

2020 Commissioner Report 76D Indian Creek Enforcement Area

COMMISSIONER REPORT

| | | | |
|------------------------|------------------------|--------------------------|---------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| 001 | SECTION 30 DITCH NO. 1 | NWSWSE 30 37N26W | INDIAN CREEK |

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-----------------|------------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|---|
| 18980525 | BUTTS, RICHARD | 76D W 118114 00 | FILE | IR | 391 | 1 | HG | 04 01 11 04 | 5 | This right subject to a private agreement - see file. |
| | BUTTS, ROBERT | | | | | | | | | |
| | BUTTS, STEVE | | | | | | | | | |
| | QUIRK CATTLE CO | | | | | | | | | |

Cfs Total For Diversion **5**

COMMISSIONER REPORT

| | | | |
|------------------------|-------------------------------|--------------------------|---------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| 003 | SECTION 30 DITCH NO. 2 | NWSENE 30 37N26W | INDIAN CREEK |

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-----------------|------------------------|-------------|------------|--------------|-------------------|--------------|------------------|-------------|--|
| 18841015 | | | | | | | | | | |
| | QUIRK CATTLE CO | 76D W 118113 00 | FILE | IR | 391 | 1* | HG | 04 01 11 04 | 5 | See Commissioner Remark Index. |
| | QUIRK CATTLE CO | 76D W 118117 00 | FILE | ST | | 1 | FL | 01 01 12 31 | | |
| | QUIRK CATTLE CO | 76D W 118128 00 | FILE | DM | | 1 | FL | 01 01 12 04 | .09 | THIS CLAIM IS SUBJECT TO A PRIVATE AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIRK CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CASE FILE 76D-57. |
| <i>Cfs Total For Diversion</i> | | | | | | | | | 5.09 | |

* Indicates multiple Points of Diversion
 Bold Water Right # indicates all objections and issue remarks have been resolved

COMMISSIONER REPORT

| | | | |
|------------------------|-------------------------------|--------------------------|---------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| 004 | SECTION 30 DITCH NO. 3 | SWNWSE 30 37N26W | INDIAN CREEK |

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-----------------|------------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|---|
| 18841015 | QUIRK CATTLE CO | 76D W 118104 00 | FILE | PG | | 1 | HG | 01 01 12 31 | 5 | This right subject to a private agreement - see file. |
| <i>Cfs Total For Diversion</i> | | | | | | | | | 5 | |

* Indicates multiple Points of Diversion
 Bold Water Right # indicates all objections and issue remarks have been resolved

COMMISSIONER REPORT

| | | | |
|------------------------|--------------------------|--------------------------|---------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| 005 | QUIRK DITCH NO. 1 | SWNWSE 30 37N26W | INDIAN CREEK |

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-----------------|------------------------|-------------|------------|--------------|-------------------|--------------|------------------|--------------------------------|--|
| 18990325 | | | | | | | | | | |
| | QUIRK CATTLE CO | 76D W 118112 00 | FILE | IR | 391 | 1 | HG | 04 01 11 04 | 7.5 | This right subject to a private agreement - see file. |
| | QUIRK CATTLE CO | 76D W 118129 00 | FILE | DM | | 1 | FL | 01 01 12 04 | .09 | THE MEANS OF DIVERSION IS UNCLEAR, BUT THERE MAY BE A DITCH DIVERSION AT THE QUIRK DITCH. THIS CLAIM IS SUBJECT TO A PRIVATE AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIRK CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CASE FILE 76D-57. |
| | | | | | | | | | Cfs Total For Diversion | 7.59 |

* Indicates multiple Points of Diversion
 Bold Water Right # indicates all objections and issue remarks have been resolved

COMMISSIONER REPORT

Enforcement No. Diversion Name
006

Legal Description
 NWNESW 29 37N26W **Source**
INDIAN CREEK

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-----------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|-------------|--|
| 18841015 | QUIRK CATTLE CO | 76D W 118113 00 | FILE | IR | 391 | 2* | HF | | 5 | THIS RIGHT IS SUBJECT TO A THIRD PARTY AGREEMENT. NO MORE THAN 5 CFS CAN BE DIVERTED AT THE DIVERSION FOR WR. 76D 118113-00, INCLUDING DIVERSIONS THROUGH THE PIPELINE AND ANY OTHER WATER THAT MAY BE AVAILABLE AT THE HISTORIC HEADGATE VIA INDIAN CR. |
| 18940408 | QUIRK CATTLE CO | 76D W 118111 00 | FILE | IR | 506 | 2* | HG | 04 01 11 04 | 7.5 | THIS CLAIM IS SUBJECT TO A PRIVATE AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIRK CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CASE FILE 76D-57. |
| Cfs Total For Diversion | | | | | | | | | 12.5 | |

* Indicates multiple Points of Diversion
 Bold Water Right # indicates all objections and issue remarks have been resolved

COMMISSIONER REPORT

| | | | |
|------------------------|-------------------------------|--------------------------|---------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| 007 | SECTION 29 DITCH NO. 1 | NWNESW 29 37N26W | INDIAN CREEK |

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-----------------|------------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|---|
| 18990411 | QUIRK CATTLE CO | 76D W 118110 00 | FILE | IR | 252 | 1 | HG | 04 01 11 04 | 4 | This right subject to a private agreement - see file. |
| <i>Cfs Total For Diversion</i> | | | | | | | | | 4 | |

* Indicates multiple Points of Diversion
 Bold Water Right # indicates all objections and issue remarks have been resolved

COMMISSIONER REPORT

| | | | |
|------------------------|--------------------------|--------------------------|---------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| 008 | QUIRK DITCH NO. 2 | SWSENW 29 37N26W | INDIAN CREEK |

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|------------------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|-------------|---|
| 18900620 | BUTTS, RICHARD | 76D W 140172 00 | FILE | IR | 65 | 1 | HG | 04 15 10 19 | 1.25 | This right subject to a private agreement - see file. |
| | BUTTS, ROBERT | | | | | | | | | |
| | BUTTS, STEVE | | | | | | | | | |
| | INDIAN CREEK FARMS LLC | | | | | | | | | |
| <i>Cfs Total For Diversion</i> | | | | | | | | | 1.25 | |

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 Bold Water Right # indicates all objections and issue remarks have been resolved

COMMISSIONER REPORT

| | | | |
|------------------------|--------------------------|--------------------------|---------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| 009 | BOYLE DITCH NO. 1 | SESENW 29 37N26W | INDIAN CREEK |

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-----------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|---|
| 18940408 | QUIRK CATTLE CO | 76D W 118111 00 | FILE | IR | 506 | 1* | HG | 04 01 11 04 | 7.5 | This right subject to a private agreement - see file. |
| <i>Cfs Total For Diversion</i> | | | | | | | | | 7.5 | |

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 Bold Water Right # indicates all objections and issue remarks have been resolved

COMMISSIONER REPORT

| | | | |
|------------------------|--------------------------|--------------------------|---------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| 010 | BOYLE DITCH NO. 2 | SWSWNE 29 37N26W | INDIAN CREEK |

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|------------------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|-------------|---|
| 18980404 | INDIAN CREEK FARMS LLC | 76D W 140170 00 | FILE | IR | 63 | 1 | HG | 04 15 10 19 | 2.39 | THERE IS A SEPARATE AGREEMENT BETWEEN PEARL HARK AND QUIRK CATTLE CO WHICH CAN BE SEEN IN THE FINDINGS OF FACT/CONCLUSIONS OF LAW FOR THIS CLAIM. |
| <i>Cfs Total For Diversion</i> | | | | | | | | | 2.39 | |

* Indicates multiple Points of Diversion
 Bold Water Right # indicates all objections and issue remarks have been resolved

COMMISSIONER REPORT

Enforcement No. Diversion Name Legal Description Source
011 THERRIAULT DITCH NWSENE 29 37N26W INDIAN CREEK

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> | |
|--------------------------------------|---------------------|------------------------|-------------|------------|--------------|-------------------|--------------|------------------|--------------------------------|--|--|
| 18880828 | SHEA RANCH INC | 76D W 140723 00 | FILE | IR | 80 | 1 | HG | 04 28 09 19 | 2.5 | THE POD APPEARS TO BE IN THE NWSENE OF SEC 29. See Commissioner Remark Index. | |
| 19201231 | GRIEVE, JARROD | 76D W 140725 00 | USE | IR | 28 | 1 | HG | 04 28 09 19 | .88 | | |
| | SHEA RANCH INC | | | | | | | | | | |
| | SHEA, G PATRICK | | | | | | | | | | |
| | SHEA, MEAGHAN | | | | | | | | | | |
| | BROCKMANN, WESLEY K | 76D W 141377 00 | USE | IR | 30 | 1 | HG | 04 28 09 19 | .94 | THE POINT OF DIVERSION LEGAL LAND DESCRIPTION MAY BE INCORRECT; THE DITCH APPEARS TO BE LOCATED IN THE NWSENE OF SEC 29. | |
| 19210613 | QUIRK CATTLE CO | 76D W 118109 00 | FILE | IR | 252 | 1 | HG | 04 01 11 04 | 5 | This right subject to a private agreement - see file. | |
| 19320630 | SHEA RANCH INC | 76D W 140720 00 | USE | IR | 123 | 1 | HG | 04 28 09 19 | 3.85 | | |
| | HOLDER, AMBER A | 76D W 140726 00 | USE | IR | 53 | 1 | HG | 04 28 09 19 | 1.38 | | |
| | NELSON LIVING TRUST | | | | | | | | | | |
| | | | | | | | | | Cfs Total For Diversion | 14.55 | |

* Indicates multiple Points of Diversion
 Bold Water Right # indicates all objections and issue remarks have been resolved

COMMISSIONER REPORT

Enforcement No. Diversion Name
IS1 001D

Legal Description
 NWSE 29 37N26W **Source**
ISOLATED SPRING

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|---------------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|------------------|
| 19080506 | BUTLER, STANLEY W | 76D W 23088 00 | FILE | IR | 10 | 1 | DK | 06 01 09 30 | .13 | SPRING WITH DIKE |
| | BUTLER, STEPHANIE C | | | | | | | | | |
| | DEEP SPRINGS, LLC | | | | | | | | | |
| Cfs Total For Diversion | | | | | | | | | .13 | |

* Indicates multiple Points of Diversion
 Bold Water Right # indicates all objections and issue remarks have been resolved

COMMISSIONER REPORT

| | | | |
|------------------------|-------------------------------|--------------------------|------------------------|
| <i>Enforcement No.</i> | <i>Diversion Name</i> | <i>Legal Description</i> | <i>Source</i> |
| IS2 001 | SECTION 29 DITCH NO. 2 | NESWSE 29 37N26W | ISOLATED SPRING |

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-----------------|------------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|---|
| 18920617 | QUIRK CATTLE CO | 76D W 118108 00 | FILE | IR | 252 | 1 | HG | 04 01 11 04 | 2.5 | A DITCH CANNOT BE SEEN AT THIS LOCATION. See Commissioner Remark Index. |
| <i>Cfs Total For Diversion</i> | | | | | | | | | 2.5 | |

* Indicates multiple Points of Diversion
 Bold Water Right # indicates all objections and issue remarks have been resolved

COMMISSIONER REPORT

Enforcement No. Diversion Name

Legal Description

Source

LS001

SE 30 37N26W

INDIAN CREEK

*Enforceable
Priority Date*

Owner

Water Right #

Type

Use

Acres

*Pod
ID*

Means From - To

Cfs

Comments

18841015

QUIRK CATTLE CO

76D W 118118 00

FILE

ST

2*

LS

01 01 12 04

THIS CLAIM IS SUBJECT TO A PRIVATE AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIRK CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CASE FILE 76D-57.

Cfs Total For Diversion

COMMISSIONER REPORT

Enforcement No. Diversion Name
LS002

Legal Description *Source*
 N2N2SW 29 37N26W **INDIAN CREEK**

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-----------------|------------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|--|
| 18841015 | QUIRK CATTLE CO | 76D W 118118 00 | FILE | ST | | 1* | LS | 01 01 12 04 | | THIS CLAIM IS SUBJECT TO A PRIVATE AGREEMENT BETWEEN ALTA STODDARD, JAY STODDARD, & QUIRK CATTLE CO. A COPY OF THE AGREEMENT CAN BE FOUND IN CASE FILE 76D-57. |

Cfs Total For Diversion

COMMISSIONER REPORT

Enforcement No. Diversion Name
LS003

Legal Description *Source*
 S2SENW 29 37N26W **INDIAN CREEK**

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|------------------------|-----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|-----------------|
| 18900620 | INDIAN CREEK FARMS LLC | 76D W 30106279 | FILE | ST | | 2* | LS | 01 01 12 31 | | |

Cfs Total For Diversion

COMMISSIONER REPORT

Enforcement No. Diversion Name
LS004

Legal Description *Source*
 SWNE 29 37N26W **INDIAN CREEK**

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|------------------------|-----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|--------------------------------|
| 18900620 | INDIAN CREEK FARMS LLC | 76D W 30106279 | FILE | ST | | 1* | LS | 01 01 12 31 | | See Commissioner Remark Index. |

Cfs Total For Diversion

* Indicates multiple Points of Diversion
 Bold Water Right # indicates all objections and issue remarks have been resolved

COMMISSIONER REPORT

Enforcement No. Diversion Name
MG 001SP

Legal Description *Source*
 NESWSE 29 37N26W **MAPLE AND GALENA SPRINGS**

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-----------------|------------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|---|
| 18920617 | QUIRK CATTLE CO | 76D W 118119 00 | FILE | ST | | 1 | FL | 01 01 12 31 | | This right subject to a private agreement - see file. |

Cfs Total For Diversion

* Indicates multiple Points of Diversion
 Bold Water Right # indicates all objections and issue remarks have been resolved

COMMISSIONER REPORT

Enforcement No. Diversion Name

UT1 001D

Legal Description

NENWSE 29 37N26W

Source

SPRING, UNNAMED TRIBUTARY OF INDIAN CREEK

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-------------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|--|
| 19730630 | DEEP SPRINGS, LLC | 76D W 216094 00 | FILE | ST | | 1 | DM | 01 01 12 31 | | SPRING WITH DAM. This right subject to a private agreement - see file. |

Cfs Total For Diversion

COMMISSIONER REPORT

Enforcement No. Diversion Name

Legal Description

Source

UT2 001SP

NENWSE 29 37N26W

SPRING, UNNAMED TRIBUTARY OF INDIAN CREEK

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|-------------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|-----------------|
| 19730630 | DEEP SPRINGS, LLC | 76D W 216093 00 | FILE | DM | 5.75 | 1 | DM | 01 01 12 31 | | |

Cfs Total For Diversion

COMMISSIONER REPORT

Enforcement No. Diversion Name

UT3 001SP

Legal Description

SESWNE 29 37N26W

Source

SPRING, UNNAMED TRIBUTARY OF INDIAN CREEK

| <i>Enforceable Priority Date</i> | <i>Owner</i> | <i>Water Right #</i> | <i>Type</i> | <i>Use</i> | <i>Acres</i> | <i>Pod ID</i> | <i>Means</i> | <i>From - To</i> | <i>Cfs</i> | <i>Comments</i> |
|--------------------------------------|------------------------|----------------------|-------------|------------|--------------|-------------------|--------------|------------------|------------|---|
| 19591103 | INDIAN CREEK FARMS LLC | 76D W 140169 00 | FILE | FW | | 1 | HG | 01 01 12 31 | | THE MEANS OF DIVERSION MAY BE A SPRING BOX. ALSO KNOWN AS HARK SPRING NO. 1 |

Cfs Total For Diversion