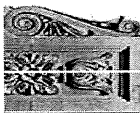


37-80.5-104 & 104.5



**Fw: Revisor of Statutes Notice**  
Jennifer Gilroy to: Holly Mandis  
Cc: Kathy Zambrano, Nate Carr

11/01/2010 09:35 AM

Hi Holly -

My records show that you "have" Title 37. Thanks to Nate's persistence, I just received the notices below pursuant to section 37-80.5-104, C.R.S. I thought you would want to know.

jen

----- Forwarded by Jennifer Gilroy/CLICS on 11/01/2010 09:31 AM -----

From: "Wolfe, Dick" <Dick.Wolfe@state.co.us>  
To: <jennifer.gilroy@state.co.us>  
Cc: "Rein, Kevin" <Kevin.Rein@state.co.us>, "Wallace, Chad" <chad.wallace@state.co.us>, <nate.carr@state.co.us>  
Date: 11/01/2010 09:06 AM  
Subject: Revisor of Statutes Notice

To: Jennifer Gilroy, Revisor of Statutes, Office of Legislative Legal Services

Dear Jennifer,

Section 37-80.5-104(4), C.R.S., regarding the Arkansas river water bank pilot program states: (4) This section is repealed, effective when the period to file an appeal regarding promulgation of the rules under section 37-80.5-104.5 has expired or, if such an appeal is filed, when the litigation concerning such appeal has been fully resolved.

By this e-mail I am notifying you that the appeal period regarding the promulgation of the rules has expired and there has been no appeal filed. Therefore, the conditions have been met for the repeal of the section as identified in 37-80.5-104(4).

In addition, Section 37-80.5-104.5(4)(b), C.R.S., regarding water bank rules, states: (b) The state engineer shall provide the revisor of statutes with written notification when the period to file an appeal regarding promulgation of the rules under this section has expired or, if such an appeal is filed, when the litigation concerning such appeal has been fully resolved.

By this e-mail I am notifying you that The Rules Governing the Arkansas River Water Bank Program have been promulgated and the period for filing an appeal has ended. There has been no appeal of the Rules.

If you have questions, please contact me or Kevin Rein, Assistant State Engineer.

Sincerely,

Dick Wolfe  
State Engineer/Director,  
Division of Water Resources