

234753
9-22-99
10:23 AM

NEW MEXICO STATE ENGINEER OFFICE
CHANGE OF OWNERSHIP OF WATER RIGHT

1. OWNER OF RECORD

Name: Nancy Jean "Starr" Cross
Contact: _____ Work Phone: _____
Address: P.O. Box 1240 Home Phone: _____
City: Ranchos de Taos State: NM Zip: 87557

NEW OWNER

Name: Claudia E.T. Kleefeld
Contact: _____ Work Phone: _____
Address: P.O. Box 1688 Home Phone: _____
City: Ranchos de Taos State: NM Zip: 87557

2. AMOUNT CONVEYED

Consumptive Use: _____ acre-feet per annum
Diversion Amount: 5.15 acre-feet per annum (2.06 acres X 2.5 acre feet per acre)
Other: _____ (units)

State Engineer File Number: 0609 (Acequia del Monte 8-9a)
Subfile Number 1.6.14 of Cause Number 7896 and 7939 Consolidated
Owner of record has conveyed part of said right.
(all or part)

3. PURPOSE OF USE

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

4. PLACE OF USE

2.06 acres of land described as follows:

Subdivision of Section (District or Hydrographic Survey)	Section (Map No.)	Township (Tract No.)	Range	Acres	Priority
Rio Grande del Rancho Hydrographic Survey	Sheet 1.6	Tract 14		2.06	1875
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

File Number: 0609 (Acequia del Monte 8-9a)
Subfile No. 1.6.14 (part)

36 AUG 3 11 09
STATE ENGINEER
SANTA FE, NEW MEXICO

NEW MEXICO STATE ENGINEER OFFICE
CHANGE OF OWNERSHIP OF WATER RIGHT

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:

- A. Prior Change of Ownership of Water Right from San Felipe del Rio, Inc. to Nancy Jean "Starr" Cross was filed with the State Engineer Office on August 3, 1989.
- B. Warranty Deed from San Felipe del Rio, Inc. to Nancy Jean "Starr" Cross filed in Book A-211, Pages 334-335 of the records of Taos County, New Mexico.
- C. Warranty Deed from Nancy Jean "Starr" Cross to Lynn Collins and Nan L. Scully, as Trustees under Collins-Scully Trust #1 filed in Book A-211, Pages 336-338 of the records of Taos County, New Mexico.

ACKNOWLEDGEMENT FOR NATURAL PERSONS

I, Claudia E.T. Kleefeld affirm that the foregoing statements are true to
(Please Print)
the best of my knowledge and belief, By: _____

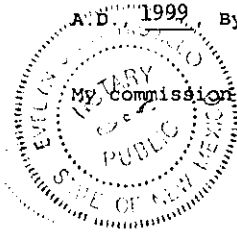
Claudia E.T. Kleefeld
Signature Signature

NOTARY

This instrument was acknowledged before me this _____ day of July

A.D. 1999, by Claudia E.T. Kleefeld, a single woman.
Name of Applicant

My commission expires 9/9/2001



[Signature]
Notary Public

File Number: 0609-Acequia del Monte 8-9a)

Subfile No. 1.6.14 (part)

NEW MEXICO STATE ENGINEER OFFICE
CHANGE OF OWNERSHIP OF WATER RIGHT

ACKNOWLEDGMENT FOR CORPORATION

Signature of Officer

State of (_____)
County of (_____) ss.

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

A.D., _____, By _____, _____
(Name of Officer) (Title of Officer)

of _____, a _____ corporation,
(Name of Corporation Acknowledging) (State of Corporation)

on behalf of said corporation.

My commission expires _____
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.

M.K. Young Sept 10, 1999

File Number: 0609 (Acequia del Monte 8-9a)
Subfile No. 1.6.14 (part)

232504
7-16-99
1:08 PM

WARRANTY DEED

LYNN COLLINS and NAN L. SCULLY, as Trustees under COLLINS-SCULLY TRUST #1, for consideration paid, grant to CLAUDIA E.T. KLEEFELD, a single woman, whose address is P.O. Box 1688, Ranchos de Taos, New Mexico 87557, the following described real estate in Taos County, New Mexico:

A certain tract of land near Ranchos de Taos, Taos County, New Mexico; within the Cristoval de la Serna Grant; located within projected Section 32, Township 25 North, Range 13 East, NMPM; described as part of Tract 14, Map 6, Survey 1, of the 1941 Taos County Reassessment Survey; and more particularly described by metes and bounds as follows;

BEGINNING at the NE corner of this tract, a 1/2 in. rebar set at a fence line from whence triangulation station "Talpa", a 1973 State Engineer Office brass cap monument found, bears; S 31° 30' 11" E, 3677.13 ft. distant, thence leaving said fence line and crossing a roadway;

S 33° 24' 56" W, 145.30 ft. to a spike set at a fence line, thence along a fence line;
S 33° 24' 56" W, 259.21 ft. to a spike set, thence leaving said fence line;
S 29° 41' 39" W, 47.73 ft. to a 5/8 in. rebar found, thence along a fence line;
S 55° 25' 50" W, 144.38 ft. to a 5/8 in. rebar found at a fence intersection, thence along a fence line;
S 32° 03' 15" W, 27.66 ft. to a 5/8 in. rebar found at a fence intersection, thence leaving said fence line;
S 32° 03' 15" W, 40.42 ft. to the SE corner, a 1/2 in. rebar set at a fence line, thence along said fence line;
N 53° 37' 26" W, 170.13 ft. to the SW corner, a 1/2 in. rebar set, thence leaving said fence line;
N 32° 56' 54" E, 657.65 ft. to the NW corner, a 1/2 in. rebar set at a fence line, thence along said fence line;
S 53° 28' 09" E, 67.15 ft. to a spike set, thence;
S 53° 25' 25" E, 157.86 ft. to the POINT AND PLACE OF BEGINNING.

Containing 3.1963 acres, more or less, as shown on a survey plat entitled "San Felipe del Rio to Starr Cross", dated 05/1989, as amended 10/21/92, being Job No. L3552-2, by James D. Crawl, NMLS no. 5213. Together with all appurtenant water rights, and all appurtenant rights accrued by this property pursuant to the terms of that Gas Sharing Agreement filed on June 21, 1990 in Book M-137, Pages 236-244 of the records of Taos County, New Mexico, and that Well-Sharing Agreement filed on May 26, 1989 in Book M-130, Pages 61-64 of the records of Taos County, New Mexico.

SUBJECT TO:

1. Reservations as contained in patent from the United States of America to the Cristoval de la Serna Grant, dated January 19, 1903, including but not limited to water rights, claims of title to water, and any easements for ditches appurtenant thereto, and all interest in oil, gas and other minerals, if any, as recorded in Book A-16, Pages 324-344; re-recorded in Book M-28, Pages 33-44 of the records of Taos County, New Mexico.

2. Well Sharing Agreement by and between Elizabeth Brown Gee, married dealing in her separate property, and San Felipe Del Rio, Inc., dated May 25, 1989, recorded in Book M-130, Pages 61-64 of the records of Taos County, New Mexico.

3. Gas Sharing Agreement by and between Elizabeth Ann Brown, Nancy Jean (Starr) Cross and Kaye C. Grams, dated May 30, 1990, recorded in Book M-137, Pages 236-244 of the records of Taos County, New Mexico.

4. Right-of-Way Easement notarized May 26, 1976, from San Felipe Del Rio, Inc., to Kit Carson Electric Cooperative, Inc., filed for record in Book M-59, Page 719 of the records of Taos County, New Mexico.

5. Natural gas meter; irrigation ditches; easement for existing driveway along the easterly boundary of the property, being eighteen feet (18') in width for most of its length, but widening at its northerly end where it meets the public road; easement for existing public road along the northerly boundary of the property; existing road (gravel) crossing the southerly portion of the property, encroachment of existing driveway onto adjoining property; fence not coinciding with property boundary; all as shown on survey plat dated May, 1989 (last amended October 21, 1992), entitled "San Felipe Del Rio to Starr Cross", prepared by James D. Crowl, NMLS no. 5213, for Rio Grande Surveying Service, survey no. L3552-2.


6. Easements reserved in Real Estate Contract dated June 21, 1989, by and between San Felipe Del Rio, Inc., Sellers, and Nancy Jean "Starr" Cross, Purchaser, filed for record in Book M-130, Pages 513-517, records of Taos County, New Mexico, and subsequent Warranty Deed filed for record in Book A-211, Pages 334-335 of the records of Taos County, New Mexico.

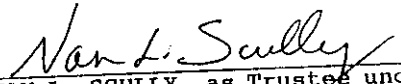
7. Restrictions, reservations, covenants, conditions, and easements contained in Warranty Deed dated February 3, 1993, from Nancy Jean "Starr" Cross, a single person, to Lynn Collins and Nan L. Scully, as Trustees under Collins-Scully Trust #1, filed for record in Book A-211, Pages 333-338 of the records of Taos County, New Mexico.

8. Rights incident to the use and maintenance of irrigation ditch.

with warranty covenants.

WITNESS our hands and seals this 15th day of July, 1999.

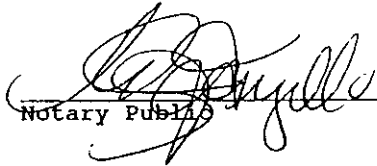

LYNN COLLINS, as Trustee under
COLLINS-SCULLY TRUST #1


NAN L. SCULLY, as Trustee under
COLLINS-SCULLY TRUST #1

ACKNOWLEDGMENT IN A REPRESENTATIVE CAPACITY

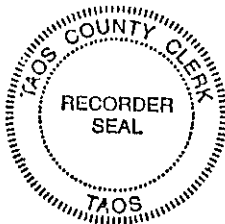
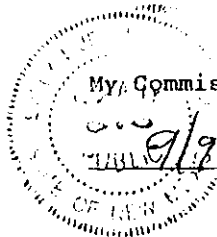
STATE OF NEW MEXICO)
COUNTY OF TAOS) ss.

This instrument was acknowledged before me on July 15th,
1999 by LYNN COLLINS and NAN L. SCULLY, as Trustees under COLLINS-
SCULLY TRUST #1.



Notary Public

My Commission Expires:
9/9/2001

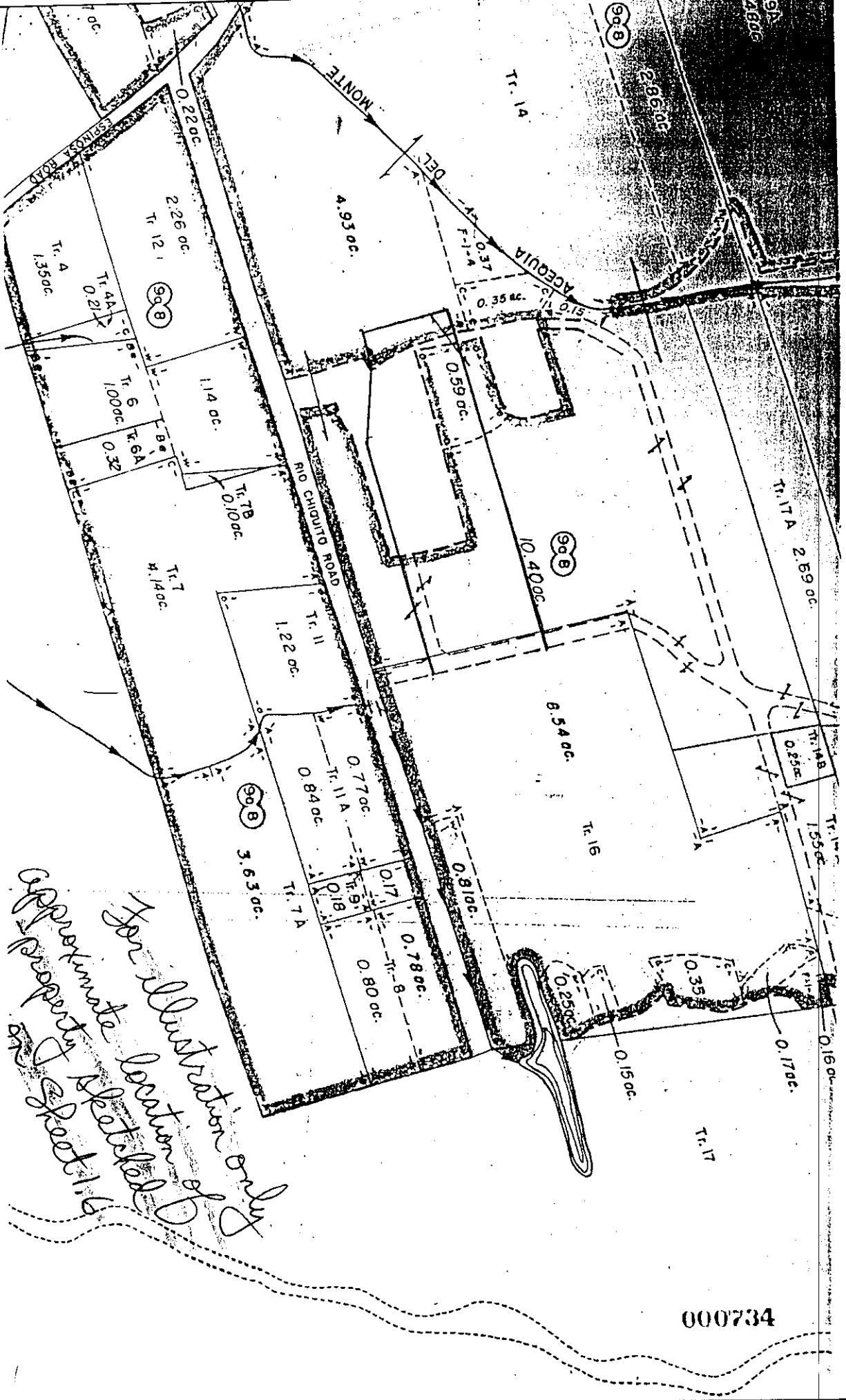


COUNTY OF TAOS)
STATE OF NEW MEXICO)

I hereby certify that this instrument was filed
for record on the 16th day of July A.D.
19 99 at 1:08 o'clock P.m.
and was duly recorded in book A-254
page 607-609 of the records of Taos County.

Witness my Hand and Seal of Office

Jeannette G. Rael
County Clerk, Taos County, N.M.
Elaine Montano
Deputy



For illustration only
 Approximate location of
 property depicted
 on sheet 116

000734

LAW OFFICE
ALBERT SIMMS
P.O. Box 681
Taos, New Mexico 87571

Telephone
(505) 758-0221

June 19, 1989

D. A. Esparza
State Engineer Office
3311 Candelaria, N.E.
Suite A
Albuquerque, New Mexico 87107

Re: San Felipe del Rio, Inc. to Cross
File 0609, sub-file 1.6.14

Dear Dave:

I need to request your assistance in determining how much irrigated acreage is within the 3.1963-acre tract, plat enclosed.

Thank you,

Albert Simms
ALBERT SIMMS

AS:cf
Enclosure

al

2.06 ac. ±

I figured this by using a planimeter. Also, at the west end of the tract there is a small portion that is irrigated and in the roadway; both are about the same size and cancel each other out. I would say that the 2.06^{ac.} irrigated is ± 1% accurate. *Bob*

ALBUQUERQUE, N. MEX.

09 JUN 21 11:19

000735

IMPORTANT - READ INSTRUCTIONS BEFORE FILLING OUT THIS FORM

CHANGE OF OWNERSHIP OF WATER RIGHT

OF WATER RIGHT OWNER OF RECORD SAN FELIPE DEL RIO, INC.
 Address c/o Andrew J. DePaolo, 1435 Aarhus Dr.
 and State Solvang, California 93463
 owner and holder of a water right set forth in file number 0609, sub-file 1.6.14
 word in the office of the State Engineer has conveyed part of said right to:
 (all or part)

NANCY JEAN "STARR" CROSS (contract purchaser)
 Address P.O. Box 1240
 and State Ranchos de Taos, New Mexico 87557

NOTATION: The conveyed water right is appurtenant to lands described as follows (describe only lands with actual water right and diversion as that amount of water measured at the well and/or farm headgate):

WATER DIVISION (District or Hydrographic Survey)	SECTION	TOWNSHIP (Map No.)	RANGE (Tract No.)	ACREAGE	DIVERSION (Acre Feet Per Annum)	PRIORITY
<u>Chiquito</u>				<u>2.06</u>	<u>2.5</u>	<u>1875</u>
<u>acequia Madre del Rio Chiquito</u>						
<u>acequia del Monte</u>						

TOTAL 2.06 x 2.5 = 5.15

Reason: Purpose _____; Amount _____ (acre feet per annum of diversion); Priority _____

STATE WELLS TO ACCOMPANY THE CONVEYED RIGHT: (To be executed if conveyance involves only a part of a ground right):

WELL FILE NO.	SUBDIVISION (District or Hydrographic Survey)	SECTION	TOWNSHIP (Map No.)	RANGE (Tract No.)

BY CONSENT TO A LAWFUL CHANGE IN THE PLACE AND/OR PURPOSE OF USE OF THE ABOVE-DESCRIBED WATER RIGHT: (To be executed if water right described above is a right for irrigation purposes and has been conveyed separately from the land to which it is appurtenant.)

I, undersigned, being first duly sworn upon oath, deposes and says that he has read the foregoing statements and that the same are true to the best of his knowledge and belief.
 SAN FELIPE DEL RIO, INC.

By: Charles W Anderson, M.D.
 Charles W. Anderson, M.D., Director

OFFICIAL SEAL
 EVELYN JEAN ROMERO
 NOTARY PUBLIC - STATE OF NEW MEXICO
 My commission expires: 9/9/89

and sworn to before me this 20th day of June, A. D., 1989
 Commission expires: 9/9/89
Evelyn Jean Romero Notary Public

INSTRUCTIONS

Ownership shall be filed in triplicate and executed either by conveyor (seller) or by the new owner and shall be accompanied by a filing fee. If executed by the new owner it shall be accompanied by a certified copy of the deed or other instrument of conveyance.

FOR STATE ENGINEER USE ONLY

_____ (warranty deed, other) from _____ to _____
 Date to be recorded on the _____ day of _____, A. D., 19 _____ on page _____ of Book No. _____ of record of _____ County.
 Date: _____
 August 3, 1989 File No. 0609 (Sub-File 1.6.14-B)

000736

#162328
5-10-93
2:46

WARRANTY DEED

SAN FELIPE DEL RIO, INC., a California non-profit corporation
 _____, for consideration paid, grant \$
 to NANCY JEAN "STARR" CROSS, single
 whose address is P.O. Box 1240
 Ranchos de Taos, New Mexico 87557
 the following described real estate in Taos County, New Mexico:

more particularly described in Exhibit A hereto,

TOGETHER WITH: all improvements and water rights thereon; easements for use and maintenance of existing irrigation ditches on grantor's remaining adjacent tract to the south; well share under well sharing agreement recorded in Book M-130, pp. 61-64 of the records of Taos County, New Mexico; and easement for that portion of existing driveway located on grantor's remaining adjacent tract to the east as shown on the survey plat referred to in Exhibit A,

SUBJECT TO: patent reservations; easements for existing utility lines and irrigation ditches; and approximately 18-foot roadway and utility easement along the entire east boundary reserved for the benefit of grantor's remaining adjacent tracts to the east and south,

CLC

with warranty covenants.

WITNESS my hand and seal this 20th day of June, 1989

SAN FELIPE DEL RIO, INC. (Seal)
 San Felipe Del Rio, Inc
 Charles W Anderson, MD (Seal)
 By: Charles W. Anderson, M.D., Director

ACKNOWLEDGMENT FOR NATURAL PERSONS

STATE OF NEW MEXICO

COUNTY OF Taos } ss.

The foregoing instrument was acknowledged before me this 20th day of June, 1989

by _____
(Name of Names of Person or Persons Acknowledging)
My commission expires: _____ Notary Public

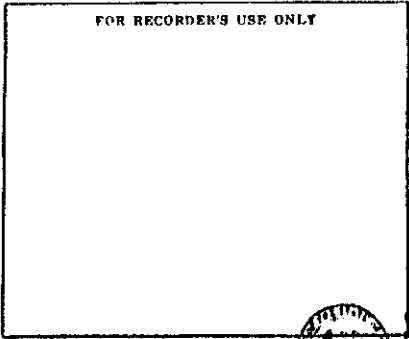
ACKNOWLEDGMENT FOR CORPORATION

STATE OF NEW MEXICO }
COUNTY OF TAOS } ss.

The foregoing instrument was acknowledged before me this 20th day of June, 1989

by Charles W. Anderson, M.D.
 (Name of Officer)
 director of San Felipe del Rio, Inc.
 (Title of Officer)
 California (Name of Corporation Acknowledging)
 corporation, on behalf of said corporation.
 (State of Incorporation)

My commission expires: _____
Notary Public



000737



PROPERTY DESCRIPTION

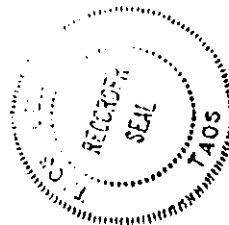
A certain tract of land near Ranchos de Taos, Taos County, New Mexico; within the Cristoval de la Serna Grant; located within projected Section 02, Township 25 North, Range 13 East, NM1M; described as part of Tract 14, Map 6, Survey 1, of the 1941 Taos County Reassessment Survey; and more particularly described by metes and bounds as follows;

BEGINNING at the NE corner of this tract, a 1/2 in. rebar set at a fence line from whence triangulation station "Talpa", a 1973 State Engineer Office brass cap monument found, bears; S 31° 30' 11" E, 3677.13 ft. distant, thence leaving said fence line and crossing a roadway;

- S 33° 24' 56" W, 145.30 ft. to a spike set at a fence line, thence along a fence line;
- S 33° 24' 56" W, 259.21 ft. to a spike set, thence leaving said fence line;
- S 29° 41' 39" W, 47.73 ft. to a 5/8 in. rebar found, thence along a fence line;
- S 55° 25' 50" W, 144.38 ft. to a 5/8 in. rebar found at a fence intersection, thence along a fence line;
- S 32° 03' 15" W, 27.66 ft. to a 5/8 in. rebar found at a fence intersection, thence leaving said fence line;
- S 32° 03' 15" W, 40.42 ft. to the SE corner, a 1/2 in. rebar set at a fence line, thence along said fence line;
- N 53° 37' 26" W, 170.13 ft. to the SW corner, a 1/2 in. rebar set, thence leaving said fence line;
- N 32° 56' 54" E, 657.65 ft. to the NW corner, a 1/2 in. rebar set at a fence line, thence along said fence line;
- S 53° 28' 09" E, 67.15 ft. to a spike set, thence;
- S 53° 25' 25" E, 157.86 ft. to the POINT AND PLACE OF BEGINNING.

This tract contains 3.1963 acres, more or less.

Original In
Poor Condition



COUNTY OF TAOS) SS
 STATE OF NEW MEXICO)
 I hereby certify that this instrument was filed
 for record on the 10th day of July, A.D.
 1993 at 2:46 o'clock P.M.
 and was duly recorded in book A-211,
 page 334-335 of the records of Taos County.
 Witness my Hand and Seal of Office
 Carman M. Medina
 County Clerk, Taos County, N.M.
Alona Rucero
 Deputy

162329
5-10-93
2:50

WARRANTY DEED

NANCY JEAN "STARR" CROSS, a single person, for consideration paid, grants unto LYNN COLLINS, a single person and unto NAN L. SCULLY, a single person, as Trustees under Collins-Scully Trust #1, whose address is P. O. Box 1100-191, Taos, New Mexico 87571, a certain tract of land near Manchos de Taos, Taos County, New Mexico; within the Cristobal de la Serna Grant; located within projected Section 32, Township 25 North, Range 13 East, NMPM; described as part of Tract 14, Map 6, Survey 1 of the 1941 Taos County Reassessment Survey; and more particularly described by metes and bounds as follows:

BEGINNING at the SE corner of this tract, a 1/2 in. rebar set at a fence line from whence triangulation station "Talpa", a 1973 State Engineer Office brass cap monument found, bears S 31° 30' 11" E, 3677.13 feet distant, thence leaving said fence line and crossing a roadway;
S 33° 24' 56" W, 145.30 ft. to a spike set at a fence line, thence along a fence line;
S 33° 24' 56" W, 259.21 ft. to a spike set, thence leaving said fence line;
S 29° 41' 39" W, 47.73 ft. to a 5/8 in. rebar found, thence along a fence line;
S 55° 25' 50" W, 144.38 ft. to a 5/8 in. rebar found at a fence intersection, thence along a fence line;
S 32° 03' 15" W, 27.66 ft. to a 5/8 in. rebar found at a fence intersection, thence leaving said fence line;
S 32° 03' 15" W, 40.42 ft. to the SE corner, a 1/2 in. rebar set at a fence line, thence along said fence line;
N 53° 37' 26" W, 170.13 ft. to the SW corner, a 1/2 in. rebar set, thence leaving said fence line;
N 32° 56' 54" E, 657.65 ft. to the NW corner, a 1/2 in. rebar set at a fence line, thence along said fence line;
S 51° 28' 09" E, 67.15 ft. to a spike set,
THENCE: S 33° 25' 25" E, 157.86 ft. to the point and place of beginning, containing 3.1963 acres, more or less.

This tract is transferred together with all

**Original In
Poor Condition**

00336

000739

rights appurtenant thereto and is subject to the following:

1) Reservations as contained in the patent from the United States of America to the Cristobal de la Sierra Grant dated January 19, 1903, including but not limited to water rights, claims of title to water and any easements for ditches appurtenant thereto, and all interest in oil, gas and other minerals, if any, recorded in Book A-16, Pages 324-344, re-recorded in Book M-28, Pages 33-44, Records of Taos County, New Mexico.

2) Well Sharing Agreement by and between Elizabeth Brown Gee, married dealing in her separate property and San Felipe Del Rio, Inc., dated May 25, 1990, recorded in Book M-130, Pages 61-64, Records of Taos County, New Mexico.

3) Right of Way Easement notarized May 26, 1976 from San Felipe del Rio, Inc. to Rio Carson Electric Cooperative Inc., filed for record in Book M-59, Page 719, Records of Taos County, New Mexico.

4) Gas Sharing Agreement by and between Elizabeth A. Brown, Nancy Jean (Starr) Cross and Kaye C. Cross, dated May 30, 1990, recorded in Book M-137, Pages 236-244, Records of Taos County, New Mexico.

5) Natural gas meter, irrigation ditch, easements for existing driveway, existing road (gravel), existing public road, 18 foot easement, encroachment of existing driveway onto adjoining property, fence not coinciding with property boundary, all as shown on Survey plat entitled "San Felipe del Rio to Starr Cross" prepared by Rio Grande Surveying Service NMLS No. 5213, dated May, 1989, last amended October 21, 1992, Survey No. 19552-2.

6) Easements reserved in Real Estate Contract dated June 21, 1989 by and between San Felipe del Rio, Inc., Seller and Nancy Jean "Starr" Cross, Purchaser, filed for record in Book M-139, Pages 511-517, Records of Taos County, New Mexico.

with warranty covenants.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on

**Original In
Poor Condition**

10337

000740

This 3rd day of February, 1993.

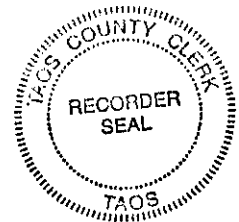
Nancy Jean Starr Cross
NANCY JEAN "STARR" CROSS

STATE OF NM)
COUNTY OF San Miguel) ss.

The foregoing instrument was acknowledged before me on this 3rd day of February, 1993, by NANCY JEAN "STARR" CROSS, a single person.

Charles W. Conley
NOTARY PUBLIC

My Commission Expires:
April 30, 1995



COUNTY OF TAOS)
STATE OF NEW MEXICO)

I hereby certify that this instrument was filed for record on the 21st day of Sept A.D. 19 99 at 10:23 o'clock A m. and was duly recorded in book M-220 page 728-741 the records of Taos County.

Witness my Hand and Seal of Office
Jeannette G. Rael
County Clerk, Taos County, N.M.
Elaine Montano
Deputy

73-10-150-1-11
236-238-11-A-211

Elaine Montano

10335

728-741

000741