

County: Sandoval, Valencia
Name: City of Rio Rancho, c/o Jim Chiasson, P.E.
File No.: SD-09570 into RG-6745 et al
Tracking#: 16488, 16489

NOTICE is hereby given that on August 1, 2018 & May 30, 2019, the City of Rio Rancho, c/o Jim Chiasson, P.E., 3200 Civic Center Circle NE, Rio Rancho, NM 87144, and co-applicant Scott Todd LLC, c/o T. Scott Edeal, 147A Edeal Road, Los Lunas, NM 87031, filed Application No. SD-09570 into RG-6745 et al. with the **STATE ENGINEER** for Permit to Change Point of Diversion, Place & Purpose of Use from Surface to Ground Water, and companion Application No. (RG-6745 et al. into SD-09570)-T with the **STATE ENGINEER** for Permit for Temporary Transfer within the Rio Grande Underground Water Basin of the State of New Mexico.

Under Application No. SD-09570 into RG-6745 et al., the applicants propose to discontinue the use of a farm delivery requirement of 31.089 acre-feet per annum (“AFA”) of surface water, inclusive of a consumptive irrigation requirement (“CIR”) of 21.762 AFA, from the Old Jarales Acequia, with a point of diversion on the Rio Grande at the Isleta Diversion Dam (SP-1690-3), on land owned by the Pueblo of Isleta located in the projected NE1/4 NE1/4 SW1/4 of Section 24, Township 8 North, Range 2 East, NMPM, Pueblo of Isleta Grant, at a point where X=346,037 meters and Y=3,863,880 meters intersect, UTM Zone 13 North, NAD 83, Valencia County, New Mexico, for the irrigation of 10.363 acres of land owned by Scott Todd LLC, described as Tract 77A2 (0.51 acre) in Section 32; and Tract E (7.442 acres), in Section 29 and Tract F (2.411 acres), in Sections 29 and 32, of Replat of Lands of Heirs of Arturo O. & Vivianita S. Cordova Estate and General Partners of A-V Land Company; all in Township 5 North, Range 2 East, NMPM, as shown on MRGCD Map 103. The move-from lands are generally located west of the Rio Grande, at the end of Santa Maria Road, in between Old Jarales Acequia and Sabinal Ditch, Valencia County, New Mexico.

The applicants further propose to transfer the above-described 21.762 AFA CIR water rights to vested and permitted wells under Permit RG-6745 et al., consisting of 35 system production wells, all located within the City of Rio Rancho metropolitan area within Sandoval County, New Mexico for municipal and related purposes of use within the service area of the Rio Rancho Municipal Water System, as currently configured, and as to be configured in the future.

Diversion of water under City of Rio Rancho’s Permit RG-6745 et al. shall not exceed 24,020.16 AFA for domestic, commercial, industrial, housing subdivision, and related purposes of use within the service area of the Rio Rancho Municipal Water System. No increase in diversion is contemplated by the transfer of water rights under this application. This application is made for the purpose of complying with the Conditions of Approval of Permit No. RG-6745 et al., which requires the City of Rio Rancho to offset the impacts of groundwater pumping on surface flows of the Rio Grande and its tributaries.

Under companion Application No. (RG-6745 et al. into SD-09570-A)-T, the applicants request that the water rights transferred be temporarily retained at their original move-from location for irrigation use for a period of ten (10) years from the approval of the transfer by the State Engineer, to include an additional five (5) year term or longer as the parties may agree, subject to the approval by the State Engineer, by reason that the water rights are not immediately needed for the exercise of Permit RG-6745 et al.

Any person, firm or corporation or other entity having standing to file objections or protests shall do so in writing (objection must be legible, signed, and include the writer's complete name, phone number and mailing address). The objection to the approval of the application must be based on: (1) Impairment; if impairment, you must specifically identify your water rights; and/or (2) Public Welfare/Conservation of Water; if public welfare or conservation of water within the state of New Mexico, you must show how you will be substantially and specifically affected. The written protest must be filed, in triplicate, with the State Engineer, 5550 San Antonio Drive NE, Albuquerque, NM 87109-4127, within ten (10) days after the date of the last publication of this Notice. Facsimiles (faxes) will be accepted as a valid protest as long as the hard copy is hand-delivered or mailed and postmarked within 24-hours of the facsimile. Mailing postmark will be used to validate the 24-hour period. Protests can be faxed to the Office of the State Engineer, (505) 383-4030. If no valid protest or objection is filed, the State Engineer will evaluate the application in accordance with the provisions of Chapter 72 NMSA 1978.

NOTE TO PUBLISHER: Immediately after last publication, publisher is requested to file affidavit of such publication with the Office of the State Engineer, 5550 San Antonio Dr. NE, Albuquerque, NM 87109-4127.