

File number: RG-25082

**NEW MEXICO STATE ENGINEER OFFICE
CHANGE OF OWNERSHIP OF WATER RIGHT**

1. OWNER OF RECORD

Name: BERT BROWN
 Contact: RONALD SHATTUCK Work Phone: _____
 Address: ROUTE 5, BOX 360-M Home Phone: (505) 455-2809
 City: SANTA FE State: NM Zip: 87501

NEW OWNER

Name: New Mexico State Hwy. & Trans. Department
 Contact: Leroy Vigil Work Phone: _____
 Address: P.O. Box 1149 Home Phone: (505) 827-7531
 City: Santa Fe State: N.M. Zip: 87504

2. AMOUNT CONVEYED

State Engineer File Number: RG-25082
 Subfile Number 25082 of Cause Number CIV-6639 M
 Owner of record has conveyed all of said right.
 (all or part)

Consumptive Use: _____ acre-feet per annum
 Diversion Amount: 3.0 acre-feet per annum
 Other: _____ (units)

3. PURPOSE OF USE

Domestic: Livestock: Irrigation: Municipal: Industrial:
 Commercial: Other (specify): _____
 Specific use: _____

4. PLACE OF USE

0.5061 acres of land described as follows:

Subdivision of Section (District or Hydrographic Survey)	Section (Map No.)	Township (Tract No.)	Range	Acres	Priority
<u>POJAOQUE PUEBLO GRANT</u>	<u>28</u>	<u>19N</u>	<u>9E</u>	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

COUNTY: Santa Fe

File Number: RG-25082
 Trn Number: _____

File number: RG- 25082

**NEW MEXICO STATE ENGINEER OFFICE
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5. WELLS TO ACCOMPANY CONVEYED RIGHT

Well File No.	Subdivision	Section	Township	Range
<u>RG-25082</u>	<u>POJOAQUE PUEBLO GRANT</u>	<u>28</u>	<u>19N</u>	<u>9E</u>
COUNTY: <u>Santa Fe</u>				

6. CONSENT TO LAWFUL CHANGE IN PLACE AND/OR PURPOSE OF USE

I, the above owner of record, hereby consent to a lawful change in the place and/or purpose of use of the above-described water right: (To be completed only if it is an irrigation water right and has been conveyed separate from the land to which it was appurtenant.)

7. ADDITIONAL STATEMENTS OR EXPLANATIONS:

This well was acquired along with Parcel- 3-2
Project Control No. CN-2155, U.S. 285, Santa Fe to Pojoaque

ACKNOWLEDGEMENT FOR NATURAL PERSONS

I, Leroy Vigil affirm that the foregoing statements are true to
(Please Print)
the best of my knowledge and belief, By: _____

Signature

Signature

NOTARY

This instrument was acknowledged before me this ____ day of _____,

A.D., ____, By _____
Name of Applicant

My commission expires _____
Notary Public

File Number: RG- 25082
Trn Number: _____

File Number: RG- 25082

**NEW MEXICO STATE ENGINEER OFFICE
CHANGE OF OWNERSHIP OF WATER RIGHT**

ACKNOWLEDGMENT FOR CORPORATION

Lester E. Cisneros ^{10/25/02}
Signature of Officer

Bureau Chief, Right of Way

State of (New Mexico)

County of (Santa Fe) ^{ss.}

This instrument was acknowledged before me this 25 day of October,

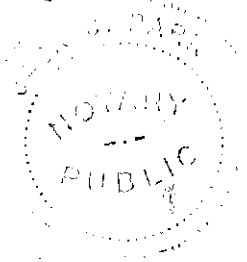
A.D., 2002, By Lester E. Cisneros, Right of Way Bureau Chief
(Name of Officer) (Title of Officer)

of NM Highway & Transportation Dept. a _____ corporation,
(Name of Corporation Acknowledging) (State of Corporation)

on behalf of said corporation.

My commission expires 4/13/03

Paul C. Pad
Notary Public



ACTION OF STATE ENGINEER

This Change of Ownership form is hereby accepted for filing in accordance with Section 72-1-2.1, NMSA-1978 (1985 Repl. Pam), as amended. The acceptance by the State Engineer Office does not constitute validation of the right conveyed.

File Number: RG- 25082
Trn Number: _____

File Number: RG- 25082

**NEW MEXICO STATE ENGINEER OFFICE
CHANGE OF OWNERSHIP OF WATER RIGHT**

CHANGE OF OWNERSHIP INSTRUCTIONS

- a. The "Owner of Record" of a water right is the current owner recorded in the State Engineer Office.
- b. This form shall be completed by the new owner and shall be accompanied by a warranty deed or other instrument of conveyance.
- c. A separate Change of Ownership of Water Right form shall be filed for each water right recorded in the State Engineer Office by either Permit, License, Declaration or Court Adjudication.
- d. This form shall be filed in triplicate(three) and must be accompanied by a \$2.00 filing fee. Each form must be signed and notarized.
- e. An original will be forwarded to the new owner with instructions to file it with the county clerk in the county in which the water right is located. Acceptance of the form for filing by the State Engineer does not constitute verification of the right conveyed.

LINE BY LINE INSTRUCTIONS

- 1. Name and address of new owner is required.
- 2. If for irrigation, "Diversion Amount" is the diversion at the farm(turnout) headgate. State Engineer file number is required.
- 3. State purpose of use of the existing water right of the owner of record.
- 4. A legal description of the land with the water right or place of use is required. If possible, a copy of the survey plat shall accompany this document.
- 5. If the ownership of a well is being changed, the State Engineer file number of the well is required.
- 6. If the water rights are being conveyed without the land a verification (signature) from the seller is required.

Assistance in completing this form is available, and filing of the form may be done, at the State Engineer Office in Santa Fe and the District Offices located as follows:

Santa Fe, Room 102, Bataan Memorial Building, P.O. Box 25102,
Santa Fe, NM 87504-5102, Phone # 505-827-6120

District 1, 121 Tijeras, NE., Suite 2000
Albuquerque, NM 87102, Phone # 505-841-9480

District 2, 1900 West Second Street,
Roswell, NM 88201, Phone # 505-622-6467

District 3, 216 South Silver, P.O. Box 844,
Deming, NM 88031, Phone # 505-546-2851

District 4, 133 Wyatt Drive, Suite 3,
Las Cruces, NM 88005, Phone # 505-524-6161

Aztec Sub-Office, 100 S. Oliver Dr.
Aztec, NM 87410, Phone # 505-334-9481

File Number: RG- 25082
Trn Number: _____



Thomas C. Turney
State Engineer

Santa Fe Office
PO BOX 25102
SANTA FE, NM 87504

**STATE OF NEW MEXICO
STATE ENGINEER OFFICE**

Trn Nbr: 249228
File Nbr: RG 25082

Oct. 25, 2002

LEROY VIGIL
NM STATE HIGHWAY & TRANS.DEPT.
P. O. BOX 1149
SANTA FE, NM 87504

Greetings:

Enclosed is one original copy of a Change of Ownership of a Water Right submitted to this office for filing. This Change of Ownership is accepted for filing in accordance with Section 72-1-2.1, NMSA 1978 (1996 Supp.), effective May 15, 1996. The acceptance by the State Engineer Office does not constitute validation of the right claimed.

According to Section 72-1-2.1, NMSA 1978 (1996 Supp.), you must record this Change of Ownership with the clerk of the county in which the water is located. The filing shall be public notice of the existence and contents of the instruments so recorded.

Sincerely,

A handwritten signature in black ink that reads "Brian Gallegos".

Brian Gallegos
(505)827-6120

Enclosure

cc: Albuquerque Office

chngowrc

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO ex rel.)	
S. E. REYNOLDS, State Engineer,)	
)	
Plaintiff,)	2/27/84
)	
vs.)	No. CIV-6639 M
)	
R. LEE AAMODT, et al.,)	Subfile No.: RG-25082
)	
Defendants.)	

ORDER

This matter comes on for consideration on the State of New Mexico's Offer of Judgment which has been accepted by the defendant.

IT IS ORDERED that the defendant has the following underground water right:

Defendant: Brown, Dorothy M.
Purpose: Domestic and livestock use under Section 72-12-1, N.M.S.A. 1978.
State Engineer File No.: RG-25082
Priority: 1974-06-27 (year-month-day)
Location of Well: X=577,150 Y=1,761,150 N.M. Coordinate System. Cuyamungue Grant.
Amount of Water: Not to exceed a diversion of three acre-feet per year from the well, subject to the diligent development of the beneficial use of water.

IT IS FURTHER ORDERED that the defendant is enjoined from any diversion or use of the waters of the Rio Pojoaque stream system, except in accordance with the rights adjudicated in this or any other order of the court.



SENIOR UNITED STATES DISTRICT JUDGE

396

Form A-158

ORIGINAL

1790353

NEW MEXICO STATE HIGHWAY AND TRANSPORTATION DEPARTMENT

WARRANTY DEED

Ronald H. Shattuck And Diane Shattuck, for consideration paid, grants to the New Mexico State Highway and Transportation Department, P.O. Box 1149, Santa Fe, New Mexico, 87504-1149, the following described real estate in Santa Fe County, New Mexico.

(3-2) A certain parcel of land lying within the Cuyamungue Grant, Santa Fe County, New Mexico, as the same is shown and designated on the Right-of-Way maps for N.M.P. MIP-084-6(59)177, said parcel being more particularly described by New Mexico State Plane Grid (Central Zone - NAD 83) bearings and horizontal ground distances as follows:

Beginning at a point 84.447 meters (277.06') left of, westerly and opposite Construction Centerline P.O.T. Station 10+283.858 of New Mexico Project No. MIP-084-6(59)177, County of Santa Fe, State of New Mexico, said point of beginning being the northeast corner of the property of the grantor and from which the N.M.S.H.&T.D. GPS Control Point 2155-11 (a 2" aluminum cap in concrete) bears N 10°50'43" W, a distance of 404.620 meters (1327.49');

Thence, S 17°11'09" E, a distance of 70.148 meters (230.14') along the easterly property line of the property of the grantor to a point;

Thence, S 89°33'34" W, a distance of 15.321 meters (50.27') along the southerly property line of the property of the grantor to a point on the westerly Right-of-Way line of N.M.P. MIP-084-6(59)177;

Thence, N 45°33'51" W, a distance of 37.822 meters (124.09') along said westerly Right-of-Way line to a point;

Thence, N 23°28'39" W, a distance of 39.256 meters (128.79') along said westerly Right-of-Way line to a point;

Thence, N 82°53'02" E, a distance of 16.145 meters (52.97') along said westerly Right-of-Way line to a point;

Thence, N 82°53'02" E, a distance of 21.383 meters (70.15') along the northerly property line of the property of the grantor to the point and place of beginning.

Containing 0.2056 hectares 2,056 square meters (0.5081 acre, 22,134 square feet), more or less.

Project: N.M.P. MIP-084-6(59)177 CN 2155

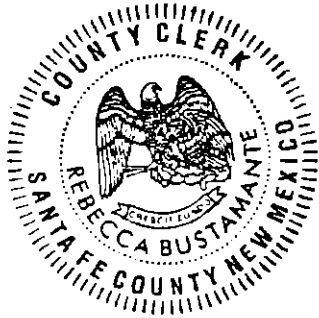
Please Return Recorded Document To:
N.M.S.H.&T.D.
P.O. Box 1149
R/w Records Department
Santa Fe, NM 87504-1149
Attn: Pete Contreras

(SEE REVERSE SIDE)

Form A-158
Backside

1124 209

1790354



COUNTY OF SANTA FE) SS
STATE OF NEW MEXICO)
I hereby certify that this instrument was filed
for record on the 20 day of July A.D.
20 00, at 11:09 o'clock a m.
and was duly recorded in book 1790
page 353-354 of the records of
Santa Fe County.

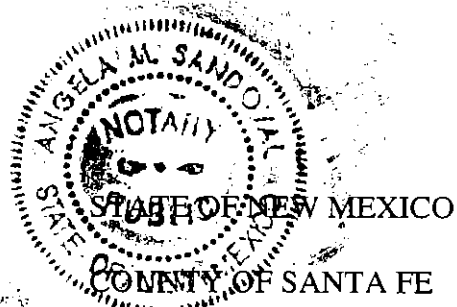
Witness my Hand and Seal of Office
Rebecca Bustamante
County Clerk, Santa Fe County, N.M.

Morella Salazar
Deputy

with warranty covenants.

WITNESS me hand(s) and seal(s) this 20th day of
June, 2000.

Diane E. Shattuck
Ernest H. Shattuck



The foregoing instrument was acknowledged before me the
20th day of June, 2000 by
Diane E. Shattuck & Ernest H. Shattuck

Angela M. Sandoval
Notary Public

My Commission Expires: 1/25/2004

(Note - The foregoing instrument should be executed by husband and wife in each instance where the grantors are married.)

SHATTUCK

CHAIN OF TITLE

Book	Page	GRANTOR	Inst.	Date	Filed	Remarks
		GRANTEE				
Misc.		U. S. A.				
188	410	Pueblo Indian Center Foundation	QCD	3/12/62	4/4/62	
Misc.		"				
228	40	Jemez Mtn. Electric Coop.	R/W Ement	3/15/65	8/13/65	
Misc.		"				
234	359	Jemez Mtn. Electric Coop	"	4/31/66	2/19/66	
Misc.		Pueblo Indian Center Foundation				
312	971	Lucille H. Jones & Bert Brown	WD	9/29/79	4/27/79	
Misc.		Bert Brown				
381	361	Gingham Girl, Inc.	QCD	5/3/79	6/1/79	
Misc.		"				
381	362	Bert Norman Brown	Agree	5/31/79	6/1/79	
Misc.		Lucille H. Jones				
382	303	Bert Norman Brown, et ux	WD	6/16/79	6/21/79	UNDIVIDED 1/2 Interest.
Probate		Bert Norman Brown, dec'd	Pro.		12/26/79	Estate of Bert Newton S. Brown # SF 79-93
Misc.		Gingham Girl, Inc.				
401	923	The Estate of Bert Newton Brown	QCD	2/4/80	6/25/80	
Misc.		Bert Brown				
329	31	M S T - T Co.	R/W	8/13/75	12/10/75	Ement to Mountain States Tel. & Tel. Co.

CHAIN OF TITLE

Book	Page	GRANTOR	Inst.	Date	Filed	Remarks
		GRANTEE				
Misc. 521	101	Dorothy Brown + Bert Norman Brown Gregory Giedzinski, et ux	REC	5/15/85	5/15/85	
Misc. 521	98	" Dorothy Brown + Bert Norman Brown	SP WD	5/15/85	5/15/85	
Misc. 521	99	" Gregory Giedzinski, et ux	WD JT	5/15/85	5/15/85	
Misc. 699	664	Dorothy M. Brown (Payne) Gregory Giedzinski, et ux	QCD	10/4/90	11/19/90	
Misc. 699	665	Bert Norman Brown, et ux Gregory Giedzinski, et ux	QCD	10/17/90	11/14/90	
Misc. 699	696	" Thomas F. Wolfe, et ux	WD	11/8/90	11/14/90	
Mt9. 611	860	" Los Alamos Nat'l BANK	mt9.	11/8/90	11/19/90	
Misc. 616	37	Thomas F. Wolfe et ux Jemez Mtn. Electric Coop.	R/W E Mint	2/8/88	6/21/88	
Misc. 812	374	Thomas F. Wolfe et ux Ronald H. Shattuck et ux	WD	4/20/92	4/30/92	

OFFICE OF THE STATE ENGINEER/INTERSTATE STREAM COMMISSION – SANTA FE OFFICE

OFFICIAL RECEIPT NUMBER: 6-17145 DATE: _____ FILE NO.: _____

TOTAL: _____ RECEIVED: _____ DOLLARS CHECK NO.: _____ CASH: _____

PAYOR: _____ ADDRESS: _____ CITY: _____ STATE: _____

ZIP: _____ RECEIVED BY: _____

INSTRUCTIONS: Indicate the number of actions to the left of the appropriate type of filing. Complete the receipt information. Original to payor; pink copy to ASD; yellow copy to Water Rights, Santa Fe Office, and goldenrod copy for district file. If you make a mistake, void original and all copies and submit to ASD along with valid receipts.

A. Ground Water Rights Filing Fees

- 1. Declaration of Water Right \$ 1.00
- 2. Application to Appropriate; Domestic, Stock, Other Use \$ 5.00
- 3. Application for Test, Exploratory, or Observation Well \$ 5.00
- 4. Application to Change Location Domestic Well \$ 5.00
- 5. Application to Repair or Deepen \$ 5.00
- 6. Change of Ownership of Water Right \$ 2.00
- 7. Application to Appropriate Irrig., Muni., Ind., or Comm. Use \$ 25.00
- 8. Application to Combine Wells and/or Use \$ 25.00
- 9. Application for Supplemental Well \$ 25.00
- 10. Application to Change Location of Non-72-12-1 Well \$ 25.00
- 11. Application to Change Place or Purpose of Use \$ 25.00
- 12. Application to Change Location of Well and Place and/or Purpose of Use \$ 50.00
- 13. Application for Extension of Time Certificate and License \$ 25.00
- 14. Application for Plan of Replacement \$ 25.00
- 15. Application to Change Point of Diversion and Place and/or Purpose of Use from Surface Water to Ground Water \$ 50.00
- 16. _____

B. Surface Water Rights Filing Fees

- 1. Declaration of Water Right \$ 1.00
- 2. Declaration of Livestock Dam \$ 1.00
- 3. Application to Change Point of Diversion \$ 25.00
- 4. Application to Change Place and/or Purpose of Use \$ 50.00
- 5. Application to Change Point of Diversion and Place and/or Purpose of Use \$ 50.00
- 6. Change of Ownership of Water Right \$ 2.00
- 7. Application to Appropriate \$ 25.00
- 8. Application for Extension of Time Certificate of Construction \$ 50.00
- 9. License to Appropriate \$ 25.00
- 10. Application to Enlarge or Amend \$ 25.00
- 11. Application to Change Point of Diversion and Place and/or Purpose of Use from Ground Water to Surface Water \$ 50.00
- 12. _____
- 13. Notice of Intent to Appropriate Surface Water \$ 25.00

C. Miscellaneous Fees

- 1. Application to Construct Flood Control Dam/Review of Plans for Safety of Dams (\$10.00 + \$2.00/\$1000.00 of estimated construction cost). (VAR) \$50.00
- 2. Application for Well Driller's License \$20.00
- 3. Application for Renewal of Well Driller's License \$20.00
- 4. Application to Amend Well Driller's License \$ 5.00

D. Reproduction of Documents

.20¢/copy _____
 \$3.00/map _____

E. Certification \$ _____

F. Other (Specify-not for filing fees) \$ _____

Comments: _____

