



TAOS COUNTY
ELAINE S. MONTANO, CLERK
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BY DIANAD

STATE OF NEW MEXICO

OFFICE OF THE STATE ENGINEER

Santa Fe

August 15, 2005

BATAAN MEMORIAL BUILDING, ROOM 102
SANTA FE, NEW MEXICO 87504-5102
(505) 827-6120
FAX: (505) 827-6882

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

Kathleen F. Gallagher
3643 Calle Pino N.E.
Albuquerque, NM 87111

Re: *File No. 01930 (part sub-file 13.27)—Acequia del Medio del Prado
Rio Lucero, Rio Grande*

Greetings:

The Change of Ownership of Water Right that you submitted to the Office of the State Engineer has been accepted for filing in accordance with Section 72-1-2.1, NMSA 1978 (1996 Supplement). The acceptance by the State Engineer does not constitute validation of the right claimed.

Enclosed is an original of the document. According to Section 72-1-2.1, NMSA 1978 (1996 Supplement), you must record this Change of Ownership with the clerk of the county in which the water right is located. The filing shall be public notice of the existence and content of the instrument so recorded.

Feel free to contact me if you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Kerri Sandoval".

Kerri Sandoval
Water Rights Division

Encl
c: File

NEW MEXICO STATE ENGINEER OFFICE
CHANGE OF OWNERSHIP OF WATER RIGHT

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1. OWNER OF RECORD

Name: TEDDY ORGELL, single
Contact: Albert Simms (758-0220)
Address: P.O. Box 2062
City: Taos
Work Phone: _____
Home Phone: _____
State: NM Zip: 87571

NEW OWNER

Name: KATHLEEN F. GALLAGHER, single
Contact: _____
Address: 3643 Calle Pino, N.E.
City: Albuquerque
Work Phone: _____
Home Phone: _____
State: NM Zip: 87111

2. AMOUNT CONVEYED

State Engineer File Number: 01930
Subfile Number 13.27 of Cause Number 7896 (Taos)
Owner of record has conveyed part of said right.
(all or part)

Consumptive Use: _____ acre-feet per annum
Diversion Amount: 5.00 acre-feet per annum (2.0 ac. x. 2.5 ac. ft = 5.00)
Other: _____ (units)

3. PURPOSE OF USE

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

4. PLACE OF USE

2.0 acres of land described as follows:

Subdivision of Section (District or Hydrographic Survey)	Section (Map No.)	Township (Tract No.)	Range	Acres	Priority
<u>Rio Pueblo de Taos system</u>	_____	_____	_____	_____	_____
<u>-Rio Lucero tributary</u>	_____	_____	_____	_____	_____
<u>-Acequia del Medio del Prado</u>	_____	_____	_____	<u>2.0</u>	<u>1854</u>
<u>-Sheet 13, Tract 27 (part)</u>	_____	_____	_____	_____	_____

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STATE ENGINEER
SANTA FE, NEW MEXICO

File Number: 01930
Trn Number: _____

NEW MEXICO STATE ENGINEER OFFICE
CHANGE OF OWNERSHIP OF WATER RIGHT

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5. WELLS TO ACCOMPANY CONVEYED RIGHT

Well File No.	Subdivision	Section	Township	Range
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

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:

the deed from owner of record to new owner is attached

DATED: May __, 2005

AFFIRMATION

I, Kathleen F. Gallagher, affirm that the foregoing statements are true to (Please Print) the best of my knowledge and belief.

Kathleen F. Gallagher
KATHLEEN F. GALLAGHER

ACKNOWLEDGEMENT

STATE OF NEW MEXICO)
COUNTY OF Bernalillo) ss.

This instrument was acknowledged before me this May 20, 2005 by Kathleen F. Gallagher

My commission expires 1.03.2008

Peggy A. Lintzenich
Notary Public



OFFICIAL SEAL
PEGGY A. LINTZENICH
NOTARY PUBLIC-STATE OF NEW MEXICO

My commission expires: 1.03.2008
Form: WR-02

File Number: 01930
Trn Number: _____

WARRANTY DEED

TEDDY ORGELL, single, for consideration paid, grants to **KATHLEEN F. GALLAGHER**, single, whose address is 3643 Calle Pino, N.E., Albuquerque, New Mexico 87111, the following described realty:

the 2.496-acre Tract B-1 described in Exhibit A,

TOGETHER WITH: appurtenant roadway and utility easements shown on the survey plat referred to in Exhibit A; and 2.0 acres of irrigation water rights provisionally adjudicated thereon (i.e., excepting 0.496 acre of the 2.496 acres of irrigation water rights),

SUBJECT TO: the Tract B-1 portion of the 40-foot wide (with 100' cul-de-sac) access and underground utility easement shown on said plat; the 10' wide underground utility line easement (previously granted to Tract B-2 in Book 475, pp. 174-175) from the western corner northeasterly approximately 25' to the existing utility pole located near the western corner of Tract B-1; irrigation ditch and/or water pipeline easement (also previously granted to Tract B-2 in said deed) along the full northwestern boundary of Tract B-1; easement for five-foot wide irrigation ditch easement (previously granted to Tract C-1 in Book 475, pp. 176-177) along the northeastern boundary of Tract B-1; and restrictive covenants (Book 490, pp. 609-615), and roadway maintenance agreement (Book 490, pp. 616-620),

with warranty covenants.

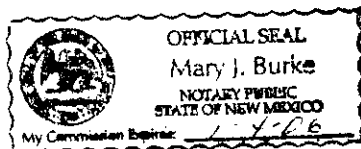
DATED: ^{May} ~~June~~ 24 2005

Teddy Orgell
By: Sandra Crooker
her Attorney In Fact
TEDDY ORGELL,
by Sandra Crooker, her attorney-in-fact

ACKNOWLEDGEMENT

STATE OF NEW MEXICO)
) ss.
COUNTY OF TAOS)

This deed was acknowledged before me this ^{May} ~~June~~ 24 2005 by Teddy Orgell, by Sandra Crooker, her attorney-in-fact.



Mary J. Burke
Notary Public

My commission expires:

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05/24/2005 10:34:11 AM
BY DOLORES

Rio Grande Surveying Service
Box 6351, Taos, New Mexico 87571
(505) 758-2901

Supplement to

RGSS plat no. L4551-A
Plat title: Teddy Orgell
Plat date: 10/19/2004

PROPERTY DESCRIPTION

Tract "B-1"

A certain tract of land in El Prado, Taos County, New Mexico; within the Taos Pueblo Grant; located within Section 6, Township 25 North, Range 13 East, NMPM; described as part of Exception 178, Private Claim 208, Parcel 1 and part of Exception 89, Private Claim 155, Parcel 1 of the 1915 USGLO survey of the private claims within the Taos Pueblo Grant; also described as part of Tracts 12 and 13, Map 17, Survey 2, of the 1941 Taos County Reassessment Survey; and more particularly described by metes and bounds as follows;

BEGINNING for the tie at triangulation station "Shannon," a 1973 State Engineer's Office brass cap monument found, thence; S 10°57'17" E, 1069.82 ft. to a point on the southwesterly boundary of Exc. 89, PC 155, P1, from whence a 1/2 in. rebar found as a witness corner bears S 49°37'16" W, 0.46 ft. distant, thence along said boundary; S 39°59'03" E, 267.37 ft. to a point from whence a 1/2 in. rebar found as a witness corner bears S 49°39'52" W, 0.56 ft. distant, thence leaving said boundary; N 49°39'52" E, 407.07 ft. to the NW corner of this tract, a 1/2 in. rebar found for the true POINT AND PLACE OF BEGINNING, thence;

N 49°39'56" E, 407.57 ft. to the NE corner, a 1/2 in. rebar found on the southerly side of "Francis Road," thence along said road;
S 40°42'19" E, 266.76 ft. to the SE corner, 1/2 in. rebar found at the centerline of an ingress, egress and utility easement, 40.0 ft. in width, thence leaving said road and along said centerline;
S 49°41'04" W, 407.95 ft. to the SW corner, a point at the center of a 50.0 ft. radius cul-de-sac, from whence a 1/2 in. rebar set as a witness corner bears S 49°41'04" W, 50.00 ft. distant, thence leaving said centerline and cul-de-sac;
N 40°37'29" W, 266.62 ft. to the POINT AND PLACE OF BEGINNING.

This tract contains 2.496 acres, more or less; all as shown on a survey plat entitled "Teddy Orgell", RGSS survey no. L4551-A, by Scott B. Crowl, NMLS no. 12441, dated 10/19/2004.

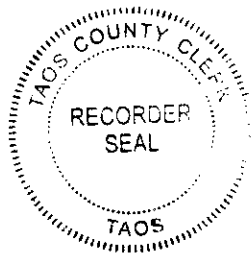


EXHIBIT A