



(NAD83 UTM in meters)

Y

Depth Water:

POINT OF DIVERSION SU

READ INSTRUCTIONS ON BACK

Revised March 1972

77 APR 15 PM 1 12

APPLICATION TO APPROPRIATE UNDERGROUND WATERS
IN ACCORDANCE WITH SECTION 75-11-1 NEW MEXICO STATUTES

HC#70276

\$1.00

STATE ENGINEER OFFICE
SANTA FE, N.M. 87501

77 APR 15 P 1: 28

File No. RG-28511

1. Name and Address of Applicant:

Stephen Caldwell
P.O. Box 182
Arroyo Seco, N.M. 87514

STATE ENGINEER OFFICE
DISTRICT I
ALBUQUERQUE, N. MEX.

2. Describe well location under one of the following subheadings:

a. _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ of Sec. _____ Twp. _____ Rge. _____ N. M. P. M., in
_____ County.

b. ^{Part of} Tracts No. 53, 13 of Map No. 11, 16 of the Survey 2 of the N.M.R.S. 1941

c. Lot No. 3 of Block No. _____ of the within the Antonio Martinez Grant
Subdivision, recorded in TAOS County.

d. X = _____ feet, Y = _____ feet, N. M. Coordinate System _____ Zone
in the _____ Grant.

e. Give street address or route and box No. of property upon which well is to be located, or location by direction and
distance from known landmarks _____

3. Approximate depth (if known) 115 feet; outside diameter of casing 6 inches.

Name of driller (if known) L.W. Siefkes WD-526

4. Use of water (check appropriate box or boxes):

- ☒ Household, non-commercial trees, lawn and garden not to exceed 1 acre.
- ☐ Livestock watering.
- ☐ Drinking and sanitary purposes and the irrigation of non-commercial trees, shrubs and lawns in conjunction with a commercial operation.
- ☐ Prospecting, mining or drilling operations to discover or develop natural resources.
- ☐ Construction of public works, highways and roads.

If any of the last three were marked, give name and nature of business under Remarks. (Item 5)

5. Remarks: _____

I, Steve Caldwell, affirm that the foregoing statements are true to the best of my knowledge and belief and that development shall not commence until approval of the permit has been obtained.

Stephen Caldwell, Applicant

By: _____

Date: 4/7/77

ACTION OF STATE ENGINEER

This application is approved for the use indicated, subject to all general conditions and to the specific conditions numbered 4 on the reverse side hereof. This permit will automatically expire unless this well is drilled or driven and the well record filed on or before April 15, 1978.

S. E. Reynolds, State Engineer

By: Jan Reed
District 1

Date: April 15, 1977

File No. RG-28511

Trn-454478

GENERAL CONDITIONS OF APPROVAL

- A. The maximum amount of water that may be appropriated under this permit is 3 acre feet in any calendar year.
- B. The well shall be drilled only by a driller licensed in the State of New Mexico in accordance with Section 75-11-13 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 75-11-13).
- C. Driller's log must be filed in the office of the State Engineer within 10 days after the well is drilled or driven. Failure to file the log within that time shall result in automatic cancellation of the permit. Log forms will be provided by the State Engineer upon request.
- D. The casing shall not exceed 7 inches outside diameter except under specific conditions in which reasons satisfactory to the State Engineer are shown.
- E. If the well under this permit is used at any time to serve more than one household, livestock in a commercial feed lot operation, or any other commercial purpose, the permittee shall comply with Specific Condition of Approval number 5(b).
- F. In the event this well is combined with other wells permitted under Section 75-11-1 New Mexico Statutes Annotated, the total outdoor use shall not exceed the irrigation of one acre of non-commercial trees, lawn, and garden, or the equivalent outside consumptive use, and the total appropriation for household and outdoor use from the entire water distribution system shall not exceed 3 acre feet per annum.

SPECIFIC CONDITIONS OF APPROVAL

(Applicable only when so indicated on the other side of this form.)

- 1. Depth of the well shall not exceed the thickness of the (a) the valley fill or (b) Ogallala formation.
- 2. The well shall be constructed to artesian well specifications and the State Engineer Office shall be notified before casing is landed or cemented.
- 3. Appropriation and use of water under this permit shall not exceed a period of one year from the date of approval.
- 4. Use shall be limited to household, non-commercial trees, lawn and garden not to exceed one acre and/or stock use.
- 5. 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 State Engineer shall be advised of the make, model, serial number, date of installation, and initial reading of the meter prior to appropriation of water and pumping records shall be submitted to the District Supervisor (a) for each calendar month, on or before the 30th day of the following month (b) on or before the 10th of January, April, July and October of each year for the three preceding calendar months (c) for each calendar year on or before the 30th day of January of the following year.
- 6. The well shall be plugged upon completion of the permitted use and a plugging report shall be filed in the office of the State Engineer within 10 days.
- 7. Final approval for the use of the well shall be dependent upon a leakage test made by the State Engineer Office.
- 8. Use shall be limited strictly to household and/or drinking and sanitary purposes; water shall be conveyed from the well to the place of use in closed conduit and the effluent returned to the underground so that it will not appear on the surface. No irrigation of lawns, garden, trees or use in any type of pool or pond is authorized under this permit.

INSTRUCTIONS

The application shall be made in the name of the actual user of the well for the purpose specified in the application.

The application shall be executed in triplicate and forwarded with a \$1.00 filing fee to the appropriate office of the State Engineer.

A separate application must be filed for each well to be drilled or used.

If well to be used is an existing well, an explanation (and file number, if possible) should be given under Remarks. (Item 5.)

Applications for appropriation, well logs and request for information in the following basins should be addressed to the State Engineer at the office indicated;

Bluewater, Estancia, Rio Grande, and Sandia Basins

District No. 1, 505 Marquette NW, Room 1023, Albuquerque, New Mexico 87101

Capitan, Carlsbad, Fort Sumner, Hondo, Jal, Lea, Penasco, Portales, Roswell, and Upper Pecos Basins

District No. 2, Box 1717, Roswell, New Mexico 88201

Animas, Gila-San Francisco, Hot Springs, Las Animas Creek, Lordsburg, Mimbres, Nutt-Hockett, Playas, San Simon, and Virden Valley Basins

District No. 3, Box 844, Deming, New Mexico 88030

Canadian River Basin

State Engineer Office, State Capitol, Bataan Memorial Bldg., Santa Fe, New Mexico 87501



**STATE OF NEW MEXICO
STATE ENGINEER OFFICE
ALBUQUERQUE**

**S. E. REYNOLDS
STATE ENGINEER**

**ADDRESS CORRESPONDENCE TO:
305 MARQUETTE AVE., N. W.
ALBUQUERQUE, N. M.
87101**

FILE: RC-28511

May 11, 1973

**Mr. Stephen Caldwell
PO Box 182
Arroyo Seco, NM 87514**

Dear Mr. Caldwell:

When this office sent you your permit to appropriate for domestic purposes, on the above numbered file, we requested that the well driller file a Well Record in this office, in triplicate, within 10 days after the well was completed. Filing of the Well Record shows us that the well has been completed within the terms of the permit and gives us added ground-water information; therefore, the filing of the Well Record is a joint responsibility of both the owner of the well and the well driller, but because we seldom know the name of the actual well driller, the responsibility of seeing that the Well Record is filed falls on the permittee. To date we have not received your Well Record.

If your well was drilled or driven by a drilling contractor, please contact him and see that he submits the necessary Well Record. If you drove the well, please advise us, and we will send you the necessary forms for submitting the Well Record.

Your permit, which governs the right to use water from your well, will be cancelled without further notice to you on May 31, 1973 unless a Well Record is received in this office on or before said date.

If you have not drilled or driven your well, you may apply for an extension of time, for which there is a \$1.00 filing fee. We will send you the extension of time forms upon request.

Very truly yours,

**J. L. Williams
Supervisor, District I**

JLW:ecd
cc: Santa Fe

File No. RG-28511



NEW MEXICO OFFICE OF THE STATE ENGINEER

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



☒ Individual	☐ Corporation
☐ Trustee	☐ Partnership
☐ Estate	☐ Limited Liability Co.
☐ Tribes, Pueblos, Nation	☐ Governmental Entity

1. OWNER OF RECORD (Seller)

Name: Michael E. Chieppo via Michael E. Chieppo, Trustee of the Michael E. Chieppo Revocable Trust dtd January 28, 2009		Name: Susan P. Chieppo via Susan P. Chieppo, Trustee of the Susan P. Chieppo Revocable Trust dated January 28, 2009	
Phone: 918-884-8804	☐ Home ☐ Cell	Phone: 918-884-8804	☐ Home ☐ Cell
Phone (Work):		Phone (Work):	
a. Owner of Record File No: RG-28511		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: Daniel Bertrand	Name: Lindsay Bertrand
Contact or Agent: check here if Agent ☒ Larry Van Eaton - Attorney at Law	Contact or Agent: check here if Agent ☒ Larry Van Eaton
Mailing Address: 101 Herdner Road Suite C	Mailing Address: 101 Herdner Road Suite C
City: Taos	City: Taos
State: New Mexico Zip Code: 87571	State: New Mexico Zip Code: 87571
Phone: 719-659-9864 ☐ Home ☐ Cell Phone (Work): 575-758-4279 (agent)	Phone: 719-659-9864 ☐ Home ☐ Cell Phone (Work): 575-758-4279 (agent)
E-mail (optional): dbertrand101@gmail.com	E-mail (optional): lindsaybertrand57@gmail.com

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: ☒ Domestic ☐ Livestock ☐ Multiple House ☐ Drinking & Sanitary	Amount of Water (acre-feet per annum): 3.0
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4. LIST ALL KNOWN WELL (POD) FOR THE 72-12-1 PERMIT CONVEYED

OSE POD No.	Well Tag ID No. (if applicable)	Subdivision	Section or X	Township or Y	Range
RG-28511		UTM NAD 83 Zone 13 (meters)	446751.069	4032148.761	
			Section 6	T25N	R13E

5. CHECK HERE IF WELL IS SHARED BY MULTIPLE HOUSEHOLDS: ☐

Note: Attach an updated list of lots served and owner contact information.

FOR OSE INTERNAL USE

Change of Ownership, Form wr-02d, Rev 6/03/19

File No.: RG-28511	Trn. No.: 731234	Well Tag ID No. (if applicable):
Trans Desc. (optional):	Sub-Basin:	Receipt No.:

6. ADDITIONAL STATEMENTS OR EXPLANATIONS

Latitude and Longitude of 36 deg. 25' 59.10" North, 105 deg. 35' 38.72" West and X and Y coordinates in Section 4 above updated June 2021. The property where this well is located has a street address of 9 Llama Road, El Prado, NM 87529, and is located in the Antonio Martinez of Taos County. This property is further identified as Taos County Assessor's Office Owner #11649 and Uniform Property Code (UPC) 1-073-150-259-399. First New Mexico Title Company File No. 7605-6-123A.

ACKNOWLEDGEMENT FOR INDIVIDUAL

I, We (name of owner(s)), Daniel Bertrand and Lindsay Bertrand, husband and wife, as joint tenants with right of survivorship
 Print Name(s)

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

Daniel Bertrand
 Signature

Lindsay Bertrand
 Signature

State of New Mexico)
 County of Taos) ss.

This instrument was acknowledged before me this 12th day of July A.D., 20 21, by (name of owner(s)):

Daniel Bertrand and Lindsay Bertrand



OFFICIAL SEAL
 PAMELA J MIZEN
 NOTARY PUBLIC - State of New Mexico

Notary Public:

My commission expires:

Pamela J Mizzen
07-31-2024

My Commission Expires 07-31-2024

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-02d, Rev 6/03/19

File No.: <u>RG- 28511</u>	Trn. No.: <u>731234</u>	Well Tag ID No. (if applicable):
Trans Desc. (optional):	Sub-Basin:	Receipt No.:

FIRST NEW MEXICO TITLE

File# 99031711 /
7605-6-123A

TAOS COUNTY
VALERIE RAEI MONTONA, CLERK
000453978
Book 1093 Page 231
1 of 3
06/24/2021 01:14:30 PM
BY BLANCAL

WARRANTY DEED (JOINT TENANTS)

MICHAEL E. CHIEPPO, Trustee of the MICHAEL E. CHIEPPO REVOCABLE TRUST, dated January 28, 2009 and SUSAN P. CHIEPPO, Trustee of the SUSAN P. CHIEPPO REVOCABLE TRUST dated January 28, 2009, for consideration paid, grant to DANIEL BERTRAND and LINDSAY BERTRAND, husband and wife, as joint tenants with right of survivorship, whose address is 101 Herdner Road Suite C, Taos, New Mexico 87571, the following described real estate in Taos County, New Mexico:

A certain tract of land near El Prado, Taos County, New Mexico, within the Antonio Martinez Grant; located within projected Section 6, Township 25 North, Range 13 East, New Mexico Principal Meridian; described as being part of Tract 13, Map 16, Survey 2 of the 1941 Taos County Reassessment Survey; and more particularly described by metes and bounds as follows:

BEGINNING at a USGLO brass cap monument found for Corner 1, Complaint 45, Private Claim 154, Parcel 3 of the Taos Pueblo Grant on the east boundary of this tract, thence;

S 00° 08' E, 8.9 feet to a ½ inch rebar found, thence;
N 87° 06' W, 265.8 feet to the SW corner, from whence a ½ inch rebar set as a witness corner, bears S 87° 06' E, 17.0 feet distant, thence;
N 26° 28' E, 158.0 feet to a ½ inch rebar found, thence;
N 89° 40' E, 194.7 feet to a ½ inch rebar found, thence;
S 00° 08' E, 147.2 feet to the POINT AND PLACE OF BEGINNING.

SUBJECT TO:

1. Reservations as contained in the patent from the United States of America to the Antonio Martinez Grant, dated May 8, 1896, and filed for record in Book A-16 at pages 68-97, records of Taos County, New Mexico.
2. Restrictive Covenants and Easement as contained in Warranty Deed from Los Taosenos to Larry W. Siefkes, et ux., and filed for record in Book A-139 at page 507, records of Taos County, New Mexico.
3. Grant of Easement from John L. Hackless, et al., to John L. Hackless, et al., and filed for record in Book M-99 at pages 668-671, records of Taos County, New Mexico.
4. Agreement regarding use of property, and filed for record in Book M-134 at pages 442-445, records of Taos County, New Mexico.

TAOS COUNTY
VALERIE RAE MONTROYA, CLERK
000453978
Book 1893 Page 232
2 of 3
06/24/2021 01:14:30 PM
BY BLANCA

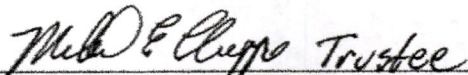
5. Easements for ingress, egress and utilities, well house, overhead power lines, electric pedestal, electric switch box, electric meters, fence line deviation from property boundaries, overhead and buried electric lines, meters, pedestal and gas meter; all as reflected on that plat of survey entitled, "Vera F. Porth Testamentary Trust", dated October 6, 2000, prepared by Jeffrey B. Stadler, and recorded in Cabinet D at page 133-A, records of Taos County, New Mexico.

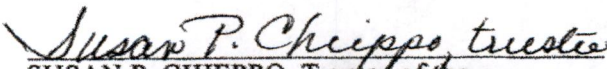
6. Deviation of fence lines from property boundaries; ten foot (10') utility easements; part of a fifteen foot (15') easement for ingress, egress and utilities; that portion of Llama Road located on subject property; any easements or claims of easement for existing utilities, specifically including but not limited to, natural gas meter, electric meters, hatch covers, electric junction box, pumphouse, and any underground utility line associated therewith; all as shown on that Improvement Location Report entitled, "Harris to Chieppo", dated October 9, 2014, having Red Tail Surveying, Inc. Job #1864.ILR, prepared by Robert A. Watt, NMPS #11770.

7. Property taxes for 2021 and future years.

with warranty covenants.

WITNESS our hands and seals this 23rd day of June, 2021.


MICHAEL E. CHIEPPO, Trustee of the
MICHAEL E. CHIEPPO REVOCABLE TRUST,
dated January 28, 2009


SUSAN P. CHIEPPO, Trustee of the
SUSAN P. CHIEPPO REVOCABLE TRUST
dated January 28, 2009

END OF PAGE-ACKNOWLEDGMENTS ON FOLLOWING PAGE

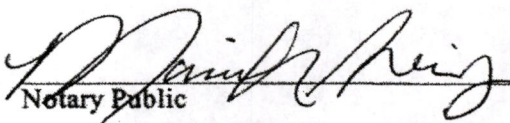
TAOS COUNTY
VALERIE RAE MONTOYA, CLERK
000453978
Book 1093 Page 233
3 of 3
06/24/2021 01:14:30 PM
BY BLANCA

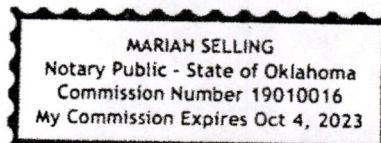
ACKNOWLEDGMENT IN A REPRESENTATIVE CAPACITY

STATE OF OKLAHOMA)
COUNTY OF Tulsa) ss.

This instrument was acknowledged before me on June 23rd, ~~2014~~ ^{2021 ms} by
MICHAEL E. CHIEPPO, as Trustee of the MICHAEL E. CHIEPPO REVOCABLE TRUST,
dated January 28, 2009.

My Commission Expires: 10/4/23


Notary Public



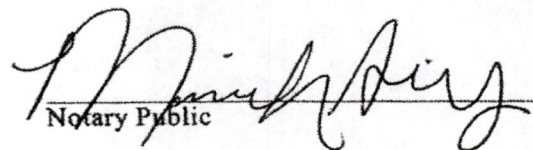
ACKNOWLEDGMENT IN A REPRESENTATIVE CAPACITY

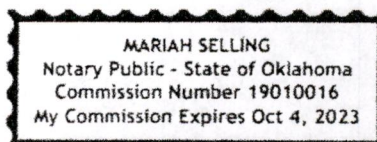
STATE OF OKLAHOMA)
COUNTY OF Tulsa) ss.

This instrument was acknowledged before me on June 23rd, ~~2014~~ ^{2021 ms} by
SUSAN P. CHIEPPO, as Trustee of the SUSAN P. CHIEPPO REVOCABLE TRUST, dated
January 28, 2009.

My Commission Expires:

10/4/23


Notary Public



TAOS COUNTY CLERK
RECORDER
SEAL
TAOS

TAOS COUNTY
ANNA MARTINEZ, CLERK
000432887
Book 996 Page 656
1 of 2
11/09/2018 03:56:43 PM
BY BLANCA

QUIT-CLAIM DEED

THIS INDENTURE, made this 2nd day of November, 2018, by Michael E. and Susan P. Chieppo, husband and wife ("Grantors"), in favor of Michael E. Chieppo, Trustee of the Michael E. Chieppo Revocable Trust dated January 28, 2009, and Susan P. Chieppo, Trustee of the Susan P. Chieppo Revocable Trust dated January 28, 2009 (each a "Grantee" and collectively "Grantees").

WITNESSETH, that Grantors, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, do hereby quit-claim, grant, bargain, sell and convey unto each Grantee a one-half undivided interest in and to all the Grantors' right, title, interest and estate, both at law and in equity, of, in, and to the following described real estate, situated in Taos County, State of New Mexico, to-wit:

A certain tract of land near El Prado, Taos County, New Mexico, within the Antonio Martinez Grant; located within Projected Section 6, Township 25 North, Range 13 East, NMPM; described as being part of Tract 13, Map 16, Survey 2 of the 1941 Taos County Reassessment Survey; and more particularly described by metes and bounds as follows:

BEGINNING at a USGLO brass cap monument found for Comer 1, Complaint 45, Private Claim 154, Parcel 3 of the Taos Pueblo Grant on the East boundary of this tract, THENCE; S 00° 08' E, 8.9 feet to a 1/2 inch rebar found, THENCE; N 87° 06' W, 265.8 feet to the SW corner from whence a 1/2 inch rebar set as a witness corner, bears S 87° 06' E, 17.0 feet distant, THENCE; N 26° 28' E, 158.0 feet to a 1/2 inch rebar found, THENCE; N 89° 40' E, 194.7 feet to a 1/2 inch rebar found, THENCE; S 00° 08' E, 147.2 feet to the POINT AND PLACE OF BEGINNING, along with all improvements thereon and appurtenances thereto.

TO HAVE AND TO HOLD THE SAME unto the Grantees, their successors and assigns, together with all the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining forever.

[Signatures on Next Page]

In witness whereof, the Grantors have executed this instrument the day and year above written.


MICHAEL E. CHIEPPO


SUSAN P. CHIEPPO

Acknowledgment

STATE OF OKLAHOMA)
) SS:
COUNTY OF TULSA)

TAOS COUNTY
ANNA MARTINEZ, CLERK
000432807
Book 996 Page 657
2 of 2
11/08/2018 03:56:43 PM
BY BLANCAL

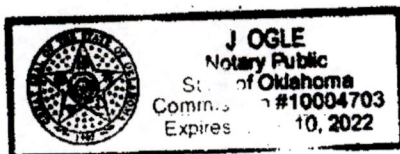
The foregoing instrument was acknowledged before me, the undersigned, a Notary Public, on this 2nd day of November, 2018, by Michael E. Chieppo and Susan P. Chieppo, husband and wife.

Given under my hand and seal of office the day and year above written.



Notary Public

My Commission Expires: 11/10/2022
[SEAL]



{1840983;2}

Mike A. Hamman, P.E.
State Engineer

Santa Fe Office
PO BOX 25102
SANTA FE, NM 87504-5102



Trn Nbr: 731234
File Nbr: RG 28511

**STATE OF NEW MEXICO
OFFICE OF THE STATE ENGINEER**

Aug. 01, 2022

LARRY VAN EATON
DANIEL BERTRAND
101 HERDNER RD STE C
TAOS, NM 87571

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,

A handwritten signature in cursive script, appearing to read "J. Romero", with a long, sweeping underline.

Jacob Romero
(505) 827-6120

Enclosure

chngowrc

Mike A. Hamman, 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: 731234
File Nbr: RG 28511

Aug. 01, 2022

LARRY VAN EATON
LINDSAY BERTRAND
101 HERDNER RD STE C
TAOS, NM 87571

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.

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Sincerely,

A handwritten signature in cursive script, appearing to read "J. Romero", with a long horizontal flourish extending to the right.

Jacob Romero
(505) 827-6120

Enclosure

chngowrc