

Hcl-44470
\$127⁰⁰

File Number: RG-86336
Sub Basin: _____

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

1. APPLICANT

Name: Deer Canyon Preserve Shared Well Association DCP2-B Name: William Dziuk (owner of lot 83)
Address: clo Verde Realty, 201 E Main, 4th Floor Address: _____
City: El Paso City: _____
State: TX Zip: 79901 State: _____ Zip: _____
Phone: 915/225-3175 Phone: _____
Contact: Denise Hadden

2. LOCATION OF WELL (A or B required, C required, if applicable, D required)

A. NAD 83 (Select Appropriate Coordinate System and Zone) →

NOTE: State Plane units - feet, UTM units - meters
X = 1639551, Y = 1259023

State Plane	<input checked="" type="checkbox"/> NM West Zone
	<input checked="" type="checkbox"/> NM Central Zone
	<input type="checkbox"/> NM East Zone
UTM	<input checked="" type="checkbox"/> UTM Zone 13N
	<input type="checkbox"/> UTM Zone 12N

B. Latitude: N34 d 27 m 697 s
Longitude: W106 d 15 m 066 s
(Enter Lat/Long to at least 1/10th of a second)

Grant (If Applicable) _____

C. Subdivision Deer Canyon Phase II Recorded in County of Torrance
Lot No. 83, Block No. _____

D. On land owned by: William Dziuk / DCP

E. Tract No. _____, Map No. _____ of the _____ Hydrographic Survey 17

F. Is this well within a municipality? no if yes, where? _____

H. Give State Engineer File Number if existing well: RG-86336

I. NE 1/4 NE 1/4 NW 1/4 Section 30 Township 3N Range 7E

J. Other _____

3. USE OF WATER (check use applied for)

- ____ Domestic use for one household
- ____ Livestock watering
- ____ Domestic well to accompany a house or other dwelling unit constructed for sale.
- Domestic use to serve 8 households
- ____ Drinking and sanitary uses that are incidental to the operations of a governmental, commercial, or non-profit facility
- ____ Prospecting, mining or drilling operations to discover or develop natural resources
- ____ Construction of public works, highways and roads

METER REQUIRED
SEE CONDITION OF
APPROVAL # 5B

2009 JAN 30 PM 2:17
STATE ENGINEER OFFICE
ALBUQUERQUE NEW MEXICO

Trn Desc: RG-86336 File Number: RG-86336
Log Due Date: _____ Trn Number: 722807
Form: wr-01

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4. WELL INFORMATION

Name of well driller and driller license number:
Elliott Drilling _____ WD#: 1177

Approximate depth 490 feet; Outside diameter of casing 6 inches.

___ Replacement well

___ Repair or Deepen:

___ Clean out well to original depth.

___ Deepen well from _____ to _____ feet

Other Previously permitted as a test well. Some lots have been sold.

___ Supplemental well

5. ADDITIONAL STATEMENTS OR EXPLANATIONS:

Well serves lots 69-73 and 82-83. Change of ownership also being filed.

2009 JAN 30 PM 2:17
STATE ENGINEER OFFICE
ALBUQUERQUE, NEW MEXICO

ACKNOWLEDGEMENT

(I, We) Denise Hadden, Administrator / _____ affirm that the
(Please Print)
foregoing statements are true to the best of (my, our) knowledge and belief.

Denise Hadden

Applicant Signature

Applicant Signature

ACTION OF THE STATE ENGINEER

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

Witness my hand and seal this 3rd day of February, 2009.

John R. D'Antonio, Jr., PE, New Mexico State Engineer

By: Sue Rafferty

**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 O)

- 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.

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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.

SPECIFIC CONDITIONS OF APPROVAL

- 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 preceeding calendar months.

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SPECIFIC CONDITIONS OF APPROVAL (Continued)

- 06-12 This permit authorizes the diversion of water for domestic use to serve more than one household. The total diversion of water under this permit shall not exceed 3.000 acre-feet per year. Water may be diverted under this permit for household purposes and for the irrigation of non-commercial trees, lawn, garden, or landscaping.
- 06-18 Any diversion of water made in excess of the authorized maximum diversion amount shall be repaid with twice the amount of the over-diversion during the following calendar year. Repayment shall be made by either: (a) reducing the diversion from the well that is the source of the over-diversion; or (b) acquiring or leasing a valid, existing consumptive use water right in an amount equal to the repayment amount and submitting to the State Engineer for his approval a plan for the proposed repayment.

SEE GENERAL CONDITIONS OF APPROVAL.

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 03 day of Feb A.D., 2009

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

By: Sue Raffay

SUE RAFFAY