

Line Item Amendments
Under Final Review by the Bylaws Committee
Each proposed amendment will be voted on separately, by the shareholders
January 02, 2025

- **ARTICLE IX:** These by-laws may be amended at any annual or special meeting where two-thirds (2/3) of all outstanding stock is present and passed by an affirmative vote of 50% (fifty present) + 1 share of all outstanding shares of CCDC stock. This Article will stand as written for two years and it will then be required to be reviewed and voted on at the Annual Meeting where 2/3 of all outstanding stock is present and passed by a 50%+1 share vote in the affirmative. If the voting threshold is not achieved this Article shall be amended and voted on at the subsequent Annual Meeting. No amendments to the bylaws will be voted on during the interim period.
- **PIPELINE DAMAGE:** The cost of any damage caused to the pipeline or surface will be absorbed by the party that causes said damage. Any collateral damage caused by pipeline or surface property damage will be borne by the perpetrator of such damage. Property owners should contact 811 locate services prior to any digging in an easement. No landowner-built structures will be allowed to straddle pipeline easements. CCDC will carry uninsured driver insurance for damage incurred to property in proximity to the Highway. Gravel enhancements of road crossings of the easement will be required and they will conform to accepted specifications.
- **HABITATS:** The Board shall be responsible for assuring that all CCDC habitats are maintained in accordance with the Habitat Replacement Plan. When a habitat review is conducted by the Bureau of Reclamation (BOR) one or more CCDC Board members shall attend the review. The CCDC Board shall assure that recommendations made by the BOR, in the Habitat Project Performance Report, are carried out in a timely manner. Let it be known that maintenance and upkeep of these habitats shall be borne by the shareholders of the Crawford Clipper Ditch Co., for the allotted time specified by the BOR, 50 years. To that end the Board may ask shareholders to assist in maintaining the habitats.
- **SALE OF CCDC SHARES:** Crawford Clipper Ditch Company decree water, sold as shares, may not be sold, traded or otherwise moved/transported outside the CCDC area of operations. The sale of Crawford Clipper Ditch Company shares beyond the defined boundaries of the Crawford Clipper Ditch Company shall be deemed a breach of contract between shareholder and Ditch Company and legal proceedings shall be commenced. To withhold approval of the sale of water outside the operating area the board must show harm to the Clipper Ditch Company company, which harm may include decrease in flow and increased transit losses negatively impacting other shareholders. Any transfer of water outside the area of historical use will require water court action and the purchaser of the water will be responsible for any such action. The CCDC maintains the right to oppose any such application in water court.
- **STOCKWATER RIGHTS:** Stockwater will be allocated to CCDC shareholders from October 1st thru March 31st. Stockwater is for CCDC shareholder use only and will not be sold or traded. The CCDC stockwater decree is allocated to all shareholders and cannot be owned by any single shareholder or group of shareholders, it is for CCDC communal use. Use of CCDC stockwater is

based on the honor system therefore each shareholder will use what they need and no more. The CCDC Board reserves the right to hire a winter ditch rider to manage stockwater for a fee, if necessary.

- **METERS:** CCDC is responsible for delivery up to and including flow meters on piped systems. Meters are owned by the ditch company and are the responsibility of the ditch company to maintain. If a meter is damaged due to shareholder negligence, the board reserves the right to charge said shareholder for repairs or replacement of the meter.
- **SUBDIVISION BYLAWS:** Any rule(s), statute(s), bylaw(s) or other regulation(s) developed by shareholder groups to manage/regulate CCDC water distribution, downstream of the CCDC main lateral outtake (meter or valve or splitter), shall not supersede the bylaws of the Crawford Clipper Ditch Co.
- **ACCESS TO PRIVATE PROPERTY:** The CCDC has the right to enter private property to effect repairs and/or maintenance on their ditch, pipeline or appurtenances. When possible the property owner will be notified of intent to enter, but CCDC cannot guarantee notice will be made prior to entry. Right of way access will be used whenever possible and fields under cultivation will be avoided whenever possible.(C.R.S. 37-86-103)
- **SUBDIVISION AND WATER RIGHTS:** If a property within the CCDC service network is subdivided, the subdivision is responsible for all water distribution downstream of an existing pipeline outlet. No additional taps into pipeline will be allowed, once the pipeline is installed. If the subdivision developer chooses to sell water shares with each land parcel, the developer must inform CCDC. It will then be tasked to the ditch company to manage and control stock certificates. Should the developer choose to keep shares in an HOA only one certificate will be issued and the HOA will vote those share with one appointed representative at all company meetings.