

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF

GARFIELD COUNTY, COLORADO

PETITION FOR EXEMPTION

Pursuant to C.R.S. (1973) Section 3-28-101 (10) (a) - (d) as amended, and the Subdivision Regulations of Garfield County, Colorado, adopted April 23, 1984 Section 2:20.49, the undersigned Santos Amaya respectfully petitions the Board of County Commissioners of Garfield County, Colorado, to exempt by Resolution the division of 23.39 acre tract of land into 2 tracts of approximately 8.39^{Ac} / 15.00 Ac. acres each, more or less, from the definitions of "subdivision" and "subdivided land" as the terms are used and defined in C.R.S. (1973) Section 30-28-101 (10) (a) - (d) and the Garfield County Subdivision Regulations for the reasons stated below:

See Attached

SUBMITTAL REQUIREMENTS:

An application which satisfied the review criteria must be submitted with all the following information:

- Sketch map at a minimum scale of 1"=200' showing the legal description of the property, dimension and area of all lots or separate interests to be created, access to a public right-of-way, and any proposed easements for drainage, irrigation, access or utilities; and
- Vicinity map at a minimum scale of 1"=2000' showing the general topographic and geographic relation of the proposed exemption to the surrounding area within two (2) miles, for which a copy of U.S.G.S. quadrangle map may be used; and
- Copy of the deed showing ownership by the applicant, or a letter from the property owner(s) if other than the applicant; and
- Names and addresses of owners of record of land immediately adjoining and within 200 feet of the proposed exemption, mineral owners and lessees of minerals owners of record of the property to be exempted, and tenants of any structure proposed for conversion; and
- Evidence of the soil types and characteristics of each type; and
- Proof of legal and adequate source of domestic water for each lot created, method of sewage disposal, and letter of approval of fire protection plan from appropriate fire district; and
- If connection to a community or municipal water or sewer system is proposed, a letter from the governing body stating a willingness to serve; and
- Narrative explaining why exemption is being requested; and

- I. It shall be demonstrated that the parcel existed as described on January 1, 1973 or the parcel as it exists presently is one of not more than three parcels created from a larger parcel as it existed on January 1, 1973.
- J. A \$300.00 fee must be submitted with the application.

Santor Amaya
Petitioner

0552 Co. Rd. 352
Mailing Address

Rifle Colorado
City State

970-625-0160
Telephone Number

Elsa Madrid
970-256-9637

EXEMPTION

APPLICABILITY

The Board of County Commissioners has the discretionary power to exempt a division of land from the definition of subdivision and thereby from the procedure in these Regulations, provided the Board determines that such exemption will not impair or defeat the stated purpose of the Subdivision Regulations nor be detrimental to the general public welfare. The Board shall make exemption decisions in accordance with the requirements of these regulations. Following a review of the individual facts of each application in light of the requirements of these Regulations, the Board may approve, conditionally approve or deny an exemption. An application for exemption must satisfy, at a minimum, all of the review criteria listed below. Compliance with the review criteria, however, does not ensure exemption. The Board also may consider additional factors listed in Section 8:60 of the Subdivision Regulations.

- A. No more than a total of four (4) lots, parcels, interests or dwelling units will be created from any parcel, as that parcel was described in the records of the Garfield County Clerk and Recorder's Office on January 1, 1973. In order to qualify for exemption, the parcel as it existed on January 1, 1973, must have been 35 acres or greater in size at that time and not a part of a recorded subdivision; however, any parcel to be divided by exemption that is split by a public right-of-way (State or Federal highway, County road or railroad), preventing joint use of the proposed tracts, and the division occurs along the public right-of-way, such parcels thereby created may, at the discretion of the Board, not be considered to have been created by exemption with regard to the four (4) lot, parcel, interest or dwelling unit limitation otherwise applicable. For the purposes of definition, all tracts of land 35 acres or greater in size, created after January 1, 1973 will count as parcels of land created by exemption since January 1, 1973.

- B. All Garfield County zoning requirements will be met; and
- C. All lots created will have legal access to a public right-of-way and any necessary access easements have been obtained or are in the process of being obtained; and
- D. Provision has been made for an adequate source of water in terms of both the legal and physical quality, quantity and dependability, and a suitable type of sewage disposal to serve each proposed lot. Proof of a legal supply shall be an approved substitute water supply plan contract; augmentation plan; an approved well permit; legally adjudicated domestic water source or a contract for a permanent legal supply of domestic water to be hauled from an outside site for a cistern. Proof of the physical supply from a well for the public meeting, may be documentation from the Division of Water Resources that demonstrates that there are wells within 1/4 mile of the site producing at least five (5) gallons /minute. Prior to the signing of a plat, all physical water supplies using a well shall demonstrate the following:
- 1) That a four (4) hour pump test be performed on the well to be used;
 - 2) A well completion report demonstrating the depth of the well, the characteristics of the aquifer and the static water level;
 - 3) The results of the four (4) hour pump test indicating the pumping rate in gallons per minute and information showing drawdown and recharge;
 - 4) A written opinion of the person conducting the well test that this well should be adequate to supply water to the number of proposed lots;
 - 5) An assumption of an average or no less than 3.5 people per dwelling unit, using 100 gallons of water per person, per day;
 - 6) If the well is to be shared, a legal, well sharing agreement which discusses all easements and costs associated with the operation and maintenance of the system and who will be responsible for paying these costs and how assessments will be made for these costs.
 - 7) The water quality be tested by an approved testing laboratory and meet State guidelines concerning bacteria and nitrates.

For water supplies based on the use of cistern, the tank shall be a minimum of 1000 gallons.

- E. Method of sewage disposal, and a letter of approval of the fire protection plan from the appropriate fire district; and
- F. All state and local environmental health and safety requirements have been met or are in the process of being met; and
- G. Provision has been made for any required road or storm drainage improvements; and

- H. Fire protection has been approved by the appropriate fire district; and
- H. Any necessary drainage, irrigation or utility easements have been obtained or are in the process of being obtained; and
- I. School fees, taxes and special assessments have been paid.
(The school impact fee is \$200.00 for each lot created)

PROCEDURES

- A. A request for exemption shall be submitted to the Board on forms provided by the Garfield County Planning Department. Two (2) copies of the application, maps and supplemental information shall be submitted.
- B. The Planning Department shall review the exemption request for completeness within eight (8) days of submittal. If incomplete, the application shall be withdrawn from consideration and the applicant notified of the additional information needed. If the application is complete, the applicant shall be notified in writing of the time and place of the Board of County Commissioners meeting at which the request shall be considered. In either case, notification shall occur within fifteen (15) days of submittal.
- C. Notice of the public meeting shall be mailed by certified mail, return receipt requested, to owners of record of land immediately adjoining and within 200 feet of the proposed exemption, to mineral owners and lessees of mineral owners of record of the land proposed for exemption, and to tenants of any structure proposed for conversion. The exemption site shall be posted clearly and conspicuously visible from a public right-of-way with notice signs provided by the Planning Department. All notices shall be mailed at least fifteen (15) and not more than thirty (30) days prior to the meeting. The applicant shall be responsible for mailing the notices and shall present proof of mailing at the meeting.
- D. At or within fifteen (15) days of the meeting, the Board shall approve, conditionally approve or deny the exemption request. The reasons for denial or any conditions of approval shall be set forth in the minutes of the meeting or in a written resolution. An applicant denied exemption shall follow the subdivision procedures in these regulations.

April 7, 1997

Garfield County Building, Sanitation
and Planning
Garfield County Courthouse
Andrew C. McGregor
109 8th Street, Suite 303
Glenwood Springs, CO 81601

Re: Amaya/Weaver/Madrid Well Sharing Agreement

Dear Mr. McGregor,

J.W. Weaver, Rigoberto Madrid, and Santos Amaya hereby agree to an equal share of said well. Easement for well and well location beginning at a point from which the North 1/4 Corner of Section 19, T.6 S., R.92 W. of the 6th Principal Meridian in Garfield County, Colorado, bears N. 88 52' 00" E. a distance of 619.03 feet, and N. 00 04' 52" W. a distance of 694.38 feet; thence S. 01 08' 00" E. a distance of 261.77 feet; thence S. 89 52' 00" W. a distance of 30.00 feet; thence N. 01 08' 00" W. a distance of 261.77 feet; thence N. 88 52' 00" E. a distance of 30.00 feet to the Point of Beginning. Permit number 160303. We will share equally all costs of installation, maintenance and repairs. All future successors to the same agreement.

Respectfully,

J.W. Weaver
J.W. Weaver

Santos Amaya
Santos Amaya

Rigoberto Madrid
Rigoberto Madrid

STATE OF COLORADO
COUNTY OF GARFIELD

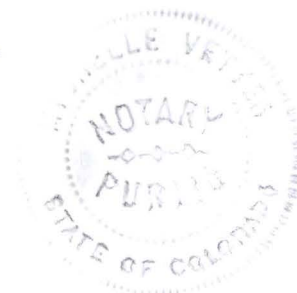
I swear the three above signed parties have appeared before me that I stand witness to the signing of this 7th day of APRIL, 1997 and that I stand witness to the signing of this instrument.

My commission expires:

Witness my hand and official seal

Michelle Vetter
Notary Public

MY COMMISSION EXPIRES SEPTEMBER 26, 2000



Recorded at
Reception No.

JUN 26 1991
M. David Davidson

Recorder

BOOK 807 PAGE 94

WARRANTY DEED

THIS DEED, Made this 19th day of June 1991 between Bernard P. Wall

of the California County of Mendocino and State of California grantor and Laura Anaya and Sanford Anaya

GARFIELD JUN 26 1991 State Doc. Fee \$ 67

whose legal address is 0552 County Road 152, Ft. Log Colorado 81650

of the County of Garfield and State of Colorado, grantees

WITNESS that the grantor, for and in consideration of the sum of Ten Dollars and other good and valuable consideration 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, situated, lying and being in the County of Garfield and State of Colorado, described as follows: an undivided 1/3 interest

in: Township 6 South, Range 02 West of the 6th P.M.

Section 19, Lot 1

also known by street and number as vacant land

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 encasing and delivery of these presents, he is well seized of the premises above conveyed, has good, sure, perfect, absolute and indetachable 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 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 taxes for 1991 due and payable in 1992, patent reservations and easements and rights of way of record or in place.

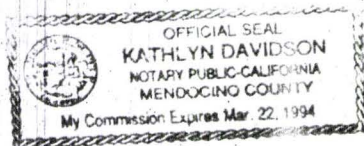
The grantor shall and will WARRANT AND FOREVER DEFEND the above-bargained premises in the quiet and peaceable possession of the grantees, their heirs and assigns, against all and every person or persons lawfully claiming the whole or any part thereof

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

Bernard R. Wall
Bernard R. Wall

CALIFORNIA
STATE OF CALIFORNIA
County of MENDOCINO

The foregoing instrument was acknowledged before me this 19th day of June, 1991 by Bernard P. Wall



Witness my hand and official seal
My Commission expires 1994

Kathryn Davidson
Notary Public

WORD, J. MAX & Eonice
4512 9th St.
LUBBOCK
000395-251 Road
TX 79416-4109

Johnson, R.M & Howardsey A.
2384 HWY. 325
Rifle
CO. 81650

Wilson, Noyd D. & CAROL D.
10986 ALTA SIERRA DR.
GRASS VALLEY
CA. 95949-6844

Vanteylingen, James B.
1002 Arnold Ct.
Rifle
003131 Highway 325
CO. 81650-2866

Rifle Land Assoc. LTD
1653 DOWN BLVD. STE 258
LAKEWOOD
CO 80228-2213

American ATHAS #1 LTD

4845 PEARL EAST CIR

Boulder

CO 80301-6110

WELL PERMIT NUMBER **160303**

DIV. 5 CNTY. 23 WD 45 DES. BASIN MD

APPLICANT

LAURO & SANTOS AMAYA
0313 REMMINGTON DR
RIFLE, CO 81650

APPROVED WELL LOCATION

COUNTY GARFIELD

NE 1/4 NW 1/4 Section 19
Twp 6 S , Range 92 W S P.M.

DISTANCES FROM SECTION LINES

4700 Ft. from South Section Line
3600 Ft. from East Section Line

accurate location of well

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 the permit does not assure the applicant 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) Approved pursuant to CRS 37-92-602(3)(b)(II)(A) as the only well on a tract of land of 49.3 acres described as that portion of the NW 1/4 of Sec. 19, Twp. 6 South, Rng. 92 West of the 6th P.M., Garfield County, being more particularly described as Lot 1, Amaya Exemption, on the attached exhibit "A".
- 3) The use of ground water from this well is limited to ordinary household purposes inside three (3) single family dwellings, fire protection, the watering of poultry, domestic animals, and livestock on a farm or ranch, and the irrigation of not over one (1) acre of home gardens and lawns.
- 4) The return flow from the use of the 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.
- 5) The maximum pumping rate shall not exceed 15 GPM.
- 6) This well shall be constructed not more than 200 feet from the location specified on this permit.

MW-6-10-9

DIVISION COPY

APPROVED:
MDS

John A. Hamilton
State Engineer

Bruce E. DeBene
By

Receipt No. 0324271

DATE ISSUED JUN 12 1993

EXPIRATION DATE JUN 12 1993

Current

APPLICANT

WELL PERMIT NUMBER <u>190496</u>	
DIV. 5	CNTY. 23 WD 45 DES. BASIN MD

Lot: Block: Filing: Subdiv:

J W WEAVER & SANTOS AMAYA
0556 RD 352
RIFLE CO 81650-

(303)625-2132

APPROVED WELL LOCATION
GARFIELD COUNTY

NE 1/4 NW 1/4 Section 19
Twp 6 S RANGE 92 W 6th P.M.

DISTANCES FROM SECTION LINES

4060 Ft. from South Section Line
3900 Ft. from East Section Line

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 the permit does not assure the applicant 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 49.3 acres described as that portion of the NW 1/4 of Sec. 19, Twp. 6 South, Rng. 92 West of the 6th P.M., Garfield County, being more particularly described on the attached exhibit "A".
- 4) The existing well, constructed under permit no. 160303 (expired), must be plugged according to the Water Well Construction Rules within ninety (90) days of completion of the new well. **The enclosed well plugging report form must be completed affirming that the old well was plugged.**
- 5) The use of ground water from this well is limited to ordinary household purposes inside three (3) single family dwellings, fire protection, the watering of poultry, domestic animals, and livestock on a farm or ranch, and the irrigation of not over one (1) acre of home gardens and lawns.
- 6) The maximum pumping rate shall not exceed 15 GPM.
- 7) The return flow from the use of the 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.
- 8) This well shall be constructed not more than 200 feet from the location specified on this permit.

NOTE: Monitoring and observation hole notice no. MH-25935 (MH-25923) was acknowledged on June 14, 1995.

JD 10-5-95

DIVISION COPY

APPROVED
JD2

Hal D. Simpson

State Engineer

J.D. Deaton

By

Receipt No. 0386415

DATE ISSUED **OCT 10 1995**

EXPIRATION DATE **OCT 10 1997**

RESIDENTIAL * (Note: You may also use this form to apply for livestock watering)
 Review instructions prior to completing form

Water Well Permit Application
 Must be completed in black ink or typed

1. APPLICANT INFORMATION Name of applicant Santos Amaya Mailing Address 0552 Co. Rd. 352 City State Zip code Rifle Colo 81650 Telephone Number (include area code)				6. USE OF WELL (check appropriate entry or entries) See instructions to determine use(s) for which you may qualify -- <input type="checkbox"/> A. Ordinary household use in one single-family dwelling (NO outside use) <input checked="" type="checkbox"/> B. Ordinary household use in 1 to 3 single-family dwellings: Number of dwellings: <u>3</u> <input type="checkbox"/> Home garden/lawn irrigation, not to exceed 1 acre: area irrigated <u>/</u> sq. ft. <input checked="" type="checkbox"/> acre <input type="checkbox"/> Domestic animal watering -- (non-commercial) <input type="checkbox"/> C. Livestock watering (on farm/ranch/range/pasture)											
2. TYPE OF APPLICATION (check applicable box(es)) <input type="checkbox"/> Construct new well <input type="checkbox"/> Use existing well <input checked="" type="checkbox"/> Replace existing well <input type="checkbox"/> Change / Increase Use <input type="checkbox"/> Change (source) aquifer <input type="checkbox"/> Reapplication(expired permit) <input type="checkbox"/> Other:				7. WELL DATA <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%;">Maximum pumping rate</td> <td style="width:50%;">Annual amount to be withdrawn</td> </tr> <tr> <td style="text-align: right;">gpm</td> <td style="text-align: right;">acre-feet</td> </tr> <tr> <td>Total depth</td> <td>Aquifer</td> </tr> <tr> <td style="text-align: right;">feet</td> <td></td> </tr> </table>				Maximum pumping rate	Annual amount to be withdrawn	gpm	acre-feet	Total depth	Aquifer	feet	
Maximum pumping rate	Annual amount to be withdrawn														
gpm	acre-feet														
Total depth	Aquifer														
feet															
3. REFER TO (if applicable)0 Water court case # Permit # Verbal # Monitoring hole acknowledgment # -VE- MH- Well name or #		8. TYPE OF RESIDENTIAL SEWAGE SYSTEM <input checked="" type="checkbox"/> Septic tank / absorption leach field <input type="checkbox"/> Central system District name: _____ <input type="checkbox"/> Vault Location sewage to be hauled to: _____ <input type="checkbox"/> Other (attach copy of engineering design)													
4. LOCATION OF WELL County Quarter/quarter Quarter Garfield NE ¼ NW ¼ Section Township N or S Range E or W Principal Meridian 19 6 <input type="checkbox"/> <input checked="" type="checkbox"/> 92 <input type="checkbox"/> <input checked="" type="checkbox"/> 6 th		9. PROPOSED WELL DRILLER (optional) Name License number Existing Well													
Distance of well from section lines 4700 ft. from <input type="checkbox"/> N <input checked="" type="checkbox"/> S 3600 ft. from <input checked="" type="checkbox"/> E <input type="checkbox"/> W Well location address, if different from applicant address (if applicable) For replacement wells only - distance and direction from old well to new well feet direction				10. SIGNATURE 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. Must be original signature Santos Amaya Title Date OWNER 4-7-97											
5. TRACT ON WHICH WELL WILL BE LOCATED A. You must check one of the following - see instructions <input type="checkbox"/> Subdivision: Name _____ Lot no. _____ Block no. _____ Filing/Unit _____ <input type="checkbox"/> County exemption (attach copy of county approval & survey) Name/no. _____ Tract no. _____ <input type="checkbox"/> Mining claim (attach copy of deed or survey) Name/no. _____ <input checked="" type="checkbox"/> Other (attach legal description to application)				OPTIONAL INFORMATION USGS map name DWR map no. Surface elev. Office Use Only DIV _____ CO _____ WD _____ BA _____ USE _____ MD _____											
B. STATE PARCEL ID# (optional): SCH-247035-024				C. # acres in tract D. Are you the owner of this property? 49.3 <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO (if no - see instructions)											
E. Will this be the only well on this tract? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO (if other wells are on this tract- see instructions)															

RESIDENTIAL APPLICATIONS - GENERAL INSTRUCTIONS

There are a variety of uses for ground water in Colorado. This form (GWS-44) can be used when applying for a permit for a new well or replacement of an existing well for the following types of uses:

- ORDINARY HOUSEHOLD USE inside one single family residence (NO outside water use allowed)
- OTHER RESIDENTIAL USE (sometimes referred to as "domestic" use) which may include use in up to three single-family residences, watering of up to one acre of home gardens and lawns, and watering of domestic animals
- LIVESTOCK WATERING on a farm, ranch, range, or pasture

If you are applying for a NEW household use only well, or for a NEW 35+ acre residential well outside the Denver Basin or Designated Basins of eastern Colorado, please use simplified forms GWS-49 or GWS-50. DO NOT use this form for registration of an existing unpermitted well (Use Form GWS-12), monitoring/observation wells (Use Form GWS-46), gravel pit wells (Use Form GWS-27), or for other uses not listed above, including - commercial, industrial, crop irrigation, municipal, etcetera (Use GENERAL PURPOSE Form GWS-45).

FEES Applications must be submitted with the appropriate required non-refundable filing fees. The required filing fee for most well permit applications is \$60. The filing fees for replacement or deepening well permit applications for most previously permitted residential and livestock water wells is \$20. Checks should be payable to the COLORADO DIVISION OF WATER RESOURCES.

Applications are evaluated in chronological order. Please allow approximately six weeks for processing.

APPLICATIONS must be completed clearly, and legibly, in BLACK INK or typed. ALL ITEMS in the application must be completed. Incomplete applications may be returned to the applicant for more information. Do not change or alter the application in any way.

THE LOCATION of the well in item 4 must be correctly and accurately described. The county, quarter/quarter, section, township, range, principal meridian, and distance from section lines must be provided.

NOTE: Distances are not necessarily the same distances as the distances from (your) property lines.

For additional assistance in describing the location of your well, review the publication entitled "How to Determine Well Location" which was provided with your packet, or can be requested from any Colorado Division of Water Resource office.

A LEGAL DESCRIPTION of your lot or parcel of land is required in item 5. For tracts of less than 35 acres approval may depend upon whether the tract was created by a division of land after June 1, 1972. If your lot is less than 35 acres in size, it would be prudent to have a deed or legal description that shows your tract was divided from a larger tract prior to June 1, 1972. This may be accomplished by obtaining a copy of a deed for the tract issued prior to June 1, 1972.

An ORIGINAL signature must be on each application. The applicant's authorized agent may sign the application, if a letter signed by the applicant is submitted with the application authorizing them to act as agent for the purpose of obtaining a well permit.

IF YOU HAVE ANY QUESTIONS regarding any item on the application form, please call the Division of Water Resources Ground Water Information Desk (303-866-3587), or the nearest Division of Water Resources Field Office located in Greeley (970-352-8712), Pueblo (719-542-3368), Alamosa (719-589-6683), Montrose (970-249-6622), Glenwood Springs (970-945-5665), Steamboat Springs (970-879-0272), or Durango (970-247-1845).

DETAILED INSTRUCTIONS ARE AVAILABLE UPON REQUEST

FORM NO. GWS-9 12/95

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

For Office Use only

TYPE OR PRINT IN BLACK INK

WELL ABANDONMENT REPORT

(To Report Plugging and Sealing Wells)

PERMIT NUMBER OF PLUGGED WELL _____

1. INDIVIDUAL/COMPANY RESPONSIBLE FOR PLUGGING

NAME(S) SANTOS AMAYA
Mailing Address 0552 Co. Rd. 352
City, St. Zip RIFLE Colo 81650
Phone (970) 625-0160

2. ACTUAL WELL LOCATION: COUNTY Garfield
PROPERTY ADDRESS 0552 Co. Rd. 352 RIFLE Colo 81650
(Address) (City) (State) (Zip)
NE 1/4 NW 1/4, Sec. 19 Twp. 6 N. S., Range 92 E. W. 6th P.M.
Distances from Section Lines 4060 Ft. from N. S. Line, 3900 Ft. from E. or W. Line.

3. I (we), report that an existing well was plugged and sealed for the following reason(s):
 The well was plugged and sealed as required under the conditions of approval of Well Permit No. _____.
 The well was not in use and was plugged and sealed.
 Other (please explain) _____

4. The well was plugged and sealed according to the Water Well Construction Rules on _____, 1996.

5. The well was plugged with the following materials placed at the indicated intervals:

AMOUNT AND TYPE OF MATERIAL	METHOD OF PLACEMENT	INTERVAL
_____	_____	from _____ feet to _____ feet
_____	_____	from _____ feet to _____ feet
_____	_____	from _____ feet to _____ feet
_____	_____	from _____ feet to _____ feet
INTERVALS OF CASING REMOVED/RIPPED IN FEET		from _____ feet to _____ feet
		from _____ feet to _____ feet

6. I (we) have read the statements made herein and know the contents thereof, and that they are true to my (our) knowledge. [Pursuant to Section 24-4-104 (13)(a) C.R.S., the making of false statements herein constitutes perjury in the second degree and is punishable as a class 1 misdemeanor.]

Name/Title (Please type or print) <u>SANTOS AMAYA</u>	Signature <u>Santos Amaya</u>	Date <u>4-7-97</u>
--	----------------------------------	-----------------------

--INFORMATION-- It is the responsibility of the well owner to have the well properly plugged and sealed. The Well Construction Contractor is responsible for notifying the well owner of the plugging and sealing requirement. This form may be reproduced by photocopy or word processing means.

STANDARDS FOR PLUGGING AND SEALING WELLS AND WELL EXCAVATIONS

RULE 15

15.1 General - The plugging and sealing of all wells, monitoring and observation wells, monitoring and observation holes, and test holes, which are no longer intended to be used, is necessary to prevent contamination of ground water and the migration of water through the unused borehole. It is the ultimate responsibility of the well owner to have a well properly plugged and sealed. The well construction contractor or authorized individual is responsible for notifying the well owner of these plugging requirements. Persons authorized to install pumping equipment may plug and seal wells which do not require the removal of casing from more than one aquifer or the ripping or perforating of casing opposite confining layers. All materials used for backfilling shall be clean and free from contaminants. The well casing may be cut off below land surface so that it will not interfere with the anticipated use of the land. If the casing is cut off below land surface, a watertight cover shall be permanently attached to the remaining casing and the excavation shall be filled with materials which are not more permeable than the surrounding soils.

15.2 Unconfined Wells - Wells completed into unconfined aquifers shall be plugged and sealed by filling with drill cuttings, clean sand or clean gravel to the static water level, then with clean native clays, cement or high solid bentonite grout to the ground surface. A permanent watertight cover shall be installed at the top of the casing.

15.2.1 Cathodic protection holes, dewatering wells, horizontal drains, monitoring and observation holes, percolation holes, piezometer holes, sump pumps and test holes shall be plugged and sealed either pursuant to Rule 15.2 or by removing all casing which was installed and by filling the hole(s) with drill cuttings, clean native clays, cement or high solid bentonite grout to within five (5) feet of the ground surface. The top five (5) feet of the hole shall be sealed with materials less permeable than the surrounding soils.

15.3 Confined Wells - Wells which were constructed through more than one aquifer shall be plugged and sealed by placing a grout plug at the confining layer above each aquifer. If records do not show that the casing opposite each confining layer has been grouted when originally installed, the casing shall be either completely removed from the hole, or perforated or ripped opposite such layer prior to placing the grout plug. No plug shall be less than twenty (20) feet in length and shall be designed to withstand the maximum potential pressure differential between the aquifers. The well casing except for the grout plug intervals shall be completely filled to the land surface with clean native clays, cement or high solid bentonite grout. A watertight cover shall be permanently welded or attached to the top of the casing.

Permit # 160303 - Being Used / Correct location

Permit # 190496 - Dry / Not in use.

MH # 25935

MH # 25923

Santos Amaya

0562 Co Rd 352

Rifle Co 81650

970-256-9637 - Infor.

970-625-0160 - Home

April 7, 1997

To Whome it may Concern;

This letter is in regards to the Well Abandonment Report.

I have spoken to Jeff Deatherage about this problem I have with filling in number four and five.

Mr Weaver, Mr Madrid and myself took Mr Sorensen (said Diller) to Court about Well permit # 190496 being dry and not in use, we proved without a doubt and won.

Mr Sorensen (said Diller) then refused any services due in his profession, to us, to this permit # 190496 or to the Glenwood strip office, as far as we know.

So information about dates, materials or interval needed to complete this report was not furnished to me.

Our water is being furnished by Permit # 160303

Thank you for your help
and understanding

Santos Amaya April 7, 97

Santos AMAYA
0552 Co Rd 352
Rifle Colo 81650
970-625-0160

To Whome it May Concern;

The reason why exemption is being requested, is to separate my property so I may have some family living close to me in case of emergency and to help with financial matter concerning the property taxes. Please take into consideration my age and health and please approve this request.

Thank You.
Santos Amaya
4-7-97

WELL CONSTRUCTION AND TEST REPORT
STATE OF COLORADO, OFFICE OF THE STATE ENGINEER

For Office Use only

1. WELL PERMIT NUMBER 160303

2. OWNER NAME(S) Lauro Amaya
Mailing Address 0552 County Road 352
City, St. Zip Rifle, Colorado 81650
Phone (303) 625-0160

3. WELL LOCATION AS DRILLED: NE 1/4 NW 1/4, Sec. 19 Twp. 6 S, Range 92 W
DISTANCES FROM SEC. LINES:
4700 ft. from South Sec. line. and 3600 ft. from East Sec. line. OR
(north or south) (east or west)
SUBDIVISION: --- LOT -- BLOCK -- FILING(UNIT) --
STREET ADDRESS AT WELL LOCATION: 0552 County Road 352

4. GROUND SURFACE ELEVATION 5200 ft. DRILLING METHOD Rotary..Air
DATE COMPLETED 8-7-91 TOTAL DEPTH 400 ft. DEPTH COMPLETED 400 ft.

5. GEOLOGIC LOG:

Depth	Description of Material (Type, Size, Color, Water Location)
0-16	Topsoil, Sd, Cl, Med, Tan
16-18	Sd, GP, Co, Tn
18-43	Sd, Cl, Md, Tn
43-160	Sd, Sh, Md, Rose
160-180	SS, Md, Gr.
180-285	Sd, Sh, Md, Rs, Gr.
285-292	SS, Wh, Md. (1/2 GPM)
292-360	S, Sh, Ld, Red, Gr.
360-367	SS, Sh, Md. (1-1/2 GPM)
367-400	Sh, Gr, Md.

6. HOLE DIAM. (in.)

From (ft)	To (ft)
0	20
20	400

7. PLAIN CASING

OD (in)	Kind	Wall Size	From(ft)	To(ft)
8-5/8	Steel	.188	+1	20
4-1/2	PVC	.227	0	360

PERF. CASING: Screen Slot Size: .032
4-1/2 PVC .237 360 400

8. FILTER PACK:
Material None
Size _____
Interval _____

9. PACKER PLACEMENT:
Type None
Depth _____

10. GROUTING RECORD:

Material	Amount	Density	Interval	Placement
N.Cmt.	2 Sx.	17#	0-20	Hand

REMARKS: Low Volume..High Static

11. DISINFECTION: Type 65% HTH Amt. Used 2 Cups

12. WELL TEST DATA: Check box if Test Data is submitted on Supplemental Form.
TESTING METHOD Rig Air
Static Level 285 ft. Date/Time measured 8-7-91 1000 Hrs, Production Rate Two gpm.
Pumping level 400 ft. Date/Time measured 8-7-91 1200 Hrs, Test length (hrs.) Two
Remarks _____

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

CONTRACTOR Rocky Mountain Drilling Services Phone (303) 245-8279 Lic. No. 791
Mailing Address P. O. Box 3927, Grand Junction, Colo., 81502

Name/Title (Please type or print) <u>A. L. Wisener....Owner</u>	Signature 	Date <u>9-1-91</u>
--	---	-----------------------

Rigoberto Madrid

P.O. Box 1125

Rifle Colo 81650

April 7-97

970-256-9637-message

970-675-4454-message

To Whome it may concern;

The type of Residential Sewage system
we will be having is a septic tank
we also plan on having a Holding
tank for dirty water ect.,

Respectfully

Rigoberto Madrid

4/7/97.

PUMP INSTALLATION AND TEST REPORT

STATE OF COLORADO, OFFICE OF THE STATE ENGINEER

1. WELL PERMIT NUMBER 160303

2. OWNER NAME(S) Lauro Amaya
Mailing Address 0552 County Road 352
City, St. Zip Rifle, Colorado 81650
Phone (303) 625-0160

3. WELL LOCATION AS DRILLED: NE 1/4 NW 1/4, Sec. 19 Twp. 6 S, Range 92 W
DISTANCES FROM SEC. LINES:
4700 ft. from South Sec. line. and 3600 ft. from East Sec. line.
(north or south) (east or west)
SUBDIVISION: --- LOT -- BLOCK -- FILING(UNIT) --
STREET ADDRESS AT WELL LOCATION: 0552 County Road 352

4. PUMP DATA: Type Submersible Installation Completed August 7, 1991
Pump Manufacturer Flint & Walling Pump Model No. 4F05A07
Design GPM Five at RPM 3450, HP 3/4, Volts 230, Full Load Amps 5.0
Pump Intake Depth 380 Feet, Drop/Column Pipe Size 1 Inches, Kind Sch. 80 PVC

ADDITIONAL INFORMATION FOR PUMPS GREATER THAT 50 GPM:

TURBINE DRIVER TYPE: Electric Engine Other
Design Head _____ feet, Number of Stages _____, Shaft size _____ inches.

5. OTHER EQUIPMENT:
Airline Installed Yes No, Orifice Depth ft. _____, Monitor Tube Installed Yes No, Depth ft. _____
Flow Meter Mfg. _____ Meter Serial No. _____
Meter Readout Gallons, Thousand Gallons, Acre feet, Beginning Reading _____

6. TEST DATA: Check box if Test data is submitted on Supplemental Form. Pump Saver Installed.
Date 8/7/91 8/7/91
Total Well Depth 400 Time 1400 1600
Static Level 285 Rate (GPM) 2 GPM 2 GPM
Date Measured 8/7/91 Pumping Lvl. 380 380

7. DISINFECTION: Type 65% HTH Amt. Used 2 Cups

8. Water Quality analysis available. Yes No

9. Remarks Pump output @ 380'..5 GPM, Pump Saver Installed, Pump Into Cistern.

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

CONTRACTOR Rocky Mountain Drilling Services Phone (303) 245-8279 Lic. No. 791
Mailing Address P. O. Box 3927, Grand Junction, Colorado 81502

Name/Title (Please type or print) A. L. Wisener...Owner Signature [Signature] Date 9/1/91

ROCKY MOUNTAIN DRILLING SERVICES
 P. O. BOX 3927
 GRAND JUNCTION, COLORADO 81502

August 15, 1991

SOLD TO

LAURO AMAYA

SHIPPED TO

SAME

County Road 352, # 0552

NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 19, T6S, R92W

Rifle, Colorado 81650

Garfield County, Colorado

CUSTOMER'S ORDER	SALESMAN	TERMS	SHIPPED VIA	F.O.B.	DATE
	Tooter	Net	G.J. PreCast	Gd. Jct.	8/7/91

*** Payment of This Invoice Is Due On Receipt Of***

1 Ea. 6'X6'X8', 1500 Gal. Concrete Cistern	\$650.00
3% State Sales Tax	19.50
Delivery Charge	75.00
Total Invoice.....	\$744.50

Thank You!

ROCKY MOUNTAIN DRILLING SERVICES
 P. O. BOX 3927
 GRAND JUNCTION, COLORADO 81502

August 15, 1991

SOLD TO

SHIPPED TO

Lauro Amaya

Same

County Road #352, # 0552

NE $\frac{1}{4}$, NW $\frac{1}{4}$, Sec. 19, T6S, R92W

Rifle, Colorado 81650

Garfield County, Colorado

CUSTOMER'S ORDER	SALESMAN	TERMS	SHIPPED VIA	F.O.B.	DATE
	Tooter	Net	Tooter, Tony	Site	8/7/91
Materials, Labor, Pump Service Truck, 2 Men					
To Install Down-Hole Pump System..					
Installation Charge.....					\$ 250.00
Materials:					
1 Ea. 3/4HP, F&W 230V Submersible Pump, Motor, Control.....					670.00
380 Ft. 1" Sch. 80 PVC W/Brass Couplings					92 349.60
390 Ft. 10/3 W/Grd Submersible Wire					97 378.30
390 Ft. 3/8" Nylon Safety Rope					22 85.80
2 Ea. 1" Brass Check Valves					15.45 30.90
1 Ea. 6" X 1" Sanitary Well Seal					36.00
1 Ea. Benjamin Pump Saver					115.00
1 Ea. 10/3 Heatshrink Submersible Wire Splice					7.50
3 Ea. 1x3 Brass Nipples					4.50 13.50
3 Ea. 1" Brass Couplings					5.40 16.20
1 Ea. 1" Galv. Union					5.00
1 Ea. 3/4" Galv. Union					3.40
Materials.....					\$1711.20
Less Discount.....					(319.24)
3% State Sales Tax.....					41.76
Total Invoice.....					\$1683.72

Thank You!

This Invoice Due By: September 7, 1991

