

OFFICE OF THE STATE ENGINEER
COLORADO DIVISION OF WATER RESOURCES
818 Centennial Bldg., 1313 Sherman St., Denver, Colorado 80203
(303) 866-3581

1261

WELL PERMIT NUMBER 289624 - - -
DIV. 1 **WD 23** **DES. BASIN** **MD**

APPLICANT

CLARK & MARY KELLEY
850 CRAWFORD PKWY #3114
PORTSMOUTH, VA 23704-

(757) 499-2964

APPROVED WELL LOCATION
TELLER COUNTY

NW 1/4 SW 1/4 Section 14
Township 13 S Range 70 W Sixth P.M.

DISTANCES FROM SECTION LINES

Ft. from Section Line
Ft. from Section Line

UTM COORDINATES (Meters, Zone: 13, NAD83)

Easting: Northing:

PERMIT TO CONSTRUCT A WELL

ISSUANCE OF THIS PERMIT DOES NOT CONFER A WATER RIGHT

CONDITIONS OF APPROVAL

- 1) This well shall be used in such a way as to cause no material injury to existing water rights. The issuance of this permit does not ensure that no injury will occur to another vested water right or preclude another owner of a vested water right from seeking relief in a civil court action.
- 2) The construction of this well shall be in compliance with the Water Well Construction Rules 2 CCR 402-2, unless approval of a variance has been granted by the State Board of Examiners of Water Well Construction and Pump Installation Contractors in accordance with Rule 18.
- 3) Approved pursuant to CRS 37-92-602(3)(b)(II)(A) as the only well on a tract of land of 35.00 acres described as lot 7, Colorado Woodland Estates division of land, Teller County.
- 4) The use of ground water from this well is limited to fire protection, ordinary household purposes inside not more than three (3) single family dwellings, the watering of poultry, domestic animals and livestock on a farm or ranch and the irrigation of not more than one (1) acre of home gardens and lawns.
- 5) The pumping rate of this well shall not exceed 15 GPM.
- 6) The return flow from the use of this well must be through an individual waste water disposal system of the non-evaporative type where the water is returned to the same stream system in which the well is located.
- 7) Pursuant to Rule 6.2.3 of the Water Well Construction Rules, the well construction contractor shall submit the as-built well location on work reports required by Rule 17.3 within 60 days of completion of the well. The measured location must be accurate to 200 feet of the actual location. The location information must include a GPS location (UTM coordinates) pursuant to the Division of Water Resources' guidelines.

NOTICE: According to Teller County parcel data, lot 7 of Colorado Woodland Estates is located in the NW 1/4 of the SW 1/4 of Sec. 14. You are hereby notified that you have the right to appeal the issuance of this permit, by filing a written request with this office within sixty (60) days of the date of issuance, pursuant to the State Administrative Procedures Act. (See Section 24-4-104 through 106, C.R.S.)

NOTE: This permit will expire on the expiration date unless the well is constructed by that date. A Well Construction and Test Report (GWS-31) must be submitted to the Division of Water Resources to verify the well has been constructed. An extension of the expiration date may be available. Contact the DWR for additional information or refer to the extension request form (GWS-64) available at: <http://www.water.state.co.us>

APPROVED
SKR

State Engineer

DATE ISSUED 10-19-2012

By

EXPIRATION DATE 10-19-2014

Receipt No. 3657204

COLORADO DIVISION OF WATER RESOURCES
DEPARTMENT OF NATURAL RESOURCES
1313 SHERMAN ST., Ste 821, DENVER, CO 80203
Main: (303) 866-3581 Fax: (303) 866-2223 dwrpermitsonline@state.co.us

RESIDENTIAL Note: Also use this form to apply for livestock watering
Water Well Permit Application
Review form instructions prior to completing form.
Hand completed forms must be completed in black or blue ink or typed.

1. Applicant Information

Name(s)
CLARK & MARY KELLEY

Mailing address
850 CRAWFORD PKWY APT 3114

City
PORTSMOUTH State
VA Zip code
23704

Telephone #
757-499-2964 E-mail (online filing it is required)
CTKMLK1@GMAIL.COM

2. Type Of Application (check applicable boxes)

- ☒ Construct new well ☐ Change source (aquifer)
☐ Replace existing well ☐ Reapplication (expired permit)
☐ Use existing well ☐ Rooftop precip. collection
☐ Change or increase use ☐ Other:

3. Refer To (if applicable)

Well permit # _____ Water Court case # _____

Designated Basin Determination # _____ Well name or # _____

4. Location Of Proposed Well (Important! See Instructions)

County
Teller

Section
15 Township
13 N or S
☒ Range
70 E or W
☒ Principal Meridian
Sixth

Distance of well from section lines (section lines are typically not property lines)
Ft. from ☐ N ☐ S Ft. from ☐ E ☐ W

For replacement wells only - distance and direction from old well to new well
feet Direction

Well location address (Include City, State, Zip) ☐ Check if well address is same as in Item 1.

Request Rule 6.2.3

Optional: GPS well location information in UTM format. GPS unit settings are as follows:

Format must be UTM
☐ Zone 12 or ☐ Zone 13
Units must be Meters
Datum must be NAD83
Unit must be set to true north
Was GPS unit checked for above? ☐ YES Remember to set Datum to NAD83

Easting: _____
Northing: _____

5. Parcel On Which Well Will Be Located

(You must attach a current deed for the subject parcel)

A. You must check and complete one of the following:

- ☒ Subdivision: Name **Colorado Woodland Est**
Lot **7** Block _____ Filing/Unit _____
- ☐ County exemption (attach copy of county approval & survey)
Name/# _____ Lot # _____
- ☐ Parcel less than 35 acres, not in a subdivision attach a deed with metes & bounds description recorded prior to June 1, 1972, and current deed
- ☐ Mining claim (attach copy of deed or survey) Name/#: _____
- ☐ Square 40 acre parcel as described in Item 4
- ☐ Parcel of 35 or more acres (attach metes & bounds description or survey)
- ☐ Other: (attach metes & bounds description or survey)

B. # of acres in parcel **35** C. Are you the owner of this parcel?
☒ YES ☐ NO

D. Will this be the only well on this parcel? ☒ YES ☐ NO (if no - list other wells)

E. State Parcel ID# (optional):

Office Use Only

Form GWS-44 (11/2011)

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6. Use Of Well (check applicable boxes)

See instructions to determine use(s) for which you may qualify

- ☐ A. Ordinary household use in one single-family dwelling (no outside use)
- ☒ B. Ordinary household use in 1 to 3 single-family dwellings:
Number of dwellings: **3**
- ☒ Home garden/lawn irrigation, not to exceed one acre:
area irrigated **1** sq. ft. ☒ acre
- ☒ Domestic animal watering - (non-commercial)
- ☒ C. Livestock watering (on farm/ranch/range/pasture)

7. Well Data (proposed)

Maximum pumping rate **15** gpm Annual amount to be withdrawn **3** acre-feet

Total depth **Unknown** feet Aquifer **Fractured granite**

8. Water Supplier

Is this parcel within boundaries of a water service area? ☐ YES ☒ NO
If yes, provide name of supplier:

9. Type Of Sewage System

- ☒ Septic tank / absorption leach field
- ☐ Central system: District name: _____
- ☐ Vault: Location sewage to be hauled to: _____
- ☐ Other (explain) _____

10. Proposed Well Driller License #(optional): **1261**

11. Sign or Enter Name of Applicant(s) or Authorized Agent

The making of false statements herein constitutes perjury in the second degree, which is punishable as a class 1 misdemeanor pursuant to C.R.S. 24-4-104 (13)(a). I have read the statements herein, know the contents thereof and state that they are true to my knowledge.

Sign or enter name(s) of person(s) submitting application Date (mm/dd/yyyy)
Clark & Kelley **9-25-12**

If signing print name and title

CLARK OR MARY KELLEY OWNERS

Office Use Only

USGS map name _____ DWR map no. _____ Surface elev. _____

Sec. 14

Receipt area only

Transaction # **3657204**
Date: **9/26/2012** 1:32:58 PM
Transaction Total: **\$100.00**
CREDIT CARD **\$100.00**

AQUAMAP

WE

WR

CWCB

TOPO

MYLAR

SB5

DIV **1** WD **23** BA _____ MD _____

WARRANTY DEED

THIS DEED, Made this 24th day of May, 2007 between

David F. Schnee and Rebecca R. Schnee
of the County of Sherman and State of KANSAS, grantor, and

Clark T. Kelley and Mary E. Kelley

whose legal address is 5274 Vestry Drive, Virginia Beach, VA 23464,

of the County of Virginia Beach State of VIRGINIA, grantees:

WITNESS, That the grantor, for and in consideration of the sum of Three Hundred Eighty Thousand Dollars and NO/100's, (\$380,000.00), paid to an Accommodator pursuant to IRC Section 1031, the receipt and sufficiency of which is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm, unto the grantees, their heirs and assigns forever, not in tenancy in common but in joint tenancy, all the real property together with improvements, if any, situate, lying and being in the County of Teller, and State of COLORADO, described as follows:

See Exhibit A attached hereto and made a part hereof.

also known by street and number as 549 Mohawk Heights, Divide, CO 80814

TOGETHER with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of the grantor, either in law or equity, of, in and to the above bargained premises, with the hereditaments and appurtenances.

TO HAVE AND TO HOLD the said premises above bargained and described, with the appurtenances, unto the grantees, their heirs and assigns forever. And the grantor, for himself, his heirs and personal representatives, does covenant, grant, bargain and agree to and with the grantees, their heirs and assigns, that at the time of the enrolling and delivery of these presents, he is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature soever, except all taxes and assessments for the current year, a lien but not yet due or payable, and those specific Exceptions described by reference to recorded documents as reflected into the Title Documents accepted by Buyer in accordance with section 8a "Title Review", of the contract dated April 16, 2007, between the parties.

The grantor shall and will WARRANT AND FOREVER DEFEND the above-bargained premises in the quiet and peaceable possession of the grantees, their heirs and assigns, against all and every person or persons lawfully claiming the whole or any part thereof.

The singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

IN WITNESS WHEREOF, the grantor has executed this deed on the date set forth above.

SELLERS:

David F. Schnee
David F. Schnee

Rebecca R. Schnee
Rebecca R. Schnee

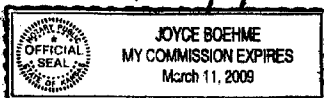
STATE OF KANSAS
COUNTY OF Sherman

}ss:

The foregoing instrument was acknowledged before me this 27 day of May, 2007 by David F. Schnee and Rebecca R. Schnee

Joyce Boehme
Notary Public

Witness my hand and official seal
My Commission expires: 3/11/2009



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Lots 7 and 8, Colorado Woodland Estates, according to the map recorded July 16, 1993 in plat Book M, Page 26 Teller County Colorado; Together with a non-exclusive easement for access and utility purposes over the roads shown in plat Book M Page 26 and together with a similar easement over Lots 60 and 61, Block 1, Trout Haven, Fifth Filing described as follows:

An easement being 60 feet in width lying and being in the Northwest Quarter of the Southeast Quarter of Section 15, Township 13 South, Range 70 West of the 6th P.M., County of Teller, State of Colorado, 30 feet each side, parallel with and at 90 degree angles to the following described centerline:

Beginning at a point on the easterly Right-of-Way line of Cochetopa Road, said point bears N 00° 17' 28" W, a distance of 67.49 feet from the common lot corner of Lots 60 and 61 of "Trout Haven Estates Fifth Filing" as recorded in Plat Book B, Page 84 and 85 of the Clerk and Records Office of said Teller County;

Thence S 22° 29' 56" E, a distance of 51.97 feet to a point of curve;

Along the arc of said curve to the right, having a central angle of 90° 15' 39", a radius of 42.83 feet for an arc distance of 67.47 feet to a point of tangency;

Thence N 47° 05' 35" E, a distance of 35.74 feet to the Point of Terminus, said point bears S 00° 41' 11" E, a distance of 70.90 feet from the common rear lot corner of said Lots 60 and 61.

Confirmation of Easement and Grant of Easement recorded October 11, 2005 at Reception No. 586104.

County of Teller,
State of Colorado.



607025

5/29/2007 12:35 PM

Patricia A Crowson

2 of 2

WAR

R\$11.00 D\$38.00

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