

**POLICY RESOLUTION
REGARDING QUOTA TRADING**

ADOPTED BY:

THE CENTRAL COLORADO WATER CONSERVANCY DISTRICT

**THE GROUNDWATER MANAGEMENT SUBDISTRICT OF THE CENTRAL
COLORADO WATER CONSERVANCY DISTRICT**

**THE WELL AUGMENTATION SUBDISTRICT OF THE CENTRAL COLORADO
WATER CONSERVANCY DISTRICT**

WHEREAS, the Central Colorado Water Conservancy District (“CCWCD”) is a quasi-municipal corporation and political subdivision of the State of Colorado organized and existing as a water conservancy district pursuant to §37-45-101, et. seq. *C.R.S.* and is authorized and empowered thereby to furnish water to lands within its boundaries; and

WHEREAS, the Ground Water Management Subdistrict of the Central Colorado Water Conservancy District (“GMS”) is a quasi-municipal corporation and political subdivision of the State of Colorado organized and existing as a water conservancy district pursuant to §37-45-101, et. seq. *C.R.S.* and is authorized and empowered thereby to furnish water to lands within its boundaries; and

WHEREAS, the Well Augmentation Subdistrict of the Central Colorado Water Conservancy District (“WAS”) is a quasi-municipal corporation and political subdivision of the State of Colorado organized and existing as a water conservancy district pursuant to §37-45-101, et. seq. *C.R.S.* and is authorized and empowered thereby to furnish water to lands within its boundaries; and

WHEREAS, in order to comply with the terms and conditions of the Water Court decrees Case Nos. 02CW335 and 03CW99 it is necessary to impose annual quotas on the amount of water pumped by each Member Well; and

WHEREAS, GMS and WAS have authorized the trading of quotas among the members of each district under an informal policy; and

WHEREAS, the Board of CCWCD, GMS, and WAS (“Districts”) desire to set forth a formal policy providing guidelines for the trading of quotas among the members of GMS and the members of WAS;

NOW, THEREFORE, it is declared to be the policy that:

1. Trading of Quotas between Members allowed. Members of GMS may trade their unpumped quota to other members of GMS. Members of WAS may trade their unpumped quota to other Members of WAS. Members must be in and remain in compliance with the terms of their water allotment contracts, the Water Conservancy Act,

- Central's Policies Rules and Regulations and all applicable terms of their permits and decrees to participate in any quota trade.
2. Limits on Transfers of Quota. Members of GMS and WAS may trade all or part of their quota to members within the same District subject to the following:
 - a. Only the consumptive use allocated under a Class D contract is transferable. The pumping allocation transferred will be calculated based on the pumping efficiency applicable to the transferee's wells.
 - b. Quota cannot be traded between Members in GMS and Members in WAS.
 - c. Quota cannot be transferred to land and/or wells not covered by a GMS or WAS Water Allotment Contract.
 - d. Quota transfers must be approved by CCWCD staff before the transferee may begin to utilize any part of the quota to be transferred.
 - e. Quota Transfer Orders can be accepted in person, by mail, or by email.
 - f. Approved quota transfers are subject to any and all Board approved reductions in quota. Reductions on previously approved quota transfers will be proportionally applied to the previously transferred quota.
 3. Time Period applicable to Quota Trades. Quota which is traded between Members can only be pumped during the then current water year, which starts April 1st and runs through March 31st.
 4. Quota Trading Zones. Approved Quota Trading Zones will be developed and made available to Members on an annual basis. Quota trading zones may be modified by CCWCD at any point during the water year. Any quota trades approved by CCWCD prior to a change to the quota trading zones shall remain valid for that water year.
 5. No record of prices paid. CCWCD shall not maintain an official record of the price paid for quotas which are traded between Members.
 6. List of Lessors and Lessees. CCWCD's Contract Manager may maintain an informal list of interested sellers and purchasers who contact CCWCD.
 7. Compliance with Over pumping Policies. CCWCD Policy Regarding Quota Enforcement dated June 21, 2005 (as the same may be amended) shall continue to apply.
 8. If a Member desires to authorize their farm tenant to act as their agent for purposes of selling or acquiring quota via this quota trading policy, that Member must provide written authorization to CCWCD that said Member's tenant is authorized to participate in quota trading under the Member's contract and to sign Transfer Orders on behalf of the Member.
 9. Quota transfers shall only be valid as to the amount of pumping which is authorized based on the quota at the time the Quota transfer is approved by CCWCD. If the annual quota is increased after April 1st, and additional pumping is allocated to the Members, an additional Transfer Order is required if the Member wishes to transfer the additional quota to another Member.
 10. Failure to provide timely meter readings will cause a transfer to be denied.
 11. Quota Transfers from a Class D Irrigation Contract to any other allotment contract for any beneficial uses other than irrigation shall not be allowed unless expressly approved by the GMS or WAS Board of Directors, as applicable, and subject to such terms and

conditions as may be determined by said Board to be in the best interest of the applicable District. In the event that a Member has water allotment contracts for two different beneficial uses and he or she desires to transfer quota between those contracts, the quota transferred shall be subject to the the higher per acre foot assessment and the Member shall be required to pay the higher assessment to GMS or WAS, as applicable.

DATED this 20th day of February, 2024.



Ralph Anders, President of the Board of Directors of the Central Colorado Water Conservancy District, Groundwater Management Subdistrict of the Central Colorado Water Conservancy District and the Well Augmentation Subdistrict of the Central Colorado Water Conservancy District.

I, Randy Ray, do hereby certify that the above is a true and correct copy of a Resolution adopted by the Board of Directors of the Central Colorado Water Conservancy District, Well Augmentation Subdistrict of the Central Colorado Water Conservancy District and the Groundwater Management Subdistrict of the Central Colorado Water Conservancy District on the 20th day of February, 2024.

(SEAL)



Randy Ray
Executive Director

