

RESOLUTION 2019-13

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PARKER WATER AND SANITATION DISTRICT CONCERNING THE DISTRICT'S LOGAN COUNTY WATER PROJECT

WHEREAS, the District has been pursuing a project to supplement the District's renewable water resources by bringing in water from the lower South Platte River in Logan County;

WHEREAS, the District has acquired senior rights for water out of the South Platte River represented by the District's ownership of shares in several mutual ditch companies in Logan County;

WHEREAS, in December 2003 the Board enacted Resolution 2003-23 expressing its intent to appropriate water rights out of the South Platte River under Colorado law, which Resolution resulted in a decree of the Water Court in Case 03CW428 for several significant water rights;

WHEREAS, water storage rights and water storage infrastructure in Logan County are necessary to assemble an integrated water supply project which can economically deliver water to Parker;

WHEREAS, it has always been the District's policy to support the continuation of irrigated agriculture by seeking to use junior water rights as the primary supply for such a project, only using senior rights as necessary to provide firm yield;

WHEREAS, the District has been discussing cooperation in such a water supply project with the Lower South Platte Water Conservancy District ("LSPWCD") whose service area includes the area in which said water supply project will be located, and which may desire to participate in such a project with the District in order to obtain additional water for its inhabitants;

WHEREAS, the District's management, engineers and attorneys have recommended that the District appropriate water storage rights and an appropriative right of exchange on the South Platte River as needed for such water supply project;

WHEREAS, it is the Board's intention to divert, store and appropriate water for such project at appropriate points of diversion and storage on and out of the South Platte River in Morgan, Logan and Washington Counties in order to supplement the District's renewable water supply; and

WHEREAS, such project and appropriation of water rights is necessary in order to reduce the District's reliance on the declining water supplies of the non-renewable Denver Basin Aquifer groundwater.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE PARKER WATER AND SANITATION DISTRICT

1 The Board finds that the water from the South Platte River is required for the health, safety and welfare of the inhabitants of the District.

2. The Board ratifies and confirms the intention initially set out by its management on November 5, 2019 to appropriate unappropriated waters of the South Platte River and its tributaries for the use of the inhabitants of Parker for municipal and all other lawful purposes including storage. The Board intends that such water shall be used, successively used and re-used to extinction through the use of suitable measurement, control and pumping facilities.

3. The Board intends, and directs its management, attorneys and engineers to secure and appropriate the water storage rights and appropriative rights of exchange necessary to add a sufficient storage component to its planned water project, which may involve cooperation with the LSPWCD, including appropriate Water Court applications and proceedings, engineering studies, agreements with the LSPWCD and such other efforts as the District Manager considers suitable. The water rights to be appropriated shall include, without limitation, a water storage right of up to 4,000 acre feet for a new off-stream reservoir to be known as Iliff Reservoir in Logan County fed through canals using the existing diversion facilities of the Iliff & Platte Valley ditch at the rate of up to 150 c.f.s and the Powell and Blair ditch at the rate of up to 80 c.f.s., both of which are companies in which the District owns shares, (2) a water storage right of up to 17,000 acre feet for storage in the existing off-stream Prewitt Reservoir on the boundary of Morgan and Logan Counties, fed through the existing Prewitt Inlet Canal diversion facilities and Inlet Canal as the same may be enlarged at the rate of up to 1,000 c.f.s.; (3) a water storage right of up to 72,000 acre feet for a new off-stream reservoir in Washington County to be known as the Fremont Butte Reservoir, to be fed by a pump and pipeline system using water diverted into and stored in said Iliff and Prewitt Reservoirs; and (4) an appropriative right of exchange of up to 150 cubic feet per second on the South Platte River to economically move water from the Iliff Reservoir to the Prewitt Reservoir, together with such additional water rights as the District's management may consider necessary for the efficient operation of such water supply project.

Done and resolved this 12th day of December 2019.

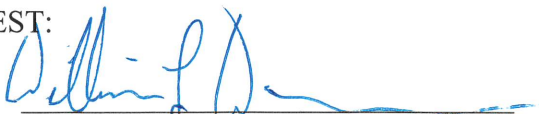
PARKER WATER AND SANITATION DISTRICT

By:


Darcy Beard, President

ATTEST:

By:


Secretary ~~VICE PRESIDENT~~