

File Number: RA-612 & RA-613-Comb

Applicants: Jack & Diana Joy (Agent – Atkins Engineering Associates Inc.) and Farm Credit of New Mexico c/o Amy Munson

County(s): Eddy

NOTICE is hereby given that on July 31, 2020, Jack & Diana Joy (Agent- Atkins Engineering Associates, Inc., Attn. Richard C. Cibak, 2904 W. 2nd Street, Roswell, NM 88201), P.O. Box 928, Artesia, NM 88221 and Farm Credit of New Mexico c/o Amy Munson, P.O. Box 1537, Roswell, NM 88202-1537 filed with the **STATE ENGINEER** Application No. RA-612 & RA-613-Comb for Permit to Change Place and Purpose of Use and add existing wells as Additional Groundwater Points of Diversion of water rights within the Roswell Artesian Basin of the State of New Mexico.

Eddy County is the County affected by the diversion and in which the water has been or will be put to beneficial use. This notice is ordered to be published in the Artesia Daily Press.

The applicant seeks a permit to change point of purpose and place of use of 294.0 acre-feet per annum plus carriage allowance (205.80 acre-feet per annum Consumptive Use) of artesian groundwater right in the Roswell Artesian Basin from the following artesian wells on land owned by Rafter 4K Land LLC (Jack & Diana Joy),

<u>WELLS</u>	<u>SUBDIVISION</u>	<u>SECTION</u>	<u>TOWNSHIP</u>	<u>RANGE</u>
RA-612 & RA-613-Combined	NE1/4NE1/4NE1/4	4	18 S.	26 E.

The subject water right is presently authorized to be used for the irrigation of up to 98.0 acres of land owned by Rafter 4K Land LLC (Jack & Diana Joy) described as below:

<u>SUBDIVISION</u>	<u>SECTION</u>	<u>TOWNSHIP</u>	<u>RANGE</u>	<u>ACRES</u>
Part of the NW1/4	3	18 S.	26 E.	75.3
Part of NE1/4	3	18 S.	26 E.	<u>22.7</u>
				<u>98.0</u>

The applicant proposes to add commercial water sales permanently to its existing irrigation permit. Applicant will fallow land in the amount of one acre per 2.1 acre-feet per annum pumped for commercial water sales. The proposed new place of use will be as follows,

<u>SUBDIVISION</u>	<u>SECTION</u>	<u>TOWNSHIP</u>	<u>RANGE</u>	<u>ACRES</u>
Part of the N1/2	3	18 S.	26 E.)	
Part of the SW1/4	3	18 S.	26 E.)	Up to 98.0
Commercial water sales within 10 mile radius of	3	18 S.	26 E.	

The applicant also seeks a permit to use two existing artesian wells RA-753 and RA-754 as additional groundwater points of diversion located at the following locations on land owned by Rafter 4K Land LLC (Jack & Diana Joy),

<u>WELLS</u>	<u>SUBDIVISION</u>	<u>SECTION</u>	<u>TOWNSHIP</u>	<u>RANGE</u>
RA-753	NW1/4SW1/4	3	18 S.	26 E.
RA-754	SW1/4SW1/4SW1/4	3	18 S.	26 E.

The final permit shall be effective on November 1, 2020.

The above described points of diversion and places of use are located between East Blevins Road and East Atoka Road and west of Haldeman Road, south east of the City of Artesia, Eddy County, New Mexico.

To view the application and supporting documentation contact the State Engineer District 2 Office on (575) 622-6521 to arrange a date and time for an appointment located at Office of the State Engineer – District 2 Office, 1900 West Second Street, Roswell, New Mexico 88201.

Any person, firm or corporation or other entity asserting standing to file objections or protests shall do so in writing (objection must be legible, signed, and include the writer's complete name, phone number, email address, and mailing address). If the protest does not include the complete name, phone number, email address, and mailing address, it may be deemed invalid and not accepted for filing unless Protester provides with the protest an affidavit stating that it does not have one of the above-listed elements/requirements (phone number, mailing address, email address, etc.). The objection to the approval of the application must be based on: (1) Impairment; if impairment, you must specifically identify your water rights; and/or (2) Public Welfare/Conservation of Water; if public welfare or conservation of water within the state of New Mexico, you shall be required to provide evidence showing how you will be substantially and specifically affected. The written protest must be filed, in triplicate, with the State Engineer, 1900 West Second Street, Roswell, New Mexico 88201, on or before **November 6, 2020**. Facsimiles (faxes) will be accepted as a valid protest if the hard copy is hand-delivered or mailed and postmarked within 24-hours of the facsimile. Mailing postmark will be used to validate the 24-hour period. Protests can be faxed to the Office of the State Engineer, 575-623-8559. If no valid protest or objection is filed, the State Engineer will evaluate the application in accordance with the provisions of Chapter 72 NMSA 1978.