

**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: Sage Homes of TADS Work Phone: 758-0817
Contact: Phyllis R. Hills Home Phone: _____
Address: P.O. Box 4571
El Prado N.M. 87529
City: TADS NM. State: NM Zip: 87529

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

A. East _____ (m), North _____ (m), UTM Zone 13, NAD _____ (27 or 83)
B. X = 686076 feet, Y = 1989681 feet, N.M. Coordinate System
Sentral Zone in the Anthony Martinez Anthony Grant.
U.S.G.S. Quad Map _____
C. Latitude: _____ d _____ m _____ s Longitude: _____ d _____ m _____ s
D. Lot No. _____, Block No. _____ of Unit/Tract _____ of the
_____ Subdivision recorded in _____ County.
E. Tract No. _____, Map No. _____ of the _____ Hydrographic Survey
F. Is this well within a municipality? NO if yes, where? _____
G. Give State Engineer File Number if existing well: _____
H. On land owned by (required): Phyllis R Hills

3. USE OF WATER (check use applied for)

- Domestic use for one household in accordance with Section 72-12-1.1 NMSA.
- Domestic use for more than one household in accordance with Section 72-12-1.1 NMSA. The number of households to be served by the well is _____.
- Drinking and sanitary uses that are incidental to the operations governmental, commercial, or non-profit facility
- Livestock watering in accordance with Section 72-12-1.2 NMSA.
- Prospecting, mining or drilling operations to discover or develop natural resources in accordance with Section 72-12-1.3 NMSA.
- Construction of public works, highways and roads in accordance with Section 72-12-1.3 NMSA.
- Domestic well to accompany a house or other dwelling unit constructed for sale.

RECEIVED
OFFICE OF STATE ENGINEER
SANTA FE, NEW MEXICO
DATE: 9/19/06

Trn Desc: _____
Log Due Date: _____
Form: wr-01

File Number: RG-88451
Trn Number: 368266

- CONDITIONS OF APPROVAL -
(Construction For Dwelling)

FILE NUMBER: RG 88451

PERMITTEES: Sage Homes of Taos

PAGE 1 OF 2

This application is approved subject to the following conditions of approval.

1. Depth of the well shall not exceed the thickness of the valley fill. (Condition 06-1a)
2. Depth of the well shall not exceed the thickness of the Ogallala formation. (Condition 06-1b)
3. The well shall be constructed to artesian well specifications and the State Engineer shall be notified before casing is landed or cemented. (Condition 06-2)
4. The well being replaced shall be plugged upon completion of the replacement well. A plugging report shall be filed with the State Engineer within 20 days of the well being plugged. (Condition 06-6b)
5. This well will require a meter when new permit is issued to owner for multiple household purposes or for commercial use. (Condition 06-9b)
6. The total diversion from all wells under this permit shall not exceed one acre-foot per annum. (Condition 06-10)
7. This permit authorizes the drilling of a well to accompany a house or other dwelling being constructed for sale. Water may only be diverted for activities directly related to the construction of the dwelling that the well will serve. Upon sale of the house or dwelling, the permit holder shall provide the new owner notice in writing of the requirement to file a change of ownership with the state engineer for the 72-12-1.1 domestic well permit. A copy of the notice shall be filed at the office of the state engineer along with a copy of the deed or other instrument of conveyance which conveyed the land upon which the 72-12-1.1 domestic well is located. This condition shall automatically expire when the office of the state engineer accepts a change of ownership for filing in the name of the new owner intending to divert water from the well. No water may be diverted from the 72-12-1.1 domestic well by the new owner until a change of ownership has been recorded at the office of the state engineer and a 72-12-1.1 domestic well permit has been issued in the name of the new owner. (Condition 06-16)
8. Any diversion of water made in excess of the authorized maximum diversion amount in any calendar year 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 during the following calendar year 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 during the following calendar year. The plan for the proposed repayment shall be on a form prescribed by the state engineer. (Condition 06-18)
9. Well Record shall be due on or before 9-21-2007

Witness my hand and seal this 19th day of September, A.D., 2006.

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

By:


District 6

JOINT TENANCY WARRANTY DEED

7 2/14/58
3:11
12-18-97

SUNI MICHELE LUCAS, a single person, for consideration paid, grants to NICK J. BEASON, a single person, and LISE E. POULSEN, a single person, as joint tenants with rights of survivorship, whose address is 5445 Club Drive, San Jose, California 95127, the following described real estate in Taos County, New Mexico:

* Lot 6-D

A tract of land near Colonias; Taos County; New Mexico; within the Antonio Martinez Grant; shown on the Taos County Property ID Maps as being within Projected Section 14, Township 26 North, Range 12 East, NMPM; also described as part of Tract 1, Map 17, Survey 3 of the 1941 Taos County Reassessment Survey; being Lot 6-D of the Ranchos de las Colonias Addition, Number Two, and more particularly described as follows:

BEGINNING at the North corner of this tract, a 3/8" rebar found on the westerly boundary of Tract "B", of the Taos Pueblo Grant, thence along said westerly tract boundary;

S 42° 49' 31" E, 313.47 feet to a 3/8" rebar found, thence;
S 42° 55' 00" E, 27.38 feet to the East corner of this tract,
a 3/8" rebar found, thence leaving said westerly tract boundary;

S 47° 07' 10" W, 254.78 feet to the South corner of this tract, a 3/8" rebar found on the easterly right-of-way of an access road, thence along said right-of-way;

N 43° 08' 37" W, 340.92 feet to the West corner of this tract, a 3/8" rebar found, thence leaving said right-of-way;
N 47° 08' 06" E, 256.51 feet to the POINT OF BEGINNING;

John R. D Antonio, Jr., 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: 368266
File Nbr: RG 88451

Sep. 21, 2006

PHYLLIS R HILLS
SAGE HOMES OF TAOS
PO BOX 1571
EL PRADO, NM 87529

Greetings:

Enclosed is your copy of the 72-12-1 Permit which has been approved. Your attention is called to the Specific and the General Conditions of Approval of this permit.

In accordance with General Condition C, a well record shall be filed in this office within ten (10) days after completion of drilling. The well record is proof of completion of the well. IT IS YOUR RESPONSIBILITY TO ASSURE THAT THE WELL LOG BE FILED WITHIN 10 DAYS OF DRILLING THE WELL.

This permit will expire on or before 09/21/2007, unless the well has been drilled and the well log filed in this office.

Sincerely,

A handwritten signature in cursive script, appearing to read "Angie Rodriguez".

Angie Rodriguez
(505)827-6120

Enclosure

cc: Albuquerque Office

wr_01app

SAGE HOMES OF TAOS

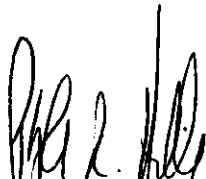
PO Box 1571
El Prado, New Mexico 87529
505-758-0817
hillsvievw@newmex.com

September 18, 2006

To whom it may concern:

Let this serve as my authorization to David Maestas of Maestas Construction to act as my agent to apply for and receive a well permit for the property lot 6D at Ranchos de Las Colonias as stated on the attached Warranty Deed.

Thank you.



Phyllis R. Hills

9/18/06

Date

STATE OF NM)
COUNTY OF TAOS)

The foregoing was witnessed before me this 18th day of Sept. 2006. Personally appeared Phyllis R Hills,

Lisa Gordon-Romero



OFFICIAL SEAL
Lisa Gordon-Romero
Notary Public-New Mexico
Notary Bond filed with Secretary of State
My Commission Expires _____

5-28-2009

RG-88451
TRN# 368266

OFFICE OF THE STATE ENGINEER/INTERSTATE STREAM COMMISSION — SANTA FE OFFICE

OFFICIAL RECEIPT NUMBER: 6-27343 DATE: 7/19/06 FILE NO.: CHECK NO.: CASH: X
 TOTAL: RECEIVED: DOLLARS
 PAYOR: ADDRESS: CITY: STATE:
 ZIP: RECEIVED BY:

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; yellow copy to Water Rights, Santa Fe Office, and goldenrod copy for district file. If you make a mistake, void original and all copies and submit to Program Support/ASD along with valid receipts.

A. Ground Water Rights Filing Fees

- | | |
|---|----------|
| 1. Declaration of Water Right | \$ 1.00 |
| 2. Application to Appropriate; Domestic (72-12-1.1) | \$125.00 |
| 3. Application for Stock Well | \$ 5.00 |
| 4. Application to Repair or Deepen (72-12-1.1) | \$ 75.00 |
| 5. Application to Replacement 72-12-1.1 Well | \$ 75.00 |
| 6. Application for Supplemental 72-12-1 Well | \$125.00 |
| 7. Application to Change Purpose of Use of 72-12-1 Well | \$ 75.00 |
| 8. Application to Appropriate Irrig., Mun., Ind., or Comm. Use | \$ 25.00 |
| 9. Application for Supplemental Well | \$ 25.00 |
| 10. Application to Change Location of Non-72-12-1 Well | \$ 25.00 |
| 11. Application to Change Place or Purpose of Use | \$ 25.00 |
| 12. Application to Change Location of Well and Place and/or Purpose of Use | \$ 50.00 |
| 13. Application to Combine Wells and/or Use | \$ 25.00 |
| 14. Application for Extension of Time | \$ 25.00 |
| 15. Proof of Completion of Well | \$ 25.00 |
| 16. Proof of Application to Beneficial Use | \$ 25.00 |
| 17. Application for Plan of Replacement | \$ 25.00 |
| 18. Application to Change Point of Diversion and Place and/or Purpose of Use from Surface Water to Ground Water | \$ 50.00 |
| 19. Application for Test, Exploratory, or Observation Well | \$ 5.00 |
| 20. Change of Ownership of Water Right | \$ 2.00 |

B. Surface Water Rights Filing Fees

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

C. Miscellaneous 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

_____ @ 0.20¢/copy
 _____ Map(s)

E. Certification

_____ \$ _____

F. Other

_____ \$ _____

G. COMMENTS:

20th - Pending