PETITION FOR INCLUSION OF LANDS IN MUNICIPAL SUBDISTRICT NORTHERN COLORADO WATER CONSERVANCY DISTRICT

TO THE BOARD OF DIRECTORS OF MUNICIPAL SUBDISTRICT, NORTHERN COLORADO WATER CONSERVANCY DISTRICT

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1.	All the owner(s) of lands situated in the County of and pray(s) that the lands hereinafter described be included in Colorado Water Conservancy District ("Subdistrict").		State of Colocluded in said Municipal Sul.	State of Colorado, hereby petition(s in said Municipal Subdistrict, Northern		
2.	The description of the lands owned by the Petitioner(s) is as follows:					
	PETITIONER	DESCRIPTION	SEC.TWP.RGE.	<u>ACRES</u>		
	TOTAL AC	RES INCLUDED	_			

AMOUNT OF SUBDISTRICT PROCESSING FEE ENCLOSED

1.

- 3. All the owner(s) of the above-described property and their heirs, successors, and assigns hereby agree to be bound by the Water Conservancy Act, C.R.S. '37-45-101 et. seq., as amended from time to time, and all rules, regulations, and policies of the Subdistrict as amended or changed from time to time.
- 4. All of the owner(s) of the above-described property hereby agree(s) that inclusion of the above-described lands into the Subdistrict is conditioned on present and future payment of the same mill levies and special assessments as are levied or will be levied on other similarly situated property in the Subdistrict at the time of inclusion of the Petitioner(s) lands. If such payments are not made on such equal basis, the inclusion of the lands can be terminated for non-compliance with this condition if payments are not otherwise made.
- 5. Pursuant to the Subdistrict Resolution (MS 204 02-95), it is the policy of the Subdistrict Board that new lands included within the Subdistrict also be included within the boundaries of the Northern Colorado Water Conservancy District (Northern Water), unless determined otherwise by the Subdistrict or Northern Water Board. If Petition into Northern Water is required, both consent of the United States (Secretarial assent) and Northern Water Board approval will be required.
- 6. All the owner(s) of the above-described property have executed Appendix "A" attached hereto.

THIS PETITION INCLUDING APPENDIX A MUST BE SIGNED BY ALL OF THE OWNERS OF THE ABOVE-DESCRIBED PROPERTY

<u>SIGNATURES</u>	TITLE (if in relation to a Partnership or a Corporation)	MAILING ADDRESS	
		-	
STATE OF COLORADO County of)) ss)		
The foregoing instrument was ackr	nowledged before me this	day of,	
A.D. 20, by			
Witness my hand and Seal.	My commission expires:		
STATE OF COLORADO	Notary Public		
County of)) ss)		

The foregoing instrument was acknowledged before me this day of,				
A.D. 20, by				
Witness my hand and Seal.	My commission expires:			
	-			
	Notary Public			
STATE OF COLORADO)			
County of) ss)			
	acknowledged before me this day of			
Witness my hand and Seal.	My commission expires:			
	Notary Public			
	Notary 1 done			
STATE OF COLORADO)			
County of) ss)			
	acknowledged before me this day of			
A.D. 20, by				
Witness my hand and Seal.	My commission expires:			
	Notary Public			

APPENDIX A

<u>Purpose</u>

The purpose of this covenant is to subject Petitioner's property, described in the petition for inclusion and court order for inclusion, to the same mill levies and special assessments as are levied or will be levied on other similarly situated property in the Municipal Subdistrict (ASubdistrict@) of the Northern Colorado Water Conservancy District at the time of inclusion of Petitioner's lands.

Waiver

Petitioner hereby waives any right which may exist to require an election pursuant to article X, '20 of the Colorado Constitution before the Subdistrict can impose the mill levies and special assessments specified below. Petitioner also waives any right which may exist to a refund pursuant to article X, '20 of the Colorado Constitution.

Mill Levies and Special Assessments

Upon inclusion into the Subdistrict, and as an express condition thereof, Petitioner covenants to pay any and all special assessments levied by the Board of Directors of the Subdistrict against Petitioner's property in the event the municipality or public corporation in which Petitioner's property is located defaults on payment of its obligations under existing or future allotment contracts with the Subdistrict. Such obligations include, but are not limited to:

- 1. Repayment of the bonded indebtedness of the Windy Gap Project.
- 2. Payment of the annual costs incurred by the Subdistrict in the administration, operation, maintenance, repair and rehabilitation of Windy Gap facilities and such other annual costs as may arise from and be attributable to the operation of the Windy Gap Project.

Covenant to Run with the Land

This covenant will run with and burden the property described in the petition for inclusion and court order for inclusion and binds all future owners of the property.

ALL OWNERS OF THE ABOVE-DESCRIBED PROPERTY MUST SIGN THIS APPENDIX A.

<u>DATE</u>	SIGNATURES	MAILING ADDRESS