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STCO

# 103184  
5-6-85  
10:40

GALLINA ROAD ASSOCIATION agreement between members.

Purpose: To maintain sections of "Gallina Creek Road" which have been agreed upon by landowners of this area to be of common usage.

Membership: Membership shall be open to any landowner who has purchased land of the original parcel owned by Dutch Law as shown on the Law Easter Plat, survey number 76-64, made by Rio Grande Surveying Service in March, 1976.

A landowner shall become a voting member when he or she has paid in full their proportionate share of annual dues. Membership will terminate annually on July 1. Membership will automatically be reinstated with payment of a new years annual dues. Payment of annual dues by a landowner shall constitute agreement to be bound by the terms of this agreement for the period of membership.

There shall be one membership, one annual dues, and one vote per family unit.

Meetings: There shall be one mandatory meeting annually as close as possible to June 1. It shall be the commissioners duty to inform members time and place. At this annual meeting, new commissioners shall be elected and road work to be done that summer shall be discussed.

Additional meetings may be called by a minimum of three members. Two weeks notice must be given to all members by the calling members. A quorum shall consist of members present at a meeting when proper notice

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has been given

Commissioners: There shall be five commissioners elected by the majority vote of members at the annual meeting. The commissioners shall divide duties such as accounting, treasurer, secretary, etc., between themselves. The commissioners shall have the right to make decisions of what work is to be done and how much money is to be spent on the road. The commissioners shall be bound to make decisions which are to be in the best interest of all members. In a dispute between commissioners, a majority vote of commissioners shall preside, or a meeting may be called where a majority vote of members present shall preside. A two week notice must be given to all members by the commissioners for any called meeting.

The commissioners shall be accountable to all members at any time for work done and monies spent on the road.

The commissioners shall have the right to appoint members for special purposes such as contacting Raos County Officials etc. if it is not convenient to call or hold a meeting.

A commissioner may be removed from office by a majority vote of members at meeting called by three members as per the aforesaid procedure.

Annual Dues: The basic annual dues shall be determined by vote of members present at the annual meeting. Each member shall be asked to donate a proportionate amount of the basic annual dues based on a formula determined by the amount of common road used by any particular

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member. A table determining each members percentage of payment of the basic annual dues shall be incorporated with this agreement. This table shall be updated each year to reflect changes of land ownership. The table may be made and updated by any member voted in to do the task and must be updated before July 1 of each year.

Special Initiation Dues: Any individual who subdivides is responsible for a pro-rata share of the fees collected to that date as an initiation fee for additional road users.

Trust Fund: A trust fund is set up at New Mexico Federal Savings and Loan, Taos, NM. under the name of GALLINA ROAD ASSOCIATION. Signatures of two commissioners are required on each check. A check signer can be recalled by a majority vote of the membership at any meeting. A commissioner acting as treasurer will keep an accounting of all money spent from the trust fund and any member may request to see the accounting at any time.

Map: A map showing the Gallina Road shall also be a part of this agreement. The map shall define where common road areas are, distances through each landowners parcel to the North boundary, and shall show where work has been or will be done by the Association, and show pertinent data. The map may be made and updated by any member voted in to do the task and must be updated before July 1 each year.

Voluntary work: The commissioners may call for a road work day for any convenient time. One weeks notice shall be posted at the gate. It is requested that all members participate in these work parties.

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Snow Removal: A separate trust fund shall be maintained for the purpose of snow removal. Residents using Gallina Road during a particular winter shall be asked to donate to this fund. It shall be the commissioners duty to find the lowest cost snow removal service, while giving right of first refusal to any member. Also, the commissioner/treasurer shall pay the snow removal bill from the snow removal fund and keep an accounting.

Liability: Neither the Gallina Road Association nor any of its individual members nor any landowner using Gallina Creek Road shall be liable for loss of property or bodily injury caused to anyone through the uses of Gallina Creek Road. Whatever legal means necessary to accomplish this limit of liability shall be pursued.

No Gallina Road Association commissioner can be held personally liable for expenses incurred by consent of the Association.

APPROVED  
Virginia A. Mottl 3/4/85 DATE  
VIRGINIA A. MOTTL  
Charles A. Mottl 3/4/85 DATE  
CHARLES A. MOTTL



SIGNED IN MY PRESENCE THIS 4TH DAY OF MARCH, 1985

COUNTY OF TAOS )  
STATE OF NEW MEXICO )  
I hereby certify that this instrument was filed for record on the 4th day of May, A.D. 1985, at 12:40 o'clock P.m. and was duly recorded in book 12-125 page 371-372 of the records of Taos County.  
Witness my Hand and Seal of Office  
BEATRICE SILVA  
County Clerk, Taos County, N.M.

Hetti Czekalla  
NOTARY PUBLIC



Bernice Rodriguez  
Deputy

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Beatrice Medina 5-9-85  
COUNTY CLERK