



STATE OF NEW MEXICO
OFFICE OF THE STATE ENGINEER

BEFORE THE NEW MEXICO STATE ENGINEER

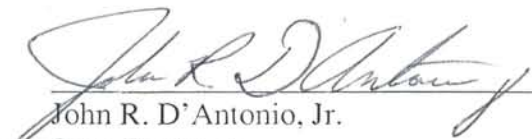
IN THE MATTER OF THE DECLARATION OF
THE CAUSEY LINGO UNDERGROUND WATER
BASIN

STATE ENGINEER ORDER 165

WHEREAS, the water of underground streams, channels, artesian basins, reservoirs or lakes having reasonable ascertainable boundaries are public waters, belong to the public, and are subject to appropriation for beneficial use.

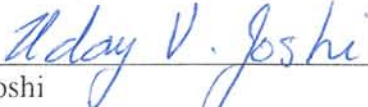
NOW THEREFORE, I, John R. D'Antonio, Jr., State Engineer of the State of New Mexico, do hereby declare the Causey Lingo Underground Water Basin, subject to New Mexico statutes and the rules and regulations of the State Engineer. I hereby order that the attached regulations, which are incorporated herein by reference, are adopted as emergency regulations to be codified as 19.27.67 NMAC and authorize publication and notice in accordance with Section 72-2-8 NMSA 1978.

WITNESS my hand and official seal this 23rd day of September, 2005.



John R. D'Antonio, Jr.
State Engineer

Reviewed:



Uday Joshi
Special Assistant Attorney General

TITLE 19 NATURAL RESOURCES AND WILDLIFE
CHAPTER 27 UNDERGROUND WATER
PART 67 DECLARATION OF THE CAUSEY LINGO UNDERGROUND WATER BASIN

19.27.67.1 ISSUING AGENCY: Office of the State Engineer.
[19.27.67.1 NMAC - N/E, 9/23/2005]

19.27.67.2 SCOPE: The appropriation and use of underground water within the Causey Lingo underground water basin, an area declared by the state engineer to have a reasonably ascertainable boundary.
[19.27.67.2 NMAC - N/E, 9/23/2005]

19.27.67.3 STATUTORY AUTHORITY: Chapter 72, Article 12, NMSA 1978. Section 72-1-1 NMSA 1978 provides that all natural waters flowing in streams and water courses belong to the public and are subject to appropriation for beneficial use. Section 72-2-1 NMSA 1978 gives the state engineer general supervision of waters of the state and of the measurement, appropriation and distribution thereof and such other duties as required. Section 72-2-8 NMSA 1978 gives the state engineer authority to adopt regulations and codes to implement and enforce any provision of any law administered by him and also provides the state engineer with authority to issue orders necessary to implement his decisions and to aid him in the accomplishment of his duties. Section 72-2-9 NMSA 1978 gives the state engineer authority over and supervision of the apportionment of water in this state according to the licenses issued by him and his predecessors and the adjudications of the courts.
[19.27.67.3 NMAC - N/E, 9/23/2005]

19.27.67.4 DURATION: Permanent.
[19.27.67.4 NMAC - N/E, 9/23/2005]

19.27.67.5 EFFECTIVE DATE: September 23, 2005, unless a later date is cited at the end of a section.
[19.27.67.5 NMAC - N/E, 9/23/2005]

19.27.67.6 OBJECTIVE: To establish administrative control over the appropriation and use of underground water within the Causey Lingo underground water basin, an area declared by the state engineer to have a reasonably ascertainable boundary.
[19.27.67.6 NMAC - N/E, 9/23/2005]

19.27.67.7 DEFINITIONS: [Reserved]

19.27.67.8 BOUNDARY DESCRIPTION OF THE CAUSEY LINGO UNDERGROUND WATER BASIN: The area included in the Causey Lingo basin begins at the northeast corner of section 15, township 3 south, range 37 east, NMPM, a point on the New Mexico and Texas state line; thence south along said state line to the southeast corner of section 33, township 8 south, range 38 east, NMPM, being a point on the northern county line for Lea county, New Mexico; thence west along the county line of Lea county to the southwest corner of section 35, township 8 south, range 32 east, NMPM; thence north along section line to the northwest corner of section 2, township 8 south, range 32 east, NMPM; thence west along section line to the southwest corner of section 34, township 7 south, range 32 east, NMPM; thence north along section line to the northwest corner of section 27, township 7 south, range 32 east, NMPM; thence west along section line to the southwest corner of section 21, township 7 south, range 32 east, NMPM; thence north along the section line to the northwest corner of section 16, township 7 south, range 32 east, NMPM; thence west along section line to the southwest corner of section 8, township 7 south, range 32 east, NMPM; thence north along section line to the northwest corner of section 5, township 7 south, range 32 east, NMPM; thence west along township line to the southwest corner of township 6 south, range 32 east, NMPM; thence north along range line to the northwest corner of township 6 south, range 32 east, NMPM; thence west along township line to the southwest corner of township 5 south, range 31 east, NMPM; thence north along range line to the northwest corner of section 18, township 5 south, range 31 east, NMPM; thence west along section line to the southwest corner of section 11, township 5 south, range 30 east, NMPM; thence north along section line to the northwest corner of section 11, township 5 south, range 30 east, NMPM; thence west along section line to the southwest corner of section 3, township 5 south, range 30 east, NMPM; thence north along section line to the northwest corner of section 15, township 4 south, range 30 east, NMPM; thence east along section line to the northeast corner of section 15, township 4 south, range 30 east, NMPM; thence north along section line to the

northwest corner of section 23, township 3 south, range 30 east, NMPM; thence west along section line to the southwest corner of section 15, township 3 south, range 30 east, NMPM; thence north along section line to the northwest corner of section 15, township 3 south, range 30 east, NMPM; thence west along section line to the southwest corner of section 9, township 3 south, range 30 east, NMPM; thence north along section line to the northwest corner of section 33, township 2 south, range 30 east, NMPM; thence east along section line to the northeast corner of section 33, township 2 south, range 30 east, NMPM; thence north along section line to the northwest corner of section 15, township 2 south, range 30 east, NMPM; thence west along section line to the southwest corner of section 9, township 2 south, range 30 east, NMPM; thence north along section lines to the northwest corner of section 4, township 2 south, range 30 east, NMPM; thence west along township line to the southwest corner of section 32, township 1 south, range 30 east, NMPM; thence north along section lines to the northwest corner of section 17, township 1 south, range 30 east, NMPM; thence west along section lines to the southwest corner of section 7, township 1 south, range 30 east, NMPM; thence north along range line to the northwest corner of section 19, township 1 north, range 30 east, NMPM; thence east along section lines to the northeast corner of section 23, township 1 north, range 30 east, NMPM; thence south along section line to the southeast corner of section 26, township 1 north, range 30 east, NMPM; thence east along section lines to the northeast corner of section 32, township 1 north, range 31 east, NMPM; thence south along section line to the southeast corner of section 32, township 1 north, range 31 east, NMPM; thence east along township line to the northeast corner of section 4, township 1 south, range 31 east, NMPM; thence south along section line to the southeast corner of section 4, township 1 south, range 31 east, NMPM; thence east along section lines to the northeast corner of section 11, township 1 south, range 31 east, NMPM; thence south along section line to the southeast corner of section 11, township 1 south, range 31 east, NMPM; thence east along section line to the northeast corner of section 13, township 1 south, range 31 east, NMPM; thence south along range line to the southeast corner of section 13, township 1 south, range 31 east, NMPM; thence east along section lines to the northeast corner of section 21, township 1 south, range 32 east, NMPM; thence south along section lines to the southeast corner of section 21, township 1 south, range 32 east, NMPM; thence east along section line to the northeast corner of section 27, township 2 south, range 32 east, NMPM; thence south along section line to the southeast corner of section 3, township 2 south, range 32 east, NMPM; thence west along section line to the southwest corner of section 3, township 2 south, range 32 east, NMPM; thence south along section lines to the southeast corner of section 16, township 2 south, range 32 east, NMPM; thence west along section line to the southwest corner of section 16, township 2 south, range 32 east, NMPM; thence south along section lines to the southeast corner of section 32, township 2 south, range 32 east, NMPM; thence east along township lines to the northeast corner of township 3 south, range 33 east, NMPM; thence south along range line to the southeast corner of section 12, township 3 south, range 33 east, NMPM; thence east along section lines to the northeast corner of section 15, township 3 south, range 37 east, NMPM, being the point of origin.
[19.27.67.8 NMAC - N/E, 9/23/2005]

HISTORY OF 19.27.67 NMAC: [RESERVED]