

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: 568078  
File Nbr: RG 89397

TAOS COUNTY  
ANNA MARTINEZ, CLERK  
000404122  
Book 878 Page 917  
1 of 9  
06/30/2015 12:28:17 PM  
BY ANNA

Apr. 30, 2015

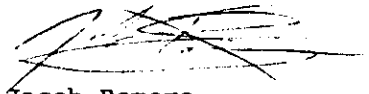
LARRY VAN EATON  
ANTHONY J. BLENKUSH  
PO 203  
GARDNER, CO 81040

Greetings:

Enclosed is one original copy of a Change of Ownership of a Water Right submitted to this office for filing. This Change of Ownership is accepted for filing in accordance with Section 72-1-2.1, NMSA 1978 (1996 Supp.), effective May 15, 1996. The acceptance by the State Engineer Office does not constitute validation of the right claimed.

According to Section 72-1-2.1, NMSA 1978 (1996 Supp.), you must record this Change of Ownership with the clerk of the county in which the water is located. The filing shall be public notice of the existence and contents of the instruments so recorded.

Sincerely,

  
Jacob Romero  
(505) 827-6120

Enclosure

chngowrc

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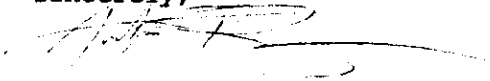
LARRY VAN EATON  
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Sincerely,

  
Jacob Romero  
(505) 827-6120

Enclosure

chngowrc



## NEW MEXICO OFFICE OF THE STATE ENGINEER



CHANGE OF OWNERSHIP OF 72-12-1 PERMIT FOR (check one):

 Individual CorporationTAOS COUNTY  
ANNA MARTINEZ, CLERK  
000404122Book 878 Page 919  
3 of 9  
06/30/2015 12:28:17 PM  
BY ANNA

## 1. OWNER OF RECORD (Seller)

Name: Thomas Messina		Name:	
Phone:	<input type="checkbox"/> Home <input type="checkbox"/> Cell	Phone:	<input type="checkbox"/> Home <input type="checkbox"/> Cell
Phone (Work):		Phone (Work):	
a. Owner of Record File No: RG-89397		b. Sub-file No.:	c. Cause No.:

2. NEW OWNER (Buyer) Note: If more owners need to be listed, attach a separate sheet. Attached?  Yes

Name: Anthony J. Blenkush		Name: Cynthia J. Blenkush	
Contact or Agent:	check here if Agent <input checked="" type="checkbox"/>	Contact or Agent:	check here if Agent <input checked="" type="checkbox"/>
Larry Van Eaton-Attorney at Law		Larry Van Eaton-Attorney at Law	
Mailing Address: P.O. Box 203		Mailing Address: P.O. Box 203	
City: Gardner		City: Gardner	
State: CO	Zip Code: 81040	State: CO	Zip Code: 81040
Phone: 719-746-0491	<input checked="" type="checkbox"/> Home <input type="checkbox"/> Cell	Phone: 719-746-0491	<input checked="" type="checkbox"/> Home <input type="checkbox"/> Cell
Phone (Work): (575) 758-4279 (agent)		Phone (Work): (575) 758-4279 (agent)	
E-mail (optional):		E-mail (optional):	

Required: Submit warranty deed(s) or other instrument(s) of conveyance properly recorded with the county clerk's office.

## 3. AMOUNT CONVEYED

Amount of Water (acre-feet per annum): 1.0

## 4. LIST ALL KNOWN POINT(S) OF DIVERSION (POD) FOR THE 72-12-1 PERMIT CONVEYED

OSE POD No.	Subdivision	Section	Township	Range
RG-89397		30	27 N	13 E
	(see also latitude and longitude in Section 5, below)			

FOR OSE INTERNAL USE

Change of Ownership, Form wr-02d, Revised 8/25/11

File Number:	Trn Number:
Trans Description (optional):	
Sub-Basin:	

2015 APR 30 AM 11:10  
 COUNTY OF TAOS  
 CLERK'S OFFICE

5. ADDITIONAL STATEMENTS OR EXPLANATIONS

A copy of the recorded deed for the present sale from the owner of record (Messina) to the new owners (Blenkush) is attached. Latitude and Longitude: 36° 32' 48.80" North, 105° 35' 47.32" West, NAD 1983 UTM Zone 13: x=446614.22, y=4044774.68. Property is located within the Arroyo Hondo Grant of Taos County, designated as a portion of Tract 2, Map 17, Survey 4 of the 1941 Taos County Reassessment Survey and has a physical address of #154 Gallina Canyon Road, Taos County, New Mexico. Fidelity National Title Company File #175436.

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BY ANNA

ACKNOWLEDGEMENT FOR INDIVIDUAL

I, We (name of owner(s)), Anthony J. Blenkush and Cynthia J. Blenkush  
Print Name(s)

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

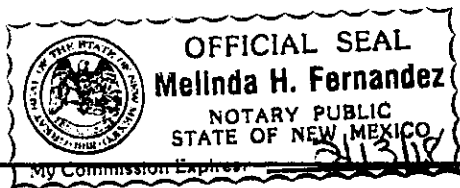
X [Signature]  
Signature

[Signature]  
Signature

X State of New Mexico )  
County of Taos ) ss.

This instrument was acknowledged before me this 27 day of March A.D., 20 15, by (name of owner(s)):

Anthony J. Blenkush and Cynthia J. Blenkush, husband and wife, JTWR0S



Notary Public:  
My commission expires:

[Signature] 2/13/18

ACKNOWLEDGEMENT FOR CORPORATION

I, We (name of owner(s)), \_\_\_\_\_  
Print Name(s)

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

\_\_\_\_\_  
Officer Signature

\_\_\_\_\_  
Officer Signature

State of \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss.

This instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_ A.D., 20 \_\_\_\_\_, by the following on behalf of said corporation.

Name of Officer: \_\_\_\_\_

Title of Officer: \_\_\_\_\_

Name of Corporation Acknowledging: \_\_\_\_\_

State of Corporation: \_\_\_\_\_

Notary Public: \_\_\_\_\_

FOR OSE INTERNAL USE

Change of Ownership, Form wr-02d, Revised 8/25/11

File Number:	Trn Number:
Trans Description (optional):	
Sub-Basin:	



# New Mexico Office of the State Engineer

## Water Right Summary



**WR File Number:** RG 89397  
**Primary Purpose:** DOM 72-12-1 DOMESTIC ONE HOUSEHOLD  
**Primary Status:** PMT PERMIT  
**Total Acres:**  
**Total Diversion:** 1  
**Owner:** THOMAS MESSINA

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 ANNA MARTINEZ, CLERK  
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 06/30/2015 12:28:17 PM  
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### Documents on File

Trn #	Doc	File/Act	Status		Transaction Desc.	From/	Acres	Diversion	Consumptive
			1	2		To			
383321	72121	2007-06-11	PMT	LOG	RG 89397	T		1	

### Current Points of Diversion

POD Number	Source	Q Q Q (NAD83 UTM in meters)			Other Location Desc
		6416 4	SecTws	Rng	
RG 89397 POD1	Shallow				X Y
					446608 4044766

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.

FT000175436

**WARRANTY DEED (JOINT TENANCY)**

THOMAS MESSINA and CHARLOTTE MESSINA, husband and wife, for consideration paid, grant to ANTHONY J. BLENKUSH and CYNTHIA J. BLENKUSH, husband and wife, as joint tenants with right of survivorship, whose address is P.O. Box 203, Gardner, Colorado 81040, the following described real estate in Taos County, New Mexico:

Tract A

A certain tract of land near Valdez, Taos County, New Mexico; located within projected Section 30, Township 27 North, Range 13 East, New Mexico Principal Meridian; located within the Arroyo Hondo Grant; described as being part of Tract 2, Map 17, Survey 4 of the 1941 Taos County Reassessment Survey; and more particularly described by metes and bounds as follows:

BEGINNING at the southeast corner of this tract, from whence AP 3 of Exchange Survey No. 526, a brass cap monument, bears N 51° 53' E, 11809.1 feet distant, thence;

S 89° 50' W, 394.6 feet to a ½ inch rebar set, thence;  
N 00° 04' E, 221.0 feet to a ½ inch rebar found, thence;  
N 89° 48' E, 393.4 feet to a ½ inch rebar found, thence;  
S 00° 15' E, 221.2 feet to the POINT AND PLACE OF BEGINNING.

This tract contains 2.000 acres, more or less.

SUBJECT TO:

1. Reservations, restrictions and easements, if any, as contained in the patent from the United States of America to the Arroyo Hondo Grant, including but not limited to water rights, claims of title to water, any easements for ditches appurtenant thereto, and all interest in oil, gas and other minerals, if any, filed for record in Book A-20 at pages 372-383, records of Taos County, New Mexico.
2. Easement notarized September, 1978, from Kim M. Buehre to Kit Carson Electric, filed for record in Book M-68 at page 126, records of Taos County, New Mexico.
3. Grant of Easement by and between Kim Buehre and Hilda Law, et ux., filed for record in Book M-124 at pages 414-417, records of Taos County, New Mexico.

4. Right-of-Way Easement by and between Kim M. Buehre and Kit Carson Electric Coop., Inc., filed for record in Book M-124 at pages 358-359, records of Taos County, New Mexico.

5. Grant of Easement by and between Kim M. Buehre and Annette McClure, et al., filed for record in Book M-170 at pages 787-793, records of Taos County, New Mexico.

6. Restrictions as stated in Memorandum of Contract from Kim M. Buehre, single, to Al Beau, single, filed for record in Book M-107 at pages 411-415 and in Special Warranty Deed filed for record in Book A-185 at pages 161-162, records of Taos County, New Mexico.

7. Easements as stated in Memorandum of Contract from Kim M. Buehre, single, to Al Beau, single, filed for record in Book M-107 at pages 411-415, in Special Warranty Deed filed for record in Book A-185 at pages 161-162 and in Warranty Deed filed for record in Book M-310 at pages 407-408, records of Taos County, New Mexico.

8. Twenty foot (20') easement for ingress, egress and utilities, utility pole and overhead electric line; all as shown on that plat of survey entitled, "Kim M. Buehre Trust", by Jeffrey B. Stadler, NMLS #8327, dated April 7, 2004, bearing project no. 251.70 and being filed for record in Cabinet E at page 27-B, records of Taos County, New Mexico.

9. Arroyo through property as shown on that Improvement Location Report entitled, "Thomas & Charlotte Messina", by Joddie J. Valdez, NMLS #8497, dated January 17, 2008 and bearing project no. 962.

10. Twenty foot (20') easement for ingress, egress and utilities and any easements, or claims of easement, for the utility pole, overhead electric line, electric meter, buried propane tank, well casing, septic tank and septic cleanout, and any underground utility line associated therewith; all as shown on that Improvement Location Report entitled, "Messina to Blenkush", by Craig T. Gillio, NMLS #14833, of Taos Surveying, dated March 10, 2015 and bearing project no. 215-019.

11. Restrictions, reservations and easements as contained in that Warranty Deed dated May 17, 2004, from Kim M. Buehre, Trustee of the Kim M. Buehre Trust, dated December 19, 2001 to Eric J. Lohan, a single person, filed for record on May 18, 2004 in Book M-439 at pages 80-81, records of Taos County, New Mexico.

with warranty covenants.

WITNESS our hands and seals this 24 day of March, 2015.


  
\_\_\_\_\_  
THOMAS MESSINA

  
\_\_\_\_\_  
CHARLOTTE MESSINA

**ACKNOWLEDGMENT IN A PERSONAL CAPACITY**

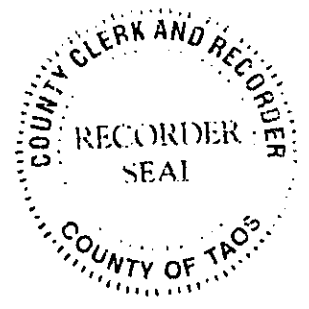
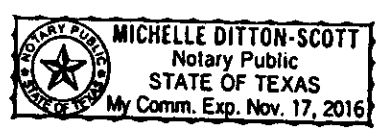
STATE OF Texas )  
COUNTY OF Wise ) ss.

This instrument was acknowledged before me on March, 24<sup>th</sup>, 2015 by THOMAS MESSINA and CHARLOTTE MESSINA, husband and wife.

  
\_\_\_\_\_  
Notary Public  
Michelle Ditton Scott

My Commission Expires:

11-17-16





# OFFICE OF THE STATE ENGINEER/INTERSTATE STREAM COMMISSION – SANTA FE OFFICE

OFFICIAL RECEIPT NUMBER: 6 - 39100      DATE: Apr 1 30<sup>th</sup> 2015      FILE NO.: R4 89391  
 TOTAL: 2.00      RECEIVED: Two & 00/100      DOLLARS      CHECK NO.: 5744      CASH: N/A  
 PAYOR: AS of Cyndee Benkush      ADDRESS: Po 203      CITY: Cardner      STATE: CO  
 ZIP: 81090      RECEIVED BY: Jared Kinner

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 Program Support/ASD; and yellow copy for Water Rights. If a mistake is made, void the original and all copies and submit to Program Support/ASD as part of your daily deposit.

### A. Ground Water Filing Fees

- 1 1. Change of Ownership of Water Right \$ 2.00
- 2. Application to Appropriate or Supplement Domestic 72-12-1 Well \$ 125.00
- 3. Application to Repair or Deepen 72-12-1 Well \$ 75.00
- 4. Application for Replacement 72-12-1 Well \$ 75.00
- 5. Application to Change Purpose of Use 72-12-1 Well \$ 75.00
- 6. Application for Stock Well \$ 5.00

### B. Surface Water Filing Fees

- 1. Change of Ownership of a Water Right \$ 5.00
- 2. Declaration of Water Right \$ 10.00
- 3. Amended Declaration \$ 25.00
- 4. Application to Change Point of Diversion and Place and/or Purpose of Use from Surface Water to Surface Water \$ 200.00
- 5. Application to Change Point of Diversion and Place and/or Purpose of Use from Ground Water to Surface Water \$ 200.00
- 6. Application to Change Point of Diversion \$ 100.00
- 7. Application to Change Place and/or Purpose of Use \$ 100.00
- 8. Application to Appropriate \$ 25.00
- 9. Notice of Intent to Appropriate \$ 25.00
- 10. Application for Extension of Time \$ 50.00
- 11. Supplemental Well to a Surface Right \$ 100.00
- 12. Return Flow Credit \$ 100.00
- 13. Proof of Completion of Works \$ 25.00
- 14. Proof of Application of Water to Beneficial Use \$ 25.00
- 15. Water Development Plan \$ 100.00
- 16. Declaration of Livestock Water Impoundment \$ 10.00
- 17. Application for Livestock Water Impoundment \$ 10.00

### C. Well Driller Fees

- 1. Application for Well Driller's License \$ 50.00
- 2. Application for Renewal of Well Driller's License \$ 50.00
- 3. Application to Amend Well Driller's License \$ 50.00

### D. Reproduction of Documents

@ 0.25¢      \$ \_\_\_\_\_  
 Map(s)

### E. Certification

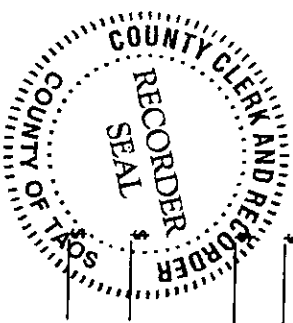
\$ \_\_\_\_\_

### F. Other

\$ \_\_\_\_\_

### G. Comments:

\_\_\_\_\_



- 7. Application to Appropriate Irrigation, Municipal, or Commercial Use \$ 25.00
- 8. Declaration of Water Right \$ 1.00
- 9. Application for Supplemental Non 72-12-1 Well \$ 25.00
- 10. Application to Change Place or Purpose of Use Non 72-12-1 Well \$ 25.00
- 11. Application to Change Point of Diversion and Place and/or Purpose of Use from Surface Water to Ground Water \$ 50.00
- 12. Application to Change Point of Diversion and Place and/or Purpose of Use from Ground Water to Ground Water \$ 50.00
- 13. Application to Change Point of Diversion of Non 72-12-1 Well \$ 25.00
- 14. Application to Repair or Deepen Non 72-12-1 Well \$ 5.00
- 15. Application for Test, Expl. Observ. Well \$ 5.00
- 16. Application for Extension of Time \$ 25.00
- 17. Proof of Application to Beneficial Use \$ 25.00
- 18. Notice of Intent to Appropriate \$ 25.00

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**All fees are non-refundable.**