



New Mexico Office of the State Engineer

Active & Inactive Points of Diversion

(with Ownership Information)

(acre ft per annum)										(R=POD has been replaced and no longer serves this file, C=the file is closed)			(quarters are 1=NW 2=NE 3=SW 4=SE)				(quarters are smallest to largest)				(NAD83 UTM in meters)	
WR File Nbr	Sub basin	Use	Diversion	Owner	County	POD Number	Well Tag	Code	Grant	Source	q	q	q	Sec	Tw	Rng	X	Y				
<a href="#">RG 71114</a>	NPT	MUL	0.5	SYD GABRIEL	SF	<a href="#">RG 71114</a>			CUYAMUNGUE	Shallow				33	19N	09E	410524	3967031				

Record Count: 1

Owner Name Search:

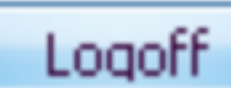
Owner Name: SYD GABRIEL

Sorted by: File Number

The data is furnished by the NMOSE/ISC and is accepted by the recipient with the expressed understanding that the OSE/ISC make no warranties, expressed or implied, concerning the accuracy, completeness, reliability, usability, or suitability for any particular purpose of the data.

6/25/24 8:44 AM

ACTIVE & INACTIVE POINTS OF DIVERSION



## WR


Type	WR_ID	DB_File_Number	TRN_NBR	Event	Comment
	RG 71114 656136 3044277	RG 71114	656136 2017-07-12 ORDER	3044277 2017-07-12 APP	
	RG 71114 656119 3044206	RG 71114	656119 2016-05-20 ORDER	3044206 2016-05-20 APP	
	RG 71114 579000 2603298	RG 71114	579000 2015-11-17 72121	2603298 2015-11-17 APP	
	RG 71114 157744 214245	RG 71114	157744 1998-12-09 72121	214245 1998-12-09 APP	

4 row/s





*New Mexico Office of the State Engineer*  
**Point of Diversion Summary**

		(quarters are 1=NW 2=NE 3=SW 4=SE)				(NAD83 UTM in meters)			
Well Tag	POD Number	Q64	Q16	Q4	Sec	Tws	Rng	X	Y
	RG 71114				33	19N	09E	410525	3967031 
Driller License: 227		Driller Company:		ROYBAL WATERWELL DRILLING					
Driller Name: JAKE ROYBAL									
Drill Start Date:		Drill Finish Date:				Plug Date:			
Log File Date:		PCW Rcv Date:				Source: Shallow			
Pump Type:		Pipe Discharge Size:				Estimated Yield:			
Casing Size: 6.00		Depth Well: 220 feet				Depth Water:			
Meter Number: 17278		Meter Make: HAYS							
Meter Serial Number: 10002218		Meter Multiplier: 1.0000							
Number of Dials: 6		Meter Type: Diversion							
Unit of Measure: Gallons		Return Flow Percent:							
Usage Multiplier:		Reading Frequency: Quarterly							

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# New Mexico Office of the State Engineer


## Transaction Summary

ORDER Order of District Court

Transaction Number: 656136 Transaction Desc: RG 71114 File Date: 07/12/2017

Primary Status: ADJ Adjudicated  
Secondary Status: MTR Meter Installation Received  
Person Assigned: \*\*\*\*\*  
Applicant: SYD GABRIEL

### Events

	Date	Type	Description	Comment	Processed By
	07/12/2017	APP	Application Received	*	*****
	07/12/2017	FTN	Finalize non-published Trans.		*****
	08/08/2019	QAT	Quality Assurance Completed	SQ2	*****
	08/08/2019	MTR	Meter Report Received		*****
	01/08/2020	QAT	Quality Assurance Completed	IMAGE	*****
	01/08/2020	ARW	WRAB Main File Rm Arch Sect	RG 71114 Archived	*****

### Water Right Information

WR File Nbr	Acres	Diversion	Consumptive	Purpose of Use
RG 71114	0	0.5		MUL 72-12-1 MULTIPLE DOMESTIC HOUSEHOLDS

#### \*\*Point of Diversion

RG 71114	410525	3967031		in CUYAMUNGUE Grant
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#### \*\*Place of Use

Q	Q	Q	Q	Sec	Tws	Rng	Acres	Diversion	Consumptive	Use	Priority	Status	Other Loc Desc
256	64	16	4					0.5		MUL 12/09/1998		ADJ	AS SHOWN ON WELL MAP 12, UPPER RIO GRANDE HS, NPT SECTION (1964-2017)

### Conditions

- 5G There shall be a totalizing meter installed before each household's branch of the discharge line from the well, with installation acceptable to the State Engineer. Pumping records at each such meter shall be submitted to the Water Master, in the form and with such frequency as may be established.



**Subfile No. PM-71114****ORDER**

Subfile Order Filed

**DATE**

5/20/2016

**DOCKET NO**

10625

**A. DOMESTIC****Priority:** RG-71114: 12/09/1998**Source:** Underground waters of the Rio Grande Underground Water Basin.**Purpose of Use:** 72-12-1 MULTIPLE DOMESTIC HOUSEHOLDS**Point of Diversion****Well No.** RG-71114**Location:**

SE 1/4 SW 1/4 Sec. 21, T19N, R09E

**X:** 576,994 feet**Y:** 1,762,297 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1927

**Place of Use:**

Within the property and households of the users served by the well.

As shown on Well Map 12, Upper Rio Grande Hydrographic Survey, Nambe-Pojoaque-Tesuque Section (1964-2017), Final Judgment and Decree.

**Amount of Water (acre-feet per annum, not to exceed):**

Not to exceed a diversion and consumption of 0.5 acre feet per year within the property and the Multiple households served by the well, but the aggregate use of those households served by the well shall not exceed a total of 3 acre feet per year.

Meter Requirement: There shall be a totalizing meter installed before each household's branch of the discharge line from the well, with installation acceptable to the State Engineer. Pumping records at each such meter shall be submitted to the Water Master, in the form and with such frequency as may be established.

Other Conditions: Use shall be limited strictly to household, drinking and sanitary purposes; water shall be conveyed from the well to the place of use in closed conduit and the effluent returned to the underground so that it will not appear on the surface. No irrigation of lawns, gardens, trees or use in any type of pool or pond is authorized. Well will be shared among multiple households pursuant to property covenant or agreement addressing water sharing.

Other Conditions: All other conditions of State Engineer Permit No. RG-71114 for the above described well are also incorporated herein.

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO ex rel. State  
Engineer,

Plaintiff,

v.

R. LEE AAMODT, et al.,

Defendants,

and

UNITED STATES OF AMERICA, PUEBLO  
DE NAMBE, PUEBLO DE POJOAQUE,  
PUEBLO DE SAN ILDEFONSO, and  
PUEBLO DE TESUQUE,

Plaintiffs in Intervention.

No. 66cv6639 WJ/WPL

FINAL JUDGMENT AND DECREE  
OF THE WATER RIGHTS OF THE  
NAMBE, POJOAQUE AND TESUQUE STREAM SYSTEM

THIS MATTER comes before the Court pursuant to the State of New Mexico's motion for the entry of a Final Judgment and Decree ("Decree") on the water rights to the Nambe, Pojoaque, and Tesuque stream system, tributaries to the Rio Grande ("Pojoaque Basin") (Doc. 11186, filed on December 9, 2016). This Decree is entered in accordance with NMSA 1978, § 72-4-19 (1907), and is a final judgment in accordance with Fed. R. Civ. P. 54(b). The Court, having considered the pleadings and orders previously filed or entered and having heard and considered all objections thereto and being otherwise fully advised in the premises, FINDS:

1. The Court has jurisdiction over the subject matter and the parties in this action.



2. This cause is a general adjudication of all rights to divert or impound, and beneficially use the public surface and underground waters of the Pojoaque Basin, pursuant to NMSA 1978, §§ 72-4-13 through -19.

3. All rights of the Pueblos of Nambé, Pojoaque, San Ildefonso, and Tesuque (“Pueblos”) to divert or impound, and beneficially use the public surface and underground waters of the Pojoaque Basin were adjudicated and decreed in the *Partial Final Judgment and Decree of the Water Rights of the Pueblos of Nambé, Pojoaque, San Ildefonso, and Tesuque*, entered March 23, 2016 (Doc. 10547).

4. Except for the water rights described in Subfile Nos. 31.1, 31.2, and 31.3 in the Addendum, the proprietary water rights of the United States were adjudicated in the Court’s *Memorandum Opinion and Order* filed on January 24, 1986 (Doc. 2752) and confirmed as a final judgment on June 18, 1986 (Doc. 2781). These subfile orders are expressly approved and confirmed as valid as of the date of the entry of the subfile order.

5. Orders adjudicating the water rights of non-Pueblo, non-federal defendants, as against the State of New Mexico, have previously been entered for all subfiles within the stream system. These subfile orders are expressly approved and confirmed as valid as of the date of the entry of the subfile order.

6. Beneficial use is the basis, the measure and the limit of all of the water rights decreed herein.

7. Notice of the deadlines for filing and serving *inter se* objections to any water rights previously adjudicated in a subfile order and described in this Decree was served on all parties to this action, all known Pojoaque Basin water right owners, and all known and unknown potential claimants of water rights in the Pojoaque Basin.

8. Throughout the course of these proceedings, all such parties, owners and claimants to the use of water in the Pojoaque Basin were provided with adequate legal notice of all proceedings to adjudicate their water rights claims and adequate notice of all *inter se* proceedings and provided a full and fair opportunity to be heard on any objections prior to the Court's decision to enter this Decree.

9. All persons having water rights in the Pojoaque Basin are bound by this Decree, which finally adjudicates all water rights in the Pojoaque Basin and binds all claimants of water rights of any type in the Pojoaque Basin.

10. For the convenience of the parties, the State of New Mexico has filed an Addendum to this Decree, which summarizes the water rights adjudicated and decreed herein. *See* Doc's 11553-11555, filed July 12, 2017. Copies of the Addendum may be obtained from the Court or the Office of the State Engineer. The substantive elements of the water rights are those adjudicated by the subfile orders and subsequent orders of the Court.

11. The subfile orders and this Decree are not to be construed in any manner as making any findings of fact determining the rights, title, or ownership of any persons or parties in, to or against any of the lands described, or any part or parcel thereof.

12. The water rights adjudicated herein may in the future be subject to general *inter se* proceedings involving all adjudicated water rights of the Rio Grande stream system and its tributaries.

13. The Complaint in the above-captioned case (commonly referred to as the "Aamodt Case") was filed on April 20, 1966. The Aamodt Case has been an active case in the United States District Court for the District of New Mexico for more than fifty-one years.



Accordingly, there is no just reason for delay in the entry of this Final Judgment and Decree as a final judgment pursuant to Fed. R. Civ. P. 54 (b).

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that:

1. Upon consideration and after notice and having considered all objections, and having made all necessary findings of fact and conclusions of law, the Court denies all remaining objections to the entry of this Final Judgment and Decree.

2. This Decree incorporates the water rights of the Pueblos of Nambé, Pojoaque, San Ildefonso, and Tesuque adjudicated in the *Partial Final Judgment and Decree of the Water Rights of the Pueblos of Nambé, Pojoaque, San Ildefonso, and Tesuque*, entered March 23, 2016 (Doc. 10547). The Settlement Agreement, dated April 19, 2012, is incorporated into this Final Judgment and Decree of the Water Rights of the Nambe, Pojoaque and Tesuque Stream System by reference, as if fully set forth herein. This Court shall retain continuing jurisdiction to interpret and enforce the terms, provision, and conditions of the Settlement Agreement, the Interim Administrative Order, and the Final Decree.

3. This Decree incorporates the proprietary water rights claims of the United States adjudicated in the Court's *Memorandum Opinion and Order* filed on January 24, 1986 (Doc. 2752) and confirmed as a final judgment on June 18, 1986 (Doc. 2781). The proprietary water rights claims of the United States set forth in previously filed subfile orders and summarized in the Addendum, are finally adjudicated by this Decree.

4. All non-Pueblo water rights within the Pojoaque Basin, as set forth in previously filed orders and summarized in the Addendum, are finally adjudicated by this Decree.

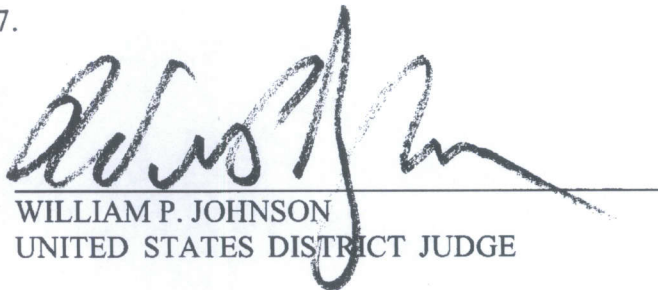
5. The defendants whose water rights are adjudicated herein, and their successors, representatives and assigns, are hereby enjoined from diverting or using the public waters of the

Pojoaque Basin except in strict accordance with this Decree and such other orders of the Court that may be entered in this cause, or as may be authorized administratively in permits issued by the New Mexico State Engineer.

6. The Addendum is incorporated by reference as though fully set forth herein. In the event there is a discrepancy between the description of water rights set forth in the Addendum and the specific order or document that determines that right, the specific order or document is controlling unless expressly stated otherwise in the Addendum.

7. There is no just reason for delay, and the Court hereby expressly directs entry of this Final Judgment and Decree pursuant to Fed. R. Civ. P. 54(b).

DATED this 14th day of July, 2017.



WILLIAM P. JOHNSON  
UNITED STATES DISTRICT JUDGE



No. 66cv6639 WJ/WPL

Arianne Singer  
Brett J. Olsen  
Special Assistant Attorneys General  
*Attorneys for State of New Mexico*  
P.O. Box 25102  
Santa Fe, NM 87504-5102  
Telephone: (505) 827-6150

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on July 12, 2017, I filed the State of New Mexico's *Notice of Filing Addendum To Final Judgment And Decree Of Water Rights In The Nambé-Pojoaque-Tesuque Stream System Non-Pueblo Surface Water And Groundwater Rights* (Parts A to C) electronically through the CM/ECF system, which caused the parties or counsel reflected on the Notice of Electronic Filing to be served by electronic means. I also served the *Notice of Filing* on the parties listed below by first class mail, without exhibits.

/s/ Kelly Brooks Smith

Kelly Brooks Smith

Waldimir Senutovitch  
P.O. Box 303  
Santa Fe, NM 87504

Waldimir Senutovitch  
P.O. Box 217  
Santa Cruz, NM 87567

Mrs. Leslie Beaty  
P.O. Box 177  
Tesuque, NM 87574

Tom Berg  
31 Don Bernardo  
Santa Fe, NM 87506-2669

Barak Wolff & Cecilia G. Popp  
28 Harriets Rd.  
Santa Fe, NM 87506

Gail Factor  
P.O. Box 276  
Tesuque, NM 87574



Chester H. Johnson  
551 Canyon Rd  
Santa Fe, NM 87501

Andy Welch  
P.O Box 642  
Tesuque, NM 87574

Carlos Sena  
P.O. Box 366  
Tesuque, NM 87574

Leonard A. Roy  
19 Tano Trail  
Santa Fe, NM 87506

Craig E. Watts  
4 Big Tesuque Canyon  
Santa Fe, NM 87506-0010

Elaine & Donald Yardman  
16 Calle De Vecinos  
Santa Fe, NM 87506

Elmer Lee & Mary G.B. Waite  
55 Banana Ln  
Santa Fe, NM 87506

Claudia Lewis & Tim A. Johnson  
P.O. Box 3627  
Santa Fe, NM 87501

Jose E. Trujillo  
Margarita Trujillo  
28A Grazing Elk Drive  
Santa Fe, NM 87506

Eileen Carter  
44 County Road 113A  
Santa Fe, NM 87506

No. 66cv6639 WJ/WPL

**ADDENDUM TO FINAL JUDGMENT AND DECREE OF WATER RIGHTS IN  
THE NAMBE-POJOAQUE-TESUQUE STREAM SYSTEM  
*NON-PUEBLO SURFACE WATER AND GROUNDWATER RIGHTS***



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### Explanatory Notes

This Addendum summarizes the elements of all non-Pueblo surface water rights and groundwater rights in the Nambe-Pojoaque-Tesuque Stream System, a tributary of the Rio Grande ("Pojoaque Basin"). These rights are set forth in individual subfile orders and applicable general orders entered by the Court in the Pojoaque Basin adjudication proceedings. The substantive elements of these water rights are those described and adjudicated by individual subfile orders and applicable general orders, unless clearly stated otherwise in the Addendum.

The adjudicated Pueblo surface water rights and groundwater rights are described in the *Partial Final Judgment and Decree of the Water Rights of the Pueblos of Nambé, Pojoaque, San Ildefonso, and Tesuque*, entered by the Court on March 23, 2016 (Doc. 10547).

All claims to the diversion and use of public surface water and groundwater in the Pojoaque Basin have been determined and adjudicated by the Court and the individual subfile orders concerning those rights have been expressly approved and confirmed as valid as of the date of the entry of the individual subfile order. Changes in ownership of land or water rights, or the subdivision of land or any transfers of water rights that occur after the date of the entry of the individual subfile orders are not included in this summary. Information on transfers or changes of ownership of water rights that occur after the date of the entry of the individual subfile orders is available from the Water Rights Division of the State Engineer and the W.A.T.E.R.S. database available online at <http://nmwrrs.ose.state.nm.us/nmwrrs/index.html>.

An electronic copy of this Addendum, including the hydrographic survey maps are available on the website of the Office of the State Engineer at:

[http://www.ose.state.nm.us/Legal/Adjudication/Aamodt/adj\\_aamodt.php](http://www.ose.state.nm.us/Legal/Adjudication/Aamodt/adj_aamodt.php)

Individual subfile orders entered by the Court are binding upon named defendants and their successors, representatives, heirs and assigns. Individual subfile orders do not represent an adjudication or determination of title or ownership of land. The term "defendant" refers to the party in the adjudication proceedings that is named in an individual subfile order entered by the Court. This person or entity may or may not be the current owner of the land in question. In the "name index" to the Addendum, any person who has provided notice of an interest in a water right has been included. This is not a determination that the person listed has or has had any ownership interest in the water right, the well, or the property associated with the water right.

All claims to the diversion and use of public surface water and groundwater in the Pojoaque Basin have been determined and adjudicated by the Court. The default judgment against unknown claimants of interest to water rights in the Pojoaque Basin filed on October 14, 2014 bars further claims for water rights in the Pojoaque Basin. See Memorandum Opinion and Order Granting the State of New Mexico's Motion for Default Judgment and Motion to Bar Untimely "Error and Omission, Aamodt Litigation Water Rights, Town of Jacona Land Grant" (Doc. 10914).



Various subfile orders give X-Y coordinates for elements of water rights (e.g., point of diversion or well location) using the Universal Transverse Mercator (UTM) Coordinate System, Zone 13N, North American Datum (NAD) 1983 geodetic reference system. All X-Y coordinates in Parts A and B of the Addendum summarizing non-Pueblo surface and groundwater rights are given in the New Mexico State Plane Coordinate System, Central Zone, NAD 1927.

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PM-57991	B-389
<b>GARCIA, KATHLEEN A.</b>	



**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**STATE OF NEW MEXICO**

**State Engineer,** *ex rel.*

**Plaintiff,**

**v.**

**R. LEE AAMODT,**

*et al.,*

**Defendants.**

**and**

**UNITED STATES OF AMERICA,**

**PUEBLO DE NAMBE,**

**PUEBLO DE POJOAQUE,**

**PUEBLO DE SAN ILDEFONSO,**

**and PUEBLO DE TESUQUE,**

**Plaintiffs-in-Intervention**

**No. 66cv 6639 WJ/WPL**

**Subfile No.: PM-71114**

**ORDER ADJUDICATING POST-1982 DOMESTIC WELL WATER RIGHTS**

**THIS MATTER** is before me under the provisions of paragraph IV.A.2 of the Court's June 14, 2007 Procedural and Scheduling Order for the Adjudication of Water Rights Under Domestic Wells Permitted After January 13, 1983 (Docket No. 6239) and pursuant to the Court's December 11, 2006 Order to Show Cause (Docket No. 6194) concerning the rights to use the public waters of the Rio Grande Underground Water Basin and the Namb-Pojoaque-Tesuque stream system of Defendants:

**SYDNEY J. GABRIEL**

**4 BANANA LANE**

**SANTA FE, NM 87506**

**The Court FINDS:**

1. The Court has jurisdiction over the defendant(s) and the subject matter of this suit.
2. Pursuant to the Court's Procedural and Scheduling Order for the Adjudication of Water Rights under Domestic Wells Permitted after January 13, 1983 (Docket No. 6239) (Procedural Order), Plaintiff State of New Mexico served defendant(s) with a copy of this proposed Order Adjudicating Post-1982 Domestic Well Water Rights ("Domestic Well Order"). Plaintiff has not received an objection to this proposed Domestic Well Order.
3. There is no just reason to delay entry of this Domestic Well Order as a final judgment as between the Plaintiff State of New Mexico and the defendant(s) regarding the elements of the claims of the defendant(s) adjudicated by this Domestic Well Order.

IT IS THEREFORE ORDERED that the right of the defendant(s) to divert and use the public waters of the Rio Grande Underground Water Basin and the Nambe-Pojoaque-Tesuque stream system is as follows:

**Purpose:** Domestic use for multiple households, pursuant to NMSA § 72-12-1 and -1.1

**State Engineer File No.:** RG-71114

**Priority:** 12/09/1998

**Source of Water:** Underground waters of the Rio Grande Underground Water Basin.

**Point of Diversion:** Well No. RG-71114

Location: X= 576,994 Y= 1,762,297  
on the New Mexico State Plane Coordinate System, Central  
Zone, NAD 1927

**Number of Households Served By Well:** Multiple Households

**Place of Use:** Within the property and households of the users served by the well.

**Amount of water:** Not to exceed a diversion and consumption of 0.5 acre feet per year per household, but in no event may the aggregate use of those households served by the well exceed 3.00 acre feet per year, unless a more restrictive diversion limit applies pursuant to court order, covenant or ordinance. Well will be shared among multiple households pursuant to property covenant or agreement addressing water sharing.

**Metering Requirement:** There shall be a totalizing meter installed on the well, with installation acceptable to the State Engineer.



**Other Conditions:**

Use shall be limited strictly to household, drinking and sanitary purposes; water shall be conveyed from the well to the place of use in closed conduit and the effluent returned to the underground so that it will not appear on the surface. No irrigation of lawns, gardens, trees or use in any type of pool or pond is authorized. All other conditions of State Engineer Permit No. RG-71114 for the above described well are also incorporated herein.

These water rights are subject to objection by any other water right owner with standing in a later (*inter se*) phase of this adjudication suit when water right owners may object between themselves to individual adjudication orders. The rights are also subject to the entry of the final decree in this case.

IT IS FURTHER ORDERED that the defendant(s) are enjoined from any diversion or use of the waters of the Nambe-Pojoaque-Tesuque Stream system except in accordance with the rights adjudicated in this order or any other order of the Court.

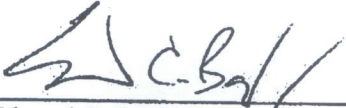
  
WILLIAM P. JOHNSON  
UNITED STATES DISTRICT JUDGE

Recommended for approval:

  
PIERRE LEVY  
SPECIAL MASTER**ATTORNEY CERTIFICATION**

Pursuant to paragraph IV.A.2 of the Procedural Order, if the State has not received a Request for Consultation from the Defendant(s), the State shall submit the Domestic Well Order to the Court for approval and filing. The undersigned attorney for the State of New Mexico certifies that the Defendant(s) did not submit a Request for Consultation or otherwise inform the State of any objections to the Domestic Well Order.

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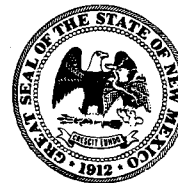


Edward C. Bagley  
Special Assistant Attorney General  
Office of the State Engineer  
P.O. Box 25102  
Santa Fe, NM 87504  
(505) 827-7844  
edward.bagley@state.nm.us

4/29/2016  
Date

F D. RC-71114

## NEW MEXICO OFFICE OF THE STATE ENGINEER


**APPLICATION FOR PERMIT TO USE UNDERGROUND WATERS IN ACCORDANCE  
WITH SECTIONS 72-12-1.1, 72-12-1.2, OR 72-12-1.3 NEW MEXICO STATUTES**
For fees, see State Engineer website: <http://www.ose.state.nm.us/>**1. APPLICANT(S)**

6-39876

Name: <b>SYD GABRIEL</b>	Name:
Contact or Agent: check here if Agent <input type="checkbox"/>	Contact or Agent: check here if Agent <input type="checkbox"/>
Mailing Address: <b>4 BANANA LANE</b>	Mailing Address:
City: <b>Santa Fe</b>	City:
State: <b>NM</b> Zip Code: <b>87506</b>	State: Zip Code:
Phone: <b>505 690 7422</b> <input type="checkbox"/> Home <input checked="" type="checkbox"/> Cell Phone (Work):	Phone: <input type="checkbox"/> Home <input type="checkbox"/> Cell Phone (Work):
E-mail (optional):	E-mail (optional):

**2. WELL LOCATION** Required: Coordinate location must be New Mexico State Plane (NAD 83), UTM (NAD 83), or Lat/Long (WGS84). District II (Roswell) and District VII (Cimarron) customers, provide a PLSS location in addition to above.

NM State Plane (NAD83) - In feet	NM West Zone <input type="checkbox"/> NM Central Zone <input checked="" type="checkbox"/> NM East Zone <input type="checkbox"/>	X (in feet): <b>1717238</b> Y (in feet): <b>1762360</b>
UTM (NAD83) - In meters	UTM Zone 13N <input type="checkbox"/> UTM Zone 12N <input type="checkbox"/>	Easting (in meters): Northing (in meters):
Lat/Long (WGS84) - To 1/10 <sup>th</sup> of second	Latitude: deg min sec Longitude: deg min sec	
Other Location Information (complete the below, if applicable):		
PLSS Quarters or Halves:	Section:	Township: Range:
County: <b>Santa Fe</b>		
Land Grant Name (if applicable):		
Lot No:	Block No:	Unit/Tract: Subdivision:
Hydrographic Survey:	Map:	Tract:
Other description relating point of diversion to common landmarks, streets, or other:		
Point of Diversion is on Land Owned by (Required): <b>Syd Gabriel</b>		

61:1 WD 11 AON 5102

OFFICE OF STATE ENGINEER  
SANTA FE, NEW MEXICO

FOR OSE INTERNAL USE

Application for Permit, Form wr-01, Rev 3/8/12

File Number:	Trm Number: <b>579000</b>
Sub-basin:	POD No. Log Due Date:



**3. PURPOSE OF USE**

<input type="checkbox"/> Domestic use for one household
<input type="checkbox"/> Livestock watering
<input checked="" type="checkbox"/> Domestic use for more than one household. Number of households <u>3</u>
<input type="checkbox"/> Drinking and sanitary uses that are incidental to the operations of a governmental, commercial, or non-profit facility
<input type="checkbox"/> Prospecting, mining or drilling operations to discover or develop natural resources
<input type="checkbox"/> Construction of public works, highways and roads
<input type="checkbox"/> Domestic use for one household and livestock watering
<input type="checkbox"/> Domestic use for multiple households and livestock watering
<input type="checkbox"/> Domestic well to accompany a house or other dwelling unit constructed for sale

**4. WELL INFORMATION**

File Information: (If existing well, provide OSE no. & indicate below if well is to be replacement, repaired or deepened, or supplemental. If new well, leave blank, as OSE must assign no.)		
OSE Well No.(If Existing) <u>RG-<del>7111</del> 71114</u>	New Well No. (provided by OSE)	
Driller Name:	Driller License Number:	
Approximate Depth of Well (feet):	Outside Diameter of Well Casing (inches):	
<input type="checkbox"/> Replacement well (List all existing wells if more than one):	<input type="checkbox"/> Repair or Deepen: <input type="checkbox"/> Clean out well to original depth <input type="checkbox"/> Deepen well from _____ to _____ ft. <input type="checkbox"/> Other (Explain):	<input type="checkbox"/> Supplemental well (List OSE No. for all wells this will supplement):

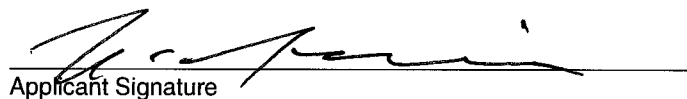
**5. ADDITIONAL STATEMENTS OR EXPLANATIONS**

THIS PROCESS IS TO BRING A PERMIT OUT OF EXPIRED STATUS AND ALSO CHANGE THE PURPOSE OF USE TO MUTIPLE HOUSEHOLD (3).
--

**ACKNOWLEDGEMENT**I, We (name of applicant(s)), SYD GABRIEL

Print Name(s)

affirm that the foregoing statements are true to the best of (my, our) knowledge and belief.



Applicant Signature

Applicant Signature

**ACTION OF THE STATE ENGINEER (FOR OSE USE ONLY)**

This application is approved subject to the attached general and specific conditions of approval.

Witness my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_, for the State Engineer,

By: \_\_\_\_\_

Signature

Print

2015 NOV 17 PM 1:19

FOR OSE INTERNAL USE

Application for Permit, Form wr-01, Rev 3/8/12

OFFICE OF STATE ENGINEER  
SANTA FE, NEW MEXICO

File Number:

Trn Number: 579000

Sub-basin:

POD No.

Log Due Date:

**NEW MEXICO STATE ENGINEER OFFICE  
APPLICATION FOR PERMIT TO USE UNDERGROUND WATERS  
IN ACCORDANCE WITH SECTION 72-12-1 NEW MEXICO STATUTES**

**GENERAL CONDITIONS OF APPROVAL (A thru P)**

- 06-A      The maximum amount of water that may be appropriated under this permit is 3.000 acre-feet in any year.
- 06-B      The well shall be drilled by a driller licensed in the State of New Mexico in accordance with Section 72-12-12 New Mexico Statutes Annotated. A licensed driller shall not be required for the construction of a driven well; provided that the casing shall not exceed two and three-eighths (2 3/8) inches outside diameter (Section 72-12-12).
- 06-C      Driller's well record must be filed with the State Engineer within 20 days after the well is drilled or driven. Well record forms will be provided by the State Engineer upon request.
- 06-D      The casing shall not exceed 7 inches outside diameter except under specific conditions in which reasons satisfactory to the State Engineer are shown.
- 06-E      To request a change to the use of water authorized under this permit, the permittee shall file an application with the State Engineer.
- 06-F      An application for a new 72-12-1.1 domestic well permit where the proposed point of diversion is to be located on the same legal lot of record as an operational 72-12-1.1 domestic well shall be treated as an application for a supplemental well.
- 06-G      If artesian water is encountered, all rules and regulations pertaining to the drilling and casing of artesian wells shall be complied with.
- 06-H      The drilling of the well and amount and uses of water permitted are subject to such limitations as may be imposed by a court or by lawful municipal or county ordinance which are more restrictive than the conditions of this permit and applicable State Engineer regulations.
- 06-I      The permittee shall utilize the highest and best technology available to ensure conservation of water to the maximum extent practical.

Trn Desc: RG 71114  
Log Due Date: \_\_\_\_\_  
Form: wr-01

File Number: RG 71114  
Trn Number: 579000

**NEW MEXICO STATE ENGINEER OFFICE  
APPLICATION FOR PERMIT TO USE UNDERGROUND WATERS  
IN ACCORDANCE WITH SECTION 72-12-1 NEW MEXICO STATUTES**

**GENERAL CONDITIONS OF APPROVAL (Continued)**

- 06-J The well shall be set back a minimum of 50 ft. from an existing well of other ownership unless a variance has been granted by the State Engineer. The State Engineer may grant a variance for a replacement well or to allow for maximum spacing of the well from a source of groundwater contamination. The well shall be set back from potential sources of contamination in accordance with rules and regulations of the NM Environment Department.
- 06-K Pursuant to section 72-8-1 NMSA, the permittee shall allow the State Engineer and his representatives entry upon private property for the performance of their respective duties, including access to the well for meter reading and water level measurement.
- 06-L The permit is subject to cancellation for non-compliance with the conditions of approval or if otherwise not exercised in accordance with the terms of the permit.
- 06-M The right to divert water under this permit is subject to curtailment by priority administration as implemented by the State Engineer or a court.
- 06-N In the event of any change of ownership to this permit the new owner shall file a change of ownership form with the State Engineer in accordance with Section 72-1-2.1 NMSA.
- 06-O This well permit shall automatically expire unless the well is completed and the well record is filed with the State Engineer within one year of the date of issuance of the permit. It is the responsibility of the permit holder to ensure that the well record has been properly filed with the State Engineer.
- 06-P The well shall be constructed, maintained, and operated to prevent inter-aquifer exchange of water and to prevent loss of hydraulic head between geologic zones.
- 06-Q The State Engineer retains jurisdiction over this permit.

**SPECIFIC CONDITIONS OF APPROVAL**

- 06-8 Water diverted under this permit is restricted to indoor household, drinking and sanitary purposes only. Water shall be conveyed from the well to the place of use in closed conduit and the effluent returned to the underground so that it will not appear on the surface. No irrigation of lawns, gardens, trees

Trn Desc: RG 71114  
Log Due Date: \_\_\_\_\_  
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File Number: RG 71114  
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**NEW MEXICO STATE ENGINEER OFFICE  
APPLICATION FOR PERMIT TO USE UNDERGROUND WATERS  
IN ACCORDANCE WITH SECTION 72-12-1 NEW MEXICO STATUTES**

or use in any type of pool, pond or livestock watering is authorized under this permit.

06-5B     A totalizing meter shall be installed before the first branch of the discharge line from the well and the installation shall be acceptable to the State Engineer; the Engineer shall be advised of the make, model, serial number, date of installation, and initial reading of the meter prior to appropriation of water; pumping records shall be submitted to the District Supervisor on or before the 10th of Jan., April, July and Oct. of each year for the 3 preceding calendar months.

NO LOG DUE

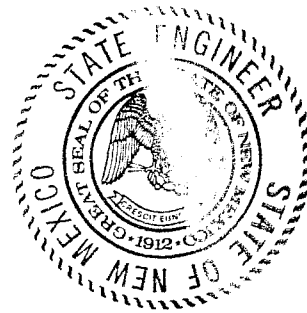
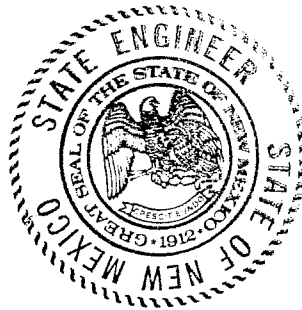
**ACTION OF STATE ENGINEER**

This application is approved for the use indicated, subject to all general conditions and to specific conditions listed above.

Witness my hand and seal this 17 day of Nov A.D., 2015

Tom Blaine, P.E., State Engineer

By: *Diego Anaya*  
Diego Anaya



Trn Desc: RG 71114  
Log Due Date: \_\_\_\_\_  
Form: wr-01

File Number: RG 71114  
Trn Number: 579000

SFA# 00040565

## WARRANTY DEED

1871249

ROBERT BOISSIERE, a single person

for consideration paid, grant

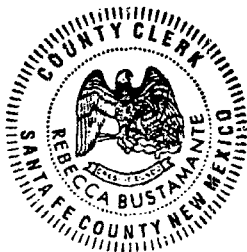
to SYD J. GABRIEL, a single man

whose address is 4 Banana Lane, Santa Fe, NM, 87501

the following described real estate in SANTA FE County, New Mexico:

All of Lot 2 as shown on Plat of Survey entitled "Lot Split for Robert Boissiere within the Cuyamungue Grant and Projected Section 28, T19N, R9E Santa Fe County, New Mexico", filed for record as Document Number 909,967, appearing in Plat Book 308, at page 049, records of Santa Fe County, New Mexico.

SUBJECT TO: Restrictions, reservations and/or easements of record.



1148-155  
COUNTY OF SANTA FE ) SS  
STATE OF NEW MEXICO  
I hereby certify that this instrument was filed  
for record on the 14 day of April, 2000  
at 2:05 o'clock P.M.  
and was duly recorded in book 1871  
page 249 of the records of  
Santa Fe County

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

*[Signature]*  
Deputy

with warranty covenants.

WITNESS my hand and seal this 14th day of April, 2000.

ROBERT BOISSIERE

(Seal)

(Seal)

(Seal)

(Seal)

## ACKNOWLEDGEMENT FOR NATURAL PERSONS

STATE OF NEW MEXICO )

) SS.

COUNTY OF SANTA FE )

This instrument was acknowledged before me on  
by ROBERT BOISSIEREOFFICIAL SEAL  
Camille M. WilsonNOTARY PUBLIC  
STATE OF NEW MEXICO

My Commission Expires:

20 00

My commission expires: 8/19/00

(Seal)

## ACKNOWLEDGEMENT FOR CORPORATION

FOR RECORDER'S USE ONLY

STATE OF NEW MEXICO )

) SS.

COUNTY OF SANTA FE )

This instrument was acknowledged before me on

, 20

(date)

by

(Name of Officer)

of

(Title of Officer)

(Name of Corporation Acknowledging)

a corporation, on behalf of said corporation.

My commission expires:

(Seal)

Notary Public

## **Locator Tool Report**

### **General Information:**

Application ID:29                      Date: 11-17-2015                      Time: 15:40:14

WR File Number: RG-71114  
Purpose: POINT OF DIVERSION

Applicant First Name: SYD  
Applicant Last Name: GABRIEL

GW Basin: RIO GRANDE  
County: SANTA FE

Critical Management Area Name(s): WATERS USE ONLY: SUBBASIN - NRG  
WATERS USE ONLY: SUBBASIN - NPT  
Special Condition Area Name(s): NPT DOMESTIC WELL STIPULATION  
Land Grant Name: CUYAMUNGUE

### **PLSS Description (New Mexico Principal Meridian):**

SW 1/4 of SE 1/4 of SE 1/4 of SW 1/4 of Section 21, Township 19N, Range 09E.

### **Coordinate System Details:**

#### **Geographic Coordinates:**

Latitude: 35 Degrees 50 Minutes 36.2 Seconds N  
Longitude: 105 Degrees 59 Minutes 26.9 Seconds W

#### **Universal Transverse Mercator Zone: 13N**

NAD 1983(92) (Meters)	N: 3,967,031	E: 410,525
NAD 1983(92) (Survey Feet)	N: 13,015,168	E: 1,346,863
NAD 1927 (Meters)	N: 3,966,827	E: 410,575
NAD 1927 (Survey Feet)	N: 13,014,500	E: 1,347,027

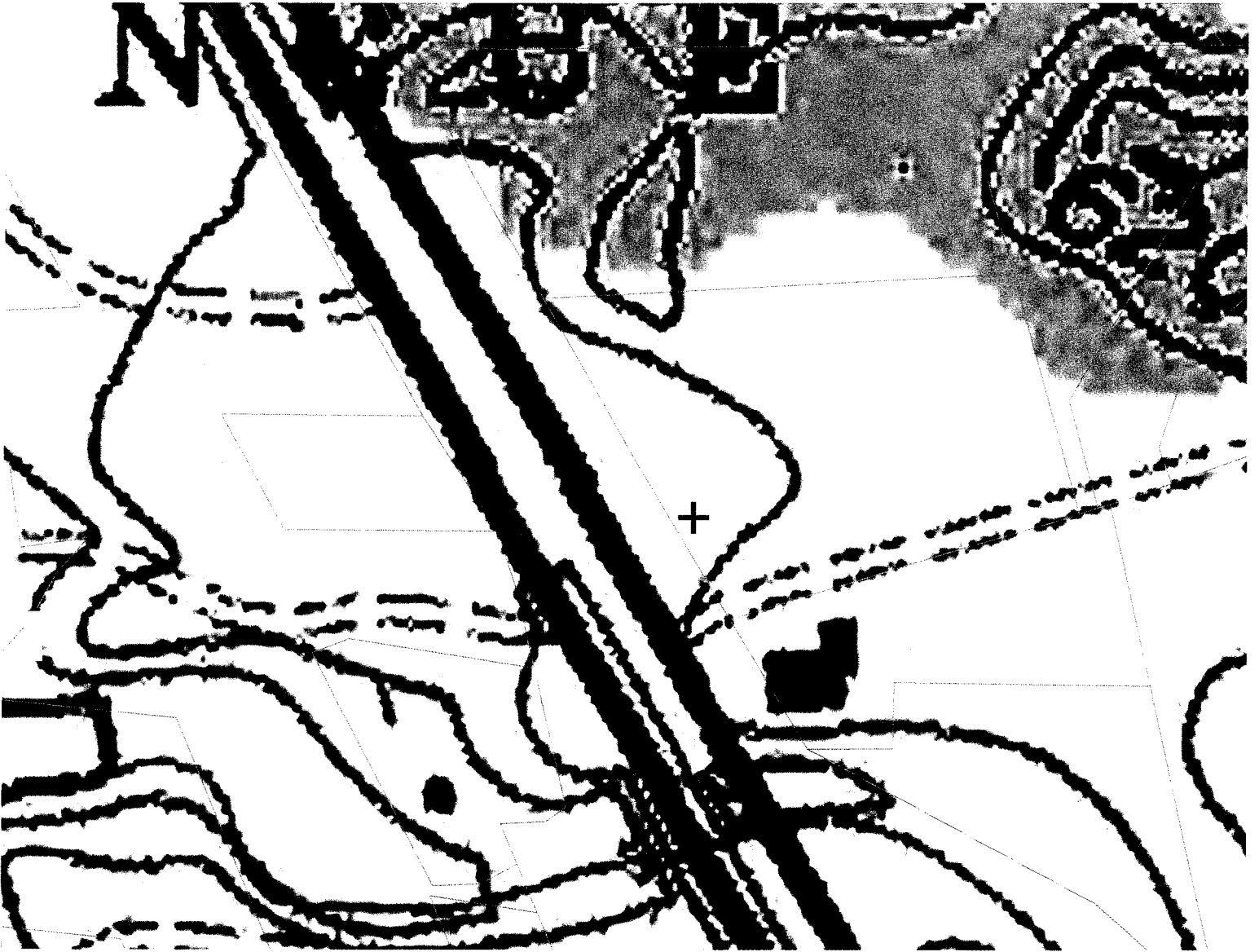
#### **State Plane Coordinate System Zone: New Mexico Central**

NAD 1983(92) (Meters)	N: 537,168	E: 523,415
NAD 1983(92) (Survey Feet)	N: 1,762,360	E: 1,717,238
NAD 1927 (Meters)	N: 537,149	E: 175,868
NAD 1927 (Survey Feet)	N: 1,762,297	E: 576,994



**NEW MEXICO OFFICE OF STATE ENGINEER**

**Locator Tool Report**



WR File Number: RG-71114

Scale: 1:2,523

Northing/Easting: UTM83(92) (Meter): N: 3,967,031

E: 410,525

Northing/Easting: SPCS83(92) (Feet): N: 1,762,360

E: 1,717,238

GW Basin: Rio Grande

Tom Blaine, P.E.  
State Engineer



Santa Fe Office  
PO BOX 25102  
SANTA FE, NM 87504-5102

Trn Nbr: 579000  
File Nbr: RG 71114

**STATE OF NEW MEXICO**  
**OFFICE OF THE STATE ENGINEER**

Nov. 17, 2015

SYD GABRIEL  
4 BANANA LANE  
SANTA FE, NM 87501

Greetings:

Enclosed is your copy of the above numbered permit that has been approved in accordance with NM Statute Section 72-12-1 subject to the conditions set forth on the approval page.

As per Specific Condition 8: Use shall be limited strictly to household and/or drinking and sanitary purposes; water shall be conveyed from the well to the place of use in a closed conduit and the effluent returned to the underground so that it will not appear on the surface. No irrigation of lawns, gardens, trees or use in any type of pool or pond is authorized under this permit.

AND,

As per Condition C, a Well Record & Log (OSE Form wr-21) shall be filed in this office within twenty (20) days after completion of drilling, but no later than . Your rights under this permit shall expire if this submission is not made by the date indicated.

Appropriate forms can be downloaded from the OSE website [www.ose.state.nm.us](http://www.ose.state.nm.us) or will be mailed upon request.

Sincerely,

A handwritten signature in cursive script that reads "Diego Anaya".

Diego Anaya  
(505) 827-6120

Encls: Approved Permit

cond8

Tom Blaine, P.E.  
State Engineer



Santa Fe Office  
PO BOX 25102  
SANTA FE, NM 87504-5102

**STATE OF NEW MEXICO**  
**OFFICE OF THE STATE ENGINEER**

Trn Nbr: 579000  
File Nbr: RG 71114  
Well File Nbr: RG 71114

Nov. 17, 2015

SYD GABRIEL  
4 BANANA LANE  
SANTA FE, NM 87501

Greetings:

The well driller's record for the above numbered well has been received in this office indicating your well has been completed.

Your permit was granted with the condition that a meter(s) be installed and meter readings submitted to this office.

Per Condition 5B, please advise this office within 30 days, on the attached form, of the make, model, serial number, date of installation, and initial reading of the meter(s) prior to appropriation of the water.

If you have any questions, please feel free to contact us.

Sincerely,

A handwritten signature in cursive script, appearing to read "Diego Anaya".

Diego Anaya  
(505) 827-6120

Enclosure

wellcon5



METER INSTALLATION AND  
INSPECTION FORM



PE ENGINEER OFFICE  
Santa Fe Office  
PO BOX 25102  
SANTA FE, NM 87504-5102

**STATE OF NEW MEXICO**

**OFFICE OF THE STATE ENGINEER**

Trn Nbr: 579000  
File Nbr: RG 71114  
Well File Nbr: RG 71114

SYD GABRIEL  
4 BANANA LANE  
SANTA FE, NM 87501

1. WATER METER INFORMATION:

Well File Nbr: RG 71114

Serial Number: \_\_\_\_\_ Meter Make: \_\_\_\_\_  
Number of Dials: \_\_\_\_\_ Multiplier: (0) (00) (000)  
Number of dials that move on the left side of dial on meter. Circle number of zeros that don't move on right side of dial on meter.

Unit of Measure: (GALLONS) (CUBIC FEET) (BARRELS) (ACRE-FEET) ( )  
Circle appropriate unit of measure. Specify Other

Initial Reading: \_\_\_\_\_ Initial Reading Date: \_\_\_\_\_

2. COMMENTS:

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Submitted By: \_\_\_\_\_

Date: \_\_\_\_\_

wellcon5

HC-08838  
\$5.00

READ INSTRUCTIONS ON BACK

TRN-157744  
Revised June 1991  
af

APPLICATION TO APPROPRIATE UNDERGROUND WATERS  
IN ACCORDANCE WITH SECTION 72-12-1 NEW MEXICO STATUTES

1. Name and mailing address of applicant: File No. RG-71114  
Syd Gabriel  
Rt 5 box 11  
Santa Fe, NM 87501  
Work Phone: (505)455-700  
Home Phone: (505)989-3455

2. Describe well location under one of the following subheadings:  
a.        %        %        % of Sec. 33 Twp. 19N Rge. 9E NMPH,  
in Santa Fe County County.  
b. X = 578,000 feet, Y = 1,762,100 feet, New Mexico Coordinate System  
Center Zone in the Cuyamungue Grant Grant.  
3. Approximate depth (if known) 220 feet; outside diameter of casing 6" inches.  
Name of driller (if known) Roybal Well Drilling

4. Use of water (check use applied for):  
☒ One household, ~~non-commercial trees, lawns and gardens not to exceed one acre.~~  
☐ Livestock watering.  
☐ More than one household, non-commercial trees, lawns and gardens not to exceed a total of one acre.  
☐ Drill and test a well intended to be used for domestic, drinking and sanitary or stock water purposes in conjunction with the building or dwelling unit.  
☐ Drinking and sanitary purposes and the irrigation of non-commercial trees, shrubs and lawns in conjunction with a commercial operation.  
☐ Prospecting, mining or drilling operations to discover or develop natural resources.  
☐ Construction of public works, highways and roads.

If any of the last three items were marked, give name and nature of business under Remarks (Item 5).  
5. Remarks: \_\_\_\_\_

I, SYD GABRIEL, affirm that the foregoing statements are true to the best of my knowledge and belief and that development shall not commence until approval of the permit has been obtained.  
\_\_\_\_\_, Applicant  
By: [Signature] Date: 12-3-98

ACTION OF STATE ENGINEER

This application is approved for the use indicated, subject to all general conditions and to specific conditions numbered 8 on the reverse side hereof. This permit will automatically expire unless this well is drilled or driven and the well record filed on or before December 21, 1999.

Thomas C. Turney, State Engineer  
By: \_\_\_\_\_  
Date: \_\_\_\_\_  
See Attached  
File No. RG-71114

## GENERAL CONDITIONS OF APPROVAL

- A. The maximum amount of water that may be appropriated under this permit is 3 acre-feet in any year.
- B. The well shall be drilled by a driller licensed in the State of New Mexico in accordance with Section 72-12-12 New Mexico Statutes Annotated. A licensed driller shall not be required for the construction of a driven well; provided, that the casing shall not exceed two and three-eighths (2 3/8) inches outside diameter (Section 72-12-12).
- C. Driller's well record must be filed with the State Engineer within 10 days after the well is drilled or driven. Failure to file the well record within that time shall result in automatic cancellation of the permit. Well record forms will be provided by the State Engineer upon request.
- D. The casing shall not exceed 7 inches outside diameter except under specific conditions in which reasons satisfactory to the State Engineer are shown.
- E. If the well under this permit is used at any time to serve more than one household or livestock in a commercial feed lot operation, or for drinking and sanitation purposes in conjunction with a commercial operation, the permittee shall comply with Specific Conditions of Approval number 5(b). 5(b) OK 12/20/18
- F. In the event this well is combined with other wells permitted under Section 72-12-1 New Mexico Statutes Annotated, the total outdoor use shall not exceed the irrigation of one acre of non-commercial trees, lawn, and garden, or the equivalent outside consumptive use, and the total appropriation for household and outdoor use from the entire water distribution system shall not exceed 3 acre-feet in any year.
- G. If artesian water is encountered, all rules and regulations pertaining to the drilling and casing of artesian wells shall be complied with.
- H. The amount and uses of water permitted under this application are subject to such limitations as may be imposed by the courts or by lawful municipal and county ordinances which are more restrictive than applicable State Engineer regulations and the conditions of this permit.

## SPECIFIC CONDITIONS OF APPROVAL

(Applicable only when so indicated on the other side of this form.)

1. Depth of the well shall not exceed the thickness of the (a) valley fill or (b) Ogallala formation.
2. The well shall be constructed to artesian well specifications and the State Engineer shall be notified before casing is landed or cemented.
3. Appropriation and use of water under this permit shall not exceed a period of one year from the date of approval.
4. Use shall be limited to household, non-commercial trees, lawn and garden not to exceed one acre and/or stock use.
5. A totalizing meter shall be installed before the first branch of the discharge line from the well and the installation shall be acceptable to the State Engineer; the Engineer shall be advised of the make, model, serial number, date of installation, and initial reading of the meter prior to appropriation of water; pumping records shall be submitted to the District Supervisor: (a) for each calendar month, on or before the 10th day of the following month (b) on or before the 10th of January, April, July and October of each year for the three preceding calendar months (c) for each calendar year on or before the 10th day of January of the following year.
6. The well shall be plugged upon completion of the permitted use, and a plugging report shall be filed with the State Engineer within 10 days.
7. Final approval for the use of the well shall be dependent upon a leakage test made by the State Engineer.
8. Use shall be limited strictly to household, drinking and sanitary purposes; water shall be conveyed from the well to the place of use in closed conduit and the effluent returned to the underground so that it will not appear on the surface. No irrigation of lawns, gardens, trees or use in any type of pool or pond is authorized under this permit.
9. No water shall be used from this well unless and until a permit has been issued to an applicant who intends to use the water for any of the purposes described in § 72-12-1.

## INSTRUCTIONS

The application shall be made in the name of the actual user of the well for the purpose specified in the application.

The application shall be filed in triplicate and forwarded with a \$5.00 filing fee to the State Engineer.

A separate application must be filed for each well to be drilled or used.

If well to be used is an existing well, an explanation (and the file number, if possible) should be given under Remarks (Item 5).

Applications for appropriation, well records and requests for information in the following basins should be addressed to the State Engineer at the location indicated.

Bluewater, Estancia, Rio Grande, Sandia, Gallup and San Juan Basins  
District No. 1, 3311 Candelaria, NE, Suite A, Albuquerque, NM 87107

Capitan, Carlsbad, Curry County, Fort Sumner, Hondo, Jal, Lea County, Penasco, Portales, Roswell, Tucumcari and Upper Pecos Basins District No. 2, 1900 West Second Street, Roswell, NM 88201

Animas, Gila-San Francisco, Lordsburg, Mimbres, Nutt-Hockett, Playas, San Simon and Virden Valley Basins  
District No. 3, P.O. Box 844, Deming, NM 88031

Lower Rio Grande, Tularosa, Hueco, Las Animas Creek and Hot Springs Basins  
District No. 4, 133 Wyatt Drive, Suite 3, Las Cruces, NM 88005

Canadian River Basin  
State Engineer Office, P.O. Box 25102, Santa Fe, NM 87504-5102

NEW MEXICO STATE ENGINEER OFFICE  
APPLICATION TO APPROPRIATE UNDERGROUND WATERS  
IN ACCORDANCE WITH SECTION 72-12-1 NEW MEXICO STATUTES

GENERAL CONDITIONS OF APPROVAL (A thru I)

- A    The maximum amount of water that may be appropriated under this permit is 3 acre-feet in any year.
  
- B    The well shall be drilled by a driller licensed in the State of New Mexico in accordance with Section 72-12-12 New Mexico Statutes Annotated. A licensed driller shall not be required for the construction of a driven well; provided, that the casing shall not exceed two and three-eighths (2 3/8) inches outside diameter (Section 72-12-12).
  
- C    Driller's well record must be filed with the State Engineer within 10 days after the well is drilled or driven. Failure to file the well record within that time shall result in automatic cancellation of the permit. Well record forms will be provided by the State Engineer upon request.
  
- D    The casing shall not exceed 7 inches outside diameter except under specific conditions in which reasons satisfactory to the State Engineer are shown.
  
- E    If the well under this permit is used at any time to serve more than one household or livestock in a commercial feed lot operation, or for drinking and sanitation purposes in conjunction with a commercial operation, the permittee shall notify the State Engineer Office in writing.
  
- F    In the event this well is combined with other wells permitted under Section 72-12-1 New Mexico Statutes Annotated, the total outdoor use shall not exceed the irrigation of one acre of non-commercial trees, lawn, and garden, or the equivalent outside consumptive use, and the total appropriation for household and outdoor use from the entire water distribution system shall not exceed 3 acre-feet in any year.
  
- G    If artesian water is encountered, all rules and regulations pertaining to the drilling and casing of artesian wells shall be complied with.
  
- H    The amount and uses of water permitted under this Application are subject to such limitations as may be imposed by the courts or by lawful municipal and county ordinances which are more restrictive than applicable State Engineer Regulations and the conditions of this permit.

Trn Desc: RG 71114  
Log Due Date: 12/21/1999  
Form: wr-01

File Number: RG 71114  
Trn Number: 157744



NEW MEXICO STATE ENGINEER OFFICE  
APPLICATION TO APPROPRIATE UNDERGROUND WATERS  
IN ACCORDANCE WITH SECTION 72-12-1 NEW MEXICO STATUTES

GENERAL CONDITIONS OF APPROVAL (Continued)

- I The permittee shall utilize the highest and best technology available to ensure conservation of water to the maximum extent practical.

SPECIFIC CONDITIONS OF APPROVAL

- 8 Use shall be limited strictly to household, drinking and sanitary purposes; water shall be conveyed from the well to the place of use in closed conduit and the effluent returned to the underground so that it will not appear on the surface. No irrigation of lawns, gardens, trees or use in any type of pool or pond is authorized under this permit.

LOG This permit will automatically expire unless the well RG 71114 is completed and the well record filed on or before 12/21/1999.

See general conditions of approval E, F, H, and I.

ACTION OF STATE ENGINEER

This application is approved for the use indicated, subject to all general conditions and to specific conditions listed above.

Witness my hand and seal this 21 day of Dec A.D., 1998

Thomas C. Turney, State Engineer

By: Robert D. Thompson  
Robert D. Thompson

OFFICIAL RECEIPT NUMBER 6-08838

DATE 12-9-98 FILE NO. \_\_\_\_\_

**FILE NO.** \_\_\_\_\_

TOTAL RECEIVED: \$ 5.00 RECEIVED: Five and 00/100 DOLLARS CHECK NO.          CASH ✓

FROM: John Pavl Komers BANK NAME: \_\_\_\_\_

BANK NAME: Cash

RECEIVED BY: (Signature) [Signature] (TITLE) WIR

**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; 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;<br>Domestic, Stock, Other Use     | \$ 5.00  |
| 3. Application for Test, Exploratory,<br>or Observation Well     | \$ 5.00  |
| 4. Application to Change Location<br>Domestic Well               | \$ 5.00  |
| 5. Application to Repair or Deepen<br>Application to Dewater     | \$ 5.00  |
| 6. Application to Appropriate Irrig.,<br>Mun., Ind., or Com. Use | \$ 5.00  |
| 7. Application to Combine Wells<br>and/or Use                    | \$ 25.00 |
| 8. Application for Supplemental                                  | \$ 25.00 |

## 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. Notice of Intent to Appropriate  | \$25.00 |
| 7. Application to Appropriate   | \$25.00 |
| 8. Application for Extension of Time  | \$50.00 |
| 9. Certificate of Construction (PCW)  | \$25.00 |
| 10. License to Appropriate (PBU)  | \$25.00 |
| 11. Application to Enlarge or Amend   | \$25.00 |
| 12. Other (As per 72-2-6.J NMSA 1978) (Specify _____)                       | (VAR)   |

### C. Miscellaneous Fees

- |       |   |          |
|-------|---|----------|
| _____ | Replacement<br>16. Other (As per Art. 6-2 of Rules<br>and Regulations) Specify:<br>_____                          | \$ 25.00 |
| _____ | 17. Application to Change Point of<br>Division and Place and/or<br>Purpose of Use from Surface to<br>Ground Water | \$ 50.00 |
| _____ | 18. Change of Ownership   | \$ 2.00  |
- 
- |       |  |          |
|-------|--|----------|
| _____ | 1. Application to Construct Flood-<br>Control Dam. Same as #6 below                                  |          |
| _____ | 2. Application for Well Driller's<br>License   | \$ 25.00 |
| _____ | 3. Application for Renewal of Well<br>Driller's License  |          |
| _____ | 4. Application to Amend Well<br>Driller's License  |          |
| _____ | 5. Review of Plans for Safety of<br>Dams (\$10.00 + \$.20/\$1,000<br>of estimated construction cost) | \$ 2.00  |

### D. Hearing Deposit

- E. Reproduction of Documents**  
20¢/copy, limit 10 copies of  
each document.
- F. Certification**
- G. Other (Specify - not for Filing)**

**COMMENTS**

for:

Syd. Gabriel

Ref 3 Box 11

Santa Fe, NM 87501

98 DEC 17 PM 1:16

STATE OF MICHIGAN  
JAN 10 1964  
MICHIGAN

RECEIVED OFFICE

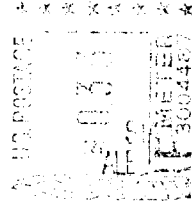
OFFICE OF THE STATE ENGINEER  
ALBUQUERQUE DISTRICT OFFICE  
121 TIJERAS N.E., SUITE 2000  
ALBUQUERQUE, NM 87102-3400



- ☐ Not Deliverable As Addressed
- ☐ Unable To Forward
- ☐ Insufficient Address
- ☐ Moved, Left No Address
- ☐ Undelivered ☐ Refused
- ☒ Attempted - Not Known
- ☐ No Such Street ☐ Vacant
- ☐ No Mail R.

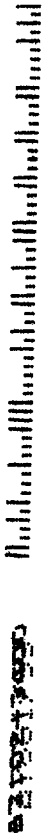
Pg 7/1/4

6-28-2000  
Resent to:  
4 Bananc Lane  
Santa Fe, NM 87501



00 JUN 27 11 9:43

OFFICE  
MEX00



ATTACHED TO LETTER JUN. 21, 2000

UNITED STATES POSTAL SERVICE

Official Business  
STATE ENGINEER OFFICE  
ALBUQUERQUE, NEW MEXICO

00 JUL 27 PM 2:26

ALBUQUERQUE, NM 87102  
PM  
2:26  
2000

PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE \$300

U.S. MAIL

Print your name, address and ZIP Code here

Office of the State Engineer  
District I  
121 Tijeras NE STE 2000  
Albuquerque, NM 87102-3400

87102+3400

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address

2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Syd Gabriel  
Gabriel's Restaurant  
Rt. 11, Box 5  
Santa Fe, NM 87501

4a. Article Number

2 446 134 046

4b. Service Type

☐ Registered

☒ Insured

☒ Certified

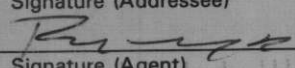
☐ COD

☐ Express Mail

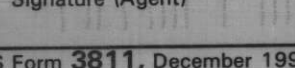
☐ Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)



6. Signature (Agent)



8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1991

☆U.S. GPO: 1993-352-714

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

ATTACHED TO LETTER JUNE 21, 2000



Thomas C. Turney  
State Engineer



Albuquerque Office  
121 TIJERAS NE, SUITE 2000  
ALBUQUERQUE, NM 87102

**STATE OF NEW MEXICO**  
**OFFICE OF THE STATE ENGINEER**  
Trn Nbr: 157744  
File Nbr: RG 71114  
Well File Nbr: RG 71114

Jun. 21, 2000

SYD GABRIEL  
RT 5 BOX 11  
SANTA FE, NM 87501

Greetings:

This office has not received a well driller's record for the permit issued to you on 12/21/1998. A domestic well permit expires a year after issuance if the well has not been drilled and the well driller's log is not filed.

If you have not drilled the well but plan to in the near future, please contact our office and we will forward forms to reapply. Filing fee is \$5.00 for each permit. Please include your file number on all communications.

Your permit automatically expired on 12/21/1999.

Sincerely,

A handwritten signature in cursive script that reads "Shirley Chavez".

Shirley F. Chavez  
(505) 841-9480

SFC:sc

cc: Santa Fe Office

wellexp