

This document provides a summary of the water right data in the default judgment for this subfile as well as any amendments and corrections to the default judgment. In the event there is a discrepancy between a description of water rights set forth in this document and the specific Court order that determines that right, the specific Court order is controlling.

Subfile No.: **23.28.20-F**

Court No.: **CV-WH-03-261**

CID Assessment Number: **333-01-01-00-01, 014-01-00-00-01, 333-00-00-00-01**

Date of Filing of Default Judgment: **May 19, 2005**

Defendants: **JAMES KELLY POLK TRUSTEE
JAMES KELLY POLK REVOCABLE TRUST**

A. IRRIGATED LANDS (Surface Water Only):

a. **Office of the State Engineer File No(s):** 6

b. **Priority:**

Surface Water Right: Carlsbad Irrigation District Main Canal: As set forth in Part B of this Appendix.

c. **Source:**

Surface waters of the Pecos River Stream System.

d. **Purpose of Use:**

For irrigation, and for domestic, and livestock watering uses incidental to irrigation use.

e. **Point(s) of Diversion:**

Ditch Name: Carlsbad Irrigation District Main Canal

Location: As set forth in Part G of this Appendix

f. **Location and Amount of Irrigated Acreage:**

Section 20, Township 23S, Range 28E, N.M.P.M.

Pt. SE $\frac{1}{4}$

46.00 acres

Total: 46.00 acres

As shown on the attached revised Hydrographic Survey Map for Subfile No. 23.28.20-F, and the CID Section Hydrographic Survey Map Sheet No. 21 (1999-2011), included in Part F of this Appendix, representing the Court record as of the date of the filing of this Decree.

g. **Amount of Water:**

As set forth in Part B of this Appendix.

B. STACKED WATER RIGHTS (Surface Water Only):

a. **Office of the State Engineer File No(s):** 6

b. **Priority:**

Surface Water Right: Carlsbad Irrigation District Main Canal: As set forth in Part B of this Appendix.

c. **Source:**

Surface waters of the Pecos River Stream System.

d. **Purpose of Use:**

For irrigation, and for domestic, and livestock watering uses incidental to irrigation use.

e. Point(s) of Diversion:

Ditch Name: Carlsbad Irrigation District Main Canal
Location: As set forth in Part G of this Appendix

f. Location and Amount of Irrigated Acreage:

Section 20, Township 23S, Range 28E, N.M.P.M.

Pt. SE¼

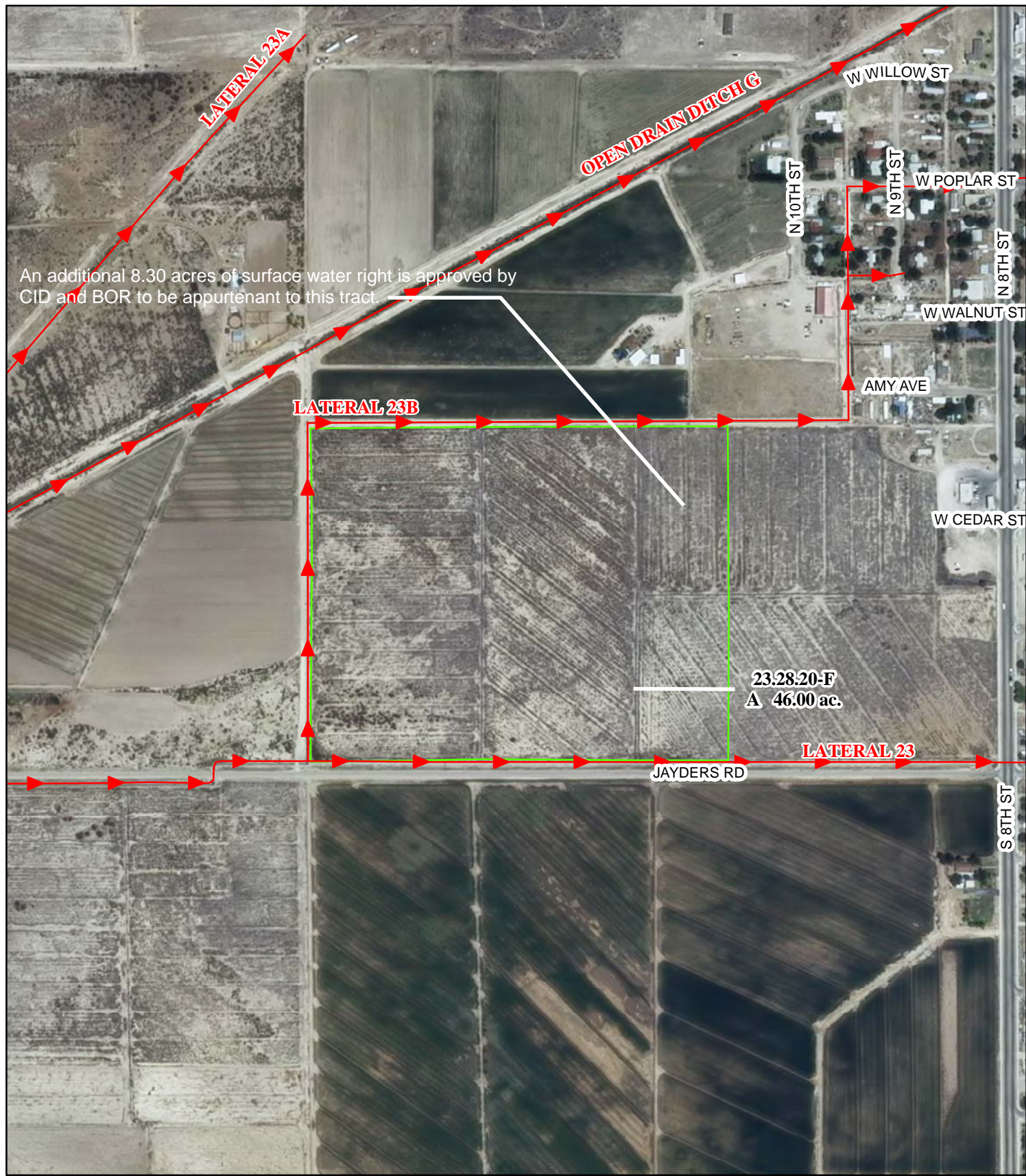
8.30 acres

Total: 8.30 acres (Stacked)

As shown on the attached revised Hydrographic Survey Map for Subfile No. 23.28.20-F, and the CID Section Hydrographic Survey Map Sheet No. 21 (1999-2011), included in Part F of this Appendix, representing the Court record as of the date of the filing of this Decree.

g. Amount of Water:

As set forth in Part B of this Appendix.



An additional 8.30 acres of surface water right is approved by CID and BOR to be appurtenant to this tract.

23.28.20-F
A 46.00 ac.

Legend

- Point of Diversion
- Canals / Ditches

Tract Boundaries

- Surface Water Only
- Supplemental Groundwater
- Reservoir / Pond
- No Right

2009 Digital Orthophotography

Grid Interval = 1000

Scale 1" = 500'

1:6,000



STATE OF NEW MEXICO

Office of the State Engineer

John R. D'Antonio, Jr., P.E., State Engineer

**Pecos River Stream System
Carlsbad Irrigation District**

Hydrographic Survey
Township 23

D.D.

James Kelly Polk
Revocable Trust
Subfile 23.28.20-F

5/3/2011



DET