

**RIO GRANDE WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS SPECIAL MEETING
April 15, 2021 at 9:00 A.M.
By Zoom Teleconference**

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

Staff and Consultants: David Robbins Hill & Robbins P.C.; Amber Pacheco, Program Manager; Marisa Fricke, Program Manager; Chris Ivers, Program Manager; Rose Vanderpool, Program Assistant; Linda Ramirez, Program Assistant; Clinton Phillips, Davis Engineering; Cheryl Anderson, Office Manager; Michael Carson, Database Administrator; and April Mondragon, Administrative Assistant.

Guests: John Gerstle, David Hofmann, Deb Sarason, Virgil Valdez, Tyler Faucette, Mario Curto.

CALL TO ORDER

President Greg Higel called the meeting to order at 9:04 a.m. There was a quorum present for the meeting.

INTRODUCTION OF STAFF AND GUESTS

President Greg Higel welcomed all those present and asked for introductions.

APPROVE AGENDA

President Higel asked for amendments or a motion to approve the agenda. A motion was made by Dwight Martin to approve the agenda as presented. The motion was seconded by Peggy Godfrey and unanimously approved.

PUBLIC COMMENT

President Higel asked for public comment. Director Godfrey reported she would vote to oppose every Subdistrict Annual Replacement Plan except Subdistrict No. 4 and every resolution for Closed Basin Project water. Mike Kruse commented on the use of the Closed Basin Project water. Michael Carson spoke about the “looming predators” watching over every argument regarding the Closed Basin Project and advised they come against the topic in another way besides at public meetings. President Higel agreed.

REVIEW AND ACTION SUBDISTRICT NO. 1 2021 ANNUAL REPLACEMENT PLAN

President Higel asked for the review and consider for action items:

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

Marisa Fricke: presented the groundwater withdrawal predictions for 2021 and how they plan to remedy depletions. She highlighted the acre feet amount of water needed to reach their goal every year until the end of their plan and reported the Board continues to strategize.

A motion was made by Dwight Martin to approve/adopt the resolution to allow Subdistrict No. 1 to use 462-acre feet of the Closed Basin Project water for replacement of injurious depletions as presented. The motion was seconded by Armando Valdez. Peggy Godfrey and Mike Kruse voted no; the motion passed.

- ***Resolution for Approval of the 2021 Annual Replacement Plan***

A motion was made by Cory Off to approve/adopt the resolution for approval of the Subdistrict No. 1 2021 Annual Replacement Plan. The motion was seconded by Steve Keller. Peggy Godfrey and Mike Kruse voted no; the motion passed.

REVIEW AND ACTION SUBDISTRICT NO. 2 2021 ANNUAL REPLACEMENT PLAN

President Higel asked for review and consider for 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/adopt the resolution to allow Subdistrict No. 2 to use 1,035-acre feet of the Closed Basin Project water for the replacement of injurious depletions. The motion was seconded by Armando Valdez.

Amber Pacheco provided the total depletions for Subdistrict No. 2 as well as the total post plan depletions for the Subdistrict.

Peggy Godfrey and Mike Kruse voted no; the motion passed.

- ***Resolution for approval of the 2021 Annual Replacement Plan***

A motion was made by Dwight Martin to approve/adopt the resolution for approval of the Subdistrict No. 2 2021 Annual Replacement Plan. The motion was seconded by Cory off. Peggy Godfrey voted no; the motion passed

- ***Consideration of the RGWCD acting as financial guarantor for post plan depletions while the Subdistrict builds up its own portfolio***

Amber Pacheco explained why Subdistrict No. 2 was the only Subdistrict to have a financial guarantor and the reason the Subdistrict continues to request this.

A motion was made by Peggy Godfrey to approve the RGWCD to act as financial guarantor for post plan depletions for Subdistrict No. 2 while the Subdistrict builds up its own portfolio. The motion was seconded by Armando Valdez and unanimously approved.

REVIEW AND ACTION SUBDISTRICT NO. 3 2021 ANNUAL REPLACEMENT PLAN

President Higel asked for the review and consider for action items:

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

Amber Pacheco provided the projected groundwater withdrawal amounts, total impacts per river, and highlighted Subdistrict No. 3 is their own financial guarantor.

A motion was made by Dwight Martin to approve/adopt the resolution to allow Subdistrict No. 3 to use 1,260-acre feet of the Closed Basin Project water for the replacement of injurious depletions. The motion was seconded by Bill McClure. Peggy Godfrey and Mike Kruse voted no; the motion passed.

- ***Resolution for approval of the 2021 Annual Replacement Plan***

A motion was made by Cory Off to approve/adopt the resolution for approval of the Subdistrict No. 2 2021 Annual Replacement Plan. The motion was seconded by Armando Valdez. Peggy Godfrey voted no; the motion passed.

REVIEW AND ACTION SUBDISTRICT NO. 4 2021 ANNUAL REPLACEMENT PLAN

President Higel asked for the review and consider for action items:

- ***Resolution for Approval of the 2021 Annual Replacement Plan***

Chris Ivers provided the number of wells in Subdistrict No. 4, the groundwater withdrawal amounts, total depletions to Saguache Creek and San Luis Creek as well as the post plan depletions. Mr. Ivers reported the Subdistrict is their own financial guarantor and are working toward long term Well Injury Payment agreements. He provided the five (5) year groundwater average withdrawals and reported the Subdistrict is currently not sustainable.

A motion was made by Peggy Godfrey to approve/adopt the resolution for approval of the Subdistrict No. 4 2021 Annual Replacement Plan. The motion was seconded by Bill McClure and unanimously approved.

REVIEW AND ACTION SUBDISTRICT NO. 5 2021 ANNUAL REPLACEMENT PLAN

President Higel asked for the review and consider for action items:

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

Chris Ivers reported the Subdistrict was advised to request a variance to extend the deadline to submit the Annual Replacement Plan out a week while they work on a transmountain diversion lease. Mr. Ivers explained the challenges and a few of the options available.

A motion was made by Dwight Martin to approve/adopt the resolution to allow Subdistrict No. 5 to use 306-acre feet of the Closed Basin Project water for replacement of injurious depletions. The motion was seconded by Bill McClure. Peggy Godfrey and Mike Kruse voted no; the motion passed.

- ***Resolution for Approval of the 2021 Annual Replacement Plan***

A motion was made by Peggy Godfrey to table the approval of the resolution for approval of the Subdistrict No. 5 2021 Annual Replacement Plan. The motion was seconded by Steve Keller and unanimously approved.

REVIEW AND ACTION SUBDISTRICT NO. 6 2021 ANNUAL REPLACEMENT PLAN

President Higel asked for the review and consider for action items:

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

Amber Pacheco provided the estimated groundwater withdrawals, the total impacts to the streams, the winter time impacts and the Subdistricts post plan depletions. Ms. Pacheco reported they are working to secure permanent, longer-term solutions and the Subdistrict is considered to be sustainable. She also provided the Board with an update on the WaterSmart grant she is working on.

A motion was made by Armando Valdez to approve/adopt the resolution to allow Subdistrict No. 6 to use 3,295-acre feet of the Closed Basin Project water for the replacement of injurious depletions. The motion was seconded by Dwight Martin. Peggy Godfrey and Mike Kruse voted no; the motion passed.

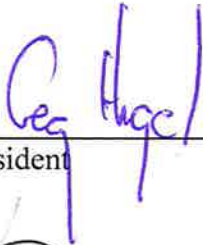
- ***Resolution for approval of the 2021 Annual Replacement Plan***

A motion was made by Armando Valdez to approve/adopt the resolution for approval of the Subdistrict No. 6 2021 Annual Replacement Plan. The motion was seconded by Dwight Martin. Peggy Godfrey voted no; the motion passed.

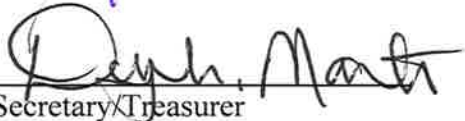
ADJOURN

The meeting was adjourned at 10:09 a.m.

The next scheduled quarterly meeting will be held on April 20, 2021.



President



Secretary/Treasurer

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

**APPROVING THE 2021 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 15, 2021, 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.

RESOLUTION

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 2021 Annual Replacement Plan of Special Improvement District No. 1 of the Rio Grande Water Conservation District.

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 15th day of April, 2021, by Greg Higel, President, Board of Directors of the Rio Grande Water Conservation District.

Witness my hand and seal.

My commission expires: 6-15-21



April Mondragon
Notary Public

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

**TO ALLOW SUBDISTRICT NO. 1 TO USE A PORTION OF THE CLOSED BASIN
PROJECT FOR THE REPLACEMENT OF INJURIOUS DEPLETIONS UNDER THE
2021 ANNUAL REPLACEMENT PLAN**

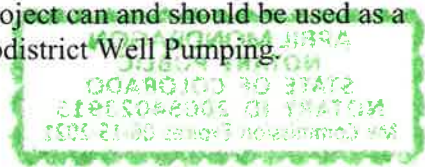
The Board of Directors of the Rio Grande Water Conservation District at a special meeting held on April 15, 2021, in Alamosa, Colorado does hereby resolve that:

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 within 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 (“ARP”) showing, among other things, the predicted injurious depletions caused by Subdistrict Well pumping 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 Subdistrict Well Pumping.

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 October 31 through March 31. There may be circumstances during the irrigation season when Subdistrict No. 1 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 462 acre-feet of water from the production of the Closed Basin Project as a source of supply in the Subdistrict No. 1 2021 Annual Replacement Plan (“2021 ARP”) and the use of said water under the 2021 ARP to remedy injurious depletions is approved.

ATTEST:

RIO GRANDE WATER
CONSERVATION DISTRICT

By: 
Dwight Martin
Secretary/Treasurer

By: 
Greg Higel
President

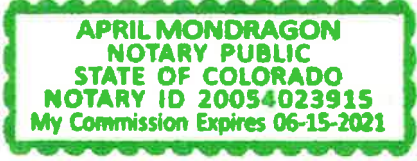
COUNTY OF ALAMOSA)
) ss
STATE OF COLORADO)

Subscribed and sworn to me this 15th day of April, 2021, by Greg Higel, President, Board of Directors of the Rio Grande Water Conservation District.

Witness my hand and seal.

My commission expires: 6-15-21


Notary Public



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

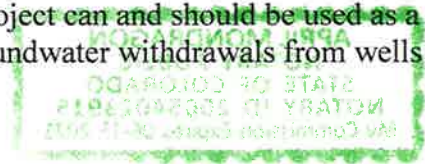
**TO ALLOW SPECIAL IMPROVEMENT DISTRICT NO. 2 TO USE A PORTION OF
THE PRODUCTION OF THE CLOSED BASIN PROJECT FOR THE REPLACEMENT
OF INJURIOUS DEPLETIONS UNDER ITS 2021 ANNUAL REPLACEMENT PLAN**

The Board of Directors of the Rio Grande Water Conservation District at a special meeting held on April 15, 2021, 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 2021 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. 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 1,035 acre-feet of water from the production of the Closed Basin Project as a source of supply in the Subdistrict No. 2 2021 Annual Replacement Plan and the use of said water under the 2021 ARP to remedy injurious stream depletions is approved.

ATTEST:

RIO GRANDE WATER
CONSERVATION DISTRICT

By: Dwight Martin
Dwight Martin
Secretary/Treasurer

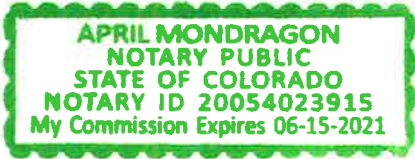
By: Greg Higel
Greg Higel
President

COUNTY OF ALAMOSA)
) ss
STATE OF COLORADO)

Subscribed and sworn to me this 15th day of April, 2021, by Greg Higel, President, Board of Directors of the Rio Grande Water Conservation District.

Witness my hand and seal.

My commission expires: 6-15-21



April Mondragon
Notary Public

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

April 15, 2021

**APPROVING 2020 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 15, 2021, 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 15th day of April, 2021 that:

The District hereby accepts and approves the Subdistrict No. 2 2021 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 15th day of April, 2021, by Greg Higel, President, Board of Directors of the Rio Grande Water Conservation District

Witness my hand and seal.

My commission expires: 6-15-21

April Mondragon
Notary Public



RIO GRANDE WATER CONSERVATION DISTRICT

April 15, 2021

**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:

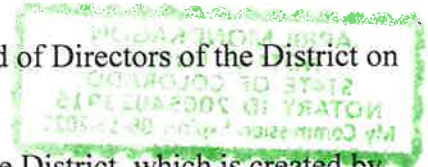
WHEREAS, Special Improvement District No. 2 of the Rio Grande Water Conservation District (“Subdistrict No. 2”) was created to ensure remedy of injurious stream depletions to senior water rights resulting from the withdrawal of groundwater from wells in Subdistrict No. 2 and to conserve and stabilize 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 15th day of April, 2021 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.

3. If Subdistrict No. 2 were to fail, the individual well owners of the former Subdistrict No. 2 would have to obtain plans for augmentation or take other measures to comply with rules and regulations governing existing groundwater withdrawals. Presumably, those plans would be required to replace these post-pumping stream depletions into the future. In the interim, the District would protect senior surface rights as explained in this Resolution.

ATTEST:

RIO GRANDE WATER
CONSERVATION DISTRICT

By: *Dwight Martin*
Dwight Martin
Secretary/Treasurer

By: *Greg Higel*
Greg Higel
President

COUNTY OF ALAMOSA)
) ss
STATE OF COLORADO)

Subscribed and sworn to me this 15th day of April, 2021, by Greg Higel, President, Board of Directors of the Rio Grande Water Conservation District.

Witness my hand and seal.

My commission expires: 06-15-2021



April Mondragon
Notary Public

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

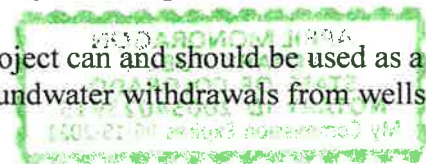
**TO ALLOW SPECIAL IMPROVEMENT DISTRICT NO. 3 TO USE A PORTION OF
THE PRODUCTION OF THE CLOSED BASIN PROJECT FOR THE REPLACEMENT
OF INJURIOUS DEPLETIONS UNDER ITS 2021 ANNUAL REPLACEMENT PLAN**

The Board of Directors of the Rio Grande Water Conservation District at a special meeting held on April 15, 2021, 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 (“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 2021 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 1,260 acre-feet of water from the production of the Closed Basin Project as a source of supply in the Subdistrict No. 3 2021 Annual Replacement Plan in the amount of 230 acre-feet to the Rio Grande River and 1,030 acre-feet to the Conejos River and the use of said water under the 2021 ARP to remedy injurious stream depletions is approved.

ATTEST:

RIO GRANDE WATER
CONSERVATION DISTRICT

By: *Dwight Martin*
Dwight Martin
Secretary/Treasurer

By: *Greg Higel*
Greg Higel
President

COUNTY OF ALAMOSA)
) ss
STATE OF COLORADO)

Subscribed and sworn to me this 15th day of April, 2021, by Greg Higel, President, Board of Directors of the Rio Grande Water Conservation District.

Witness my hand and seal.

My commission expires: 0-15-21



April Mondragon
Notary Public

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

April 15, 2021

**APPROVING 2021 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 15, 2021, 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

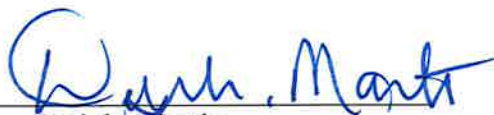
NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the District on the 15th day of April, 2021 that:

The District hereby accepts and approves the Subdistrict No. 3 2021 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 15th day of April, 2021, by Greg Higel, President, Board of Directors of the Rio Grande Water Conservation District

Witness my hand and seal.

My commission expires: 06-15-21_____



April Mondragon
Notary Public

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

April 15, 2021

**APPROVING 2021 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 15, 2021, 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 15th day of April, 2021, that:

The District hereby accepts and approves the Subdistrict No. 4 2021 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 15th day of April, 2021, by Greg Higel, President, Board of Directors of the Rio Grande Water Conservation District

Witness my hand and seal.

My commission expires: 6-15-21



April Mondragon
Notary Public

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

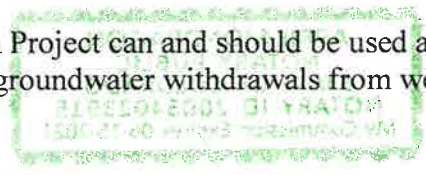
**TO ALLOW SPECIAL IMPROVEMENT DISTRICT NO. 6 TO USE A PORTION OF
THE PRODUCTION OF THE CLOSED BASIN PROJECT FOR THE REPLACEMENT
OF INJURIOUS DEPLETIONS UNDER ITS 2021 ANNUAL REPLACEMENT PLAN**

The Board of Directors of the Rio Grande Water Conservation District at a special meeting held on April 15, 2021, 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 2021 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. 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 3,295 acre-feet of water from the production of the Closed Basin Project as a source of supply in the Subdistrict No. 6, 2021 Annual Replacement Plan in the amount of 1,770 acre-feet to the Rio Grande River and 1,525 acre-feet to the Conejos River and the use of said water under the 2021 ARP to remedy injurious stream depletions is approved.

ATTEST:

RIO GRANDE WATER
CONSERVATION DISTRICT

By: Dwight Martin
Dwight Martin
Secretary/Treasurer

By: Greg Higel
Greg Higel
President

COUNTY OF ALAMOSA)
) ss
STATE OF COLORADO)

Subscribed and sworn to me this 15th day of April, 2021, by Greg Higel, President, Board of Directors of the Rio Grande Water Conservation District.

Witness my hand and seal.

My commission expires: 6-15-21



April Mondragon
Notary Public

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

April 15, 2021

**APPROVING 2021 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 15, 2021 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

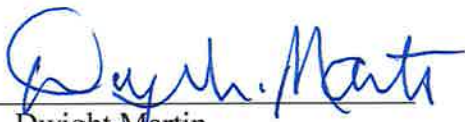
WHEREAS, Subdistrict No. 6 is operating under an approved Plan of Water Management which requires the development of an Annual Replacement Plan showing, among other things, the predicted injurious depletions caused by Subdistrict Well groundwater withdrawals and the manner in which the Subdistrict will 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 15th day of April 2021 that:

The District hereby accepts and approves the Subdistrict No. 6 2021 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 15th day of April, 2021, by Greg Higel, President,
Board of Directors of the Rio Grande Water Conservation District

Witness my hand and seal.

My commission expires: 6-15-21_____



April Mondragon
Notary Public