

- = Boylen Property (Approximate Location)
- = Irrigated portion 1.3 Acres ±

TAOS COUNTY  
 ANNA MARTINEZ, CLERK  
 000421695  
 Book 952 Page 745  
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 07/21/2017 11:03:15 AM  
 BY PBLANKS

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

OFFICIAL RECEIPT NUMBER: 6 - 41394 DATE: December 12<sup>th</sup> 2016 FILE NO.: SD - 01701  
 TOTAL: 5<sup>00</sup> RECEIVED: Five & 00/100 DOLLARS CHECK NO.: 1756 CASH: N/A  
 PAYOR: Chill - AX ADDRESS: PO Box 449 CITY: Almigo Hondo STATE: NM  
 ZIP: 87813 RECEIVED BY: Jacob Romero

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. 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
- 
- ☐ 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
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- ☐ 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

## 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

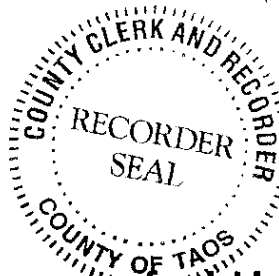
- ☐ @ 0.25¢ \$ \_\_\_\_\_
- ☐ Map(s) \$ \_\_\_\_\_

## E. Certification

## F. Other

## G. Comments:

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**All fees are non-refundable.**

File No.



# NEW MEXICO OFFICE OF THE STATE ENGINEER

## CHANGE OF OWNERSHIP OF WATER RIGHT (NON-72-12-1) FOR (check one):



**Important: Acceptance of the form for filing by the State Engineer does not constitute verification of the right conveyed.**

<input checked="" type="checkbox"/> <b>Individual</b> <input type="checkbox"/> <b>Trustee</b> <input type="checkbox"/> <b>Estate</b>	<input type="checkbox"/> <b>Corporation</b> <input type="checkbox"/> <b>Partnership</b> <input type="checkbox"/> <b>Limited Liability Co.</b>
--------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------

### 1. OWNER OF RECORD (Seller)

Name: Tito T. Medina/Boylan Trust (See Section 6, infra)		Name:	
Phone: <input type="checkbox"/> Home <input type="checkbox"/> Cell Phone (Work):		Phone: <input type="checkbox"/> Home <input type="checkbox"/> Cell Phone (Work):	
a. Owner of Record File No: 01701	b. Sub-file No.: 7.30	c. Cause No.: 7896 & 7939	

Well Tag ID No. (if applicable): \_\_\_\_\_

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

Name: Brittany Howard		Name:	
Contact or Agent: check here if Agent <input checked="" type="checkbox"/> Christopher John Stachura-Attorney at Law		Contact or Agent: check here if Agent <input type="checkbox"/>	
Mailing Address: 918 W. Eastland NE		Mailing Address:	
City: Nashville		City:	
State: Tennessee	Zip Code: 37206	State:	Zip Code:
Phone: 256 206-0609 <input type="checkbox"/> Home <input type="checkbox"/> Cell Phone (Work): 505 620-1438 (agent)		Phone: <input type="checkbox"/> Home <input type="checkbox"/> Cell Phone (Work):	
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. PURPOSE OF USE & AMOUNT CONVEYED

Check all that apply: <input type="checkbox"/> Domestic <input type="checkbox"/> Industrial <input type="checkbox"/> Livestock <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Irrigation <input type="checkbox"/> Other Uses (specify): _____ <input type="checkbox"/> Municipal	Amount of Water (acre-feet per annum): <span style="color: red;">If more details are needed, type "See Comments" in "Other" field below, and explain in Additional Statements Section.</span>  <div style="text-align: right;">           Diversion: <u>3.588</u>            Consumptive Use: _____            Other (include units): _____         </div>
Owner of record has conveyed all or part of said right (please check one) <input type="checkbox"/> All <input checked="" type="checkbox"/> Part	

FOR OSE INTERNAL USE

Change of Ownership, Form wr-02, Rev 6/30/17

File No.:	Trm. No.:	Well Tag ID No. (if applicable):
Trans Desc. (optional):	Sub-Basin:	Receipt No.:

**4. LIST ALL KNOWN POINT(S) OF DIVERSION (POD) FOR THE WATER RIGHT CONVEYED**

OSE POD No.	POD Coordinates: (X & Y or Lat/Long or Easting/Northing)	Section	Township	Range
01701	Acequia Madre del Llano			
	x=679480, y=2015870 (NM Central Zone)			

Check all that apply: ☐ Well ☐ Pump ☒ Ditch Name (see above) ☒ River Course Rio Hondo

**5. PLACE(S) OF USE (list each individually)**

a. 1.3 Acres of Irrigated Land Described as Follows (applicable to irrigation use only):

b. Legally Described By: <input type="checkbox"/> Public Land Survey System (PLSS) <input checked="" type="checkbox"/> Hydrographic Survey Report or Map <input type="checkbox"/> Irrigation or Conservation District Map <input type="checkbox"/> Subdivision  PLSS Quarters or Halves, <u>and/or</u> Name of Hydrographic Survey or District, <u>and/or</u> Name and County of Subdivision	c. PLSS Section <u>and/or</u> Map No. <u>and/or</u> Lot No.	d. PLSS Township <u>and/or</u> Tract No. (Please list each tract individually) <u>and/or</u> Block No.	e. PLSS Range	f. Acres	g. Priority
Rio Hondo Hydrographic Survey	Sheet 7	Tract 30		1.3	1815

h. Other description relating place of use to common landmarks, streets, or other:  
Property is physically located off of Hondo-Seco Road, near Arroyo Hondo, Taos County, New Mexico

i. Place of use is on land owned by:  
Brittany Howard

j. Are there other sources of water for these lands? No ☒ Yes ☐ If yes, describe by OSE file number:

**Note: If on Federal or State Land, please provide copy of lease**

**6. ADDITIONAL STATEMENTS OR EXPLANATIONS**

Property is located within the Arroyo Hondo and Antoine Leroux Grants of Taos County and is further identified as part of Tract 4, Map 47, and part of Tract 1, Map 46, Survey 4 of the 1941 Taos County Reassessment Survey. Copies of the deeds in the chain of title from the owner of record (Medina) to the current owner (Howard) are attached, along with confirmation of SEO acceptance of the previous Change of Ownership into the current owner (Boylen Trust). First New Mexico Title Company File No. 99025415.

FOR OSE INTERNAL USE

Change of Ownership, Form wr-02, Rev 6/30/17

File No.:	Tm. No.:	Well Tag ID No. (if applicable):
Trans Desc. (optional):	Sub-Basin:	Receipt No.:

**7. CONSENT TO LAWFUL CHANGE IN PLACE AND/OR PURPOSE OF USE**

(to be completed only if it is an irrigation water right and has been conveyed separate from the land to which it was appurtenant.)

(I, We) the above owner(s) of record, hereby consent to a lawful change in the place and/or purpose of use of the above-described water right:

Signature \_\_\_\_\_ Signature \_\_\_\_\_

**ACKNOWLEDGEMENT FOR INDIVIDUAL**

I, We (name of owner(s)), Brittany Howard  
Print Name(s)

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

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

This instrument was acknowledged before me this \_\_\_\_\_ day of November A.D., 20 18, by (name of owner(s)):

Brittany Howard, a married woman dealing with her sole and separate property

Notary Public: \_\_\_\_\_  
My commission expires: \_\_\_\_\_

**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: \_\_\_\_\_  
My commission expires: \_\_\_\_\_

FOR OSE INTERNAL USE		Change of Ownership, Form wr-02, Rev 6/30/17	
File No.:	Tm. No.:	Well Tag ID No. (if applicable):	
Trans Desc. (optional):		Sub-Basin:	Receipt No.:



Dogasa Law Offices  
125 La Posta  
Taos, New Mexico 87571

Phone: (505) 620-1438  
e-mail: redpreta@hotmail.com

November 20, 2018

Mr. David Height  
Mr. Matthew Height  
Ms. Kathy Dice Brown  
Ms. Bree Johnson  
First New Mexico Title & Abstract Co.  
602 Paseo del Pueblo Sur  
Taos, New Mexico 87571

Re: Boylen Trust to Howard  
Your File No: 99025415/99028302

**SERVICES PROVIDED**

1. Legal services -	Draft Warranty Deed	\$100.00
	Draft Change of Ownership of Water Right Surface (Subfile 7.30)	\$175.00
	Draft Change of Ownership of Water Right (Well) RG-52714	\$130.00
Subtotal -		\$405.00
2. Expenses -	Copies	\$5.00
3. Tax (8.5%) -		\$34.85
4. Filing Fees -	State Engineer's Office (Surface)	\$5.00
	State Engineer's Office (Well)	\$2.00
Subtotal -		\$7.00
Total Due -		\$451.85

