARD OF DIRECTORS OF THE
RIO GRANDE WATER CONSERVATION DISTRICT**

**TO ALLOW SPECIAL IMPROVEMENT DISTRICT NO. 3 TO USE A PORTION OF
THE PRODUCTION OF THE CLOSED BASIN PROJECT FOR THE REPLACEMENT
OF INJURIOUS DEPLETIONS UNDER ITS 2022 ANNUAL REPLACEMENT PLAN**

The Board of Directors of the Rio Grande Water Conservation District at a special meeting held on April 13, 2023, in Alamosa, Colorado does hereby resolve that:

WHEREAS, Special Improvement District No. 3 of the Rio Grande Water Conservation District (“Subdistrict No. 2”) was created to conserve and stabilize the water supply and groundwater storage for irrigation, domestic, municipal and other beneficial uses for the water users within the boundaries of Subdistrict No. 3 and to remedy injurious depletions caused by groundwater withdrawals from Subdistrict Wells; and

WHEREAS, Subdistrict No. 3 is operating under an approved Plan of Water Management which requires the development of an Annual Replacement Plan (“ARP”) showing, among other things, the predicted injurious depletions caused by Subdistrict Well groundwater withdrawals and the manner in which the Subdistrict will remedy those depletions; and

WHEREAS, the production from the Closed Basin Project can and should be used as a source of water to remedy injurious depletions caused by groundwater withdrawals from wells included in the Subdistrict’s 2023 ARP.

RESOLUTION

NOW, THEREFORE, be it resolved by the Board of Directors of the Rio Grande Water Conservation District that:

1. The District anticipates that the vast majority of this Project Water will be used to replace non-irrigation season depletions from November 1 through March 31. There may be circumstances during the irrigation season when Subdistrict No. 3 cannot deliver water to the Rio Grande below the Chicago Ditch due to intervening dry stream reaches or excessive losses in deliveries. In those circumstances, the District believes Project Water is an appropriate replacement source, but intends that its use during the irrigation season be minimized.

2. The inclusion of 1,187 acre-feet of water from the production of the Closed Basin Project as a source of supply in the Subdistrict No. 3 2023 Annual Replacement Plan and the use of said water under the 2023 ARP to remedy injurious stream depletions is approved.

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE
RIO GRANDE WATER CONSERVATION DISTRICT**

April 13, 2023

**APPROVING 2023 ANNUAL REPLACEMENT PLAN
OF SPECIAL IMPROVEMENT DISTRICT NO. 4
OF THE RIO GRANDE WATER CONSERVATION DISTRICT**

The Board of Directors of the Rio Grande Water Conservation District (“District”) at a special meeting held on April 13, 2023, in Alamosa, Colorado does hereby resolve that:

WHEREAS, Special Improvement District No. 4 of the Rio Grande Water Conservation District (“Subdistrict No. 4”) was created to conserve and stabilize the water supply and groundwater storage for irrigation, domestic, municipal and other beneficial uses for the water users within the boundaries of Subdistrict No. 4 and to remedy injurious depletions caused by groundwater withdrawals from Subdistrict Wells; and

WHEREAS, Subdistrict No. 4 is operating under an approved Plan of Water Management which requires the development of an Annual Replacement Plan showing, among other things, the predicted injurious depletions caused by Subdistrict Well groundwater withdrawals and the manner in which the Subdistrict will remedy those depletions; and


NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the District on the 13th day of April, 2023, that:

The District hereby accepts and approves the Subdistrict No. 4 2023 Annual Replacement Plan.

ATTEST:

RIO GRANDE WATER CONSERVATION
DISTRICT

By: 
Dwight Martin
Secretary/Treasurer

By: 
Greg Higel,
President

COUNTY OF ALAMOSA)
) ss
STATE OF COLORADO)

Subscribed and sworn to me this 13th day of April, 2023, by Greg Higel, President, Board of Directors of the Rio Grande Water Conservation District

Witness my hand and seal.

My commission expires: 6-15-25

**APRIL MONDRAGON
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20054023915
MY COMMISSION EXPIRES 06/15/2025**

April Mondragon
Notary Public

**RESOLUTION
OF THE BOARD OF DIRECTORS OF THE
RIO GRANDE WATER CONSERVATION DISTRICT**

**TO ALLOW SPECIAL IMPROVEMENT DISTRICT NO. 5 TO USE A PORTION OF
THE PRODUCTION OF THE CLOSED BASIN PROJECT FOR THE REPLACEMENT
OF INJURIOUS DEPLETIONS UNDER ITS 2023 ANNUAL REPLACEMENT PLAN**

The Board of Directors of the Rio Grande Water Conservation District at a special meeting held on April 13, 2023, in Alamosa, Colorado does hereby resolve that:

WHEREAS, Special Improvement District No. 5 of the Rio Grande Water Conservation District (“Subdistrict No. 5”) was created to conserve and stabilize the water supply and groundwater storage for irrigation, domestic, municipal and other beneficial uses for the water users within the boundaries of Subdistrict No. 5 and to remedy injurious depletions caused by groundwater withdrawals from Subdistrict Wells; and

WHEREAS, Subdistrict No. 5 is operating under an approved Plan of Water Management which requires the development of an Annual Replacement Plan (“ARP”) showing, among other things, the predicted injurious depletions caused by Subdistrict Well groundwater withdrawals and the manner in which the Subdistrict will remedy those depletions; and

WHEREAS, the production from the Closed Basin Project can and should be used as a source of water to remedy injurious depletions caused by groundwater withdrawals from wells included in the Subdistrict’s 2023 ARP.

R E S O L U T I O N

NOW, THEREFORE, be it resolved by the Board of Directors of the Rio Grande Water Conservation District that:

1. The District anticipates that this Project Water will be used to replace depletions from May 1st, 2023 – April 30th, 2024, on the Rio Grande.
2. The inclusion of 273 acre-feet of water from the production of the Closed Basin Project as a source of supply in the Subdistrict No. 5 2023 Annual Replacement Plan and the use of said water under the 2023 ARP to remedy injurious stream depletions is approved.

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE
RIO GRANDE WATER CONSERVATION DISTRICT**

April 13, 2023

**APPROVING 2023 ANNUAL REPLACEMENT PLAN
OF SPECIAL IMPROVEMENT DISTRICT NO. 5
OF THE RIO GRANDE WATER CONSERVATION DISTRICT**

The Board of Directors of the Rio Grande Water Conservation District (“District”) at a special meeting held on April 13th, 2023, in Alamosa, Colorado does hereby resolve that:

WHEREAS, Special Improvement District No. 5 of the Rio Grande Water Conservation District (“Subdistrict No. 5”) was created to conserve and stabilize the water supply and groundwater storage for irrigation, domestic, municipal and other beneficial uses for the water users within the boundaries of Subdistrict No. 5 and to remedy injurious depletions caused by groundwater withdrawals from Subdistrict Wells; and


WHEREAS, Subdistrict No. 5 is operating under an approved Plan of Water Management which requires the development of an Annual Replacement Plan showing, among other things, the predicted injurious depletions caused by Subdistrict Well groundwater withdrawals and the manner in which the Subdistrict will remedy those depletions; and


NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the District on the 13th day of April, 2023 that:

The District hereby accepts and approves the Subdistrict No. 5 2023 Annual Replacement Plan.

ATTEST:

RIO GRANDE WATER CONSERVATION
DISTRICT

By: 
Dwight Martin
Secretary/Treasurer

By: 
Greg Higel,
President

COUNTY OF ALAMOSA)
) ss
STATE OF COLORADO)

Subscribed and sworn to me this 13th day of April, 2023, by Greg Higel, President, Board of Directors of the Rio Grande Water Conservation District

Witness my hand and seal.

My commission expires: 6-15-25

**APRIL WOODRAGON
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID 20054023915
MY COMMISSION EXPIRES 06/15/2025**

April Woodragon
Notary Public

**RESOLUTION
OF THE BOARD OF DIRECTORS OF THE
RIO GRANDE WATER CONSERVATION DISTRICT**

**TO ALLOW SPECIAL IMPROVEMENT DISTRICT NO. 6 TO USE A PORTION OF
THE PRODUCTION OF THE CLOSED BASIN PROJECT FOR THE REPLACEMENT
OF INJURIOUS DEPLETIONS UNDER ITS 2023 ANNUAL REPLACEMENT PLAN**

The Board of Directors of the Rio Grande Water Conservation District at a special meeting held on April 13, 2023, in Alamosa, Colorado does hereby resolve that:

WHEREAS, Special Improvement District No. 6 of the Rio Grande Water Conservation District (“Subdistrict No. 6”) was created to conserve and stabilize the water supply and groundwater storage for irrigation, domestic, municipal and other beneficial uses for the water users within the boundaries of Subdistrict No. 6 and to remedy injurious depletions caused by groundwater withdrawals from Subdistrict Wells; and

WHEREAS, Subdistrict No. 6 is operating under an approved Plan of Water Management which requires the development of an Annual Replacement Plan (“ARP”) showing, among other things, the predicted injurious depletions caused by Subdistrict Well groundwater withdrawals and the manner in which the Subdistrict will remedy those depletions; and

WHEREAS, the production from the Closed Basin Project can and should be used as a source of water to remedy injurious depletions caused by groundwater withdrawals from wells included in the Subdistrict’s 2023 ARP.

R E S O L U T I O N

NOW, THEREFORE, be it resolved by the Board of Directors of the Rio Grande Water Conservation District that:

1. The District anticipates that the vast majority of this Project Water will be used to replace non-irrigation season depletions from November 1 through March 31. There may be circumstances during the irrigation season when Subdistrict No. 4 cannot deliver water to the Rio Grande below the Chicago Ditch due to intervening dry stream reaches or excessive losses in deliveries. In those circumstances, the District believes Project Water is an appropriate replacement source, but intends that its use during the irrigation season be minimized.

2. The inclusion of 2,786.9 acre-feet of water from the production of the Closed Basin Project as a source of supply in the Subdistrict No. 6, 2023 Annual Replacement Plan in the amount of 1,591.3 acre-feet to the Rio Grande River and 1,195.9 acre-feet to the Conejos River and the use of said water under the 2023 ARP to remedy injurious stream depletions is approved.

**RESOLUTION OF THE BOARD OF DIRECTORS
OF THE
RIO GRANDE WATER CONSERVATION DISTRICT**

April 13, 2022

**APPROVING 2023 ANNUAL REPLACEMENT PLAN
OF SPECIAL IMPROVEMENT DISTRICT NO. 6
OF THE RIO GRANDE WATER CONSERVATION DISTRICT**

The Board of Directors of the Rio Grande Water Conservation District (“District”) at a special meeting held on April 13, 2023, in Alamosa, Colorado does hereby resolve that:

WHEREAS, Special Improvement District No. 6 of the Rio Grande Water Conservation District (“Subdistrict No. 6”) was created to conserve and stabilize the water supply and groundwater storage for irrigation, domestic, municipal and other beneficial uses for the water users within the boundaries of Subdistrict No. 6 and remedy injurious depletions caused by groundwater withdrawals from Subdistrict Wells; and


WHEREAS, Subdistrict No. 6 is operating under an approved Plan of Water Management which requires the development of an Annual Replacement Plan showing, among other things, the predicted injurious depletions caused by Subdistrict Well groundwater withdrawals and the manner in which the Subdistrict will remedy those depletions, and the status of the sustainability of the Confined Aquifer underlying Subdistrict No. 6; and

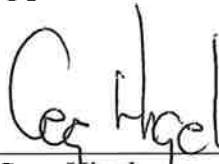
NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the District on the 13th day of April, 2023, that:

The District hereby accepts and approves the Subdistrict No. 6 2023 Annual Replacement Plan to run from May 1, 2023 through April 30, 2024.

ATTEST:

RIO GRANDE WATER CONSERVATION
DISTRICT

By: 
Dwight Martin
Secretary/Treasurer

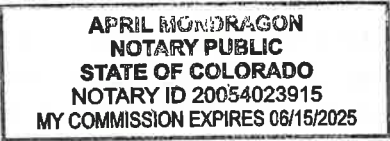
By: 
Greg Higel,
President

COUNTY OF ALAMOSA)
) ss
STATE OF COLORADO)

Subscribed and sworn to me this 13th day of April, 2023, by Greg Higel, President,
Board of Directors of the Rio Grande Water Conservation District

Witness my hand and seal.

My commission expires: 6.15.25



April Mondragon
Notary Public