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DEC 11 1979
APRIS W. SCHENK

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12/11/79

BEFORE THE GROUND WATER COMMISSION
OF THE STATE OF COLORADO

RECEIVED
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WATER RESOURCES
STATE ENGINEER
CO22

IN THE MATTER OF THE UPPER BLACK SQUIRREL)
CREEK GROUND WATER MANAGEMENT DISTRICT) FINAL ORDER AND DECREE

On November 22, 1978, and January 11, 1979, written petitions were submitted to the Colorado Ground Water Commission to form the Upper Black Squirrel Creek Ground Water Management District. A hearing was held on August 24, 1979, in Colorado Springs; after being fully advised, the Colorado Ground Water Commission does make the following order and decree:

1. The name of the district shall be the Upper Black Squirrel Creek Ground Water Management District.
2. The lands included in the proposed district are located in the County of El Paso, State of Colorado, and are described as follows:

All of the following are west of the 6th PM:

T12S, R65W, Sections 1, 2, 10 through 15, inclusive, 23 through 26, inclusive, 35 and 36; T11S, R64W, Sections 24 through 28, inclusive, and 31 through 36, inclusive; T12S, R64W, all Sections; T11S, R63W, Sections 19 and 29 through 36, inclusive; T12S, R63W, all Sections; T12S, R62W, Sections 4 through 10, inclusive, 15 through 21, inclusive, 28 through 34, inclusive, including the west one-half (W 1/2) of Sections 22 and 27; T13S, R61W, Sections 7, 17 through 20, inclusive, and 29 through 32, inclusive; T13S, R63W, all Sections; T13S, R63W, all Sections; T13S, R64W, all Sections; T13S, R65W, Sections 1, 12 and the east one-half (E 1/2) of Sections 2 and 13; T14S, R64W, Sections 1 through 4, inclusive, 10 through 14 inclusive, and Section 24; T14S, R63W, all Sections except 31; T14S, R62W, Sections 1 through 12, inclusive, 16 through 21, inclusive, 28 through 33, inclusive; T14S, R61W, Sections 5, 6, and 7; T15S, R63W, Sections 1 through 4, inclusive, 9 through 16, inclusive, 22 through 27, inclusive, and Sections 35 and 36; T15S, R62W, Sections 4 through 9, inclusive, 17 through 20, inclusive, and Sections 30 and 31.

3. The proposed district shall be divided into five (5) divisions, each represented by one director. The legal description of each of these divisions is as follows:

Division 1:

Those portions located within the exterior boundaries of the Upper Black Squirrel Creek Ground Water Management District, more particularly described as T11S, R64W, Sections 26 through 28, inclusive, and 31 through 35 inclusive; T12S, R65W, Sections 1, 2, 10 through 15, inclusive, 23 through 26, inclusive, 35 and 36; T12S, R64W, all Sections excluding 1, 12, 13, 24, 25, and 36.

Division 2:

Those portions located within the exterior boundaries of the Upper Black Squirrel Creek Ground Water Management District, more particularly described as T11S, R64W, Sections 24, 25, and 36; T11S, R63W, Sections 19, 29 through 36, inclusive; T12S, R64W, Sections 1, 12, 13, 24, 25, and 36; T12S, R63W, all Sections; T12S, R62W, Sections 4 through 10, inclusive, the west one-half (W 1/2) of Sections 22 and 27, Section 15 through 21, inclusive, 28 through 34, inclusive; T13S, R64W, Sections 1 and 12; T13S, R63W, Sections 1 through 12, inclusive; T13S, R62W, Sections 1 through 12, inclusive; T13S, R61W, Section 7.

Division 3:

Those portions located within the exterior boundaries of the Upper Black Squirrel Creek Ground Water Management District, more particularly described as T13S, R65W, Sections 1, 12 and the east one-half (E 1/2) of Sections 2 and 13; T13S, R64W, all Sections excluding 1, 12, 13, 24, 25, 36, and the south one-half (S 1/2) of Sections 31 through 35 inclusive.

Division 4:

Those portions located within the exterior boundaries of the Upper Black Squirrel Creek Ground Water Management District, more particularly described as T13S, R64W, the south one-half (S 1/2) of Sections 31 through 36 inclusive; T14S, R64W, Sections 1 through 4 inclusive, 10 through 14 inclusive and Section 24; T13S, R63W, the south one-half (S 1/2) of Sections 31 and 32; T14S, R63W, Sections 5 through 8 inclusive, 17 through 20 inclusive, 29, 30 and 32.

Division 5:

Those portions located within the exterior boundaries of the Upper Black Squirrel Creek Ground Water Management District, more particularly described as T13S, R64W, Sections 13, 24, 25 and the north one-half (N 1/2) of Section 36; T13S, R63W, Sections 13 through 30 inclusive, the north one-half (N 1/2) of Sections 31 and 32, Sections 33 through 36 inclusive; T13S, R62W, Sections 13 through 36 inclusive; T13S, R61W, Sections 17 through 20 inclusive, 29 through 32 inclusive; T14S, R63W, Sections 1 through 4 inclusive, 9 through 16 inclusive, 21 through 28 inclusive, 33 through 36 inclusive; T14S, R62W, Section 1 through 12 inclusive, 16 through 21 inclusive, 28 through 33 inclusive; T14S, R61W, Sections 5 through 7 inclusive; T15S, R63W, Sections 1 through 4 inclusive, 9 through 16 inclusive, 22 through 27 inclusive, 35 and 36; T15S, R62W, Sections 4 through 9 inclusive, 17 through 20 inclusive, 30 and 31.

4. There shall be five (5) directors. The names and addresses of each proposed director, each of whom is a resident taxpaying elector in the Division specified, their terms of office and the expiration date for their terms of office are as follows:

DIVISION NUMBER	NAME & ADDRESS OF DIRECTOR	EXPIRATION DATE
1.	Carl Brauer Route 1 Peyton, CO 80831	1st Tuesday in March of the second year after organization of District is completed.
2.	Allan H. Johnson Box 20270, Falcon Hwy. Peyton, CO. 80831	1st Tuesday in March of the second year after organization of the District is completed.
3.	Roy E. Wheeler Box 15230 Patton Dr. Peyton. CO. 80831	1st Tuesday in March of the fourth year after organization of the District is completed.
4.	Hubert Keeney Route 2 Calhan, CO. 80808	1st Tuesday in March of the fourth year after organization of the District is completed.
5.	Everett J. Handle Route 2 Calhan, CO. 80808	1st Tuesday in March of the second year after organization of the District is completed.

5. The office of the proposed district shall be maintained at the following address:

Upper Black Squirrel Creek
Groundwater Management District
Calhan, Colorado 80808

6. It is further ordered and decreed that the requirements of Sections 37-90-118, 37-90-119, 37-90-120, 37-90-121, 37-90-122, 37-90-123, and 37-90-124, C.R.S. 1973, have been fulfilled and said information showing the fulfillment of said sections is on file in the offices of this Commission.
7. That an election was held in Ellicott, Colorado, on November 13, 1979 and the ballot was as follows:

OFFICIAL BALLOT	
QUESTION:	
Shall the proposed Upper Black Squirrel Creek Ground Water Management District be organized:	YES
	NO

If formed, the district will have only such authority (if any) over court decreed water rights as is consistent with the Findings and Order dated May 1, 1968, establishing Upper Black Squirrel Creek Designated Groundwater Basin and the decisions of the Colorado Supreme Court relating to such rights. Further, the district will not restrict exportation previously approved by the Commission.

The results of that election was "Yes - 176 votes", "No, - 22 votes".

8. The Commission further orders and decrees that the Upper Black Squirrel Creek Ground Water Management District is a governmental subdivision of the State of Colorado and a body corporate with all the powers set forth in sections 37-90-118 and 37-90-135, C.R.S. 1973.

Done this 4th day of December, 1979.

s/s John Vasa
John Vasa, Chairman
Colorado Ground Water Commission