

**WATER AGREEMENT – SURFACE WATER**

For Temporary Use of Water

THIS AGREEMENT, made and entered into this \_\_\_\_\_ day of June

20 21, by and between employees, agents or assigns

of WYDOT hereinafter referred to as  
(name of company if applicable)

the Temporary Water "USER" and City of Laramie, P. O. Box C, Laramie, WY 82073  
(water right holder's name)

hereinafter referred to as "APPROPRIATOR."  
(name of company if applicable)

WITNESSETH:

1. Upon receiving authority from the State Engineer, State of Wyoming, Appropriator shall deliver to the User, a total amount of Four Million (4,000,000) gallons of water per water year from the following described appropriation:  
(number of gallons)

Priority No. 1  
(Permit Number)

Dowlin (Changed to include City of Laramie Pipeline)  
(Name of Ditch or Reservoir)

1868  
(Priority)

Big Laramie River  
(Source of Supply)

14.31 cfs  
(Amount of Appropriation)

SEC 32 T15N R74W  
(Location of Record Point of Diversion of Ditch or Outlet of Reservoir under this Appropriation) Various Hydrants in the City of Laramie and

All  
(Portion of this Appropriation held by Water Appropriator)

Laramie Water Treatment Plant (see legal description)  
(Location of User's Point of Diversion)

2. The water to be supplied by Appropriator to the User shall be supplied at a maximum rate of 600 gpm  
(gallons per minute)

with total daily diversion of 50,000 gpd  
(gallons per day)

and said water shall be used for (Indicate where the water will be used and for what purpose and describe method and point of withdrawal, etc.):

Legal description: SE1/4, SEC 4, T15N R73W AND NW1/4 NE1/4, SEC9, T15N R73W (Hydrant)

SW1/4, SEC23, T14N R 76W (Laramie Water Treatment Plant) to be used in the construction of a portion of

Project I805175. The user agrees that the appropriator shall receive payment by the M gallon per current

City water rates as adopted by the Laramie City Council. Water availability is subject to determination by the

City Manager during periods of water restriction.

Method and point of withdrawal requested: Water stand or pump or pipe line.

OFFICE USE ONLY

This Agreement was received \_\_\_\_\_

Fee paid \$ \_\_\_\_\_

3. It is understood and agreed by the Appropriator that in order to satisfy the consumptive use-return flow formula set forth in Wyoming law, as it applies to **direct flow appropriation**, it will be necessary for the Appropriator to forego the use of up to double the amount of water diverted under this Agreement as specified in paragraphs 1 and 2, unless an adjustment is made in this requirement by the State Engineer. Additionally, water can only be used during the historic irrigation period.

4. Throughout the term of this Agreement, the User agrees that day to day water withdrawals hereunder shall be in such nearly even quantities as possible to the end that waste thereof shall not be created either by the User or by the Appropriator.

5. The User agrees to furnish one (1) copy of a sketch map, labeled as "Exhibit B" or any other map necessary for transmittal with this Agreement showing the **User's proposed point of use**, as well as location of the **point of diversion**, water right involved, and the **temporary water user's point of diversion**, if different from the appropriation point of diversion. The items to be depicted on said map shall be shown with reasonable accuracy within the proper legal subdivision, section, township and range. It is preferable that the temporary water user's point of diversion be from the facility under the original appropriation when possible.

6. This Agreement shall be in existence and binding upon the parties hereto for a term of Two (2) Years from and after the date of approval by the State Engineer or until such time as the total amount of water contracted for has been supplied, whichever occurs first, but in no event shall exceed a period of two years from the date of approval by the State Engineer.

This Agreement is made pursuant to Wyoming Statute 41-3-110 authorizing the temporary acquisition of adjudicated or valid unadjudicated water rights for highway, railroad construction or repair, drilling operations or other temporary purposes by purchase, gift or lease by the User and providing for the method of said acquisition.

USER:

Signature \_\_\_\_\_  
Title Resident Engineer  
Printed Name Kory Cramer  
Mailing Address 3507 S. 3rd St. Laramie, WY 82070  
Phone (307) 760-2926 cell  
Phone (307) 745-2137 business  
Phone \_\_\_\_\_ home  
e-mail kory.cramer@wyo.gov

APPROPRIATOR:

Signature \_\_\_\_\_  
Title Mayor and President of the City Council  
Printed Name Paul Weaver  
Mailing Address PO BOX C. Laramie WY. 82073  
Phone \_\_\_\_\_ cell  
Phone 307-721-5226 business  
Phone \_\_\_\_\_ home  
e-mail Pweaver@cityoflaramie.org

APPROVED

\_\_\_\_\_  
State Engineer of Wyoming

\_\_\_\_\_  
Date  
\_\_\_\_\_

### INSTRUCTIONS

1. This form is to be used for Agreements involving adjudicated and valid unadjudicated **surface water rights**.

2. All locations required to be given under this agreement shall be described by legal subdivision, section, township and range.

3. The sketch map furnished should show the location of the ditch, pipeline or reservoir, the location of the source of supply of the appropriation involved and the location of the point of diversion, the location of the area of use and brief narrative giving a general description of the proposed temporary use.

4. Any out of state use must be addressed separately; please contact the State Engineer's Office for details.

5. One (1) fully executed Agreement shall be forwarded to the State Engineer's Office. Upon approval by the State Engineer, a fully executed copy will be returned to the parties to the Agreement.

6. Required size of sketch map is 8½ x 11", 8½ x 14" or multiples thereof.

7. A fee of Fifty (\$50.00) dollars must accompany each application.

8. Where irrigation rights are involved in any agreement, the right to divert water is limited to the historic irrigation period and when any type of right is involved, water can be used only when that right is in priority.

(This Agreement can only be honored during the historic irrigation period; therefore, if water is to be used in the non-irrigation period, an application for direct flow for temporary use would be in order.)

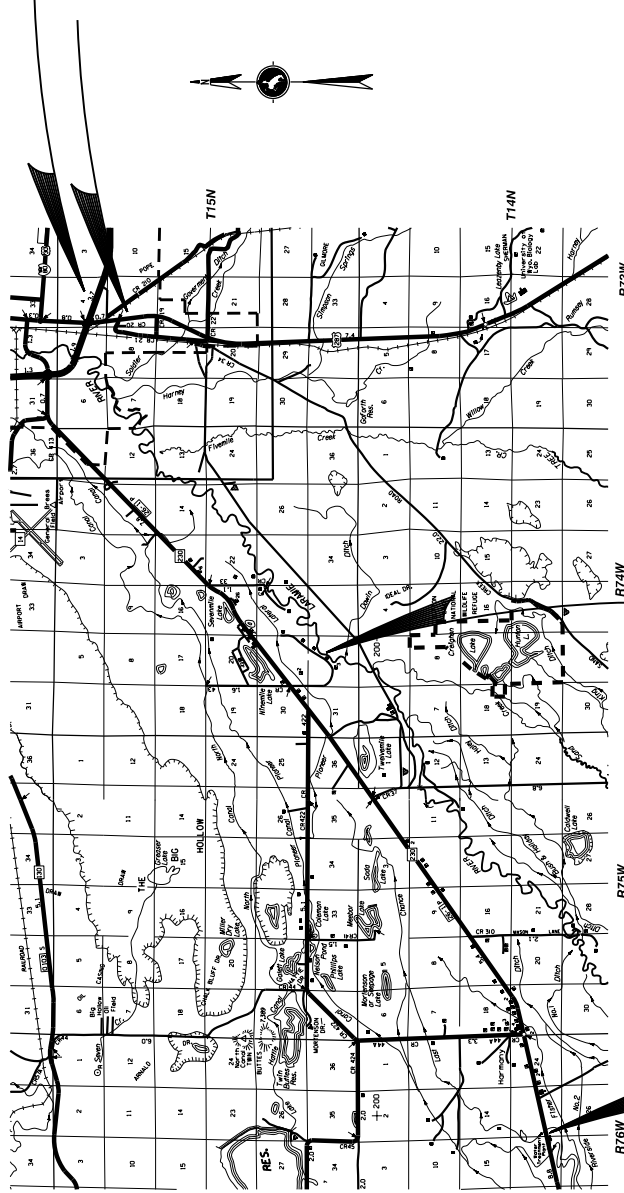
THESE LIMITATIONS TO APPLY TO AGREEMENTS USING DIRECT FLOW WATER FOR IRRIGATION PURPOSES.

**Please mail completed forms, along with the \$50 filing fee to:**

**State Engineer's Office  
Attn: Surface Water  
2<sup>nd</sup> floor, West Wing  
Herschler Building  
122 West 25<sup>th</sup> Street  
Cheyenne, WY 82002**

# Albany County

**Commission's Point of Diversion  
Various Hydrants in the City of Laramie  
SE<sup>1</sup>/<sub>4</sub>, Sec. 4, T15N, R73W  
NW<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>, Sec. 9, T15N, R73W**



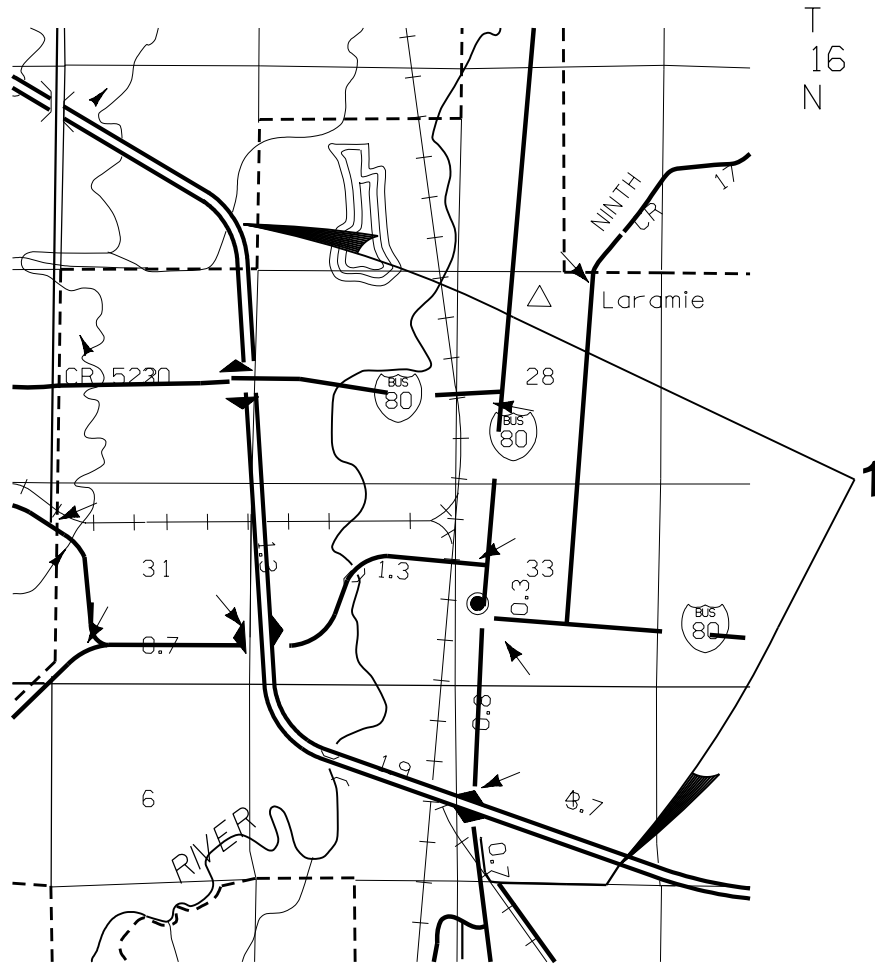
**Point of Diversion  
Dowlin Ditch  
Sec. 32, T15N, R74W**

**Commission's Point of Diversion  
Laramie Water Treatment Plant  
SW<sup>1</sup>/<sub>4</sub>, Sec. 23, T14N, R76W**

Project Numbers: I805175

# Albany County

Exhibit B2



## Point of Use Projects:

R 73 W

1. STP-I805175 I-80 Laramie (Curtis St - Third St)  
RM 309.93 - 313.80