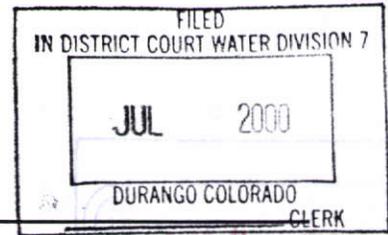


DISTRICT COURT, WATER DIVISION 7, COLORADO

CASE NO. 99CW64



RULING OF REFEREE

IN THE MATTER OF THE APPLICATION FOR WATER RIGHTS OF JOHN R. KRINGEL, IN LA PLATA COUNTY.

Application filed: December 29, 1999  
Amended Application filed: April 7, 2000

APPLICANT: John R. Kringel  
12670 C. R. 250  
Durango, CO 81301

NAME OF STRUCTURE: KRINGEL PUMP POINT

ID # 850  
Seq # 1

POINT OF DIVERSION: Point of diversion is located 2100 feet West 271.8 feet North of the center 1/4 corner, Section 19, T37N, R8W, N.M.P.M.

SOURCE: Animas River

TYPE OF USE: Irrigation of 10 acres and fish propagation

AMOUNT OF WATER: 1.0 cfs Absolute

APPROPRIATION DATE: June 30, 1999

CONDITIONS:

THE APPLICANT SHALL COMPLY WITH THE ORDERS OF THE DIVISION ENGINEER TO INSTALL NECESSARY MEASURING DEVICES, AND SHALL KEEP RECORDS AND MAKE REPORTS AS REASONABLY REQUESTED BY THE DIVISION ENGINEER.

WATER USED FROM THIS LOCATION MAY NOT BE APPLIED EXCESSIVELY AND SHALL BE REDUCED TO A STEADY FLOW RATE OF 1 CFS TO 40 ACRES FOR IRRIGATION AND MINIMUM FRESHENING FLOWS FOR FISH WHEN STREAM SHORTAGES OCCUR ON THE ANIMAS RIVER BELOW THIS DIVERSION POINT.

Best Copy Available

7

19

RULING OF REFEREE  
CASE NO. 99CW64  
PAGE 2

The priority here awarded shall be junior to all priorities awarded in previous years. As between all rights adjudicated this calendar year, priorities shall be determined by historical dates of appropriation and not affected by the date of entry of this Ruling.

It is the Ruling of the Referee that the statements in the application are true and that the aforementioned water right is approved and granted the indicated priority.

DATED this <sup>19<sup>th</sup></sup> day of *July*, 2000.



Gregory G. Lyman, Water Judge  
Acting as Water Referee

cc: K. Beegles (certified mail)  
H. Simpson (certified mail)  
J. Kringel (certified mail)

JUDGMENT AND DECREE  
CASE NO. 99CW64  
PAGE 3

No protest was filed in this matter. The foregoing Ruling is confirmed and approved, and is made the Judgment and Decree of this Court.

DATED this 31<sup>st</sup> day of August, 2000.

  
\_\_\_\_\_  
Gregory G. Lyman  
Water Judge

cc: K. Beegles (3)  
H. Simpson  
J. Kringel