

<p>District Court, Water Division 5 State of Colorado 109 8th Street, Suite 104 Glenwood Springs, CO 81602 (970) 928-3065</p> <hr/> <p>CONCERNING THE APPLICATION FOR WATER RIGHTS OF:</p> <p>THE CITY OF ASPEN</p> <p>In Castle Creek or its tributaries</p> <p>In Pitkin County, Colorado</p> <hr/> <p>Attorneys: Paul L. Noto, No. 34074 Jason M. Groves, No. 46692 Patrick, Miller & Noto, P.C. 197 Prospector Road, Ste. 2104A Aspen, CO 81611</p> <p>Phone Number: (970) 920-1030 E-Mail: noto@waterlaw.com Fax Number: (970) 927-1030 groves@waterlaw.com</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p> <hr/> <p>Case Number: 16CW3129</p> <p>Division Courtroom</p>
<p>STATEMENT OF OPPOSITION</p>	

1. Name, address, and telephone number of the Objector:

American Rivers
c/o Matt Rice, Colorado River Basin Director
1536 Wynkoop Street, Office 321
Denver, CO 80202
(303) 454-3395

with copies of pleadings to:
Patrick, Miller & Noto, P.C.
197 Prospector Road,
Suite 2104A
Aspen, CO 81611
(970) 920-1030

2. Facts as to why application should not be granted, or why it should be granted only in part on certain conditions:

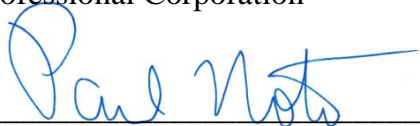
A. American Rivers is a non-profit, national river conservation organization whose mission is to protect wild rivers, restore damaged rivers, and conserve clean water for people and nature. Since 1973, American Rivers has protected and restored over 150,000 miles of river through advocacy, on the ground projects, and through the annual America's Most Endangered Rivers campaign. American Rivers has more than 200,000 members, supporters, and

volunteers throughout the country, with many members who live, work, or otherwise recreate in and near the lands and rivers that would be impacted by the development of Applicant's claimed water rights.

- B. American Rivers has standing to oppose the application under C.R.S. § 37-92-302(1)(b) (2016).
- C. Applicant should be put to strict proof as to each and every claim and element of the application.
- D. Objector reserves the right to raise additional grounds for objection as further information becomes available.
- E. Objector requests that if the Applicant amends the application, this Statement of Opposition will be sufficient to oppose the amended application without filing another statement of opposition.

Dated this 28th day of December, 2016.

PATRICK, MILLER & NOTO, P.C.
A Professional Corporation

By: 

Paul L. Noto, No. 34074
Jason M. Groves, No. 46692
197 Prospector Road, Ste. 2104A
Aspen, CO 81611
(970) 920-1030

ATTORNEYS FOR THE OBJECTOR

CERTIFICATE OF SERVICE

I certify on this 28th day of December, 2016 that I served a copy of the foregoing document via ICCES on the following individuals:

Cynthia F. Covell, Esq.
Andrea L. Benson, Esq.
Alyson K. Scott, Esq.
Alperstein & Covell, P.C.
1600 Broadway, Ste. 900
Denver, CO 80202
[City of Aspen]

Bart Miller, No. 27911
Robert Harris, No. 39026
Western Resource Advocates
2260 Baseline Road, Ste. 200
Boulder, CO 80302
[Western Resource Advocates]
[Wilderness Workshop]

Kevin L. Patrick, Esq.
Christopher R. Stork, Esq.
Patrick, Miller & Noto, P.C.
197 Prospector Road, Ste. 2104A
Aspen, CO 81611
[Double R Creek, Ltd.]

Rhonda J. Bazil, Esq.
Rhonda J. Bazil, P.C.
420 E. Main Street, Ste. 240
Aspen, CO 81611
[Asp Properties, LLC]



Hannah Mink