

PARK COUNTY, COLORADO  
BOARD OF COUNTY COMMISSIONERS  
Resolution No. 2017-45

**A RESOLUTION AUTHORIZING THE FILING OF THE THIRD AMENDMENT TO THE COUNTY'S APPLICATION FOR APPROVAL OF A PLAN FOR AUGMENTATION AND A SUBSTITUTE WATER SUPPLY PLAN.**

WHEREAS, the County of Park, operating through its Road and Bridge Department, wishes to confirm its water rights claims as described in the original application filed Case No. 08CW268 in 2008, the amendment to the application for water rights filed in 2013, the Second Amendment filed in March 2017, and the Third Amendment attached hereto as **Exhibit A**, including adding the 0.435 acre-feet ("AF") of changed and quantified water rights in the Parmalee Ditch No. 2, the Parmalee Ditch No. 3, and the Flume Ditch, and changes of water rights for Park County's total *pro rata* interest of 5.435 AF in the same that has been acquired in 2017;

WHEREAS, the County wishes to confirm its additional source of substitute supply and direct flow water rights, as well as changes of water rights, described in the attached Third Amendment to the application;

WHEREAS, the County desires to authorize special water counsel retained by the County to file the Third Amendment to the application, in substantially the same form as attached hereto as **Exhibit A**.

WHEREAS, the County desires to authorize the filing of a request for a substitute water supply plan to obtain authorization to temporarily operate the plan in accordance with the application and amendments to the application in Case No. 08CW268 while working to obtain a decree of the Water Court.

NOW, THEREFORE, be it resolved by the Board of County Commissioners of the County of Park that:

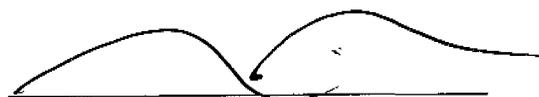
1. The County confirms and reaffirms its appropriation of the water rights and exchanges described above and the plan for augmentation in the application, the amended application, the Second Amendment to the application, and the Third Amendment to the application.

2. That special water counsel retained by the County be authorized to file the Third Amendment to the application in substantially the same form as attached hereto as **Exhibit A** in order to adjudicate those water rights and exchanges and to obtain approval of a plan for augmentation.

3. That special water counsel retained by the County be authorized to file a request for a substitute water supply plan in order to obtain authorization to temporarily operate the plan and exchanges, as amended, while working to obtain a decree of the Water Court.

Moved, seconded, and approved this 17<sup>th</sup> day of August, 2017.

**PARK COUNTY BOARD OF COUNTY COMMISSIONERS**

  
Mike Brazell, Chairperson

NO EXHIBIT  
ATTACHED

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Debra A Green  
Park County Clerk

ATTEST:

  
County Clerk

