



Regular Board of Directors Meeting

Wednesday, June 10, 2026 at 9:00 am

MEETING LOCATION

530 S. Melendres Las Cruces, NM 88005

VIRTUAL MEETING DETAILS

<https://us06web.zoom.us/j/87218018839?pwd=K9yAXbbcawH6CesOv9AaQMw6vXAB7t.1>

Meeting ID: 872 1801 8839

Passcode: 564137

OPEN SESSION

9:00 - 9:10 AM

1. Invocation

2. Pledge of Allegiance

3. Introduction of Guests

4. Recognition of Service

R. Rovirosa

- Guillermo "Willie" Herrera | 30 Years
- Mike Gomez | 25 Years
- Guillermo "Willie" Herrera Jr | 5 Years

5. Public Input

Three minutes per participant, no more than 30 minutes spent in this item

6. Approval of Agenda

7. Approval of Board Minutes

COMMITTEE REPORTS

9:10 - 9:40 AM

8. Land Use Committee

D. Lutz

9. Capital Improvement Committee

J. Smith / J. Franzoy

Approval of Resolution 2026-05 Adopting the FY 2028-2032 ICIP Plan

10. Government Affairs Committee

R. Rovirosa / S. Devore

WATER RESOURCE REPORT

9:40 - 10:10 AM

11. Water Resource

P. King / J. Narvaez

a. Weather/Runoff Forecast

STAFF REPORT

10:10 - 11:00 AM

12. General & Administrative

J. Franzoy / L. Diaz

a. Financial Report

13. Manager's Update

J. Smith

a. Dams of Concern

14. Calendar of Events

J. Smith

- Flat Rate Irrigation Weekend: June 13-14, 2026
- NM WRRRI Agricultural Water Resilience Program (AgWRP) Applications DUE: June 29, 2026 by 5:00 PM
- 4th of July Holiday: July 3, 2026, EBID Office Closed
- New Mexico Groundwater Conference: July 14-15, 2026, Albuquerque, NM (request travel approval in Consent Agenda)

15. HR/Safety Update

D. Maciel / J. Smith

16. Engineering/Maintenance

A. Rubio

a. Maintenance/Projects Update

17. In Parcel Transfer

A. Carlson

Approval of Resolution 2026-S&T-006A / Total 10.81 Acres

(2026-WT-004: Move 10.81 Acres from J F Apodaca Farms Co to J F Apodaca Farms Co)

OPEN SESSION SUSPENSION AND TRANSFER HEARING

11:00 - 11:10 AM

18. Voluntary/Involuntarily Suspension and Transfer

A. Carlson

Approval of Resolution 2026-S&T-006B / Total 2.74 Acres

(2026-WT-005: Move 2.74 Acres from John Lee & Margaret A Follin to Salopek 6U Farms Inc)

CONSENT AGENDA

The Board will be asked to approve by one motion the following items of recurring or routine business:

11:10 - 11:15 AM

19. Approval of Consent Agenda

S. Gamboa - There are 14 May/June ROU licenses. EBID Engineering recommends approval of all.

- Adams Tire (Bill Adams) - 1 new culvert crossing the Park Drain
- El Paso Electric Co. - 1 reconstructed aerial electrical line crossing the Lower Chamberino Lateral
- Comcast of New Mexico - 4 new buried fiber optic lines crossing Walters Lateral, East Drain, Lower Chamberino Lateral
- Comcast of New Mexico - 8 new aerial fiber optic lines crossing multiple EBID waterways

J. Smith - Approval of travel to New Mexico Groundwater Conference: July 14-15, 2026, Albuquerque, NM for two (2) Board Members and two (2) Staff to include all actual expenses.

CLOSED SESSION

11:15 AM - 12:15 PM

20. Legal Update

- a. Texas v. NM (USSC)
- b. Adjudication Issues
- c. PRC El Paso Electric Rate Increase
- d. WQCC Surface Water Rule Making
- e. NM v US CV691
- f. Other Threatened/Pending Litigation
- g. Motion to come out of closed session

ADJOURNMENT

21. Motion to Adjourn

In accordance with the Elephant Butte Irrigation District resolution directing compliance with Open Meetings Act, a final version of the agenda will be available 72 hours in advance of the meeting at the EBID office at 530 S Melendres, Las Cruces, NM; and will be emailed to persons making a specific request for the final agenda by calling EBID's office 575-993-2429.

ELEPHANT BUTTE IRRIGATION DISTRICT
BOARD OF DIRECTORS' MEETING
May 13, 2026

A Regular Board of Directors meeting of the Elephant Butte Irrigation District was held at 530 S Melendres, Las Cruces, NM at 9 AM on Wednesday, May 13, 2026. The meeting was called to order by Board President Rafael Rovirosa. Board members present were Randy Garay, Casey Crist, Preston Tharp (arrived at 9:17 AM), Greg Daviet, James Sloan (arrived at 9:09 AM), Rafael Rovirosa, John Clayshulte Jr., Prescott Colquitt III, and Henry Ludwig.

The Invocation was given by Director Daviet, followed by the Pledge of Allegiance led by Director Crist.

EBID personnel present were: Josh Smith, Treasurer-Manager (arrived at 11:30 AM), Joah Franzoy, Chief Financial Officer; David Lutz, Legal Counsel; Marilyn Crawford, Executive Assistant; James Narvaez, Director of Irrigation Systems (virtual); Delyce Maciel, Director of HR and Safety (virtual); Scott Gamboa, Land and Licensing Technician, (in-person and virtual); Alex Rubio, Senior Engineering Manager; AJ Carlson, Land Records Admin (in-person and virtual); DL Sanders, Legal Counsel (virtual); Pete Domenici, Legal Counsel (virtual); Skye Devore, Lobbyist (virtual); Tammie Deon, Administrative Assistant (virtual) and Dr. Phil King (virtual).

EBID guests present were: Ryan Serrano, NMISC; Michael Riley, OSE; Caitlyn Owens, NMOSE; David Dyess, JSI; Bowdy Thomas, JSI; Michael Barbee, OSE; Jerry Melendez, USBR; Anna and Isaac Drews, Manna Farms; and Zack Libbin, Libbin Underwood Engineering.

Virtual guests: Christina Hernandez; Sherryl Smith, OSE; and Shannon Rees.

Approval of Agenda

Director Colquitt III moved, and the motion was seconded by Director Ludwig to approve the agenda as presented. Directors Garay, Crist, Daviet, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously.

Approval of Minutes

Vice President Daviet moved, and the motion was seconded by Director Colquitt III, to approve the April 8, 2026 Board Meeting minutes. Directors Garay, Crist, Daviet, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously.

Committee Reports

Water Resources Committee – Secretary Garay reported that the committee met on April 14, 2026, to discuss strategies for managing limited water allocations, with a primary focus on expanding stormwater capture efforts during an anticipated strong monsoon season. The committee outlined objectives to capture and beneficially use excess flows, while minimizing flood risk and ensuring proper allocation accounting. Operational challenges were noted, including timing uncertainties, system capacity constraints, sediment issues, and the need to coordinate diversions with downstream users and internal infrastructure. The committee emphasized that effective stormwater capture will require enhanced coordination, real-time response, and potentially 24-hour staffing during the monsoon season. The meeting concluded with a recommendation that the Board provide policy direction on stormwater capture given the projected conditions.

Action Item: President Rovirosa referred the matter of managing “de bancos” (small earthen dams in the main system), including their rapid removal or control during stormwater events, to the Water Resource Committee for investigation and report on a policy recommendation.

Government Affairs Committee – President Rovirosa reported that the committee discussed initiating participation with the Water Trust Board and pursuing potential funding opportunities. Work is underway on the ICIP update, with plans to submit required documentation by June. A schedule of upcoming Water and Natural Resources meetings was reviewed; although the committee is not yet on the agenda, it anticipates presenting at one of several meetings scheduled between July and October. He also reported on recent travel, including attendance at the Rio Grande Compact Commission meeting, the New Mexico Water Leaders Conference in Ruidoso, and the NWRA Federal Affairs Conference. These events provided valuable opportunities to engage with state legislators, water stakeholders, congressional offices, and federal representatives; overall, discussions were productive.

Water Resources Update

Dr. King provided a water resources update. As of May 11, 2026, total project storage stands at 263,863 acre-feet (AF), with 234,162 AF in Elephant Butte and 29,701 AF in Caballo. Usable project storage was 254,643 AF; 17,780 AF was not releasable. Rio Grande Compact credit was 5,400 AF, and San Juan-Chama was 3,820 AF. Zero AF have been released from Caballo in 2026. Total seasonal supply was at 236,863 AF. A “normal” seasonal supply is generally about 790,000 AF. Net inflow into Elephant Butte was at less than 0.

Dr. King provided a summary of the Rio Grande Project Second Allocation for 2026:

May 10, 2026 Allocation
DR = 0.70, Drought Factor = 0.88

Component	AF	
Seasonal Supply	237,805	
Mexico Allocation	10,684	
2026 Water for Allocation	162,371	
EPCWID Carryover	34,530	
EPCWID 2026 Allocation	44,512	43.2%
EPCWID Total Allocation	79,042	
EBID Carryover	18,274	
EBID 2026 Allocation	58,463	56.8%
EBID Total Allocation	76,737	
Acreage	90,640	acres
Conveyance	47%	
Allotment, inches	4.8	inches

Dr. King reviewed the Second Allocation, completed to align with El Paso No. 1. The District had previously issued an early allocation in March. Based on current supply conditions, allocations will follow a 57/43 split between districts. He and staff recommended maintaining the allocation at 4 inches, noting that higher allocations would offer limited benefit and are not supported under current conditions.

Dr. King reviewed NRCS data for the Rio Grande Basin as of May 11, 2026: the Rio Grande Headwaters was at 78% of average precipitation, the Upper Rio Grande at 64%, Rio Grande–Elephant Butte at 64%, and Rio Grande–Caballo at 77%.

The NOAA Climate Prediction Center projects above-average precipitation and above-average temperatures from May 20-26, 2026, across the Rio Grande watershed. The projection for July–September 2026 is above-average

precipitation and temperatures. While above-average temperatures are expected, the primary effects of El Niño are anticipated to occur later than usual, potentially extending monsoon activity into October or November. Staff will be on high alert for opportunities to capture stormwater. ENSO-neutral conditions favored through April–June 2026 (80% chance). In May–July 2026, El Niño is likely to emerge (61% chance) and persist through the end of 2026. The current 4-inch allotment is expected to remain in place for the season.

Introduction
Guests

Agenda
Approval

Minutes
Approval

Land Use
Committee

Government
Affairs
Committee

Water
Resources
Update

Financial Report

Joah Franzoy presented the financial report, noting a total of \$11,109,184 held across investments and cash in the bank as of April 30, 2026. Uncommon large payments included \$473,039 for WRRRI grant reimbursement and \$1,301,064 for ISC equipment purchases, both of which are awaiting reimbursement. The interest rate for April was 3.66%. To date, 93% of assessments have been collected, with approximately \$700,000 remaining outstanding.

A question was raised regarding the difference between Cash–Bank and Cash–Book balances. Mr. Franzoy explained that Cash–Bank reflects the current bank balance, while Cash–Book reflects the balance recorded in the District’s financials. The \$1.3 million variance in the Cash Report as of 4/30/26 was due to timing differences, representing payments issued for ISC equipment purchases that have not yet cleared the bank and for which reimbursement is still pending.

Approval of Delegation of Authority for Contract for Construction Aggregate Materials (ITB 2026-02)

Joah Franzoy reviewed the status of the LID fund, which currently holds approximately \$700,000 collected through annual assessments of about \$20,000. He noted that these funds, intended for flood control dam improvements, have remained unused for several years. Mr. Franzoy presented an Invitation to Bid (ITB) for construction aggregate materials, including riprap and base course, to help support dam projects. The bid has been published and is open for submissions. He requested delegation of authority to execute the contract and begin utilizing the funds without delay. **Vice President Daviet moved, and the motion was seconded by Director Colquitt III, to delegate signatory authority to the Manager for the contract for aggregate materials. Directors Garay, Crist, Tharp, Daviet, Sloan, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously.**

Approval of Resolution 2026-04: Reassignment of Accounts Payable Signature Authority

Joah Franzoy presented Resolution 2026-04 for reassignment of accounts payable signature authority. This resolution will improve efficiency in the accounts payable process. Historically, the Board President and Treasurer have been responsible for approving payments and signing off on checks. With the implementation of the District’s new accounts payable system, this process would require frequent system access by both officials. The proposed resolution would delegate this authority to the Manager-Treasurer and the Finance Director, reducing administrative burden while maintaining transparency through regular reporting to the Board. **Vice Director Colquitt III moved, and the motion was seconded by Vice President Daviet, to approve Resolution 2026-04. Directors Garay, Crist, Tharp, Daviet, Sloan, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously.**

Manager’s Update

Joah Franzoy reported on recent participation in the New Mexico Water Leaders Conference in Ruidoso, NM and the NWRA Federal Water Issues Conference in Washington, D.C., where they discussed water planning, funding opportunities, federal compliance, and drought conditions with state and federal officials. Upcoming legislative tours are planned for September. Updates were also provided on ongoing projects, implementation of the District’s ERP system, and availability of grant funding through the WRRRI Agricultural Water Resilience Program.

Calendar of Events

Joah Franzoy presented the calendar of events:

- Water Records begin taking Water Orders: May 18, 2026
- NM WRRRI Agricultural Water Resilience Program (AgWRP) Informational Webinar: May 20, 2026 at 3:00 PM, via Zoom
- NM WaterSMART Tour: May 20, 2026 [**Vice President Daviet moved, and the motion was seconded by Director Colquitt III, to approve travel to Albuquerque for two Board Members and two Staff to attend the NM WaterSMART Tour. Directors Garay, Crist, Tharp, Daviet, Sloan, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously.**]
- Memorial Day: May 25, 2026 - EBID Office Closed
- Depletion Reduction Purchase Program Public Meetings:
 - May 26, 2026, 4:00-6:00 PM, at DACC Gadsen Center Room 140, 1700 O'Hara Rd, Anthony NM
 - May 27, 2026, 4:00-6:00 PM, at Thomas Branigan Memorial Library, 200 E Picacho Ave, Las Cruces, NM
 - May 28, 2026, 4:00-6:00 PM, at Hatch Valley High School, 170 Herrera Rd, Hatch, NM
- Irrigation Begins: June 01, 2026
- Depletion Reduction Purchase Program VIRTUAL Public Meeting: June 3, 2026, 4:00-5:00 PM, via Zoom
- Next Board Meeting: June 10, 2026
- NM WRRRI Agricultural Water Resilience Program (AgWRP) Applications DUE: June 29, 2026 by 5:00 PM

HR/Safety Update

Delyce Maciel provided an HR and Safety update and reported a current employee count of 81, including one recent resignation. She noted the recent hiring of a ditch rider and two equipment operators in the South area and advised that several employees are currently on FMLA leave. Ms. Maciel also congratulated James Narvaez on 34 years of service.

Maintenance/Project Update

Alex Rubio provided an Engineering and Maintenance update and reported on drone operations and project progress, noting completion of pre- and post-construction flights at multiple sites, including Lucero, Tortugas, and Rodey Dam, as well as ongoing monitoring of drain work. Preparations are underway for upcoming projects, including the Rincon and Laguna Laterals, with budget reviews and material planning in progress. Additional updates included coordination on project closeouts, continued installation work, staff training on construction software, participation in the New Mexico Dam Owners Coalition, and administrative support for WRRRI AgWRP grant applications.

Approval of the Consent Agenda

Twenty (20) April/May ROU licenses with exhibits for review.

- Gene & Cheri Love - 2nd review, updated Encroachment Agreement, Encroachment (80') on right bank of College Lateral
- Innercity Fiber dba Gigabit Fiber - 3 new buried fiber optic lines crossing the Crawford Lateral, West Drain and Zach Lateral
- Anthony Pecan Farms / Victor Diaz / Frank Rubio - 4 existing harvest gates on Three Saints East Lateral, Anthony Drain, Nemexas Drain (requesting ROU land fees to be waived due to agriculture use)
- Anthony Pecan Farms / Victor Diaz / Frank Rubio - 1 existing culvert crossing the Anthony Drain (requesting ROU land fee to be waived due to agriculture use)
- SWC Telesolutions dba Ethos Broadband - 10 new buried fiber optic lines crossing the Hatch Main Canal, Colorado Spur Drain and Rodey Lateral
- El Paso Electric Co. - 1 reconstructed aerial electrical line crossing the Armijo Lateral Vexus Fiber - 2 new aerial fiber optic lines crossing the Porter Lateral and Armijo Lateral

Financial
Report

Delegation
of Auth for
ITB 2026-02
Const.
Aggregate
Materials

Reassignment
of
A/P
Signature
Authority
Resolution
2026-04

Manger's
Update

Calendar
of
Events

HR/Safety
Update

Maint/Proj
Update

Approval
of Consent
Agenda

President Rovirosa requested that permit 2026-L-002 Gene and Cheri Love be pulled from the Consent Agenda to be acted on separately. **Director Sloan moved, and the motion was seconded by Director Crist to approve the Consent Agenda. Directors Garay, Crist, Tharp, Daviet, Sloan, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously.**

Permit 2026-L-002 Gene and Cheri Love

David Lutz provided an update on the permit for Gene and Cheri Love and the property encroachment matter that is related to their application. While EBID holds a right-of-way, the underlying property is owned by the New Mexico Department of Transportation. The property owners have been provided with state contact information and have requested time to coordinate with all stakeholders before proceeding. They are not prepared to sign the encroachment agreement at this time. Mr. Lutz recommended tabling the item for future consideration. **Vice President Daviet moved, and the motion was seconded by Director Clayshulte Jr., to postpone consideration of Permit 2026-L-002 and refer it to the Land Use Committee, with the matter to return at a date recommended by the Committee. Directors Garay, Crist, Tharp, Daviet, Sloan, Clayshulte Jr., Colquitt III, and Ludwig voted in favor, and the motion passed unanimously.**

Action Item: President Rovirosa referred the matter to the Land Use Committee to review and provide recommendations regarding encroachments within EBID right-of-way areas where the underlying property is owned by another entity.

	EBID Job #	Lic. Renew Y/N	ROU LICENSEE	ROU Land Fee (10 yr term)	ROU Land Fee Requested to be Waived? Y/N	Staff Recommend Approval? Y/N
EBID ROU LICENSE LIST - MAY 13th, 2026 BOARD MEETING						
1	2026-007	N	2026-L-002 GENE & CHERI LOVE (2ND REVIEW / UPDATED ENCROACHMENT AGREEMENT) ENCROACHMENT (ROCK WALL) ON SOUTH PORTION OF THE COLLEGE LATERAL RIGHT BANK 80'x8' FROM APPROX. STA 24+50 -23+70	\$1,028.52	N	Y
2	2026-060	N	2026-L-042 INNERCITY FIBER dba GIGABIT FIBER TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE CRAWFORD LATERAL AT APPROXIMATE STATION 25+14	\$3,420.00	N	Y
3	2026-061	N	2026-L-043 INNERCITY FIBER dba GIGABIT FIBER TO CONSTRUCT OPERATE AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE WEST DRAIN AT APPROXIMATE STATION 145+50	\$4,180.00	N	Y
4	2026-063	N	2026-L-044 INNERCITY FIBER dba GIGABIT FIBER TO CONSTRUCT OPERATE AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE ZACH LATERAL AT APPROXIMATE STATION 10+28	\$3,420.00	N	Y
5	2026-064	N	2026-L-045 ANTHONY PECAN FARMS / VICTOR DIAZ / FRANK RUBIO TO OPERATE AND MAINTAIN AN EXISTING HARVEST GATE ON THE RIGHT BANK OF THE THREE SAINTS EAST LATERAL AT APPROXIMATE STATION 238+00	\$3,800.00	Y	Y
6	2026-065	Y 2016-005 2016-L-004	2026-L-046 ANTHONY PECAN FARMS / VICTOR DIAZ / FRANK RUBIO TO OPERATE AND MAINTAIN EXISTING HARVEST GATES ON THE RIGHT AND LEFT BANKS OF THE ANTHONY DRAIN AT APPROXIMATE STATION 89+00	\$3,800.00	Y	Y
7	2026-066	Y 2022-173 1998-T-017	2026-L-047 ANTHONY PECAN FARMS / VICTOR DIAZ / FRANK RUBIO TO OPERATE AND MAINTAIN AN EXISTING HARVEST GATE ON THE RIGHT BANK OF THE NEMEXAS DRAIN AT APPROXIMATE STATION 694+92	\$4,180.00	Y	Y
8	2026-067	Y 2016-005 2016-L-004	2026-L-048 ANTHONY PECAN FARMS / VICTOR DIAZ / FRANK RUBIO TO OPERATE AND MAINTAIN AN EXISTING HARVEST GATE ON THE LEFT BANK OF THE ANTHONY DRAIN AT APPROXIMATE STATION 75+00	\$3,800.00	Y	Y
9	2026-070	Y 2016-004 2016-L-003	2026-L-050 ANTHONY PECAN FARMS / VICTOR DIAZ / FRANK RUBIO TO OPERATE AND MAINTAN AN EXISTING CULVERT CROSSING THE ANTHONY DRAIN AT APPROXIMATE STATION 79+60	\$3,800.00	Y	Y
10	2026-072	N	2026-L-051 SWC TELESOLUTIONS dba ETHOS BROADBAND SOW TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE HATCH MAIN CANAL AT APPROXIMATE STATION 1183+18	\$4,180.00	N	Y
11	2026-073	N	2026-L-052 SWC TELESOLUTIONS dba ETHOS BROADBAND SOW TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE HATCH MAIN CANAL AT APPROXIMATE STATION 1174+97	\$4,180.00	N	Y
12	2026-074	N	2026-L-053 SWC TELESOLUTIONS dba ETHOS BROADBAND SOW TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE HATCH MAIN CANAL AT APPROXIMATE STATION 1154+40	\$4,180.00	N	Y
13	2026-075	N	2026-L-054 SWC TELESOLUTIONS dba ETHOS BROADBAND SOW TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE HATCH MAIN CANAL AT APPROXIMATE STATION 1141+84	\$4,180.00	N	Y
14	2026-076	N	2026-L-055 SWC TELESOLUTIONS dba ETHOS BROADBAND SOW TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE HATCH MAIN CANAL AT APPROXIMATE STATION 1085+00	\$4,180.00	N	Y
15	2026-077	N	2026-L-056 SWC TELESOLUTIONS dba ETHOS BROADBAND SOW TO CONSTRUCT OPERATE AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE HATCH MAIN CANAL AT APPROXIMATE STATION 1027+40	\$4,180.00	N	Y
16	2026-078	N	2026-L-057 SWC TELESOLUTIONS dba ETHOS BROADBAND SOW TO CONSTRUCT OPERATE AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE COLORADO SPUR DRAIN AT APPROXIMATE STATION 11+00	\$3,800.00	N	Y
17	2026-079	N	2026-L-058 SWC TELESOLUTIONS dba ETHOS BROADBAND SOW TO CONSTRUCT OPERATE AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE COLORADO SPUR DRAIN AT APPROXIMATE STATION 71+00	\$4,180.00	N	Y
18	2026-080	N	2026-L-059 SWC TELESOLUTIONS dba ETHOS BROADBAND SOW TO CONSTRUCT OPERATE AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE RODEY LATERAL AT APPROXIMATE STATION 135+59	\$3,420.00	N	Y
19	2026-081	N	2026-L-060 SWC TELESOLUTIONS dba ETHOS BROADBAND SOW TO CONSTRUCT OPERATE AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE RODEY LATERAL AT APPROXIMATE STATION 139+00	\$3,420.00	N	Y
20	2026-084	N	2026-L-063 EL PASO ELECTRIC TO RECONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL ELECTRICAL LINE CROSSING THE ARMJO LATERAL AT APPROXIMATE STATION 97+50	\$3,800.00	N	Y
			TOTAL CHARGED \$ (NO LAND FEE WAIVER)	\$55,748.52	N	Y
			TOTAL WAIVED \$ (REQUESTING LAND FEE WAIVER)	\$19,380.00	Y	Y
			TOTAL \$	\$75,128.52	N	Y

Water Transfer Hearing

President Rafael Rovirosa called to order the Suspension/Transfer Hearing. AJ Carlson presented 2026-WT-004, JF Apodaca Farms Company, requests an in-parcel transfer of 10.81 water-righted acres within a single tract. Staff recommended approval; however, upon discussion, the Board, with advice of legal counsel, questioned whether the request falls within the statutory framework governing suspension and transfer proceedings, which applies to transfers between separate tracts. The Board further considered that the request involves relocating the use of water within the

May 13, 2026

same parcel, raising questions about the legally authorized place of use and the extent of EBID’s authority to approve such changes, particularly where both surface and groundwater rights may be involved.

The Board also noted that no public notice had been issued and that proceeding without notice could raise due process concerns. Based on these considerations, the Board determined that it lacked a clear statutory basis to act. The Board ordered that the **suspension and transfer hearing be closed without action** and directed the applicant to seek guidance from the New Mexico Office of the State Engineer regarding the permissible place of use and any required approvals. The applicant may return to the Board should further EBID action or certification be required following such consultation. **Motion to adjourn the Board sitting for water transfer hearing made by Secretary Garay; Director Crist seconded. Directors Garay, Crist, Tharp, Daviet, Sloan, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously.**

Action Item: President Rovirosa referred the issue of in-parcel transfers to the Legal Review Committee to research and develop a process for handling them. Vice President Daviet requested that Mr. Lutz be included in the discussion.

Exhibit A

Elephant Butte Irrigation District

WATER RIGHT "SUSPENSION FROM /TRANSFER TO PARCEL TRANSFER ON BOARD AGENDA: May 13, 2026							
MOVE FROM:				MOVE TO:			PAGE 1
TRANSFER#	NAME	MAP-SERIAL	PARCEL	ACRES	NAME	MAP-SERIAL	PARCEL
2026-WT-004	J F Apodaca Farms Co	20-35B1	562400P	10.81	J F Apodaca Farms Co	20-35B1 NWpt	562400P
TOTAL ACRES PAGE 1				10.81			

KEY: WT = Volitional Transfer WRS = Stacking WTS = Volitional Transfer & Stacking

Closed Session

Director Colquitt III moved, and the motion was seconded by Director Clayshulte Jr. to go into closed session. Directors Garay, Crist, Tharp, Daviet, Sloan, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously. Pursuant to Section 10-15-1(H), NMSA of the New Mexico Open Meetings Act, the following topics were discussed in closed session:

- Texas v. NM (USSC)
- Discussion regarding purchase, acquisition, or disposal of real property or water rights
- Discussion regarding issuance, suspension, renewal or revocation of a license pertaining to use of EBID Property
- Limited Personnel Matters
- Other Threatened/Pending Litigation
- Motion to come out of closed session

Vice President Daviet moved, and the motion was seconded by Director Clayshulte Jr. to come out of closed session. Directors Garay, Crist, Tharp, Daviet, Sloan, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously. President Rovirosa noted the only matters discussed in closed session were the items identified in the motion to go into closed session and that no action was taken.

Adjournment

There being no further business, **Secretary Garay moved, and the motion was seconded by Director Crist to adjourn the meeting. Directors Garay, Crist, Tharp, Daviet, Sloan, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously.** The meeting was adjourned at 12:42 PM.

The next meeting of the Board of Directors will be held on June 10, 2026, beginning at 9 AM at EBID office located at 530 S Melendres St., Las Cruces, NM.

Rafael Rovirosa, President

Date

Randy Garay, Secretary

Date

Closed
Session

Open
Session

Adjourn

**Elephant Butte Irrigation District
Land Use Committee**

**June 2, 2026
Committee Report**

A meeting of the Land Use Committee took place on June 2, 2026 at 1:00 P.M.. Director Prescott K. Colquitt, III, Treasurer-Manager Josh Smith, Senior Engineering Manager Alex Rubio, GIS and Licensing Administrator Juan Caballero, Engineer Zack Libbin and Legal Counsel David Lutz attended the meeting for EBID.

The attendees discussed revisions to the most current draft of the Blanket License Agreement with Zia Gas. David Lutz will work with financial personnel at EBID to determine the current proposed per dekatherm pricing rate. David Lutz will also coordinate with Scott Gamboa, Alex Rubio, and Juan Caballero about language regarding the practical implementation of the agreement. Zack Libbin will review the current draft and provide engineering insight. With those comments, it will be presented to Zia Gas with a hope to have it ready for Board approval at the July meeting.

The Committee also discussed the College Lateral. After the Board meeting in May, Alex Rubio, Juan Caballero, and Zack Libbin provided David Lutz material from the map room that showed a deed from the State of New Mexico from 1919 to EBID for the College Lateral. The Committee agreed that David Lutz would send a letter to all encroaching property owners regarding the license process or potential application process under the newly revised property relinquishment policy. David Lutz will update the Board and revise his comment from last month's Board meeting regarding underlying ownership of the property.



EBID Board Committee for Capital Improvements

Randy Garay, Henry Ludwig, Rafael Rovirosa,

Josh Smith, Skye Devore,

Board Update

Topic: ICIP 2027 Submission

Meeting Summary

The Capital Improvements Committee met on May 29, 2026, to discuss and prioritize projects for inclusion in the District's Infrastructure Capital Improvement Plan (ICIP). The committee met again on June 8, 2026, to finalize project rankings, entries, and estimated costs prior to submission.

The ICIP is due June 15, 2026. Project costs included in this report are preliminary planning-level estimates and will be refined as projects move forward. While the District hopes to secure ICIP funding for several major infrastructure projects, those projects will also be pursued through the New Mexico Water Trust Board and other funding opportunities if ICIP funding is not awarded.

Project List

1-3. District Automation Projects #1-3 (\$8,500,000 each)

Installation of approximately 85 automated water control sites per project throughout the district to improve water delivery efficiency, reduce operational losses, enhance water conservation, and modernize irrigation infrastructure. These projects expand upon automation efforts currently being pursued on the Leasburg and Westside Canal systems through IRA funding.

4. Lining and Automation of Leasburg Canal (\$28,600,000)

Lining of the Leasburg Canal and install automated control structures to reduce seepage losses, improve water conservation, and enhance operational control of one of the district's primary conveyance facilities.

5. Piping Laterals Near Roads, Intersections, and Populated Areas (\$15,000,000)

Convert approximately 12.5 miles of open laterals to pipeline in areas where public safety concerns and water losses are greatest. The project will improve safety, reduce maintenance requirements, and increase water delivery efficiency.

7. Sediment Capture and Water Holding Ponds (\$4,000,000)

Construct sediment capture and ponds to reduce sediment entering the irrigation system, improve floodwater management, and create opportunities for groundwater recharge and water conservation.

8-12. Water Conservation, Infrastructure, and Public Safety Equipment (\$200,000 each)

Purchase equipment necessary to support water conservation projects, infrastructure maintenance, flood control operations, and public safety activities throughout the district.

13. Central Yard Building Improvements (\$635,000)

Replace aging metal roofing and siding, upgrade building exteriors, and replace deteriorated overhead garage doors at the EBID Central Yard. These improvements will protect district assets and extend the useful life of existing facilities.

14. SCADA-Based Early Flood Warning System (\$1,244,100)

Expand the district's SCADA network with additional rainfall gauges, water level sensors, telemetry equipment, and monitoring stations to provide real-time flood warning capabilities. The project will improve emergency response, public safety, stormwater capture, and flood management throughout the district.

15. New Mechanical Shop (\$3,500,000)

Construct a new mechanical shop to support maintenance and repair of district vehicles & heavy equipment. The facility will improve operational efficiency, reduce downtime, and expand in-house maintenance capabilities.

**ELEPHANT BUTTE IRRIGATION DISTRICT
RESOLUTION NO. 2026-05**

**A RESOLUTION ADOPTING THE FY 2028-2032 INFRASTRUCTURE
CAPITAL IMPROVEMENT PLAN (ICIP)**

WHEREAS, the Elephant Butte Irrigation District recognizes that the financing of public capital projects has become a major concern in New Mexico and nationally; and

WHEREAS, in times of scarce resources, it is necessary to find new financing mechanisms and maximize the use of existing resources; and

WHEREAS, systematic capital improvements planning is an effective tool for communities to define their development needs, establish priorities and pursue concrete actions and strategies to achieve necessary project development; and

WHEREAS, this process contributes to local and regional efforts in project identification and selection in short and long range capital planning efforts.

NOW, THEREFORE, BE IT RESOLVED BY THE Board of Directors of the Elephant Butte Irrigation District that:

1. The Elephant Butte Irrigation District has adopted the attached FY 2028-2032 Infrastructure Capital Improvement Plan, and
2. It is intended that the Plan be a working document and is the first of many steps toward improving rational, long-range capital planning and budgeting for New Mexico's infrastructure.
3. This Resolution supersedes Resolution No. 2025-28.

PASSED, APPROVED and ADOPTED by the Board of Directors of the Elephant Butte Irrigation District at its meeting of _____, 2026.

Rafael Rovirosa, President

ATTEST:

Randy Garay, Secretary

EBID Government Affairs Report - June 10, 2026 Board Meeting

Executive Summary

Since the last board meeting, government affairs work has centered on **Water Trust Board positioning, interim committee engagement, legislative relationship management, and planning for a September project tour.**

Activities

- Government Affairs Committee discussions were held on **May 27** and **June 3**.
- Work since May 13 has focused primarily on:
 - Water Trust Board and capital outlay strategy
 - Interim legislative presentation planning
 - Water-rights buyback policy monitoring
 - September legislator/project tour planning
 - Post-primary relationship follow-up

Interim Committee and State Policy Engagement

- EBID continues preparing for **interim legislative engagement**, including a presentation or panel tied to regional water resilience, Texas v. New Mexico context, and district infrastructure needs for the Interim Water & Natural Resources Committee
- The working concept has been to position EBID as a practical voice on **regional water resilience, project delivery, and long-term infrastructure investment.**
- There is continued value in pursuing an interim opportunity in **Las Cruces, ideally in July or August if scheduling allows.**

- Government affairs discussions also tracked the state's evolving **water-rights acquisition / depletion-reduction process**.

Legislative Relationships and September Tour Planning

- Planning is underway for a **September legislator/project tour in Las Cruces with Kirsten Holles from the NM WRRI AgWRP Team**.
- The tour is expected to help show legislators and funding partners:
 - Active EBID project sites
 - Water-conservation and infrastructure needs
 - The scale of current and potential state investment opportunities
- Coordination is still needed on:
 - Final dates
 - Attendee list
 - Project stops
 - Meal / logistics planning
 - Coordination with Ag water and related partners
- This tour remains a strong opportunity to build support ahead of the next capital outlay cycle and broader 2027 conversations.

Political and Relationship Management Update

- The recent primary election results prompted discussion and targeted follow-up with key winners.
- Relationship-building work includes:
 - Congratulatory outreach to key primary winners
 - Continued tracking of district-area legislators and committee interests
 - Ongoing planning for recognition of legislators who previously supported EBID capital requests

Other Funding and External Opportunities

- EBID is continuing to monitor and coordinate around additional funding opportunities, including **water resilience and grant programs** that could complement ICIP and Water Trust Board strategy.
- The current emphasis is on making sure project concepts are positioned so they can be adapted across multiple funding sources where appropriate.
- Matching-fund strategy remains important, particularly where existing commitments can strengthen larger infrastructure requests.

Elephant Butte Irrigation District

Cash Report as of May 31, 2026

	Balance 5/31/2026	Balance 5/31/2025	Balance 5/31/2024
Cash - Bank	\$ 768,148	\$ 636,566	\$ 366,391
Investments - NM State Treasurer	\$ 9,457,002	\$ 9,372,599	\$ 8,508,892
Cash balance bank	\$ 10,225,150	\$ 10,009,165	\$ 8,875,284

	Balance 5/31/2026	Balance 5/31/2025	Balance 5/31/2024
Cash - Book			
Cash	\$ 352,404	\$ 468,613	\$ 304,052
Invest	\$ 9,457,002	\$ 9,372,599	\$ 8,508,892
Cash balance book	\$ 9,809,406	\$ 9,841,212	\$ 8,812,945

	Operating Investment Activity YTD 2026	Operating Investment Activity YTD 2025	Operating Investment Activity YTD 2024
Balance	\$ 6,291,071	\$ 5,449,673	\$ 3,075,628
Plus: interest	\$ 165,931	\$ 172,927	\$ 183,264
Plus: Transfers In	\$ 6,500,000	\$ 5,500,000	\$ 6,350,000
Less: Transfers Out	\$ (3,500,000)	\$ (1,750,000)	\$ (1,100,000)
	\$ 9,457,002	\$ 9,372,599	\$ 8,508,892

Difference in
2026-2025

\$ (31,806)

Difference in
2025-2024

\$ 1,028,268

Interest rate on investments for May 2026: 3.64%

Percent of 2026 Assessment received to date: ~ 95%

Uncommon cash transactions in May to date: \$ -

Uncommon large payments:

WRRl grant payments-awaiting reimbursement \$ 473,039

ISC equipment purchases-awaiting reimbursement \$ 980,386

Uncommon large receipts:

Auction proceeds received in March \$ -

Income from outside job \$ -

ISC grant proceeds \$ 320,678

WRRl grant proceeds \$ -



HUMAN RESOURCES & SAFETY DEPARTMENT

STAFF REPORT

FOR THE JUNE BOARD MEETING

HUMAN RESOURCES

EMPLOYEES

- ⇒ **Current Total Employee Count = 79**
- ⇒ **Current/Upcoming Job Openings**
 - Ditchrider—North (1)
 - Equipment Operator—Basic Central (3)
 - Equipment Operator—Basic North (2)
 - Maintenance Support—Basic North (1)
 - Finance—Tax (1) & Purchasing (1)
- ⇒ **Pending Job Openings**
 - Ditchrider—South (3)
- ⇒ **Hired—Job Offers**
 - None
- ⇒ **Testing/Interviewing**
 - Eq Op/Ditchrider/CSR/Purchasing/Maint Supp

EMPLOYMENT INFORMATION

- ⇒ **YEARS OF SERVICE**

> 30 YEARS	7 Employees
21 – 30 YEARS	11 Employees
10 – 20 YEARS	11 Employees
< 10 YEARS	50 Employees

Board Recognition for Employees – JUNE

- Guillermo “Willie” Herrera 30 years 06/07
- Mike Gomez 25 years 06/13
- Guillermo “Will” Herrera Jr 5 years 06/01

Years of Service Recognition – JUNE

Irrigation Systems

- | | |
|--------------------------|----------------|
| Sergio Salinas (Central) | 31 years 06/01 |
| Oscar Miranda (South) | 3 years 06/05 |

Maintenance

- | | |
|----------------------------|----------------|
| Juan Jimenez (Fabrication) | 12 years 06/16 |
|----------------------------|----------------|

Finance

- | | |
|--------------|---------------|
| Joah Franzoy | 3 years 06/05 |
|--------------|---------------|

SCADA Systems

- | | |
|---------------|----------------|
| Armando Alejo | 19 years 06/18 |
| Adam Carrejo | 19 years 06/18 |

SAFETY

UPCOMING TRAINING

- ⇒ Weekly tailgate safety trainings with employees
- ⇒ Defensive Driving Training for Employees
 - July 14, 2026—new employees attending
- ⇒ Joah is finalizing security equipment for Las Cruces, Hatch and Chamberino yards with ISC Grant

OTHER

- ⇒ **FMLA/Disability/Leave of Absence**
 - 4 Employees – FMLA Intermittent
 - 1 Employees—FMLA
- ⇒ **Upcoming FMLA**
 - 1 Employees (July)
- ⇒ **Worker’s Compensation**
 - 1 Employee—Light Duty



- ⇒ **Upcoming Events**

Irrigation Season Begins!	06/01
Father’s Day	06/21
4th of July (Office Closed on Friday)	07/03



2005-ENG13

POLICY SUBJECT: Stacking of Project water rights within EBID

DATE APPROVED: May 11, 2005

PURPOSE: To insure that sufficient surface water is available to grow a variety of crops as well as accommodate the needs of agricultural and non-agricultural constituents; to meet the changing demand for water due to urbanization, drought conditions, environmental concerns, and farm management practices; and to reconcile the Office of the State Engineer adjudicated or LRG Hydrographic Survey water rights with EBID-assessed water righted acres by the stacking of surface water rights on existing water righted land.

I - STATEMENT

The Lower Rio Grande Basin (LRG) is in the process of a court supervised stream adjudication where the Office of the State Engineer (OSE) has produced a hydrographic survey (HS) that is being used to establish the legally irrigable land to constituents within EBID boundaries. In the Stream Adjudication, the OSE is using the HS to make Offers of Judgment to constituents in EBID that sets forth their water righted acreage. In most cases, the HS water righted acres do not match the EBID-assessed water righted acres. The EBID tax assessment roll has recorded water righted acreage of constituents based on historical irrigation practices since the beginning of the Rio Grande Project. The HS is a recent inventory done by the OSE of what is currently irrigated within the District that does not take into account all of the land of a constituent that has been historically irrigated and put to beneficial use. This policy is an attempt to reconcile the HS with the EBID tax assessment roll to keep in place the District right to assess and deliver water to 90,640 acres. The reconciliation between EBID and the OSE will also ensure that each entity will show the same amount of water righted acreage for every constituent as ultimately recorded with the stream adjudication court. The stacking of water rights will also accommodate the needs of agricultural and non-agricultural water users. What is unique about this policy is that for the first time in Project history, it will allow the transfer of Project water rights to land within the District that already has Project water rights, as long as all the Project water can be put to beneficial use.

II - TERMS AND DEFINITIONS

“Allotment” or “Allotted Water” is the amount of pro-rata water available for delivery to each eligible water righted acre for a given year as determined annually by the EBID Board of Directors.

“Delivery” is the flow of irrigation water to a land parcel.

“EBID” or “the District” means the Elephant Butte Irrigation District.

“EBID Land Acres” is the amount of land acreage eligible for receiving irrigation water. (Note: If the parcel has been adjudicated, this amount matches the OSE irrigated acres.)

“Hydrographic Survey” or “HS” is the inventory of surface and groundwater rights by the OSE for the Lower Rio Grande Basin.

“Irrigable” means land that is capable of irrigation.

“OSE” means the State of New Mexico Office of the State Engineer.

“Owner” or “Landowner” means the person(s), partnership(s), corporation(s) or entity that holds legal title to a land parcel.

“Parcel” or “Land Parcel” means the area of land described by a legal, recorded, instrument of title.

“Project” or “Rio Grande Project” was authorized by Act of Congress on February 25, 1905 33 Stat. 814, pursuant to the Reclamation Act of 1902, 32 stat. 390. The Project includes facilities and works with their appurtenant lands authorized by the Act of February 25, 1905, as amended and supplemented, particularly Elephant Butte Dam and Reservoir, Caballo Dam and Reservoir, a power generating plant, and six diversion dams (Percha, Leasburg, Mesilla, American, International, and Riverside) on the Rio Grande in New Mexico and Texas, and includes the Project lands and service area authorized for water delivery pursuant to the Rio Grande Project Act of February 25, 1905, as amended and supplemented.

“Stacking” or “Stacked” means adding more water rights to existing water righted land without increasing the land area.

“Stream Adjudication” is the lawsuit originally filed by EBID to adjudicate all of the water rights in the Lower Rio Grande Basin.

“Suspension” or “Suspend” means the voluntary or involuntary removal of water righted acres from the tax assessment roll of the District. Once the water righted acres of a land parcel are suspended, it is no longer entitled to receive Project water unless reclassified.

“Total Water Righted Acres (Total WRA)” is the amount of water rights, in acres, used to calculate a land parcel’s tax assessment and the allotment for water delivery. The Total WRA includes EBID Land Acres and Transferred Water Rights.

“Transferred Water Rights” is the amount of water rights, in acres, that have been transferred or stacked onto a land parcel.

“Volitional Transfer” is when a landowner voluntarily chooses to suspend and move water rights to a predetermined location.

“Water Right Transfer” means the process of moving the water righted acres from one land parcel to another land parcel within District boundaries.

III - LAND CLASSIFICATION

All land within EBID boundaries is evaluated for water rights and designated as either irrigable or non-irrigable (see EBID Policy 2003-ENG-01). The categories for the land classification type, “Water Righted Acres” are expanded and/or modified as described below.

- A. The category “WR Acres” becomes “EBID Land Acres.”
- B. The category “Transferred Water Rights (Transferred WR)” is added.
- C. The category “Total Water Righted Acres (Total WRA)” is added.

IV - CRITERIA FOR THE STACKING OF WATER RIGHTS

- A. The sum of all Total WRA within District boundaries shall not exceed 90,640 acres.
- B. The ratio of Total WRA / EBID Land Acres must be greater than 1, or less than or equal to 2. Note: This means the total water rights cannot be less than the EBID Land Acres, or more than double the EBID Land Acres. For example, a parcel with 10.00 EBID Land Acres may increase the Total WRA to any amount within the range of 10.01 - 20.00.
- C. Existing EBID Land Acres must be two (2.00) or more acres.

- D. Water rights can only be stacked on eligible land that currently has EBID water rights.
- E. All water rights shall be put to beneficial use.
- F. All water right stacking applications shall be presented to and require approval by the EBID Board of Directors.
- G. Transferred water rights are subject to all EBID rules, conditions, assessments, and policies.

V - RECONCILING STATE ADJUDICATED OR LRG HYDROGRAPHIC SURVEY WATER RIGHTS

EBID land records may be reconciled with the HS or adjudicated irrigated areas at the request of the landowner. The landowner shall request one of the following:

- A. Stacking of Water Rights.
- B. Suspension of Water Rights.
- C. Volitional Transfer of Water Rights.

VI - PROCEDURES FOR THE STACKING OF SURFACE WATER RIGHTS

An application must be completed, signed, and submitted to EBID by the landowner(s) of the "move to" and "move from" locations, as applicable. Public notice and hearing are required under Section 73-13-4 NMSA except when the Transferred Water Rights are within the same parcel.

WATER RIGHT TRANSFERS VOLITIONAL AND/OR STACKING PROCESS

Purpose: To establish a procedure for the transferring of water rights as voluntarily requested by the land owners from one parcel to another qualified parcel which will require a public hearing. For this process, both the "FROM" and "TO" locations are determined by the land owners and must be within the EBID Boundaries. This procedure is needed for the following water right transfers.

- a. Volitional Water Right Transfer (WT)
- b. Stacking of Water Rights (WRS)
- c. Volitional Transfer with Stacking of Water Rights (WTS)

*Note: In the case of a WRS (stacking only or also referred to as an in parcel transfer), the transfer will be within the same parcel and the public hearing process is not needed. In parcel transfers will be added to the Board agenda and presented to the Board in the Board meeting, not at the Water Transfer hearing. No publication in the newspaper is required however a fee of \$50.00 plus tax must be paid before the scheduled Board meeting.

Be sure you are familiar with the following policies found in your procedure manual.

- Policies: 2003-ENG-01 Land Classification
- 2005-ENG-01 Stacking of Water Rights

(Sometimes the applicant(s) will request a copy of these policies).

A copy of the FACT SHEET can also be provided to the applicant(s).

They can be found on (L:\Water Right Transfers\FACT-water right transfers.doc) or at the front counter.

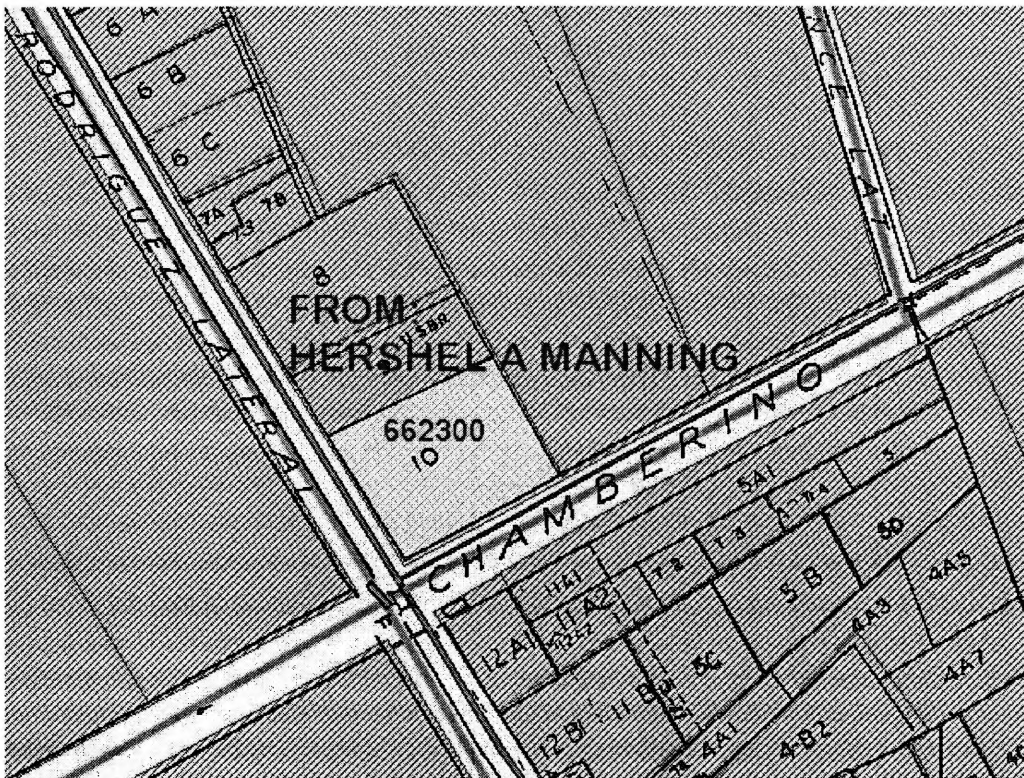
- a. Thoroughly and carefully explain the entire process of a water transfer to the applicant(s).
1. Print parcel report(s) for the "FROM" and "TO" parcels for the transfer file.
 2. All "FROM" and "TO" tax assessments must be paid in full before a water transfer can be started. **Obtain a copy of the paid tax receipt from the tax office, for both the "FROM" and "TO" parcels.** (If not paid, inform the applicant that the process cannot be started until payment is made in full on both the "FROM" and "TO" accounts, payment is made to the tax office.)
 3. The Water Transfer Form must be Logged in to the Log Book and assigned a number. The Log Book is located in L:\Water Right Transfers, select the **Suspension and Transfer-WTS** folder and then select **Water Transfer Log** folder. Then select **Water Transfer Log** excel spreadsheet, assign the next consecutive number available in the log. Be sure to include the "from" and "to" information in the log.
 4. Complete the WT form located in L:\Water Right Transfers, select the **Suspension and Transfer-WTS** folder and then select the **WTS FORM**. Record the assigned number at the top of the water transfer form and complete the "From" and "To" information from the Parcel information you have printed out. Include the

From: constituent name, account number, and parcel number and the To: constituent name, account number, and parcel number.

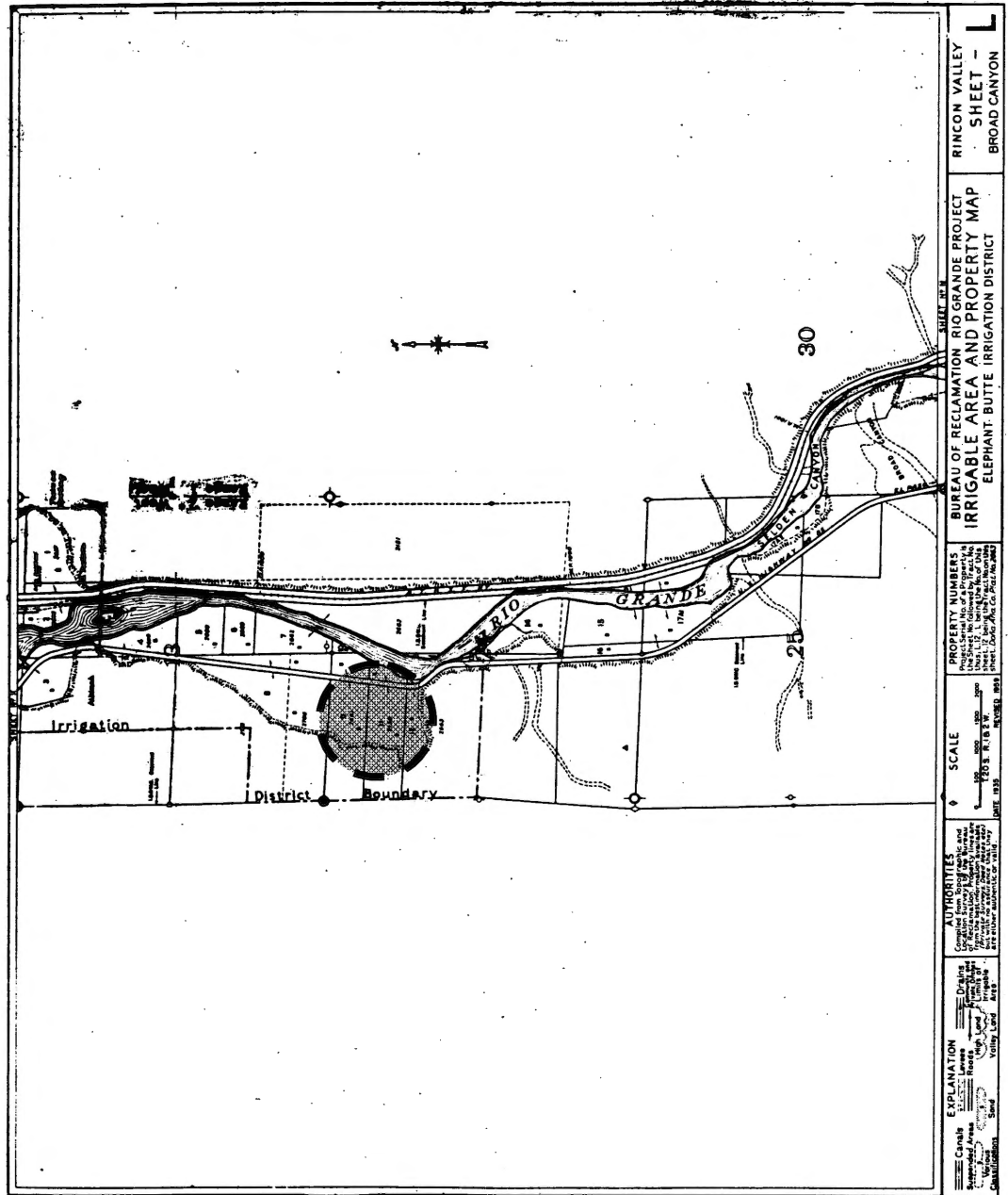
5. In the **Remarks:** section of the form enter any information that will be useful to you during the Water Transfer hearing (example:
 - b. Save the form. Use Save As a document (.doc) and name as follows under L:\Water Right Transfers\Suspension and Transfer\Applications \2009\2009-WTS-005 LastNameFrom to LastNameTo.doc.
 - c. Check the appropriate box for the type of transfer. (i.e. Volitional transfer-WT, Stacking Transfer-WRS, Volitional Transfer & Stacking-WTS)
 - d. Applicant Information is the person who is requesting the transfer. Joint Applicant Information is the other landowner(s) involved in the transfer.
 - e. Include pertinent information in the Remarks section (i.e., Match to OSE Offer, Developing Subdivision and Keeping Water Rights for Farm Parcel, Pecan Crop, etc.)
 - f. Complete all information as indicated on form.
 - g. Print one (1) copy of the form to give to the applicant (when the signed application is returned, you will put it in the folder).
 - h. Collect the \$50.00 non-refundable fee from the applicant to initiate the process. Payment is made at the tax office and a receipt of payment for the fee must be obtained for the transfer file. The tax office requires that the WT form be completed and a Water Transfer number be assigned to the form before collecting the fee.
 - i. Review the form with the applicant. If form is correct, each and all of the "FROM" and "TO" landowners must sign the form. (Note: If either parcel is on real estate contract, both seller and buyer must sign.) If all parties are not present, inform the applicant that EBID will take no further action until the application form is correctly signed, dated, and returned to EBID.
 - j. Label a green legal-size folder with the WT or WTS number on the tab and LastNameFrom to LastNameTo on the front (written with a Sharpee Marker). Note: Whether WT or WTS, this will be referred to as the WT folder throughout the remainder of this document. On the inside of the folder, attach a metal fastener to each side. Write on the left side, "FROM" and on the right side, "TO". Attach a Checklist L:\.....WT\volitional transfer checklist.doc) to the inside (left) of the WT folder and insert the following:
 - k. Receipt for all Tax Assessments (get from Tax Office)
 - l. Receipt for the WT Application Fee
 - m. Parcel Information Reports for all "FROM" and "TO" parcels
 - n. Check off each item as it is inserted into the WT folder. (The application should always be on top (after the checklist), then the parcel reports, and all other pages after.) **Note: Always keep the water transfer folder on your desk until it is complete, after it has been completed file it in the water transfer cabinet.**
 - o. Print the property deeds for all "FROM" and "TO" parcels from the Doña Ana County website, (www.donaanacounty.org) and insert into the WT folder. If the deeds are not available on-line, inform the applicant that the landowners must provide the deeds. If you do not have a Log-on, contact EBID's IT person to set up a log in.

- p. Prepare the following for all parcels involved ("FROM" and "TO") and file in the WT folder. Note: All maps are 8.5" x 11" (A-size).
- q. Site map – print customized maps in ArcView with the EBID parcel polygons, EBIDPIN and name, and map sheet on the Engineering color printer. One map for the From: location and one for the To: location. The maps will be filed in water transfer folder.
- r. Prepare a map with both the From: and To: sites on the same map sheet. This map will go to the board (12 copies, 1 for each board member and one for the file) in the presentation of the water transfer. File map on **W:\GIS Proj\2009-WTS-005** From name To name.
- s. Vicinity map – print customized small mapsheets on the Engineering color printer. Add the Basemap layer for the map serial number involved in the From: and To: locations and print one map for the From; location and one map for the To; location. Maps will be filed in the water transfer folder.
- t. OSE Hydrographic Survey (HS) map(s) – print a zoomed view from the correct HS map, add the subfile_served layer, print map to the Engineering color printer and put maps in the water transfer file.
- u. OSE Hydrographic Survey (HS) Report(s). From the appropriate HS volume located in **W:\GISproj\Images\PDF**, find the correct HS report and print for the From: location and the To: location if the report is on file, the file number for the location is to be used, it might not be in the correct constituent name, however it should be printed and placed in the water transfer file.

Example of a Site Map. (Shown smaller than actual size.)



LOCATION MAP "TO"
KEN & VICKIE THURSTON
EBID PARCEL#: 83300 & 83310



Example of a Vicinity Map (shown smaller than actual size).

2. Note: Omit this step and go to Step 12 if the transfer is a WT or WTS.
For WRS only (stacking with the same parcel):
 - a. Notify the Executive Coordinator no less than one week before the Board meeting to add the stacking application(s) to the Board Agenda. No publication is required, however the \$50.00 application fee does apply.
 - b. Secure all WRS folders together with a rubber band. Place in the District Engineer's box for his review (he will most likely want to review them with the Land Specialist). After his review, place the packet in the Engineer's Board Meeting bin.
3. Note: Omit this step if the transfer is a WRS (see step 11, stacking with the same parcel). If WT or WTS, prepare the required documents for the public notice and the public hearing as instructed in the **PROCEDURE FOR: SUSPENSION AND TRANSFER OF WATER RIGHTS – S&T PUBLIC HEARING** located at L:\Water Right Transfers\Suspension and Transfer\Publication...(selection one of the current publications and save as and name as the new publication) make required changes to the map serial information and the date of the scheduled board meeting that the water transfer will be going to the Board of Directors for approval. Give a copy of the publication to the constituent to take to a local newspaper for publication. Publication must be run at least seven days prior to the date of the Board meeting and the constituent must provide EBID with proof of publication at least three days prior to the scheduled Board meeting.
4. The Executive Coordinator must receive a copy of the updated Script, the new Exhibit A, and the Resolution, by email one week prior to the scheduled Board meeting. These documents are found on L:\Water Right Transfers \Suspension and Transfer\Script, L:\Water Right Transfers\Suspension and Transfer\Resolution, L:\Water Right Transfers\Suspension and Transfer/Exhibit A-Summary Sheet Each document must be updated to the current information for the month of the water transfer hearing.
5. All Water Transfers-WT and Water Transfers Stacking-WTS will be presented by the Engineering department to the Board of Directors in a Water Transfer Hearing scheduled the day of the Board Meeting.
6. Process after the Board meeting and action, if approved. If not approved, skip to item 16b.
 - a. Adjust Hylax Parcels according to the correct land classification categories as described below.
 - i. On the "FROM" parcel, adjust **SuspWRA** under **Excluded to both a WT and a WTS.**
 - ii. On the "TO" parcel:
 - (a) If WT, adjust the applicable category or categories under **Excluded** and/or **Imprvmnt** under **Temporary Suspension** (you need to adjust the categories where **Water Rights** currently exist to equal the amount of **Water Rights** being transferred).
 - (a) If WTS, adjust **Transferred WR Acres** and the **Excluded/Susp WRA**. On a WTS transferred water righted

acres can not exceed the amount of the gross acres on the parcel report.

- b. Type a note in the Parcel Memo field for each parcel involved in the S&T as follows:

- i. "TO" Parcel: SUSP & TRANS 0.20 WRA TO P#1377500
MAPSERIAL 5-70C PER 2009-WTS-005 APPROVED ON
02/08/2006 ORIGINAL ACREAGE WAS 0.25 GROSS, NET,
TAX, WRA NEW ACREAGE IS 0.25 GROSS, NET, TAX, 0.20
SUSP WRA (see *Note below), 0.05 WRA. VB

**Note: This is the category that was adjusted for the transfer, include as applicable.*

- ii. "FROM" Parcel: SUSP & TRANS 0.20 WRA TO P#1348400
MAPSERIAL 6-2ALR, 2ALS PER 2005-WT-026 APPROVED ON
02/08/2006 ORIGINAL ACREAGE WAS 1.14 GROSS, 1.00 NET,
1.00 SUSP WRA (see *Note below), 0.00 TAX, 0.00 WRA NEW
ACREAGE IS 1.14 GROSS, 1.00 NET, 0.20 TAX, 0.80 SUSP
WRA (see *Note below), 0.20 WRA . VB

**Note: This is the category that was adjusted for the transfer, include as applicable.*

- c. Provide a copy of the WT form (Exhibit A) with a copy of the new parcel report after adjustments have been made to the Tax Office. The Tax Office will adjust the contracts and notify Water Records to move the water allotment to the designated parcel.

- d. Print four copies of the new Parcel Information Reports

- i. Insert one set in the WT folder.
ii. One set to the Tax Office.
iii. A copy of the new Parcel to the From: and To: constituents with a memo finalizing the transaction.
iv. One copy to the Office of the State Engineers Attn: Calvin Chavez.

7. Notify the Applicant.

- a. Approval: Mail a copy of new Parcel Information Report(s) and memo (L:\...WT\wt **finalized memo.doc**) to all "FROM" and "TO" landowners.
b. Denial: Mail memo (L:\...WT\wt **denied memo.doc**) to all "FROM" and "TO" landowners regarding denial.
c. Other: Sometimes the Board will request additional information, or require that a constituent follow certain stipulations before final approval can be given, etc. If you are uncertain as to what action to take, ask for instruction from your supervisor or the District Engineer, (i.e. a letter stating stipulations that must be followed must be written and mailed to the constituents, and a reply will be required by a certain time.)

8. All water transfers that are completed must have copies of all items on the water transfer check list in the completed water transfer file before filing in the Water Transfer file cabinet.

ELEPHANT BUTTE IRRIGATION DISTRICT
RESOLUTION 2026-S&T-006A
IN PARCEL WATER TRANSFER
JUNE 10, 2026

WHEREAS, the Applicant, as identified in Exhibit A as a landowner within the boundaries of the Elephant Butte Irrigation District (District) has applied to the District for the transfer of water rights for an In Parcel Water Transfer pursuant to EBID Policy 2005-ENG13; and

WHEREAS, the District reviewed the application on the 10th day of June 2026 and approved the In Parcel Water Transfer to EBID owned property and no protest was received; and

WHEREAS, it is in the best interest of the District to approve this transfer and/or reclassification per EBID Policy 2005-ENG13;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Elephant Butte Irrigation District ,that the Manager is authorized to transfer project water rights for an In Parcel Water Transfer as allowed per EBID Policy 2005-ENG13 under the name of the Applicant to the portion of the parcel currently carried on the District assessment rolls as identified in Exhibit “A” as “Move From Land” for a total of 10.81 acres to the portion of the parcel identified as “Move To Land” identified in Exhibit “A.”

SUBJECT TO subsequent action and revision that may be taken by the District with respect to any requirements that may be set forth by the stream adjudication court and/or further proceedings before the State Engineer with respect to the request for In Parcel Water Transfer from the Move From Land.

PASSED BY THE BOARD this 10th day of June 2026.

Rafael Rovirosa, President

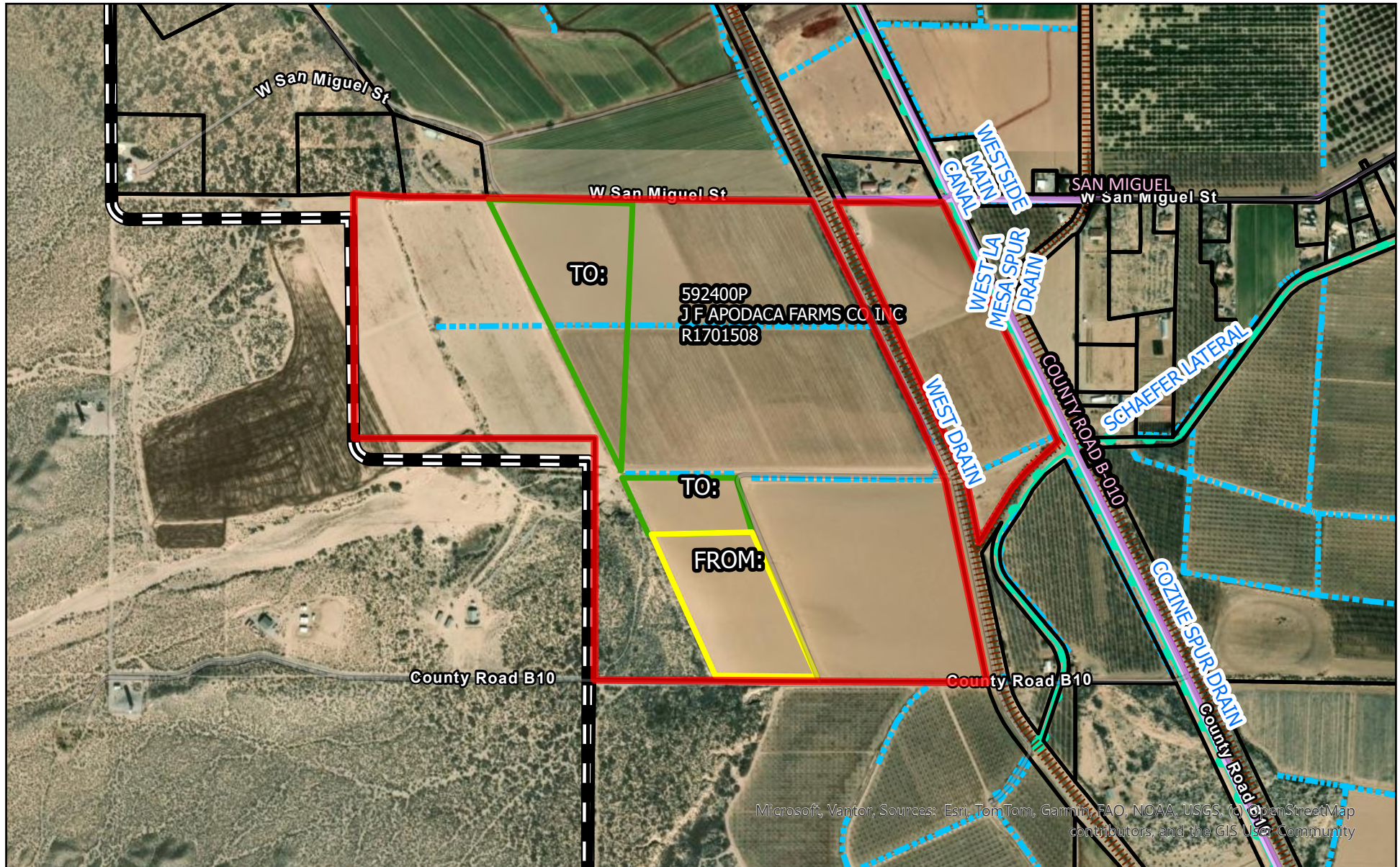
Randy Garay, Secretary

Exhibit A
Elephant Butte Irrigation District

WATER RIGHT "SUSPENSION FROM /TRANSFER TO PARCEL TRANSFER ON BOARD AGENDA: June 10, 2026							
MOVE FROM:					MOVE TO:		PAGE 1
TRANSFER#	NAME	MAP-SERIAL	PARCEL	ACRES	NAME	MAP-SERIAL	PARCEL
2026-WT-004	J F Apodaca Farms Co IN PARCEL TRANSFER	20-35B1	592400P	10.81	J F Apodaca Farms Co	20-35B1 NWpt	592400P
							864920P
							864920P
							864920P
TOTAL ACRES PAGE 1				10.81			

KEY: WT = Volitional Transfer WRS = Stacking WTS = Volitional Transfer & Stacking

2026-WT-004 J F Apodaca Farms Co In Parcel Transfer



FROM: J F Apodaca Farms Co
Transfer WRA - 10.81
Total WRA Remain the same - 100.21

TO: J F Apodaca Farms Co
In Parcel Transfer - 10.81
Total WRA Remain the same - 100.21



**PROCEDURE FOR THE EBID BOARD OF DIRECTORS
WHEN SITTING AS A BOARD TO HEAR A
SUSPENSION AND TRANSFER APPLICATION(S)
2026-S&T-006B June 10, 2026**

I. Call to Order and Roll Call.

II. Announcement of purpose of meeting.

Chairman:

The Board is convened to act upon applications by landowners in the District to transfer water rights appurtenant to lands within the District which are not suitable for irrigation or capable of being properly irrigated to other lands within the District. These applications are filed under Section 73-13-4 of the New Mexico Statutes. This Board will decide if, within their judgment, the other lands within the District may be profitably and advantageously irrigated.

III. Application and Publication.

Chairman.

The applicants are identified as listed on Exhibit A.

The applicants were required to publish notice in any newspaper published within Dona Ana County of EBID taking action to consider a resolution allowing the transfer. The publication should have listed the time and place of this meeting, listed the action to be taken by this Board, listed a description of the move to and move from lands, and listed the reason for the requested transfer.

Questions of Staff:

Does Staff have a copy of the Notice of Publication?

Were all the required points in the publication?

Was the last publication date made prior to this hearing?

If so, continue with the hearing.

IV. Testimony.

Chairman:

We will now proceed with presentation by Staff. After that, the Board members can ask questions of the Staff.

Staff makes a presentation:

1. The Staff is to discuss why the move from land is not suitable for irrigation or capable of being properly irrigated. Examples: land is going into subdivision and no provision will be made to provide access to water, problems with the soil, problems with accessing water, etc.
2. The Staff is to specifically address the condition of the move to lands. The Staff should discuss their inspection of the move to lands which includes where it is in the system and the ability of the system to get water to the property. They should also discuss engineering criteria looked at such as soil type, elevation, drainage, etc.

3. The Staff should end their presentation with a recommendation for approval or disapproval.
4. Questions by the Board members.

Chairman:

At this point in time, the Board will take evidence and testimony from the applicants or their representatives, or any person(s) who are here to protest the applications.

We will proceed with any presentation by the Applicants. After that, the Board members and EBID Staff can ask questions of the applicants. Would the applicants or their representatives introduce themselves?

Applicant(s) speak.

Questions by the Board members.

Questions from EBID Staff.

Are there any Protestants who wish to speak? If so, please identify yourselves for the record.

Protestant(s) speak.

Questions by the Board members.

Questions from EBID Staff.

Chairman:

Are there any other comments?

V. Resolution by the Board of Directors.

Chairman:

The Chair will now entertain a Motion to have a Resolution to approve or disapprove the applications. Need Motion, Second, Vote.

Chairman:

I will ask that the Resolution be formalized as called for by Section 73-13-5 of the New Mexico Statutes, and that the Secretary of the Board immediately certify and file with the State Engineer a true copy of the Resolution and action of the Board.

If there are any Protestants who disagrees with the action of the Board, you may appeal this decision directly to the District Court as provided under Section 73-13-4 of the New Mexico Statutes.

VI. Adjournment.

Chairman:

The Chair will entertain a motion to adjourn the Board sitting to hear the applications.

RESOLUTION 2026-S&T-006B
WATER SUSPENSION HEARING

June 10, 2026

WHEREAS, the Applicants, as identified in Exhibit A as landowners within the boundaries of the Elephant Butte Irrigation District (District) have applied to the District for the suspension of water rights appurtenant to land within EBID which are no longer suitable for irrigation or capable of being properly irrigated to later be transferred by EBID to other lands within EBID under Section 73-13-4 New Mexico Statutes Annotated, and

WHEREAS, EBID properly published notice of this action to be taken, and

WHEREAS, the District held a hearing on the applications on the 10th day of June 2026 and approved the suspension and transfer to EBID owned property and no protest was received, and

WHEREAS, it is in the best interest of the District to approve these transfers and/or reclassifications per EBID Policy 2003-ENG12.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Elephant Butte Irrigation District, that the Manager is authorized to transfer project water rights as allowed by Section 73-13-4 NMSA under the name of the Applicants from the lands currently carried on the District assessment rolls as identified in Exhibit A as "Move From Land" for a total of 2.74 acres to EBID owned property.

SUBJECT TO subsequent action and revision that may be taken by the District upon completion by the applicant of transfer of the project water rights with the stream adjudication court and further proceedings before the State Engineer with respect to the request to transfer and/or reclassification of groundwater rights from the Move From Land.

DATED this 10th day of June 2026.

Rafael Roviroso, President

Randy Garay, Secretary

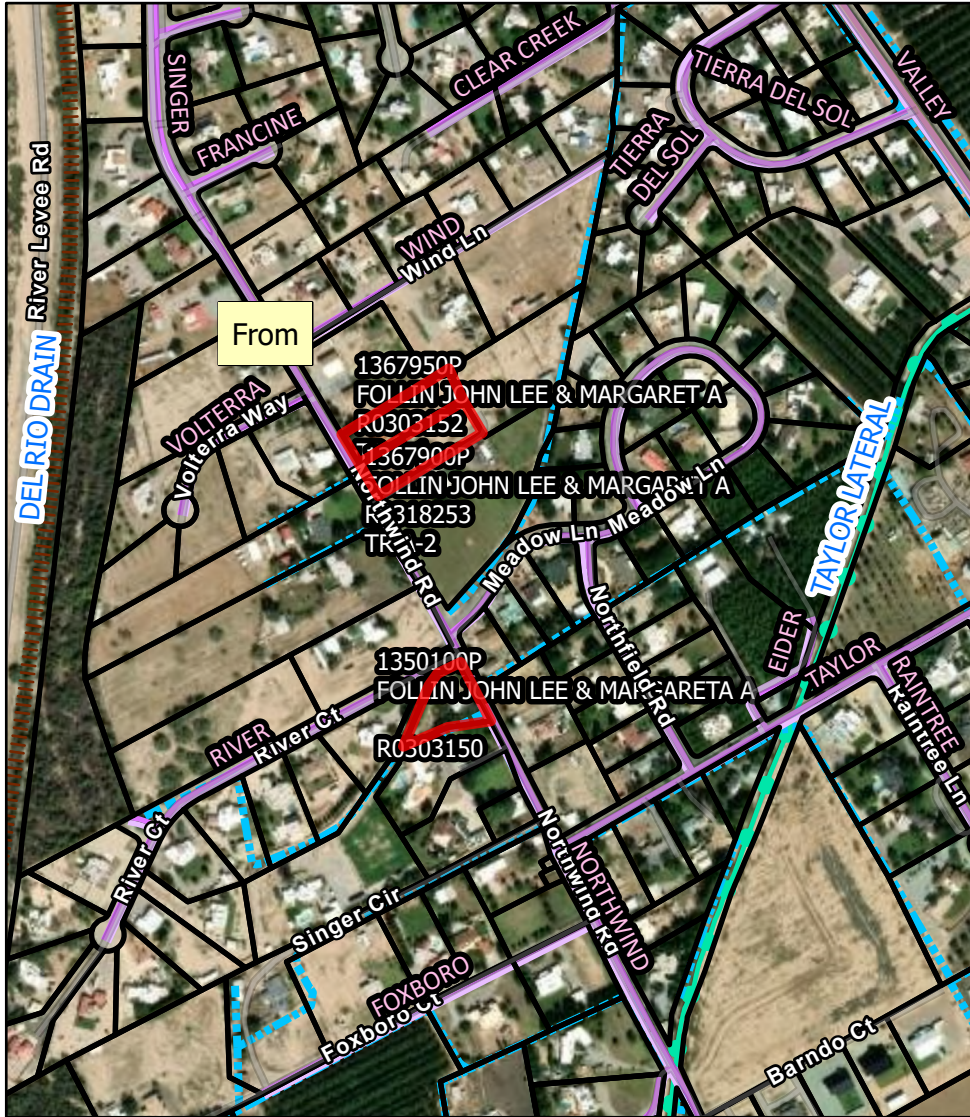
Exhibit A
Elephant Butte Irrigation District

WATER RIGHT "SUSPENSION FROM /TRANSFER TO PARCEL TRANSFER ON BOARD AGENDA: June 10, 2026							
MOVE FROM:				MOVE TO:			PAGE 1
TRANSFER#	NAME	MAP-SERIAL	PARCEL	ACRES	NAME	MAP-SERIAL	PARCEL
2026-WT-005	John Lee & Margaret A Follin	5-32A5A1A TR A Lt 1	1367900P	1.00	Salopek 6U Farms Inc	13-32A, 33B, 40A pt	864920P
2026-WT-005	John Lee & Margaret A Follin	5-32A5A1A TR A Lt 2	1367950P	1.00	Salopek 6U Farms Inc	13-32A, 33B, 40A pt	864920P
2026-WT-005	John Lee & Margaret A Follin	5-37L3, 37M2B	1350100P	0.74	Salopek 6U Farms Inc	13-32A, 33B, 40A pt	864920P

TOTAL ACRES PAGE 1 2.74

KEY: WT = Volitional Transfer WRS = Stacking WTS = Volitional Transfer & Stacking

2026-WT-005 Follin to Salopek 6U Farms Inc

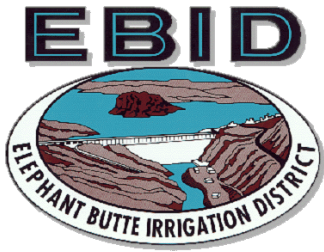


0 470 940 1,880 2,820 US Feet

FROM: John Lee & Margaret Follin
 Combined Total Gross - 2.74
 Combined WRA - 2.74
 If Approved Suspend - 2.74
 New WRA - 0

TO: Salopek 6U Farms Inc
 GROSS - 188.90
 WRA - 160.52.
 If Approved Transfer - 2.74
 New WRA - 163.26

	EBID Job #	Lic. Renew Y/N	ROU LICENSEE	ROU Land Fee (10 yr term)	ROU Land Fee Requested to be Waived? Y/N	Staff Recommend Approval? Y/N
EBID ROU LICENSE LIST - JUNE 10th, 2026 BOARD MEETING						
1	2026-082	N	2026-L-061 ADAMS TIRE (BILL ADAMS) TO CONSTRUCT, MAINTAIN, AND OPERATE A CULVERT CROSSING THE PARK DRAIN AT APPROXIMATE STATION 450+15	\$4,180.00	N	Y
2	2026-083	N	2026-L-062 EL PASO ELECTRIC CO. TO RECONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL ELECTRICAL LINE CROSSING THE LOWER CHAMBERINO LATERAL AT APPROXIMATE STATION 134+60	\$3,420.00	N	Y
3	2026-088	N	2026-L-064 COMCAST OF NM TO CONSTRUCT OPERATE AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE WALTERS LATERAL AT APPROXIMATE STATION 16+40	\$3,420.00	N	Y
4	2026-091	N	2026-L-066 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE WEST LA MESA SPUR DRAIN AT APPROXIMATE STATION 24+30	\$3,800.00	N	Y
5	2026-094	N	2026-L-067 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE LA UNION WEST LATERAL AT APPROXIMATE STATION 89+30	\$3,800.00	N	Y
6	2026-095	N	2026-L-068 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE LA UNION WEST LATERAL AT APPROXIMATE STATION 105+30	\$3,800.00	N	Y
7	2026-099	N	2026-L-069 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE PARELLELING THE LA UNION WEST LATERAL AT APPROXIMATE STATIONS 97+00 TO 86+70	\$2,482.90	N	Y
8	2026-104	N	2026-L-070 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE EAST DRAIN AT APPROXIMATE STATION 222+80	\$4,180.00	N	Y
9	2026-105	N	2026-L-071 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE ANTHONY DRAIN AT APPROXIMATE STATION 203+78	\$4,180.00	N	Y
10	2026-106	N	2026-L-072 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE LOWER CHAMBERINO LATERAL AT APPROXIMATE STATION 239+00	\$3,420.00	N	Y
11	2026-107	N	2026-L-073 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE LOWER CHAMBERINO LATERAL AT APPROXIMATE STATION 237+40	\$3,420.00	N	Y
12	2026-108	N	2026-L-074 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE PARELLELING THE LOWER CHAMBERINO LATERAL AT APPROXIMATE STATIONS 236+23 TO 237+30	\$257.93	N	Y
13	2026-109	N	2026-L-075 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE LA UNION MAIN CANAL AT APPROXIMATE STATION 887+50	\$4,180.00	N	Y
14	2026-110	N	2026-L-076 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE UPPER CHAMBERINO LATERAL AT APPROXIMATE STATION 236+76	\$3,420.00	N	Y
			TOTAL CHARGED \$ (NO LAND FEE WAIVER)	\$47,960.83	N	Y
			TOTAL WAIVED \$ (REQUESTING LAND FEE WAIVER)	\$0.00	Y	Y
			TOTAL \$	\$47,960.83	N	Y



Elephant Butte Irrigation District
530 South Melendres Street
Las Cruces, NM 88005
575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-082

License Number: 2026-L-061

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

ADAMS TIRE CENTER (BILL ADAMS)
2001 SOUTH VALLEY DRIVE
LAS CRUCES, NM 88005

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO CONSTRUCT, MAINTAIN, AND OPERATE A CULVERT CROSSING THE PARK DRAIN AT APPROXIMATE STATION 450+15 AS SHOWN IN EXHIBITS "A" AND "B" ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE SE ¼ OF SW¼ OF THE SE ¼ OF SECTION 19 TOWNSHIP 23 SOUTH, RANGE 2 EAST, NMPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Special Conditions (Where the property that is the subject of this License is held by the District other than as a fee simple estate, the Licensee shall be solely responsible for ascertaining whether the installation will encroach upon property belonging to entities or persons other than the District and for obtaining any additional permission or licenses that may be required from property owners other than the District. The Licensee shall obtain the requisite permission prior to the use of or encroachment upon the property.)

- NO CONSTRUCTION ALLOWED DURING IRRIGATION SEASON

The Licensee has read and reviewed the language contained on the reverse side of the license application, and hereby accepts this License subject to the terms and conditions expressed or implied herein. The Licensee also understands the rules and regulations of the Elephant Butte Irrigation District and agrees to abide by same during the term of this License.

Sign name(s) as written in License. For partnerships, a general partner's signature is required. For corporations, an officer or other individual with proper authority evidenced by a corporate resolution granting such authority is required to sign. For a limited liability company, a member, manager, officer or other individual with proper authority evidenced by a company resolution granting such authority is required to sign. Any deviation from the required signatories must be approved by EBID.

ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MANAGER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

DATE: JUNE 10, 2026

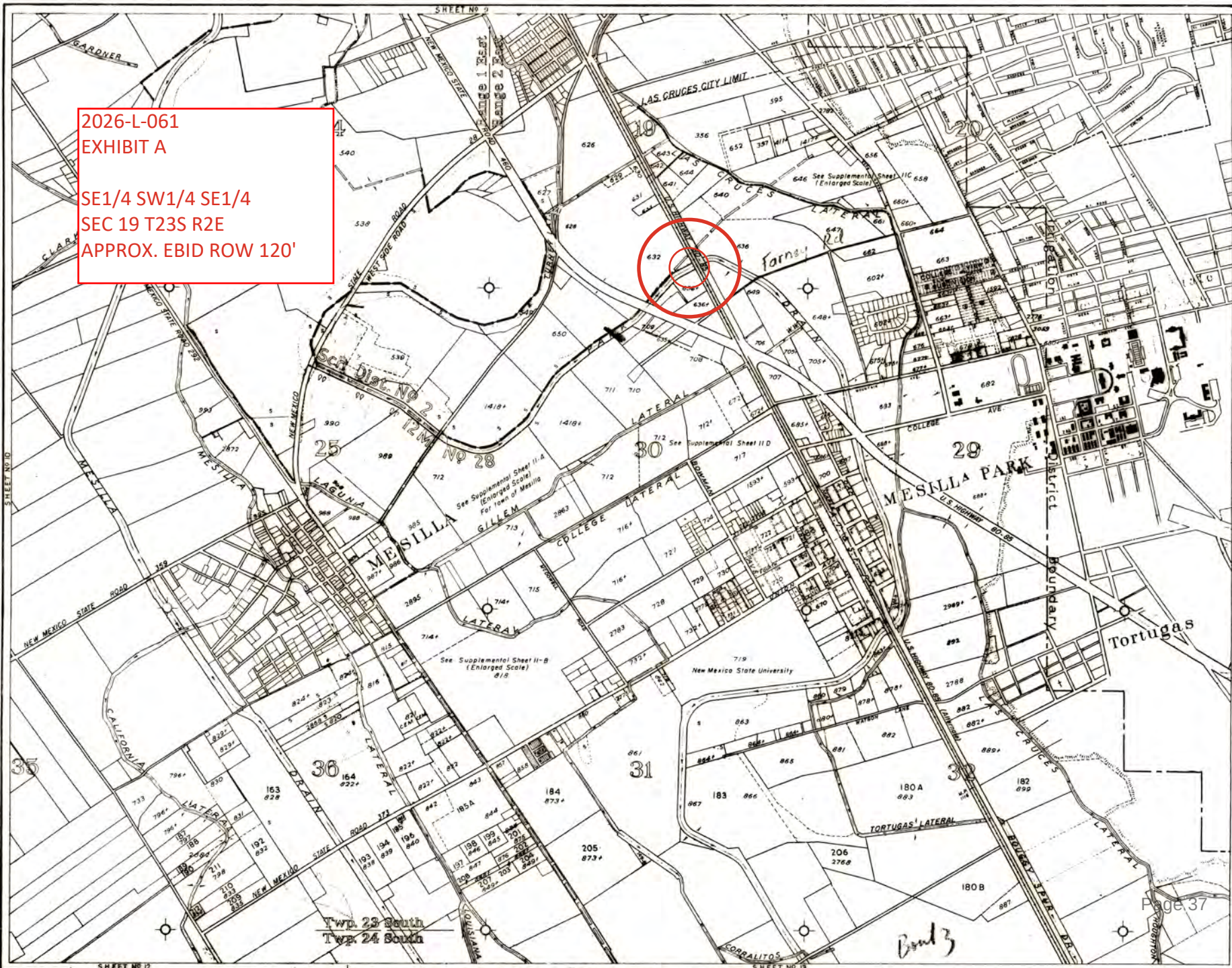
Approved by EBID Board of Directors

SIGNATURE/DATE: _____

Approved by EBID Engineer

2026-L-061
EXHIBIT A

SE1/4 SW1/4 SE1/4
SEC 19 T23S R2E
APPROX. EBID ROW 120'





2026-L-061
EXHIBIT B

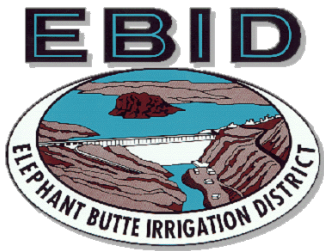
TO CONSTRUCT, MAINTAIN, AND OPERATE A CULVERT CROSSING THE PARK DRAIN AT APPROXIMATE STATION 450+15
APPROX. EBID ROW 120'



LOOKING NORTH



LOOKING SOUTH



Elephant Butte Irrigation District

530 South Melendres Street

Las Cruces, NM 88005

575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-083

License Number: 2026-L-062

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

EL PASO ELECTRIC COMPANY

P.O. BOX 982

EL PASO, TX 79960

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO RECONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL ELECTRICAL LINE CROSSING THE LOWER CHAMBERINO LATERAL AT APPROXIMATE STATION 134+60 AS SHOWN IN EXHIBITS "A" AND "B", ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE SE $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF THE SE $\frac{1}{4}$ OF SECTION 19 TOWNSHIP 26 SOUTH, RANGE 3 EAST, NMPPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Special Conditions (Where the property that is the subject of this License is held by the District other than as a fee simple estate, the Licensee shall be solely responsible for ascertaining whether the installation will encroach upon property belonging to entities or persons other than the District and for obtaining any additional permission or licenses that may be required from property owners other than the District. The Licensee shall obtain the requisite permission prior to the use of or encroachment upon the property.)

- AERIAL CROSSING MUST BE CONSTRUCTED AND MAINTAINED TO HAVE A SAG HEIGHT ABOVE THE BANK NO LESS THAN 28 FEET
- SEE ATTACHED DRAWING "D" FOR EBID UTILITY CONSTRUCTION STANDARDS

The Licensee has read and reviewed the language contained on the reverse side of the license application and hereby accepts this License subject to the terms and conditions expressed or implied herein. The Licensee also understands the rules and regulations of the Elephant Butte Irrigation District and agrees to abide by same during the term of this License.

Sign name(s) as written in License. For partnerships, a general partner's signature is required. For corporations, an officer or other individual with proper authority evidenced by a corporate resolution granting such authority is required to sign. For a limited liability company, a member, manager, officer or other individual with proper authority evidenced by a company resolution granting such authority is required to sign. Any deviation from the required signatories must be approved by EBID.

ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MANAGER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

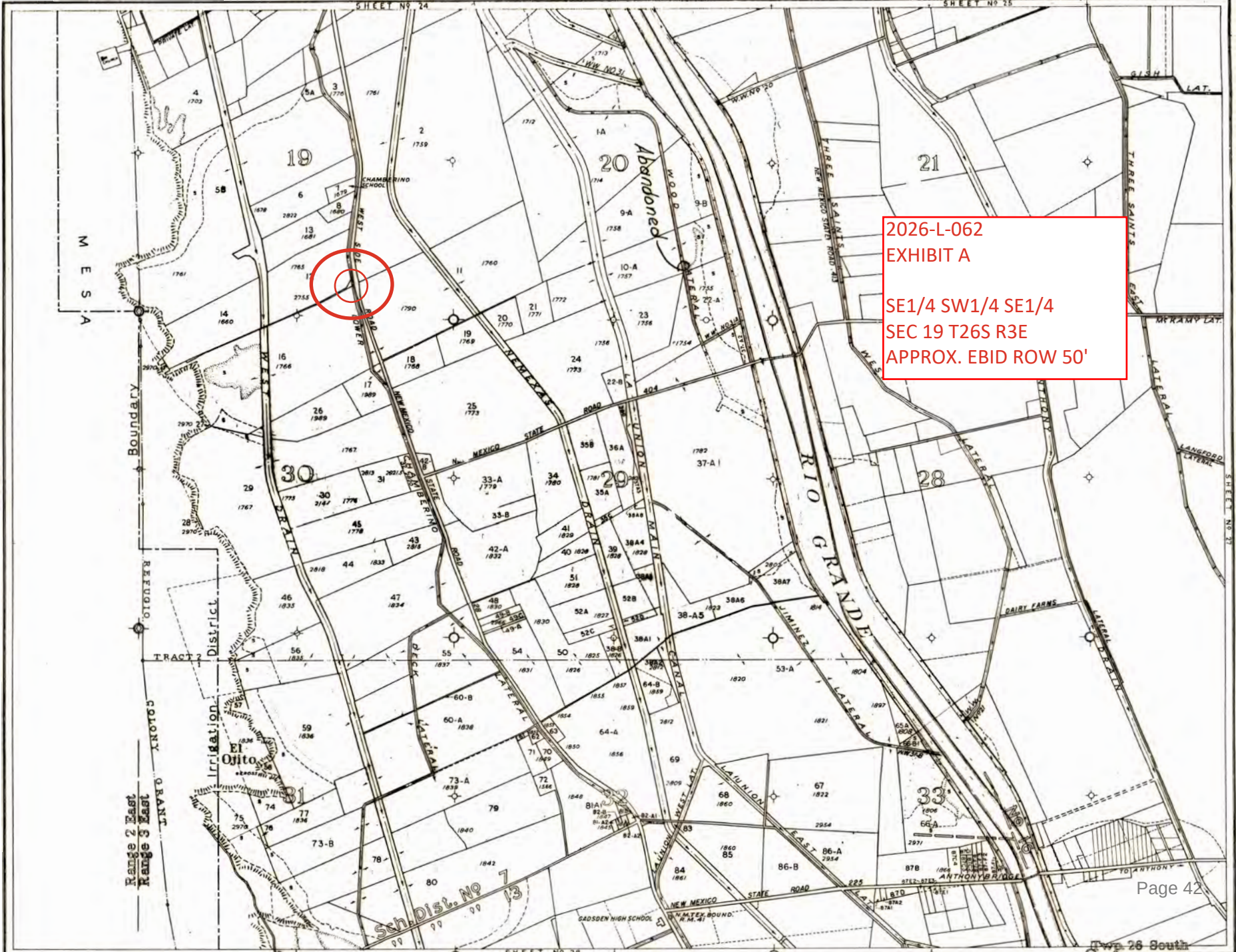
****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

DATE: JUNE 10, 2026

Approved by EBID Board of Directors

SIGNATURE/DATE:

Approved by EBID Engineer



2026-L-062
EXHIBIT A

SE1/4 SW1/4 SE1/4
SEC 19 T26S R3E
APPROX. EBID ROW 50'

Page 42

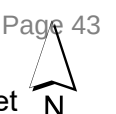
EXPLANATION		AUTHORITIES	SCALE	PROPERTY NUMBERS	BUREAU OF RECLAMATION-RIO GRANDE PROJECT IRRIGABLE AREA AND PROPERTY MAP ELEPHANT BUTTE IRRIGATION DISTRICT	MESILLA VALLEY SHEET NO 26 LOWER CHAMBERINO
Canals	Leaves					
Suspended Areas	Roads	Compiled from Topographic and Location Surveys by the Bureau of Reclamation. Property lines are from the best information available (Private Surveys, Deed Notes, etc.) but with no assurance that they are either authentic or valid.	T 26S R 3E DATE 1933 REVISED 1958	Project Serial No. of a Property is the Sheet No. followed by Tract No. thus 26.84, 26 being the No. of this sheet, 84 being the Tract No. on this sheet. Dona Ana Co. Plat No. 1861		
Various Classifications	High Land Valley Land Area					



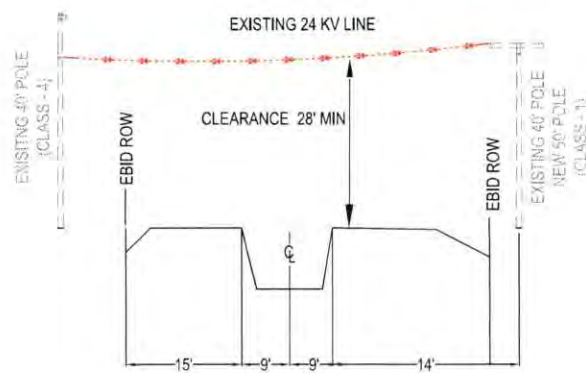
2026-L-062
EXHIBIT B

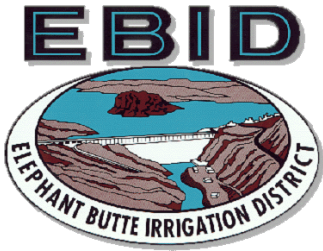
TO RECONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL ELECTRICAL LINE
CROSSING THE LOWER CHAMBERINO LATERAL AT APPROXIMATE STATION
134+60, APPROX. EBID ROW 50'

0 50 100 200 300 US Feet



Page 43





Elephant Butte Irrigation District

530 South Melendres Street

Las Cruces, NM 88005

575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-088

License Number: 2026-L-064

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

COMCAST OF NEW MEXICO, LLC

4611 MONTBEL PLACE NE

ALBUQUERQUE, NEW MEXICO 87107

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE WALTERS LATERAL AT APPROXIMATE STATION 16+40 AS SHOWN IN EXHIBITS "A" AND "B", ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE SE $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF THE NE $\frac{1}{4}$ OF SECTION 35, TOWNSHIP 25 SOUTH, RANGE 2 EAST, NMPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Special Conditions (Where the property that is the subject of this License is held by the District other than as a fee simple estate, the Licensee shall be solely responsible for ascertaining whether the installation will encroach upon property belonging to entities or persons other than the District and for obtaining any additional permission or licenses that may be required from property owners other than the District. The Licensee shall obtain the requisite permission prior to the use of or encroachment upon the property.)

- BURIED CROSSINGS MUST BE CONSTRUCTED NO LESS THAN 5 FEET BELOW THE DESIGN INVERT
- BURIED CROSSINGS MUST BE ENCASED THROUGHOUT EBID RIGHT OF WAY
- SEE ATTACHED DRAWING "D" FOR EBID UTILITY CONSTRUCTION STANDARDS
- NO CONSTRUCTION ALLOWED DURING IRRIGATION SEASON

The Licensee has read and reviewed the language contained on the reverse side of the license application, and hereby accepts this License subject to the terms and conditions expressed or implied herein. The Licensee also understands the rules and regulations of the Elephant Butte Irrigation District and agrees to abide by same during the term of this License.

Sign name(s) as written in License. For partnerships, a general partner's signature is required. For corporations, an officer or other individual with proper authority evidenced by a corporate resolution granting such authority is required to sign. For a limited liability company, a member, manager, officer or other individual with proper authority evidenced by a company resolution granting such authority is required to sign. Any deviation from the required signatories must be approved by EBID.

ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MEMBER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

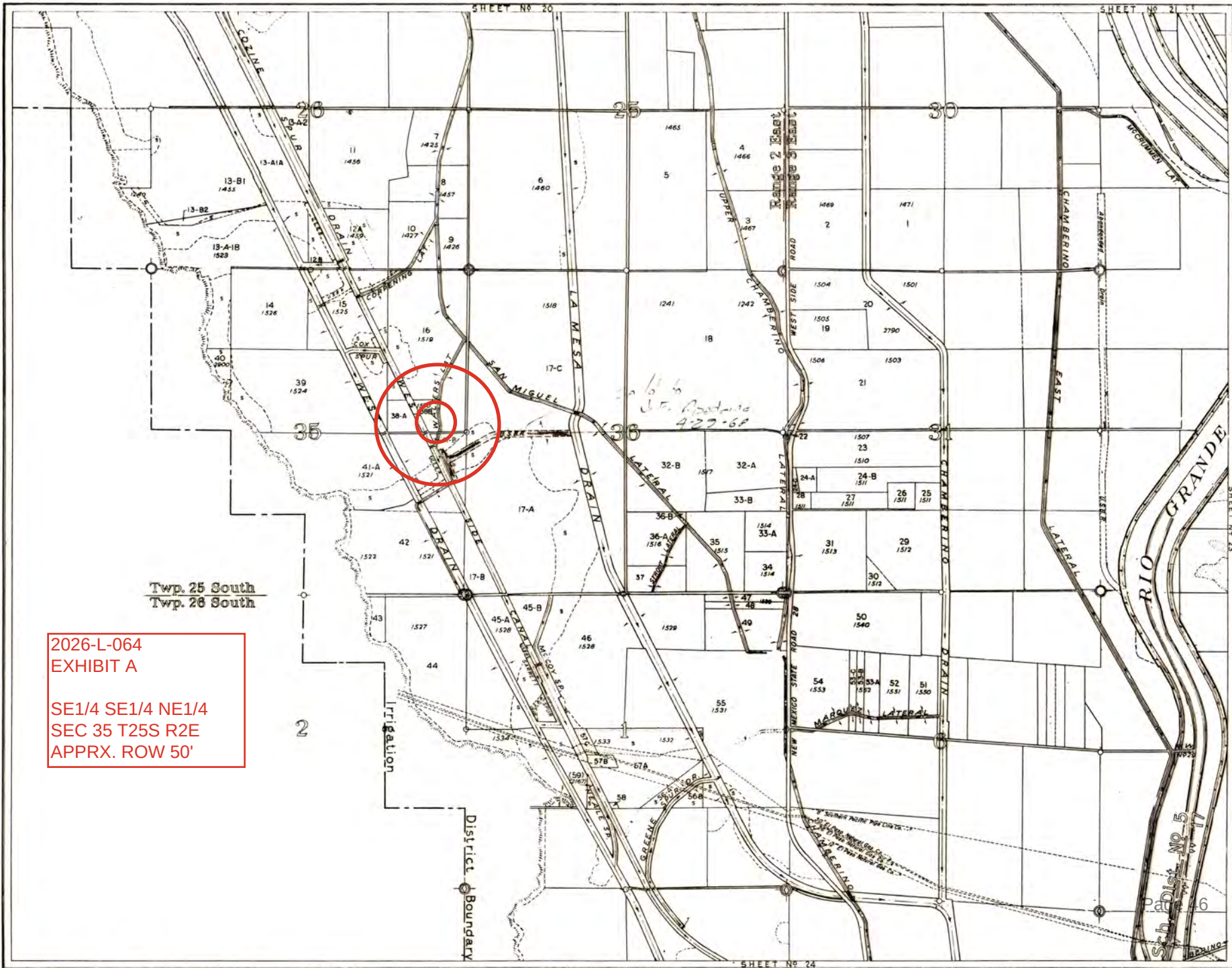
****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

DATE: JUNE 10, 2026

Approved by EBID Board of Directors

SIGNATURE/DATE:

Approved by EBID Engineer



2026-L-064
EXHIBIT A

SE1/4 SE1/4 NE1/4
SEC 35 T25S R2E
APPRX. ROW 50'

EXPLANATION

Canals
Suspended Areas
Various Classifications

Levees
Roads
High Land
Valley Land

Drains
Community and Private Ditches
Limits of Irrigable Area

AUTHORITIES

Compiled from Topographic and Location Surveys by the Bureau of Reclamation. Property lines are from the best information available (Private Surveys, Deeds, Notes, etc.) but with no assurance that they are either authentic or valid.

SCALE

0 500 1000 1500 2000

T 25 S 26 S. R 20 E
DATE 1933 REVISED 1958

PROPERTY NUMBERS

Project Serial No. of a Property is the Sheet No. followed by Tract No. thus, 22 57 22 being the No. of this sheet, 57 being the Tract No. on this sheet, Dona Ana Co. Plat No. 1532

BUREAU OF RECLAMATION-RIO GRANDE PROJECT
IRRIGABLE AREA AND PROPERTY MAP
ELEPHANT BUTTE IRRIGATION DISTRICT

MESILLA VALLEY
SHEET No 22
SCHOOL SECTION



2026-L-064
EXHIBIT B

TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE WALTERS LATERAL AT APPROXIMATE STATION 16+40, APPROX. EBID ROW 50'

ACCOUNT NUMBER: R1712516
 PARCEL NUMBER: 4011150455240
 MAP CODE: 4-011-150-455-240
 OWNER NAME: GOMEZ YSMAEL S SR
 & HERMINIA E
 SITE ADDRESS: 1620 HARLACKER RD

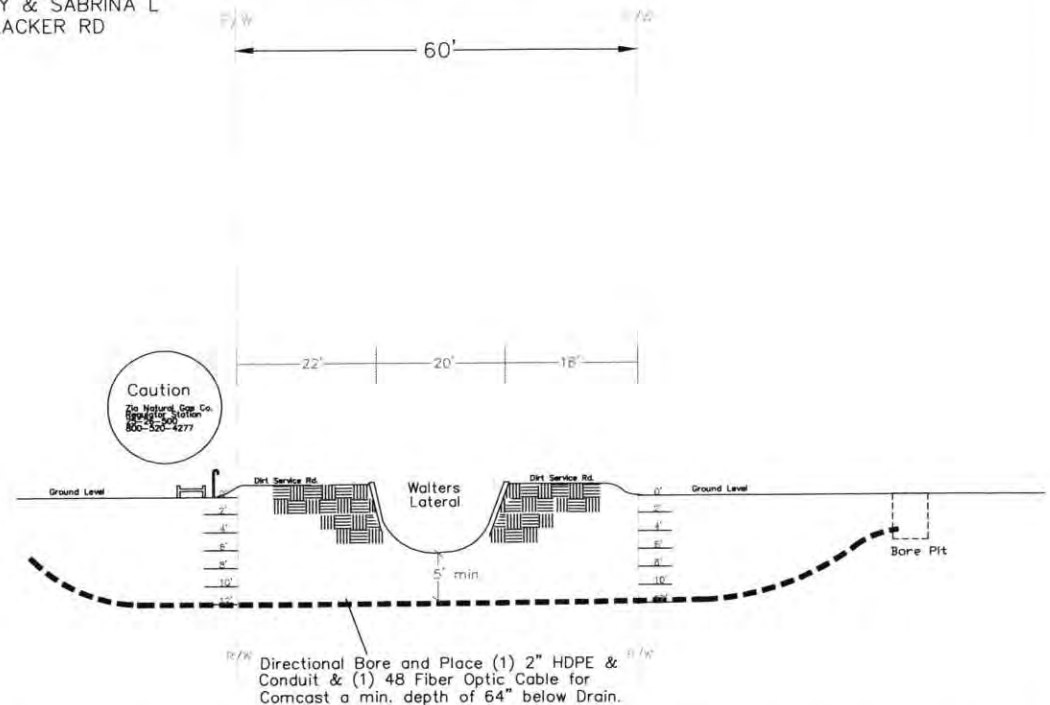
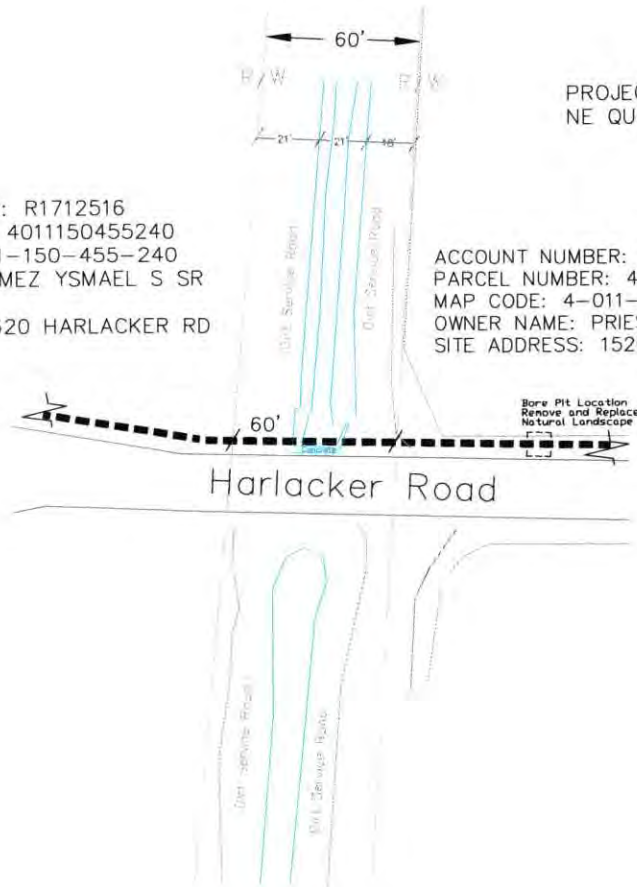
PROJECTED T2S5 R2E SEC. 35
 NE QUARTER SECTION

ACCOUNT NUMBER: R1710673
 PARCEL NUMBER: 4011150505255
 MAP CODE: 4-011-150-505-255
 OWNER NAME: PRIEST JOBY & SABRINA L
 SITE ADDRESS: 1520 HARLACKER RD

Note:

Contractor is responsible for providing
 Proof of Insurance to EBID and for
 Locating all existing Utilities at time of
 Construction. Utility & R/W Locations
 Shown on Map are Approximate Only,
 taken from available Utility & Plat Maps
 and Utility Spots still visible in Field.

Utility Profile
 Walters Lateral
 Looking North At Crossing



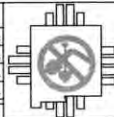
Communication
 Network Solutions
 (505)238-0404

DONA ANA COUNTY

Comcast

APPROVAL RECORD

DESIGN	Y. HARRISON	DATE	02/26/26
CHECKED	Y. HARRISON	DATE	02/26/26
APPROVED	---	DATE	---
SCALE	NTS		



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 (505) 260-1990



JB2008911

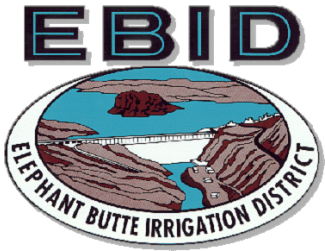
JB Number: EBID Walters Lateral

FILE NAME EBID License Drawing

CONFIG. .DWG

DRAWING 1

OF Page 48



Elephant Butte Irrigation District

530 South Melendres Street

Las Cruces, NM 88005

575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-091

License Number: 2026-L-066

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

COMCAST OF NEW MEXICO, LLC

4611 MONTBEL PLACE NE

ALBUQUERQUE, NEW MEXICO 87107

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE WEST LA MESA SPUR DRAIN AT APPROXIMATE STATION 24+30 AS SHOWN IN EXHIBITS "A" AND "B", ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE NW¹/₄ OF NW¹/₄ OF THE SW¹/₄ OF SECTION 23, TOWNSHIP 25 SOUTH, RANGE 2 EAST, NMPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Special Conditions (Where the property that is the subject of this License is held by the District other than as a fee simple estate, the Licensee shall be solely responsible for ascertaining whether the installation will encroach upon property belonging to entities or persons other than the District and for obtaining any additional permission or licenses that may be required from property owners other than the District. The Licensee shall obtain the requisite permission prior to the use of or encroachment upon the property.)

- AERIAL CROSSING MUST BE CONSTRUCTED AND MAINTAINED TO HAVE A SAG HEIGHT ABOVE THE BANK NO LESS THAN 22 FEET.
- SEE ATTACHED DRAWING "D" FOR EBID UTILITY CONSTRUCTION STANDARDS

The Licensee has read and reviewed the language contained on the reverse side of the license application, and hereby accepts this License subject to the terms and conditions expressed or implied herein. The Licensee also understands the rules and regulations of the Elephant Butte Irrigation District and agrees to abide by same during the term of this License.

Sign name(s) as written in License. For partnerships, a general partner's signature is required. For corporations, an officer or other individual with proper authority evidenced by a corporate resolution granting such authority is required to sign. For a limited liability company, a member, manager, officer or other individual with proper authority evidenced by a company resolution granting such authority is required to sign. Any deviation from the required signatories must be approved by EBID.

ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MEMBER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

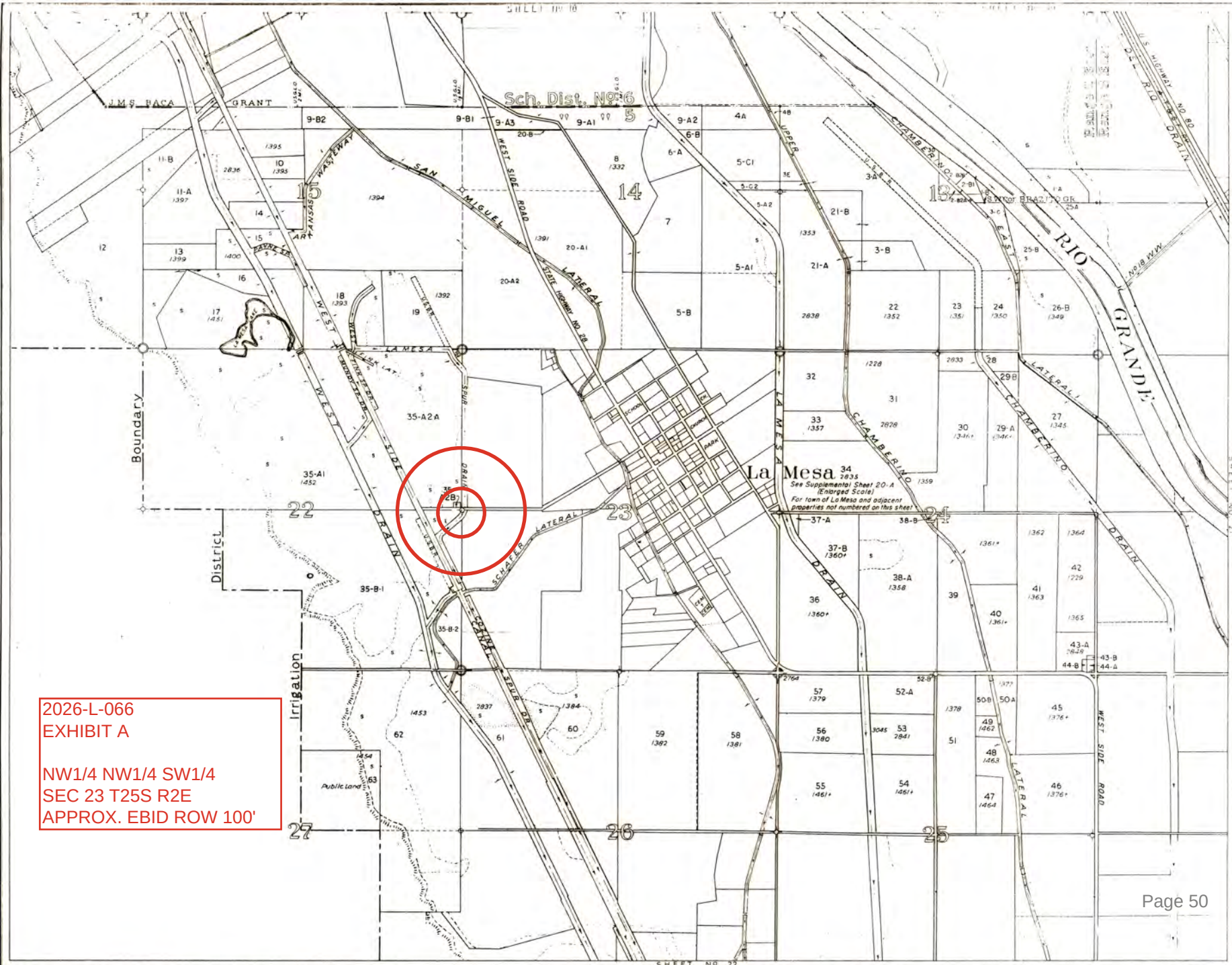
****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

DATE: JUNE 10, 2026

Approved by EBID Board of Directors

SIGNATURE/DATE:

Approved by EBID Engineer

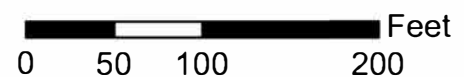


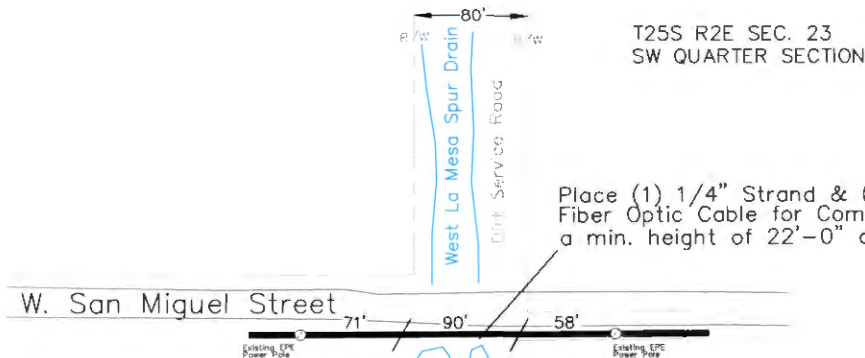
EXPLANATION	AUTHORITIES	SCALE	PROPERTY NUMBERS	BUREAU OF RECLAMATION-RIO GRANDE PROJECT IRRIGABLE AREA AND PROPERTY MAP ELEPHANT BUTTE IRRIGATION DISTRICT	MESILLA VALLEY SHEET No. 20 LAMESA
Canals Suspended Areas Various Classifications Levees Roads High Land Sand Valley Land Drains Community and Private Ditches Limits of Irrigable Area	Compiled from Topographic and Location Surveys by the Bureau of Reclamation. Property lines are from the best information available from Private Surveys, Deeds, Notes, etc. but with no assurance that they are either authentic or valid.	DATE 1934 REVISED 1957	Project Serial No. of a Property is the Sheet No. followed by Tract No. thus, 2055, 20 being the No. of this sheet, 55 being the Tract No. on this sheet. Dona Ana Co. Plat. No. 1461.		



2026-L-066
EXHIBIT B

TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE WEST LA MESA SPUR DRAIN AT APPROXIMATE STATION 24+30, APPROX. EBID ROW 100'





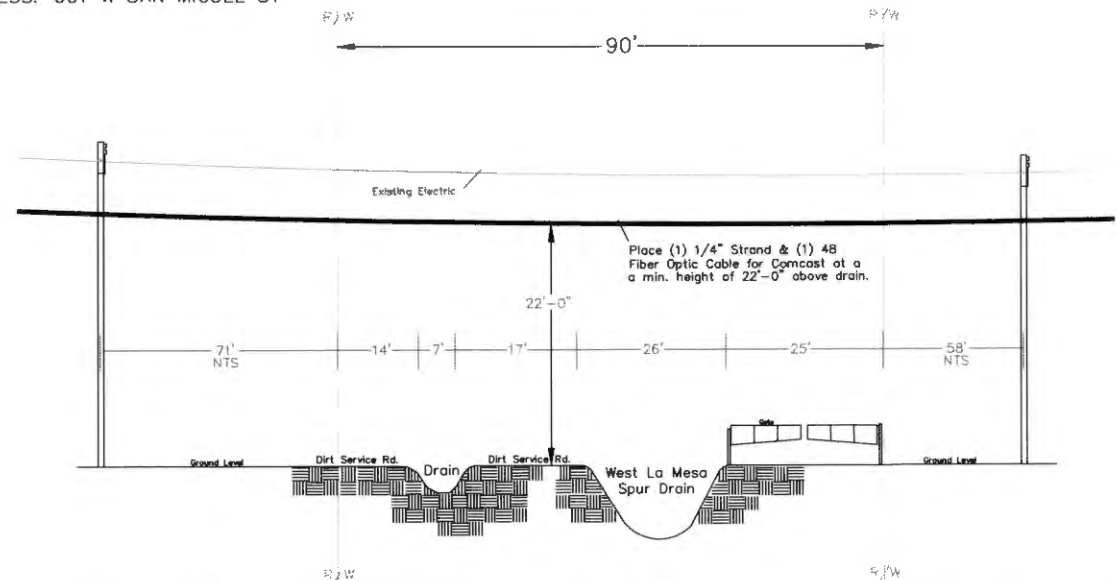
ACCOUNT NUMBER: R1701514
PARCEL NUMBER: 4010148508301
MAP CODE: 4-010-148-508-301
OWNER NAME: GARCIA FELIPE G
SITE ADDRESS: 652 W SAN MIGUEL ST

ACCOUNT NUMBER: R1912031
PARCEL NUMBER: 4011148004317
MAP CODE: 4-011-148-004-317
OWNER NAME: MUNOZ GUADALUPE JR
SITE ADDRESS: 601 W SAN MIGUEL ST

Note:

Contractor is responsible for providing Proof of Insurance to EBID and for Locating all existing Utilities at time of Construction. Utility & R/W Locations Shown on Map are Approximate Only, taken from available Utility & Plat Maps and Utility Spots still visible in Field.

Utility Profile
West La Mesa Spur Drain
Looking South At Crossing



Note:

Contractor is responsible for providing Proof of Insurance to EBID and for Locating all existing Utilities at time of Construction. Utility & R/W Locations Shown on Map are Approximate Only, taken from available Utility & Plat Maps and Utility Spots still visible in Field.

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Network Solutions

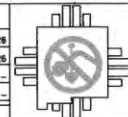
(505) 238-0404

DONA ANA COUNTY

Comcast

APPROVAL RECORD

DESIGN	Y. HARRISON	DATE	05/05/28
CHECKED	Y. HARRISON	DATE	05/05/28
APPROVED		DATE	
SCALE	NTS		



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(505) 260-1990



JB2008911

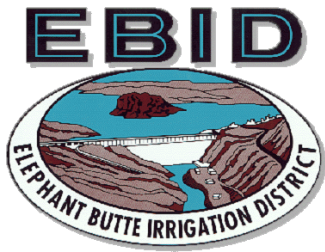
JB Number: JB 2008911 EBID Permit Drawing

FILE NAME

CONFIG. .DWG

DRAWING 1

OF 1



Elephant Butte Irrigation District

530 South Melendres Street

Las Cruces, NM 88005

575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-094

License Number: 2026-L-067

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

COMCAST OF NEW MEXICO, LLC

4611 MONTBEL PLACE NE

ALBUQUERQUE, NEW MEXICO 87107

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE LA UNION WEST LATERAL AT APPROXIMATE STATION 89+30 AS SHOWN IN EXHIBITS "A" AND "B", ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE SW¹/₄ OF SE¹/₄ OF THE SE ¹/₄ OF SECTION 5, TOWNSHIP 27 SOUTH, RANGE 3 EAST, NMPPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Special Conditions (Where the property that is the subject of this License is held by the District other than as a fee simple estate, the Licensee shall be solely responsible for ascertaining whether the installation will encroach upon property belonging to entities or persons other than the District and for obtaining any additional permission or licenses that may be required from property owners other than the District. The Licensee shall obtain the requisite permission prior to the use of or encroachment upon the property.)

- AERIAL CROSSING MUST BE CONSTRUCTED AND MAINTAINED TO HAVE A SAG HEIGHT ABOVE THE BANK NO LESS THAN 22 FEET.
- SEE ATTACHED DRAWING "D" FOR EBID UTILITY CONSTRUCTION STANDARDS

The Licensee has read and reviewed the language contained on the reverse side of the license application, and hereby accepts this License subject to the terms and conditions expressed or implied herein. The Licensee also understands the rules and regulations of the Elephant Butte Irrigation District and agrees to abide by same during the term of this License.

Sign name(s) as written in License. For partnerships, a general partner's signature is required. For corporations, an officer or other individual with proper authority evidenced by a corporate resolution granting such authority is required to sign. For a limited liability company, a member, manager, officer or other individual with proper authority evidenced by a company resolution granting such authority is required to sign. Any deviation from the required signatories must be approved by EBID.

ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MEMBER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

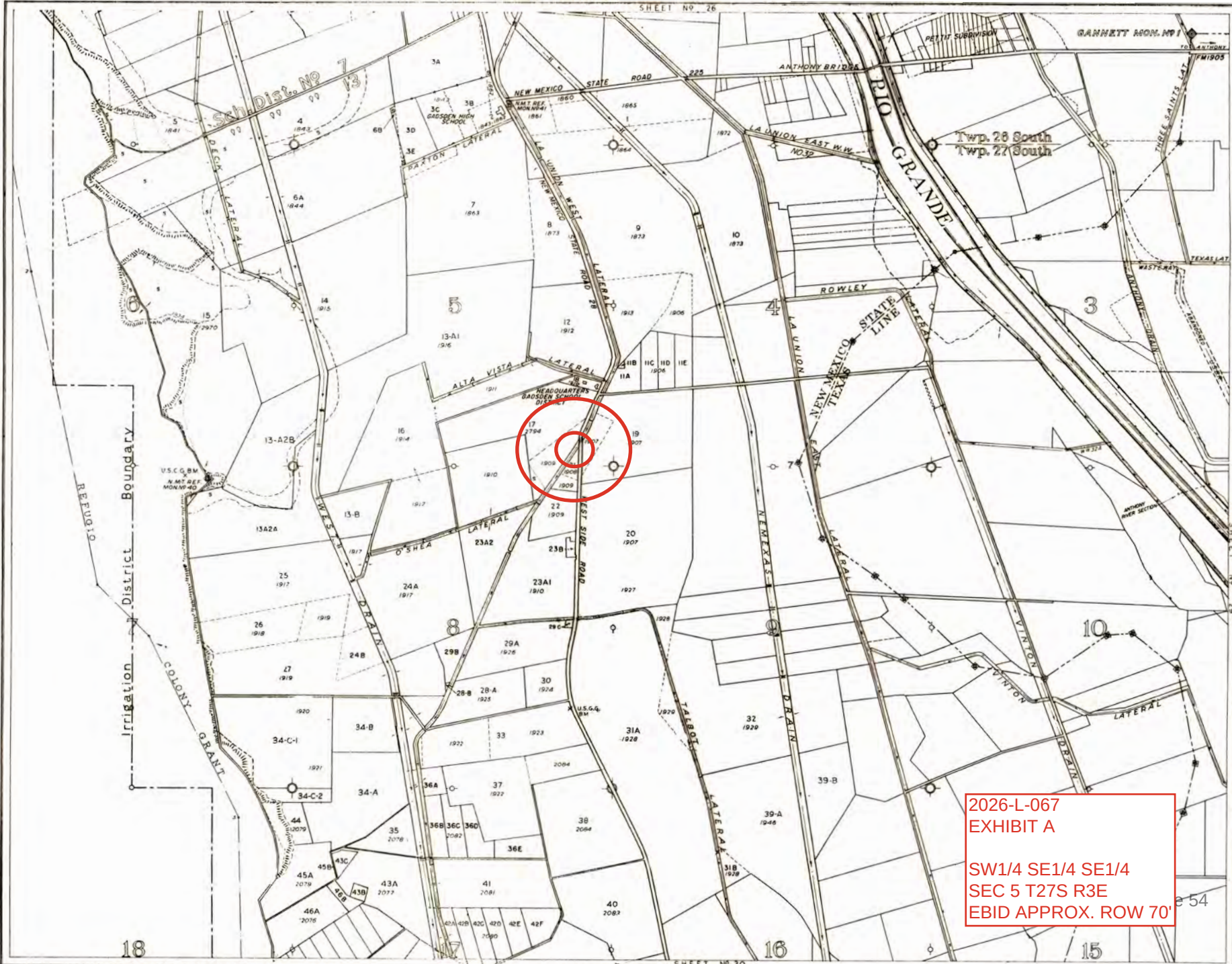
****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

DATE: JUNE 10, 2026

Approved by EBID Board of Directors

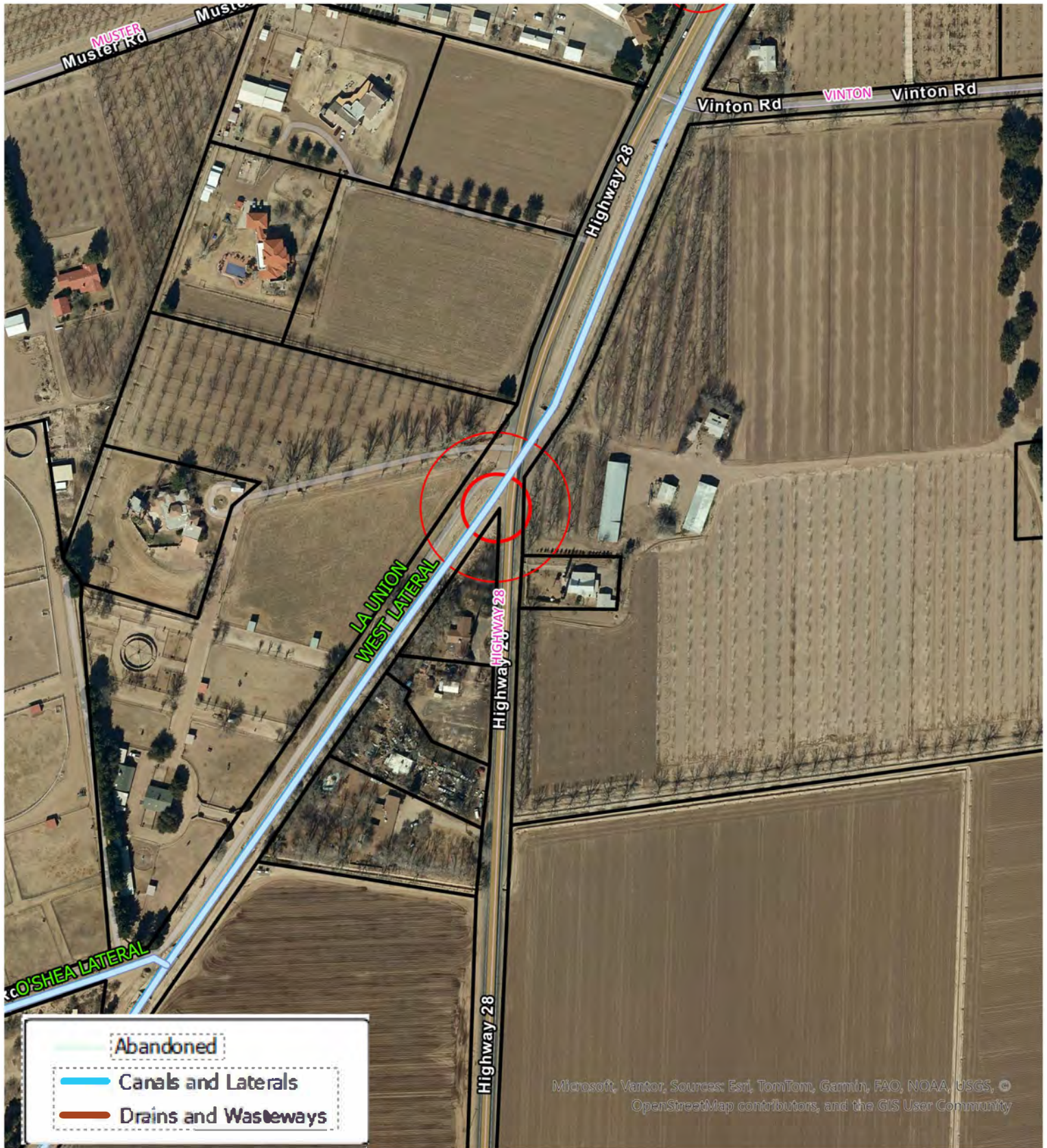
SIGNATURE/DATE:

Approved by EBID Engineer



2026-L-067
EXHIBIT A

SW1/4 SE1/4 SE1/4
SEC 5 T27S R3E
EBID APPROX. ROW 70'



2026-L-067
EXHIBIT B

TO CONSTRUCT OPERATE AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE LA UNION WEST LATERAL AT APPROXIMATE STATION 89+30 APPROX. EBID ROW 70'



Note:

Contractor is responsible for providing Proof of Insurance to EBID and for Locating all existing Utilities at time of Construction. Utility & R/W Locations Shown on Map are Approximate Only taken from available Utility & Plat Maps and Utility Spots still visible in Field.

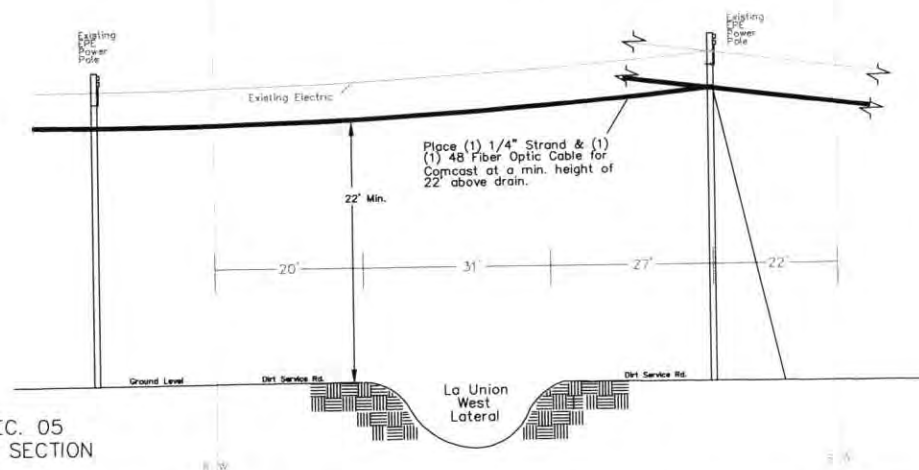
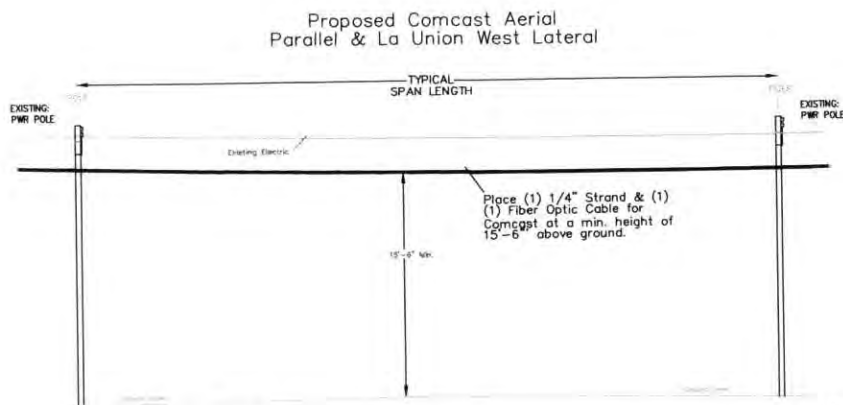
ACCOUNT NUMBER: R1713779
PARCEL NUMBER: 4014157440495
MAP CODE: 4-014-157-440-495
OWNER NAME: CLEMENTS GARY W & RENEE J ABDOUCH

Place (1) 1/4" Strand & (1) (1) Fiber Optic Cable for Comcast at a min. height of 15'-6" above ground.

Place (1) 1/4" Strand & (1) (1) 48 Fiber Optic Cable for Comcast at a min. height of 22' above drain.

ACCOUNT NUMBER: R1714673
PARCEL NUMBER: 4014157456520
MAP CODE: 4-014-157-456-520
OWNER NAME: MENDOZA MARTHA ELVA
SITE ADDRESS: 5009 S HIGHWAY 28

Utility Profile
La Union West Lateral
Looking South At Crossing



2026-2-067

T27S R3E SEC. 05
SE QUARTER SECTION

Communication
Network Solutions

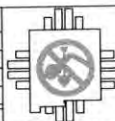
(505)238-0404

DONA ANA COUNTY

Comcast

APPROVAL RECORD

DATE	Y.HARRISON	DATE	04/26/26
DESIGNED	Y.HARRISON	DATE	04/26/26
CHECKED	---	DATE	---
APPROVED	---	DATE	---
SCALE	NTS		



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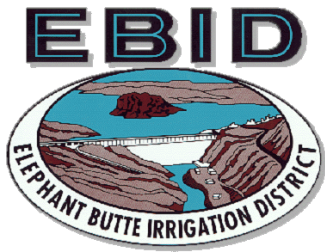
JB2007877

JB Number: EBID La Union West Lateral

FILE NAME EBID License Drawing

CONFIG. .DWG

DRAWING 1 OF Page 56



Elephant Butte Irrigation District

530 South Melendres Street

Las Cruces, NM 88005

575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-095

License Number: 2026-L-068

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

COMCAST OF NEW MEXICO, LLC

4611 MONTBEL PLACE NE

ALBUQUERQUE, NEW MEXICO 87107

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE LA UNION WEST LATERAL AT APPROXIMATE STATION 105+30 AS SHOWN IN EXHIBITS "A" AND "B", ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE NE $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF THE NE $\frac{1}{4}$ OF SECTION 8, TOWNSHIP 27 SOUTH, RANGE 3 EAST, NMPPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Special Conditions (Where the property that is the subject of this License is held by the District other than as a fee simple estate, the Licensee shall be solely responsible for ascertaining whether the installation will encroach upon property belonging to entities or persons other than the District and for obtaining any additional permission or licenses that may be required from property owners other than the District. The Licensee shall obtain the requisite permission prior to the use of or encroachment upon the property.)

- AERIAL CROSSING MUST BE CONSTRUCTED AND MAINTAINED TO HAVE A SAG HEIGHT ABOVE THE BANK NO LESS THAN 22 FEET.
- SEE ATTACHED DRAWING "D" FOR EBID UTILITY CONSTRUCTION STANDARDS

The Licensee has read and reviewed the language contained on the reverse side of the license application, and hereby accepts this License subject to the terms and conditions expressed or implied herein. The Licensee also understands the rules and regulations of the Elephant Butte Irrigation District and agrees to abide by same during the term of this License.

Sign name(s) as written in License. For partnerships, a general partner's signature is required. For corporations, an officer or other individual with proper authority evidenced by a corporate resolution granting such authority is required to sign. For a limited liability company, a member, manager, officer or other individual with proper authority evidenced by a company resolution granting such authority is required to sign. Any deviation from the required signatories must be approved by EBID.

ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MEMBER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

DATE: JUNE 10, 2026

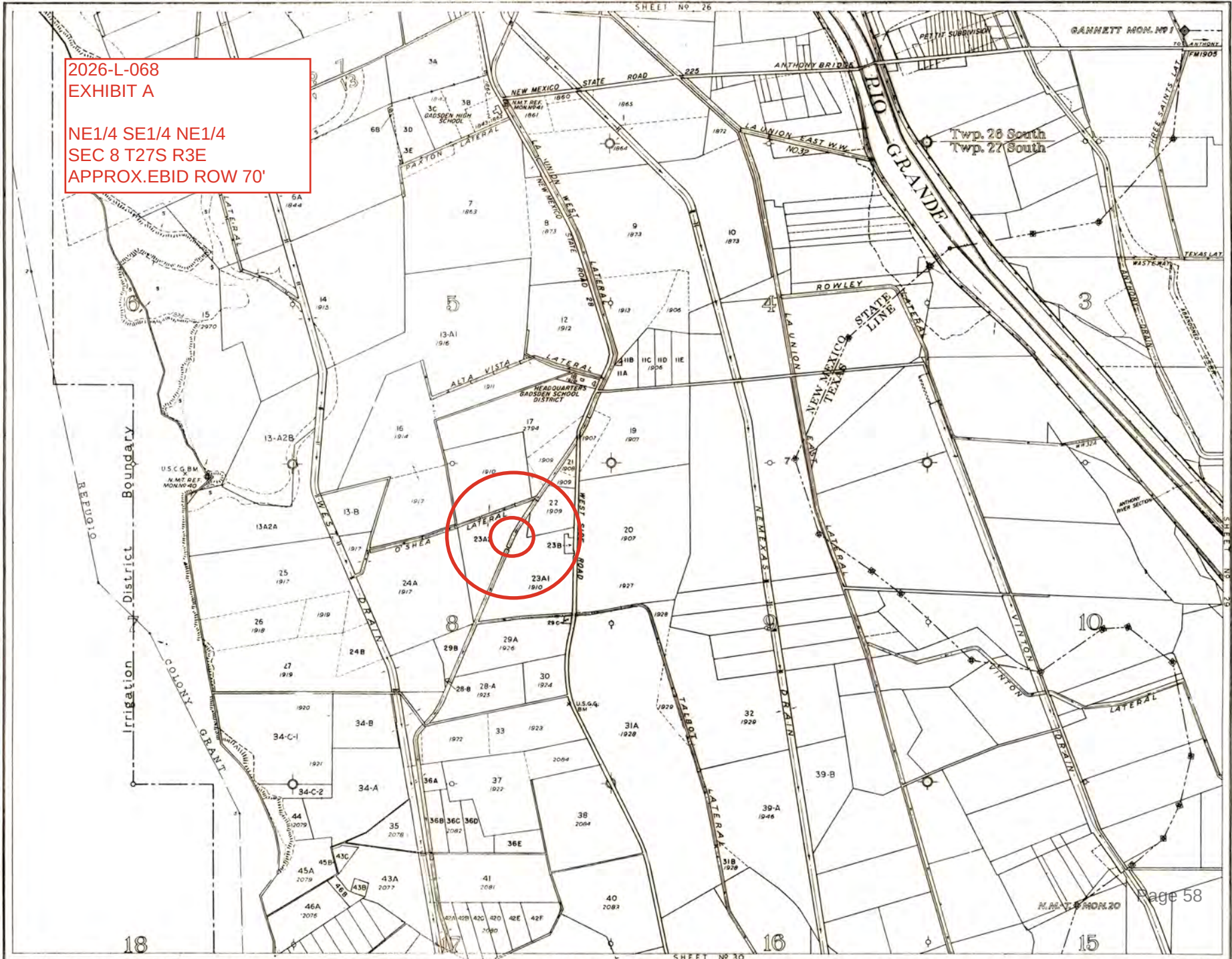
Approved by EBID Board of Directors

SIGNATURE/DATE:

Approved by EBID Engineer

2026-L-068
EXHIBIT A

NE1/4 SE1/4 NE1/4
SEC 8 T27S R3E
APPROX. EBID ROW 70'

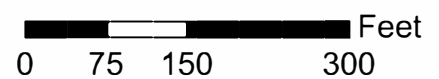


EXPLANATION		AUTHORITIES	SCALE	PROPERTY NUMBERS	BUREAU OF RECLAMATION-RIO GRANDE PROJECT	MESILLA VALLEY		
Canals	Levees	Compiled from Topographic and Location Surveys by the Bureau of Reclamation. Property lines are from the best information available (Private Surveys, Deeds, Notes, etc.) but with no assurance that they are either authentic or valid.		Project Serial No. of a Property is the Sheet No. followed by Tract No. thus 28-40, 28 being the No. of this sheet, 40 being the Tract No. on this sheet. <i>Doha Aha Co. Plat. No 2063</i>	IRRIGABLE AREA AND PROPERTY MAP	SHEET NO 28		
Suspended Areas	Roads						ELEPHANT BUTTE IRRIGATION DISTRICT	ALTA VISTA
Various Classifications	Sand							
	High Land							
	Valley Land							
	Drains							
	Community and Private Boxes							
	Limits of Irrigable Area							



2026-L-068
EXHIBIT B

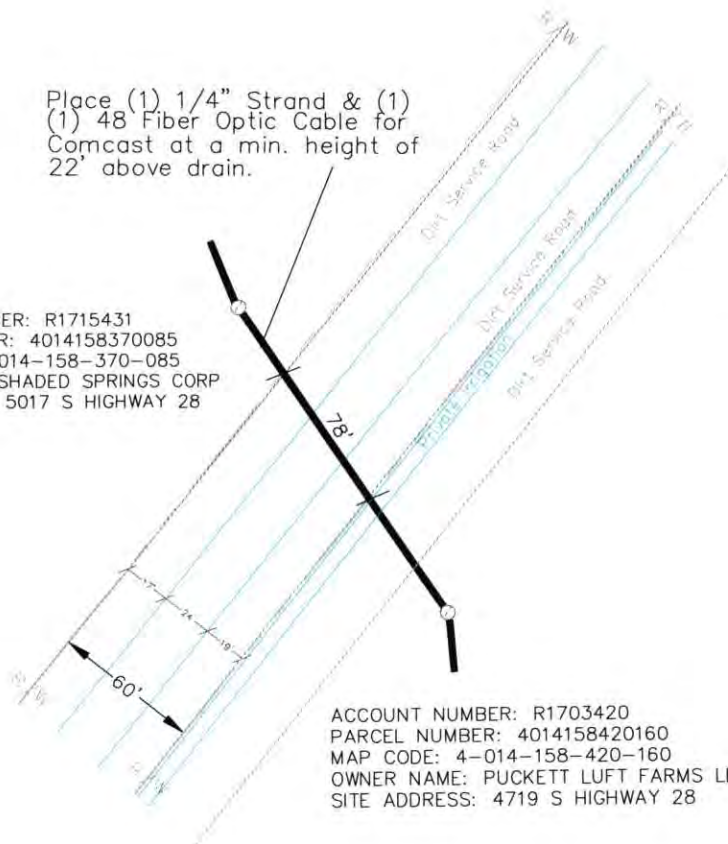
TO CONSTRUCT OPERATE AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE LA UNION WEST LATERAL AT APPROXIMATE STATION 105+30, APPROX. EBID ROW 70'



T27S R3E SEC. 08

Place (1) 1/4" Strand & (1)
(1) 48 Fiber Optic Cable for
Comcast at a min. height of
22' above drain.

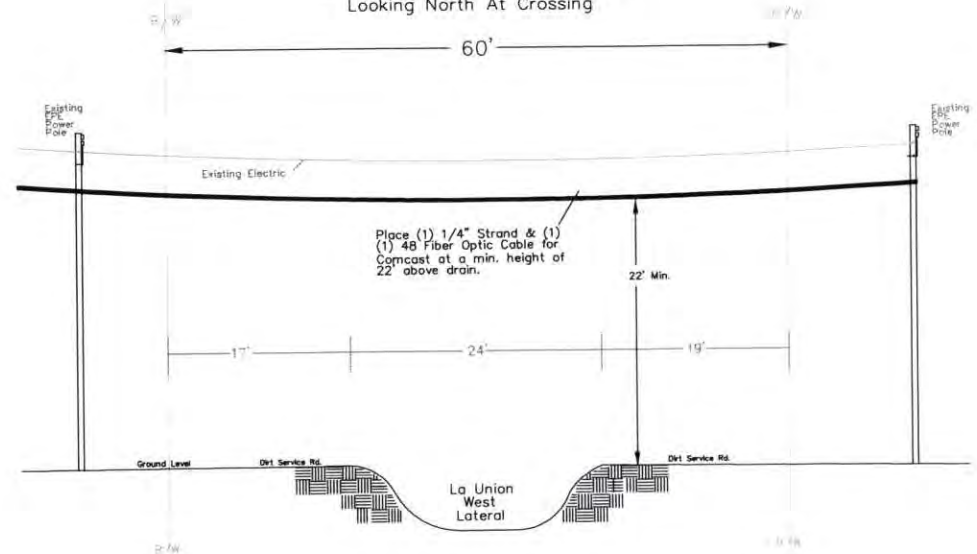
ACCOUNT NUMBER: R1715431
PARCEL NUMBER: 4014158370085
MAP CODE: 4-014-158-370-085
OWNER NAME: SHADED SPRINGS CORP
SITE ADDRESS: 5017 S HIGHWAY 28



ACCOUNT NUMBER: R1703420
PARCEL NUMBER: 4014158420160
MAP CODE: 4-014-158-420-160
OWNER NAME: PUCKETT LUFT FARMS LLC
SITE ADDRESS: 4719 S HIGHWAY 28

2026-L-066

Utility Profile La Union West Lateral Looking North At Crossing



Note:
Contractor is responsible for providing
Proof of Insurance to EBID and for
Locating all existing Utilities at time of
Construction. Utility & R/W Locations
Shown on Map are Approximate Only,
taken from available Utility & Plat Maps
and Utility Spots still visible in Field.



Communication
Network Solutions

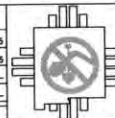
(505)238-0404

DONA ANA COUNTY

Comcast

APPROVAL RECORD

DATE	DATE
DESIGNED Y. HARRISON 04/26/26	DATE
CHECKED Y. HARRISON 04/26/26	DATE
APPROVED --- DATE ---	DATE
SCALE NTS	



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JB2007877

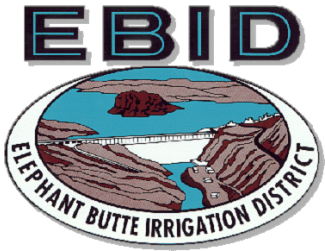
JB Number: EBID La Union West Lateral

FILE NAME EBID License Drawing

CONFIG. .DWG

DRAWING 1

OF Page 60



Elephant Butte Irrigation District

530 South Melendres Street

Las Cruces, NM 88005

575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-099

License Number: 2026-L-069

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

COMCAST OF NEW MEXICO, LLC

4611 MONTBEL PLACE NE

ALBUQUERQUE, NEW MEXICO 87107

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE PARELLELING THE LA UNION WEST LATERAL AT APPROXIMATE STATIONS 97+00 TO 86+70 AS SHOWN IN EXHIBITS "A" AND "B", ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE SE $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF THE SE $\frac{1}{4}$ OF SECTION 5, TOWNSHIP 27 SOUTH, RANGE 3 EAST, NMPPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Special Conditions (Where the property that is the subject of this License is held by the District other than as a fee simple estate, the Licensee shall be solely responsible for ascertaining whether the installation will encroach upon property belonging to entities or persons other than the District and for obtaining any additional permission or licenses that may be required from property owners other than the District. The Licensee shall obtain the requisite permission prior to the use of or encroachment upon the property.)

- AERIAL CROSSING MUST BE CONSTRUCTED AND MAINTAINED TO HAVE A SAG HEIGHT ABOVE THE BANK NO LESS THAN 22 FEET.
- SEE ATTACHED DRAWING "D" FOR EBID UTILITY CONSTRUCTION STANDARDS

The Licensee has read and reviewed the language contained on the reverse side of the license application, and hereby accepts this License subject to the terms and conditions expressed or implied herein. The Licensee also understands the rules and regulations of the Elephant Butte Irrigation District and agrees to abide by same during the term of this License.

Sign name(s) as written in License. For partnerships, a general partner's signature is required. For corporations, an officer or other individual with proper authority evidenced by a corporate resolution granting such authority is required to sign. For a limited liability company, a member, manager, officer or other individual with proper authority evidenced by a company resolution granting such authority is required to sign. Any deviation from the required signatories must be approved by EBID.

ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MEMBER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

DATE: JUNE 10, 2026

Approved by EBID Board of Directors

SIGNATURE/DATE:

Approved by EBID Engineer

SE1/4 SE1/4 SE1/4
SEC 5 T27S R3E



EXPLANATION Canals Suspended Areas Levees Roads Drains Community and Private Surveys High Land Valley Land Limits of Irrigable Area Various Classifications Sand	AUTHORITIES Compiled from Topographic and Location Surveys by the Bureau of Reclamation. Property lines are from the best information available (Private Surveys Deed Notes etc.) but with no assurance that they are either authentic, or valid.	SCALE 0 500 1000 1500 2000 T 26B 27S R 3E DATE 1936 REVISED 1960	PROPERTY NUMBERS Project Serial No. of Property is the Sheet No. followed by Tract No. thus 2840.28 being the No. of this sheet, 40 being the Tract No. on this sheet, Dona Ana Co. Plat No 2083.	BUREAU OF RECLAMATION-RIO GRANDE PROJECT IRRIGABLE AREA AND PROPERTY MAP ELEPHANT BUTTE IRRIGATION DISTRICT	MESILLA VALLEY SHEET NO 28 ALTA VISTA
---	--	---	--	--	---

Note:

Contractor is responsible for providing Proof of Insurance to EBID and for Locating all existing Utilities at time of Construction. Utility & R/W Locations Shown on Map are Approximate Only, taken from available Utility & Plat Maps and Utility Spots still visible in Field.

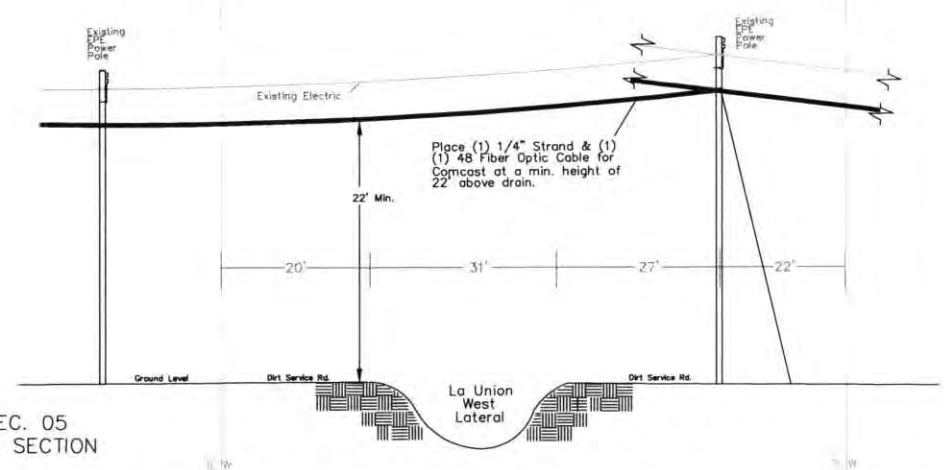
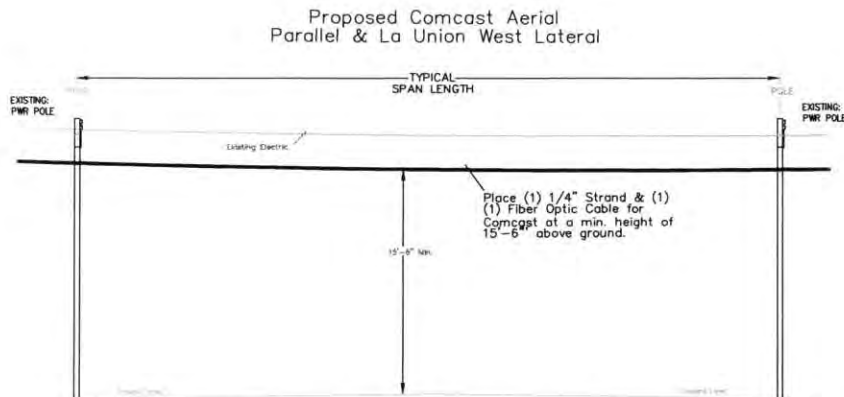
ACCOUNT NUMBER: R1713779
PARCEL NUMBER: 4014157440495
MAP CODE: 4-014-157-440-495
OWNER NAME: CLEMENTS GARY W & RENEE J ABDOUCH

Place (1) 1/4" Strand & (1) (1) Fiber Optic Cable for Comcast at a min. height of 15'-6" above ground.

Place (1) 1/4" Strand & (1) (1) 48 Fiber Optic Cable for Comcast at a min. height of 22' above drain.

ACCOUNT NUMBER: R1714673
PARCEL NUMBER: 4014157456520
MAP CODE: 4-014-157-456-520
OWNER NAME: MENDOZA MARTHA ELVA
SITE ADDRESS: 5009 S HIGHWAY 28

Utility Profile
La Union West Lateral
Looking South At Crossing



2026-L-069

T27S R3E SEC. 05
SE QUARTER SECTION

Communication
Network Solutions

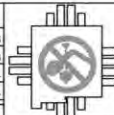
(505)238-0404

DONA ANA COUNTY

Comcast

APPROVAL RECORD

DESIGN	Y. HARRISON	DATE	04/26/26
CHECKED	Y. HARRISON	DATE	04/26/26
APPROVED		DATE	
SCALE	NTS		



NEW MEXICO
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SYSTEM, INC.
CALL BEFORE
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(505) 260-1990



JB2007877

JB Number: EBID La Union West Lateral

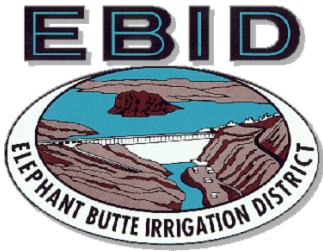
FILE NAME EBID License Drawing

CONFIG. .DWG

DRAWING 1

OF 1

Page 64



Elephant Butte Irrigation District

530 South Melendres Street

Las Cruces, NM 88005

575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-104

License Number: 2026-L-070

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

COMCAST OF NEW MEXICO, LLC

4611 MONTBEL PLACE NE

ALBUQUERQUE, NEW MEXICO 87107

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE EAST DRAIN AT APPROXIMATE STATION 222+80 AS SHOWN IN EXHIBITS "A" AND "B", ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE SE¹/₄ OF SE¹/₄ OF THE SE¹/₄ OF SECTION 22, TOWNSHIP 26 SOUTH, RANGE 3 EAST, NMPPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Special Conditions (Where the property that is the subject of this License is held by the District other than as a fee simple estate, the Licensee shall be solely responsible for ascertaining whether the installation will encroach upon property belonging to entities or persons other than the District and for obtaining any additional permission or licenses that may be required from property owners other than the District. The Licensee shall obtain the requisite permission prior to the use of or encroachment upon the property.)

- BURIED UTILITY CROSSINGS CONSTRUCTED ABOVE EXISTING CULVERT PIPE SHALL HAVE NO LESS THAN 12" OF COVER BETWEEN THE TOP OF CULVERT PIPE TO BOTTOM OF UTILITY CASING AND NO LESS THAN 12" COVER FROM TOP OF UTILITY CASING TO FINAL GRADE
- BURIED CROSSINGS MUST BE ENCASED THROUGHOUT EBID RIGHT OF WAY
- SEE ATTACHED DRAWING "D" FOR EBID UTILITY CONSTRUCTION STANDARDS
- NO CONSTRUCTION ALLOWED DURING IRRIGATION SEASON

The Licensee has read and reviewed the language contained on the reverse side of the license application, and hereby accepts this License subject to the terms and conditions expressed or implied herein. The Licensee also understands the rules and regulations of the Elephant Butte Irrigation District and agrees to abide by same during the term of this License.

Sign name(s) as written in License. For partnerships, a general partner's signature is required. For corporations, an officer or other individual with proper authority evidenced by a corporate resolution granting such authority is required to sign. For a limited liability company, a member, manager, officer or other individual with proper authority evidenced by a company resolution granting such authority is required to sign. Any deviation from the required signatories must be approved by EBID.

ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MEMBER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

DATE: JUNE 10, 2026

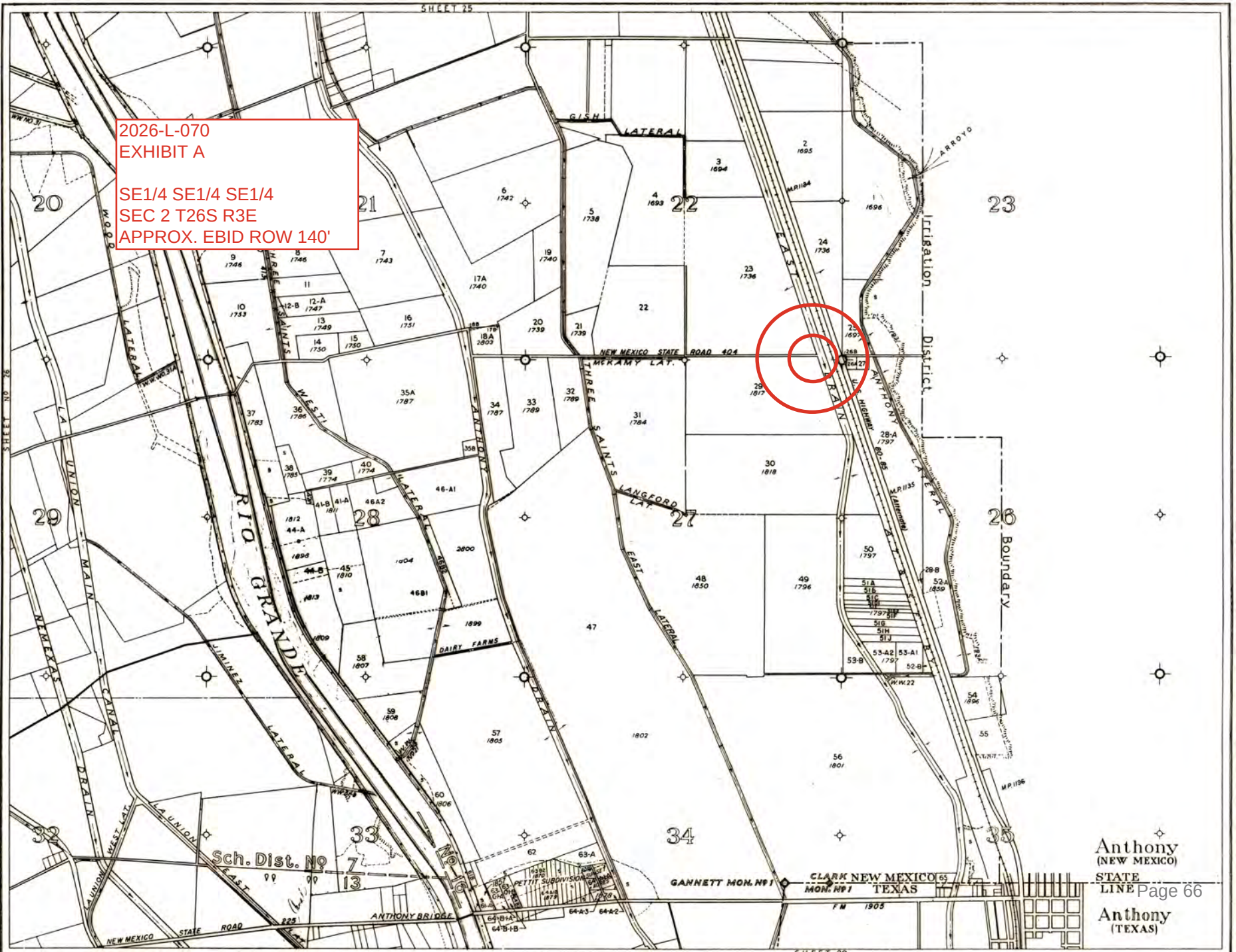
Approved by EBID Board of Directors

SIGNATURE/DATE:

Approved by EBID Engineer

2026-L-070
EXHIBIT A

SE1/4 SE1/4 SE1/4
SEC 2 T26S R3E
APPROX. EBID ROW 140'

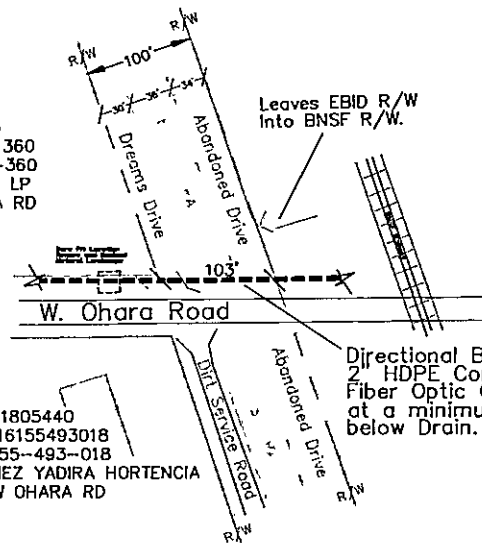


Anthony
(NEW MEXICO)
STATE
LINE Page 66
Anthony
(TEXAS)

ACCOUNT NUMBER: R1705373
 PARCEL NUMBER: 4016154331360
 MAP CODE: 4-016-154-331-360
 OWNER NAME: MC CILLI FARM LP
 SITE ADDRESS: 500 W OHARA RD

ACCOUNT NUMBER: R1805440
 PARCEL NUMBER: 4016155493018
 MAP CODE: 4-016-155-493-018
 OWNER NAME: ANTUNEZ YADIRA HORTENCIA
 SITE ADDRESS: 117 W OHARA RD

T26S R3E SEC. 22
 SE QUARTER SECTION



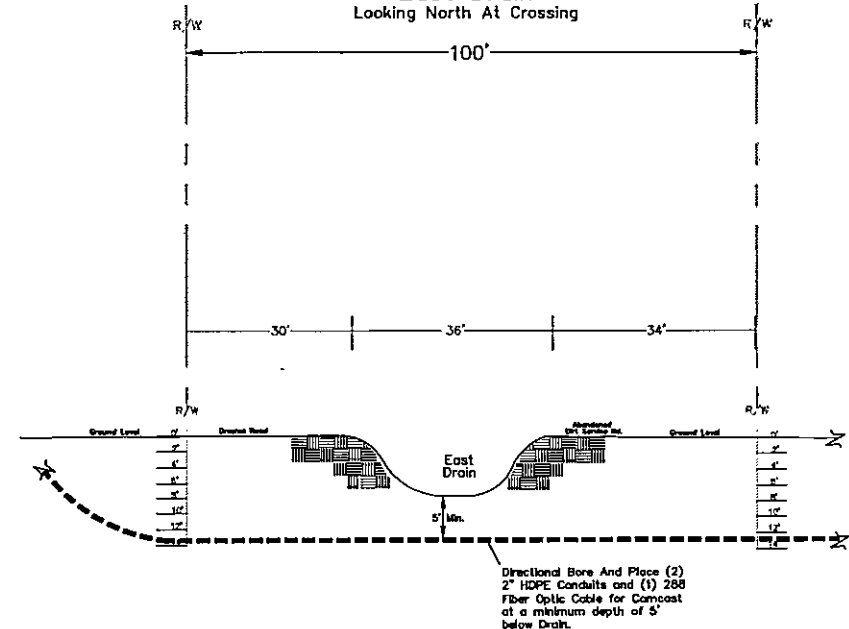
Note:

Contractor is responsible for providing Proof of Insurance to EBID and for Locating all existing Utilities at time of Construction. Utility & R/W Locations Shown on Map are Approximate Only, taken from available Utility & Plat Maps and Utility Spots still visible in Field.

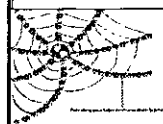
Note:

Contractor is responsible for providing Proof of Insurance to EBID and for Locating all existing Utilities at time of Construction. Utility & R/W Locations Shown on Map are Approximate Only, taken from available Utility & Plat Maps and Utility Spots still visible in Field.

**Utility Profile
 East Drain
 Looking North At Crossing**



2026-L-070



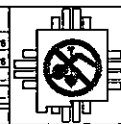
Communication
 Network Solutions

(505)238-0404

DONA ANA COUNTY

Comcast

APPROVAL RECORD		
DATE	BY	DATE
DESIGNED	Y. HARRISON	02/10/28
CHECKED	Y. HARRISON	02/10/28
APPROVED		
SCALE	NTS	

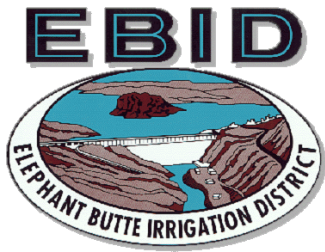


NEW MEXICO
 ONE CALL
 SYSTEM, INC.
 CALL BEFORE
 YOU DIG !
 (505) 260-1990



JB2007839

JB Number: EBID East Drain & W. Ohara Rd	
FILE NAME EBID License Drawing	
CONFIG.	.DWG
DRAWING 1	OF Page 68



Elephant Butte Irrigation District

530 South Melendres Street

Las Cruces, NM 88005

575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-105

License Number: 2026-L-071

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

COMCAST OF NEW MEXICO, LLC

4611 MONTBEL PLACE NE

ALBUQUERQUE, NEW MEXICO 87107

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE ANTHONY DRAIN AT APPROXIMATE STATION 203+78 AS SHOWN IN EXHIBITS "A" AND "B", ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE NW $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF THE SE $\frac{1}{4}$ OF SECTION 21, TOWNSHIP 26 SOUTH, RANGE 3 EAST, NMPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Special Conditions (Where the property that is the subject of this License is held by the District other than as a fee simple estate, the Licensee shall be solely responsible for ascertaining whether the installation will encroach upon property belonging to entities or persons other than the District and for obtaining any additional permission or licenses that may be required from property owners other than the District. The Licensee shall obtain the requisite permission prior to the use of or encroachment upon the property.)

- AERIAL CROSSING MUST BE CONSTRUCTED AND MAINTAINED TO HAVE A SAG HEIGHT ABOVE THE BANK NO LESS THAN 22 FEET.
- SEE ATTACHED DRAWING "D" FOR EBID UTILITY CONSTRUCTION STANDARDS

The Licensee has read and reviewed the language contained on the reverse side of the license application, and hereby accepts this License subject to the terms and conditions expressed or implied herein. The Licensee also understands the rules and regulations of the Elephant Butte Irrigation District and agrees to abide by same during the term of this License.

Sign name(s) as written in License. For partnerships, a general partner's signature is required. For corporations, an officer or other individual with proper authority evidenced by a corporate resolution granting such authority is required to sign. For a limited liability company, a member, manager, officer or other individual with proper authority evidenced by a company resolution granting such authority is required to sign. Any deviation from the required signatories must be approved by EBID.

ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MEMBER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

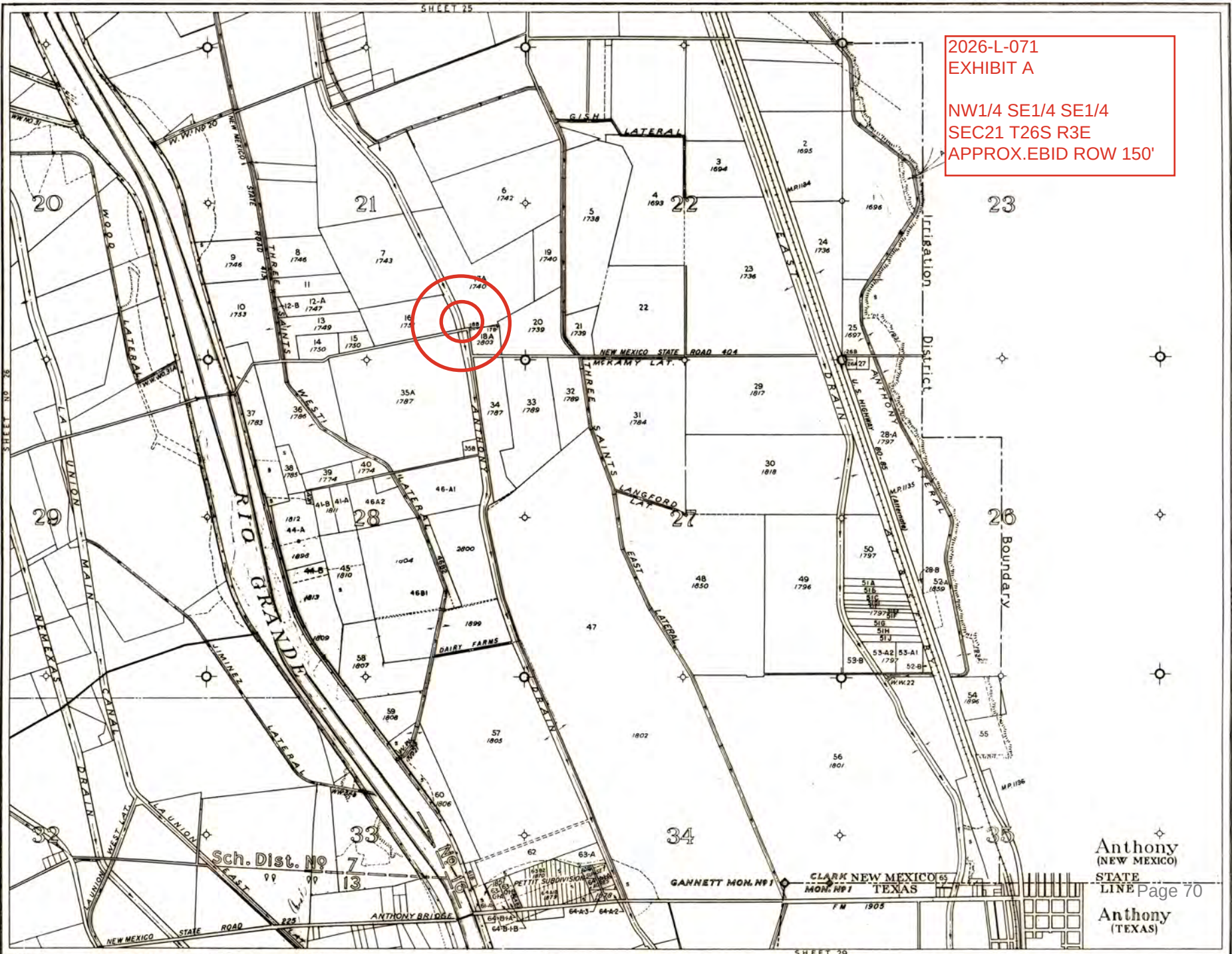
DATE: JUNE 10, 2026

Approved by EBID Board of Directors

SIGNATURE/DATE:

Approved by EBID Engineer

NW1/4 SE1/4 SE1/4
SEC21 T26S R3E
APPROX. EBID ROW 150'



Anthony
(TEXAS)

EXPLANATION

Canals Levees Drains
Suspended Areas Roads Community and Private Ditches
Various Classifications Sand High Land Limits of Irrigable Area
Valley Land

AUTHORITIES

Compiled from Topographic and Location Surveys by the Bureau of Reclamation, Property lines are from the best information available (*Private Surveys, Deed Notes etc.* but with no assurance that they are either authentic or valid.

SCALE

0 500 1000 1500 2000

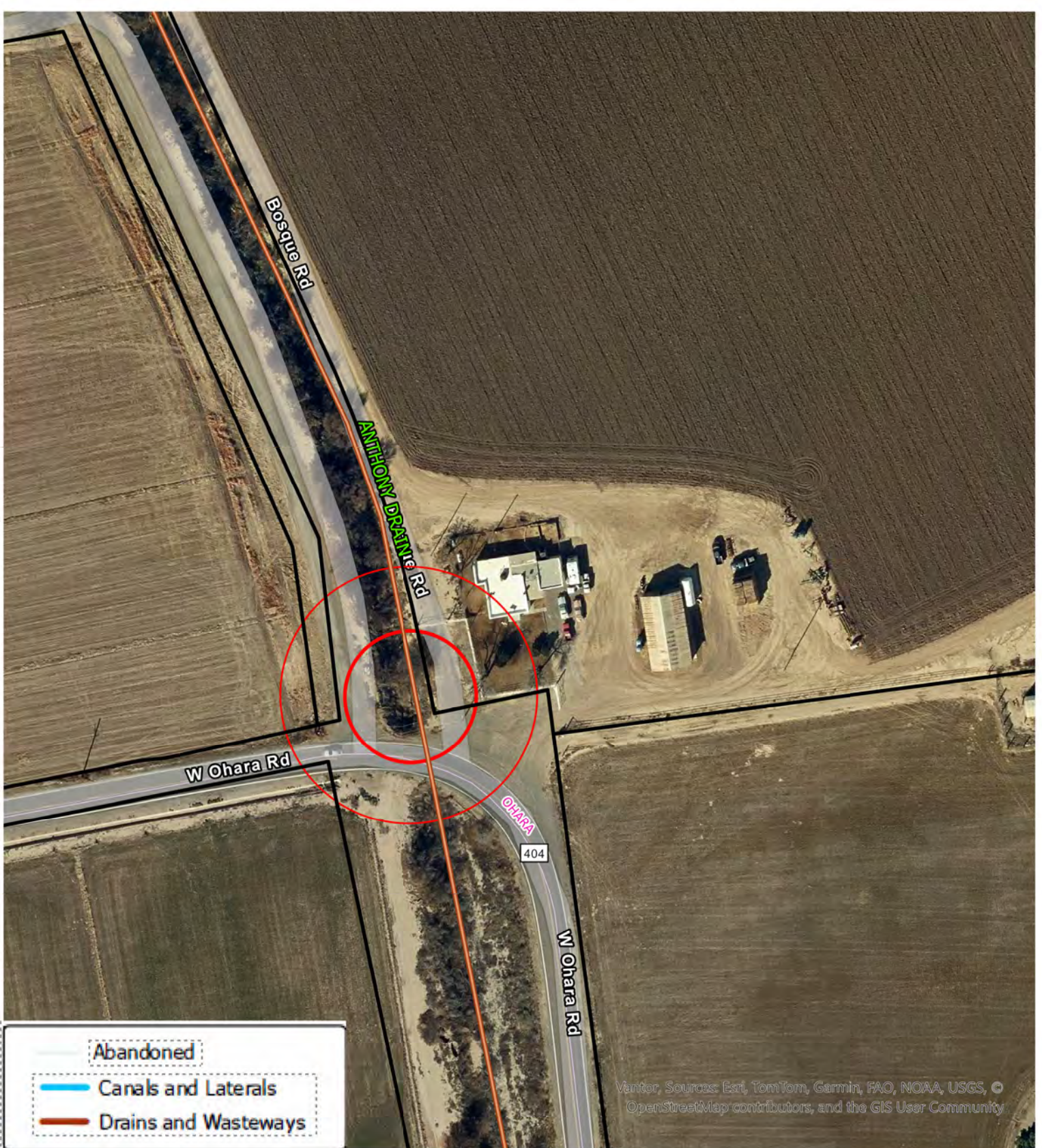
T. 26 S. R. 3 E

DATE 1931 REVISED 1958

PROPERTY NUMBERS
Project Serial No. of a Property is the Sheet No. followed by Tract No. thus, 27.64, 27 being the No. of this sheet, 64 being the Tract No. on this sheet. *Dona Ana Co. Plat. No. 1879*

BUREAU OF RECLAMATION - RIO GRANDE PROJECT
IRRIGABLE AREA AND PROPERTY MAP
ELEPHANT BUTTE IRRIGATION DISTRICT

MESILLA VALLEY
SHEET Nº 27
ANTHONY



2026-L-071
EXHIBIT B

TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE ANTHONY DRAIN AT APPROXIMATE STATION 203+78. APPROX. EBID ROW 50'



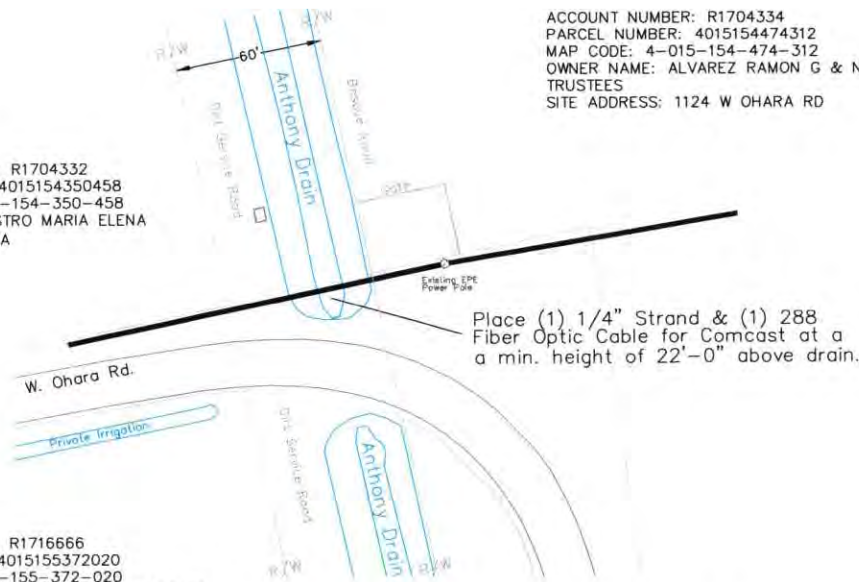
ACCOUNT NUMBER: R1704332
 PARCEL NUMBER: 4015154350458
 MAP CODE: 4-015-154-350-458
 OWNER NAME: CASTRO MARIA ELENA
 SITE ADDRESS: N/A

ACCOUNT NUMBER: R1716666
 PARCEL NUMBER: 4015155372020
 MAP CODE: 4-015-155-372-020
 OWNER NAME: RODRIGUEZ MANUEL RODOLFO
 SITE ADDRESS: N/A

ACCOUNT NUMBER: R1704334
 PARCEL NUMBER: 4015154474312
 MAP CODE: 4-015-154-474-312
 OWNER NAME: ALVAREZ RAMON G & NORMA A TRUSTEES
 SITE ADDRESS: 1124 W OHARA RD

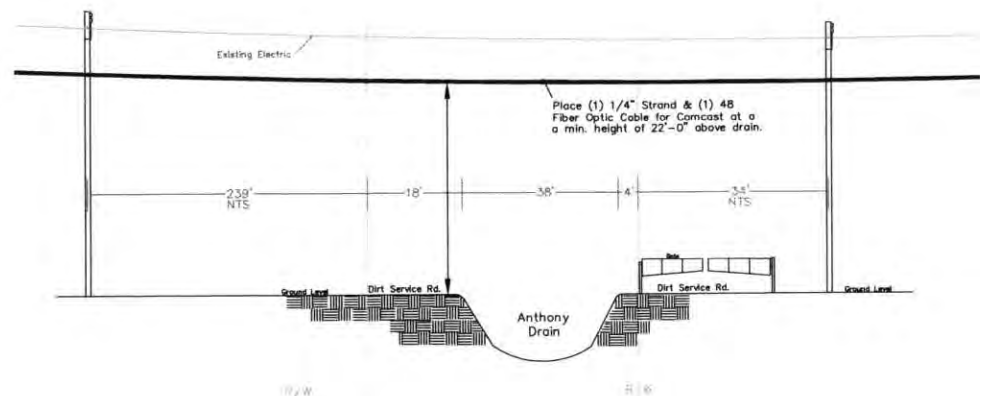
T26S R3E SEC. 21
 SE QUARTER SECTION

ACCOUNT NUMBER: R1704336
 PARCEL NUMBER: 4015154480486
 MAP CODE: 4-015-154-480-486
 OWNER NAME: ORTEGA EUSTOLIA C
 SITE ADDRESS: 1108 W OHARA RD



Utility Profile
 Anthony Drain
 Looking North At Crossing

60'



Note:

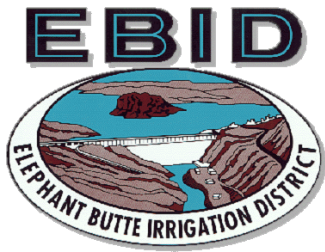
Contractor is responsible for providing Proof of Insurance to EBID and for Locating all existing Utilities at time of Construction. Utility & R/W Locations Shown on Map are Approximate Only. Taken from available Utility & Plat Maps and Utility Spots still visible in Field.

2026-2-071

Communication Network Solutions (505) 238-0404	DONA ANA COUNTY		Comcast	APPROVAL RECORD <table border="1"> <tr> <td>DESIGNED</td> <td>Y. HARRISON</td> <td>DATE</td> <td>05/08/26</td> </tr> <tr> <td>CHECKED</td> <td>Y. HARRISON</td> <td>DATE</td> <td>05/08/26</td> </tr> <tr> <td>APPROVED</td> <td></td> <td>DATE</td> <td></td> </tr> <tr> <td>SCALE</td> <td colspan="3">NTS</td> </tr> </table>		DESIGNED	Y. HARRISON	DATE	05/08/26	CHECKED	Y. HARRISON	DATE	05/08/26	APPROVED		DATE		SCALE	NTS			NEW MEXICO ONE CALL SYSTEM, INC. CALL BEFORE YOU DIG! (505) 260-1990		JB Number: JB 2007839 EBID Permit Drawing	
	DESIGNED	Y. HARRISON		DATE	05/08/26																				
	CHECKED	Y. HARRISON		DATE	05/08/26																				
	APPROVED			DATE																					
SCALE	NTS																								
FILE NAME																									
CONFIG. .DWG																									
DRAWING 1	OF 1																								

JB2007839

1Page 72



Elephant Butte Irrigation District

530 South Melendres Street

Las Cruces, NM 88005

575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-106

License Number: 2026-L-072

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

COMCAST OF NEW MEXICO, LLC

4611 MONTBEL PLACE NE

ALBUQUERQUE, NEW MEXICO 87107

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE LOWER CHAMBERINO LATERAL AT APPROXIMATE STATION 239+00 AS SHOWN IN EXHIBITS "A" AND "B", ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE NW $\frac{1}{4}$ OF NW $\frac{1}{4}$ OF THE SE $\frac{1}{4}$ OF SECTION 32, TOWNSHIP 26 SOUTH, RANGE 3 EAST, NMPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Special Conditions (Where the property that is the subject of this License is held by the District other than as a fee simple estate, the Licensee shall be solely responsible for ascertaining whether the installation will encroach upon property belonging to entities or persons other than the District and for obtaining any additional permission or licenses that may be required from property owners other than the District. The Licensee shall obtain the requisite permission prior to the use of or encroachment upon the property.)

- AERIAL CROSSING MUST BE CONSTRUCTED AND MAINTAINED TO HAVE A SAG HEIGHT ABOVE THE BANK NO LESS THAN 22 FEET.
- SEE ATTACHED DRAWING "D" FOR EBID UTILITY CONSTRUCTION STANDARDS

The Licensee has read and reviewed the language contained on the reverse side of the license application, and hereby accepts this License subject to the terms and conditions expressed or implied herein. The Licensee also understands the rules and regulations of the Elephant Butte Irrigation District and agrees to abide by same during the term of this License.

Sign name(s) as written in License. For partnerships, a general partner's signature is required. For corporations, an officer or other individual with proper authority evidenced by a corporate resolution granting such authority is required to sign. For a limited liability company, a member, manager, officer or other individual with proper authority evidenced by a company resolution granting such authority is required to sign. Any deviation from the required signatories must be approved by EBID.

ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MEMBER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

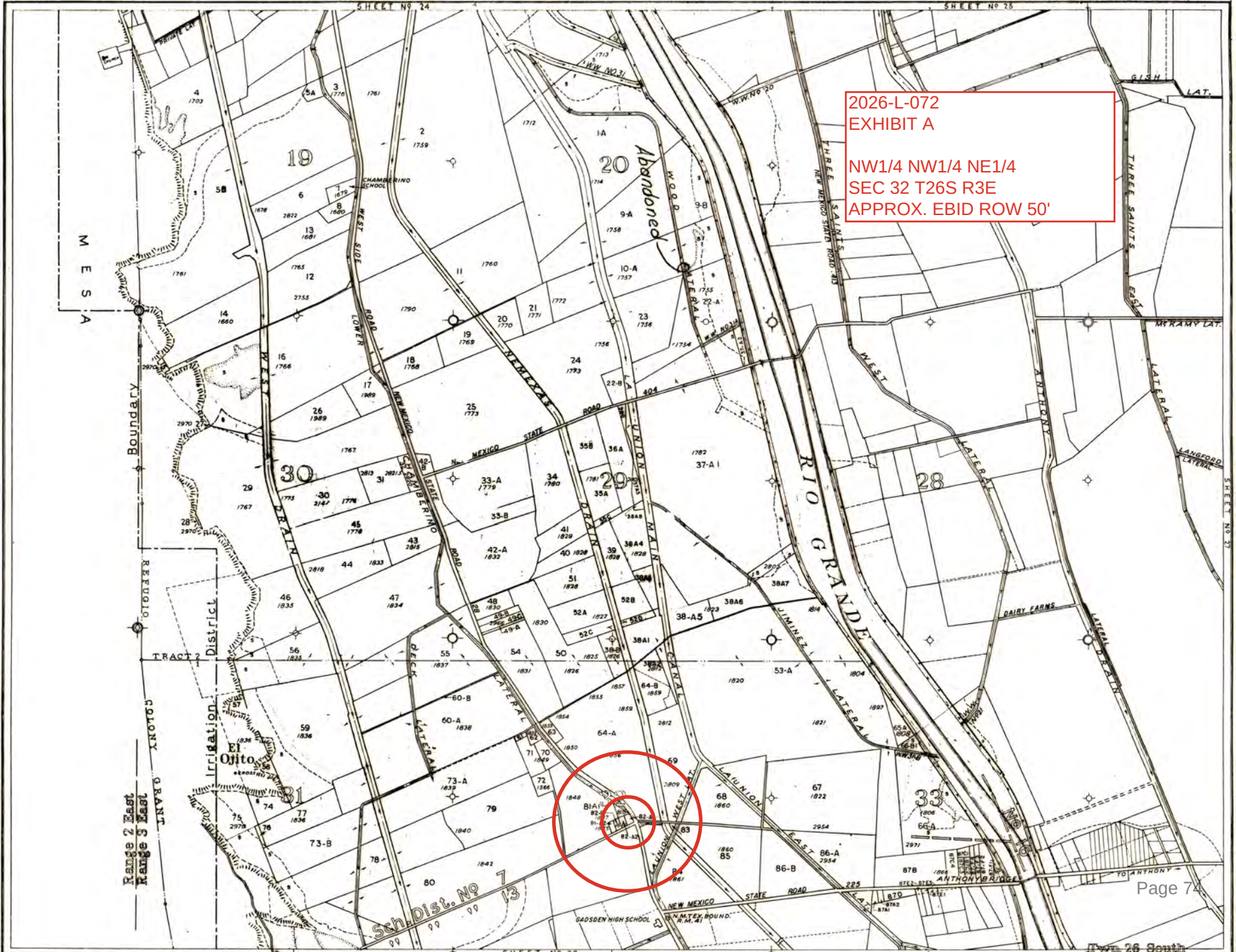
****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

DATE: JUNE 10, 2026

Approved by EBID Board of Directors

SIGNATURE/DATE: _____

Approved by EBID Engineer



2026-L-072
EXHIBIT A

NW1/4 NW1/4 NE1/4
SEC 32 T26S R3E
APPROX. EBID ROW 50'

Page 74

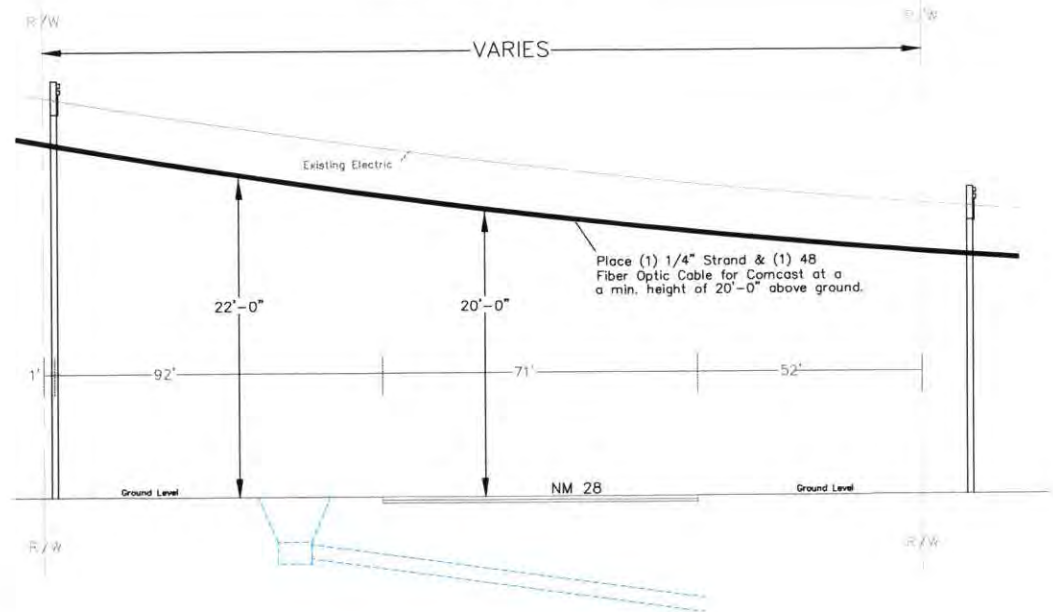
EXPLANATION		AUTHORITIES	SCALE	PROPERTY NUMBERS	BUREAU OF RECLAMATION - RIO GRANDE PROJECT IRRIGABLE AREA AND PROPERTY MAP ELEPHANT BUTTE IRRIGATION DISTRICT	MESILLA VALLEY SHEET No 26 LOWER CHAMBERINO
Canals	Drains					
Suspended Areas	Levees	Compiled from Topographic and Location Surveys by the Bureau of Reclamation. Property lines are from the best information available (Private Surveys, Deeds, Notes, etc.) but with no assurance that they are either authentic or valid.	T 26S R3E DATE 1933 REVISED 1958	Project Serial No. of a Property is the Sheet No. followed by Tract No. thus 26.64.26 being the No. of this sheet, 64 being the Tract No. on this sheet, Dona Ana Co. Plat No. 1867		
Various Classifications	Community and Private Ditches					
Sand	High Land					
Valley Land	Irrigable Area					

ACCOUNT NUMBER: R1703383
 PARCEL NUMBER: 4014156260180
 MAP CODE: 4-014-156-260-180
 OWNER NAME: MC CILLI FARM LP
 SITE ADDRESS: 6924 S HIGHWAY 28

ACCOUNT NUMBER: R1703384
 PARCEL NUMBER: 4014156279289
 MAP CODE: 4-014-156-279-289
 OWNER NAME: LOPEZ GABRIELA

ACCOUNT NUMBER: R1703386
 PARCEL NUMBER: 4014156295300
 MAP CODE: 4-014-156-295-300
 OWNER NAME: HOBBS MARIA D
 SITE ADDRESS: 2 HAASVILLE RD

Utility Profile Lower Chamberino Lateral Looking North At Crossing



Note:

Contractor is responsible for providing Proof of Insurance to EBID and for Locating all existing Utilities at time of Construction. Utility & R/W Locations Shown on Map are Approximate Only, taken from available Utility & Plat Maps and Utility Spots still visible in Field.

T26S R3E SEC. 32

2026-L-072

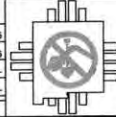


Communication
 Network Solutions
 (505) 238-0404

DONA ANA COUNTY					

Comcast

APPROVAL RECORD	
DESIGNED	Y. HARRISON 05/18/26
CHECKED	Y. HARRISON 05/18/26
APPROVED	---
SCALE	NTS

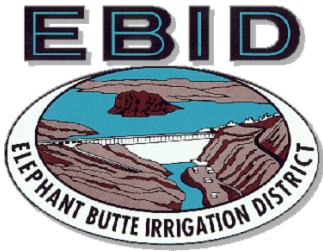


NEW MEXICO
 ONE CALL
 SYSTEM, INC.
 CALL BEFORE
 YOU DIG!
 (505) 260-1990



JB2007877

JB Number: JB 2007877 EBID Permit Drawing	
FILE NAME Lower Chamberino Lateral	
CONFIG.	.DWG
DRAWING 1	OF 1 Page 76



Elephant Butte Irrigation District

530 South Melendres Street

Las Cruces, NM 88005

575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-107

License Number: 2026-L-073

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

COMCAST OF NEW MEXICO, LLC

4611 MONTBEL PLACE NE

ALBUQUERQUE, NEW MEXICO 87107

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE LOWER CHAMBERINO LATERAL AT APPROXIMATE STATION 237+40 AS SHOWN IN EXHIBITS "A" AND "B", ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE SE $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF THE NW $\frac{1}{4}$ OF SECTION 32, TOWNSHIP 26 SOUTH, RANGE 3 EAST, NMPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Special Conditions (Where the property that is the subject of this License is held by the District other than as a fee simple estate, the Licensee shall be solely responsible for ascertaining whether the installation will encroach upon property belonging to entities or persons other than the District and for obtaining any additional permission or licenses that may be required from property owners other than the District. The Licensee shall obtain the requisite permission prior to the use of or encroachment upon the property.)

- BURIED CROSSINGS MUST BE CONSTRUCTED NO LESS THAN 5 FEET BELOW THE DESIGN INVERT
- BURIED CROSSINGS MUST BE ENCASED THROUGHOUT EBID RIGHT OF WAY
- SEE ATTACHED DRAWING "D" FOR EBID UTILITY CONSTRUCTION STANDARDS
- NO CONSTRUCTION ALLOWED DURING IRRIGATION SEASON

The Licensee has read and reviewed the language contained on the reverse side of the license application, and hereby accepts this License subject to the terms and conditions expressed or implied herein. The Licensee also understands the rules and regulations of the Elephant Butte Irrigation District and agrees to abide by same during the term of this License.

Sign name(s) as written in License. For partnerships, a general partner's signature is required. For corporations, an officer or other individual with proper authority evidenced by a corporate resolution granting such authority is required to sign. For a limited liability company, a member, manager, officer or other individual with proper authority evidenced by a company resolution granting such authority is required to sign. Any deviation from the required signatories must be approved by EBID.

ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MEMBER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

DATE: JUNE 10, 2026

Approved by EBID Board of Directors

SIGNATURE/DATE: _____

Approved by EBID Engineer

2026-L-073
EXHIBIT A

SE1/4 SE1/4 NW1/4
SEC 32 T26S R3E
APPROX. EBID ROW 50'



Page 78

EXPLANATION

Canals
Suspended Areas
Various Classifications
Leaves
Roads
High Land
Valley Land
Drains
Community and Private Ditches
Limits of Irrigable Area

AUTHORITIES

Compiled from Topographic and Location Surveys by the Bureau of Reclamation. Property lines are from the best information available (Private Surveys, Deed Notes, etc.) but with no assurance that they are either authentic or valid.

SCALE

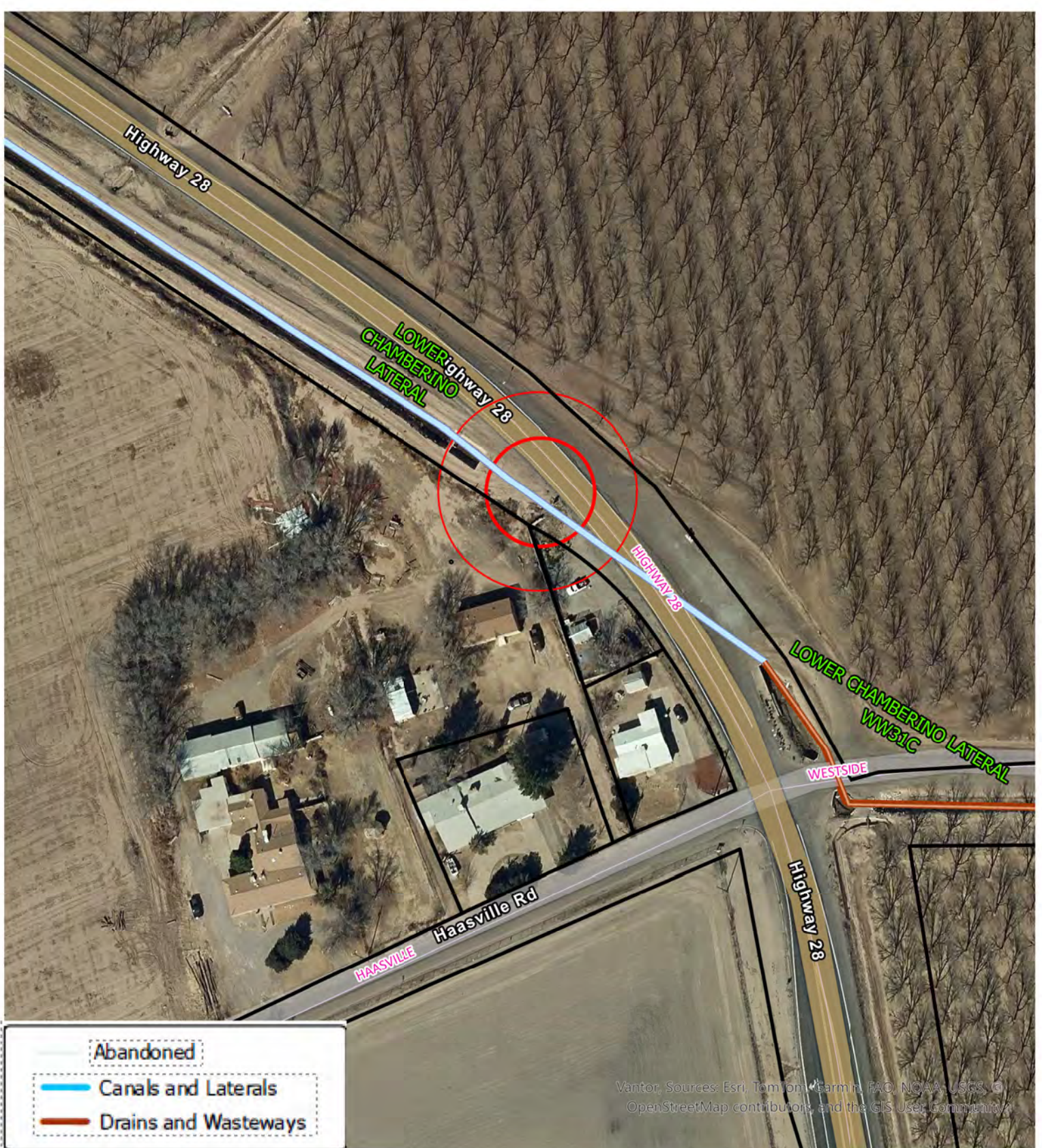
0 500 1000 1500 2000
T 26S R 3E
DATE 1933 REVISED 1958

PROPERTY NUMBERS

Project Serial No. of a Property is the Sheet No. followed by Tract No. thus 26.84, 76 being the No. of this sheet, 84 being the Tract No. on this sheet. Dona Ana Co. Plat No. 1861

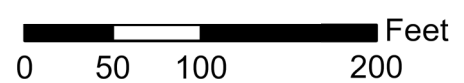
BUREAU OF RECLAMATION-RIO GRANDE PROJECT
IRRIGABLE AREA AND PROPERTY MAP
ELEPHANT BUTTE IRRIGATION DISTRICT

MESILLA VALLEY
SHEET No. 26
LOWER CHAMBERINO



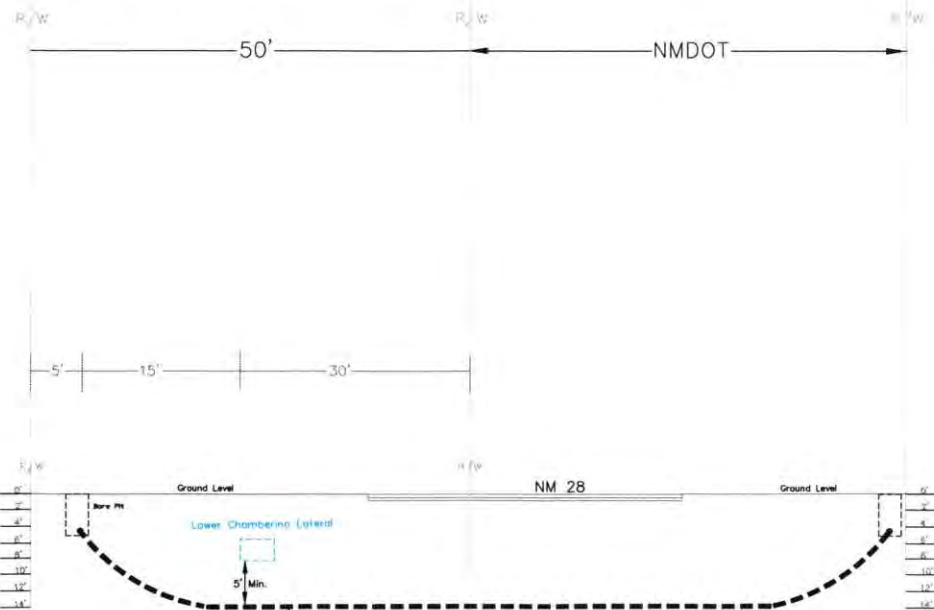
2026-L-073
EXHIBIT B

TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE LOWER CHAMBERINO LATERAL AT APPROXIMATE STATION 237+40. APPROX. EBID ROW 50'



ACCOUNT NUMBER: R1703383
 PARCEL NUMBER: 4014156260180
 MAP CODE: 4-014-156-260-180
 OWNER NAME: MC CILLI FARM LP
 SITE ADDRESS: 6924 S HIGHWAY 28

Utility Profile Lower Chamberino Lateral Looking North At Crossing



ACCOUNT NUMBER: R1703384
 PARCEL NUMBER: 4014156279289
 MAP CODE: 4-014-156-279-289
 OWNER NAME: LOPEZ GABRIELA

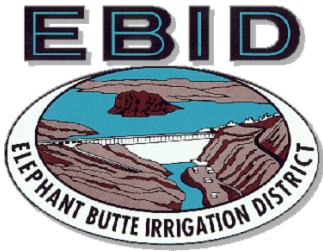
ACCOUNT NUMBER: R1703386
 PARCEL NUMBER: 4014156295300
 MAP CODE: 4-014-156-295-300
 OWNER NAME: HOBBS MARIA D
 SITE ADDRESS: 2 HAASVILLE RD

Directional Bore And Place (2)
 2" HDPE Conduits and (1) 48
 Fiber Optic Cable for Comcast
 at a minimum depth of 5'
 below Drain.

Note:

Contractor is responsible for providing
 Proof of Insurance to EBID and for
 Locating all existing Utilities at time of
 Construction. Utility & R/W Locations
 Shown on Map are Approximate Only,
 taken from available Utility & Plat Maps
 and Utility Spots still visible in Field.

2026-L-073



Elephant Butte Irrigation District

530 South Melendres Street

Las Cruces, NM 88005

575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-108

License Number: 2026-L-074

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

COMCAST OF NEW MEXICO, LLC

4611 MONTBEL PLACE NE

ALBUQUERQUE, NEW MEXICO 87107

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE PARELLELING THE LOWER CHAMBERINO LATERAL AT APPROXIMATE STATIONS 236+23 TO 237+30 AS SHOWN IN EXHIBITS "A" AND "B", ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE SE¹/₄ OF SE¹/₄ OF THE NW¹/₄ OF SECTION 32, TOWNSHIP 26 SOUTH, RANGE 3 EAST, NMPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Special Conditions (Where the property that is the subject of this License is held by the District other than as a fee simple estate, the Licensee shall be solely responsible for ascertaining whether the installation will encroach upon property belonging to entities or persons other than the District and for obtaining any additional permission or licenses that may be required from property owners other than the District. The Licensee shall obtain the requisite permission prior to the use of or encroachment upon the property.)

- BURIED CROSSINGS MUST BE ENCASED THROUGHOUT EBID RIGHT OF WAY
- NO CONSTRUCTION ALLOWED DURING IRRIGATION SEASON
- SEE ATTACHED EBID RIGHT OF USE (BURIED UTILITIES) LICENSE POLICY
- SEE ATTACHED DRAWING "D" FOR EBID UTILITY CONSTRUCTION STANDARDS

The Licensee has read and reviewed the language contained on the reverse side of the license application, and hereby accepts this License subject to the terms and conditions expressed or implied herein. The Licensee also understands the rules and regulations of the Elephant Butte Irrigation District and agrees to abide by same during the term of this License.

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ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MEMBER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

DATE: JUNE 10, 2026

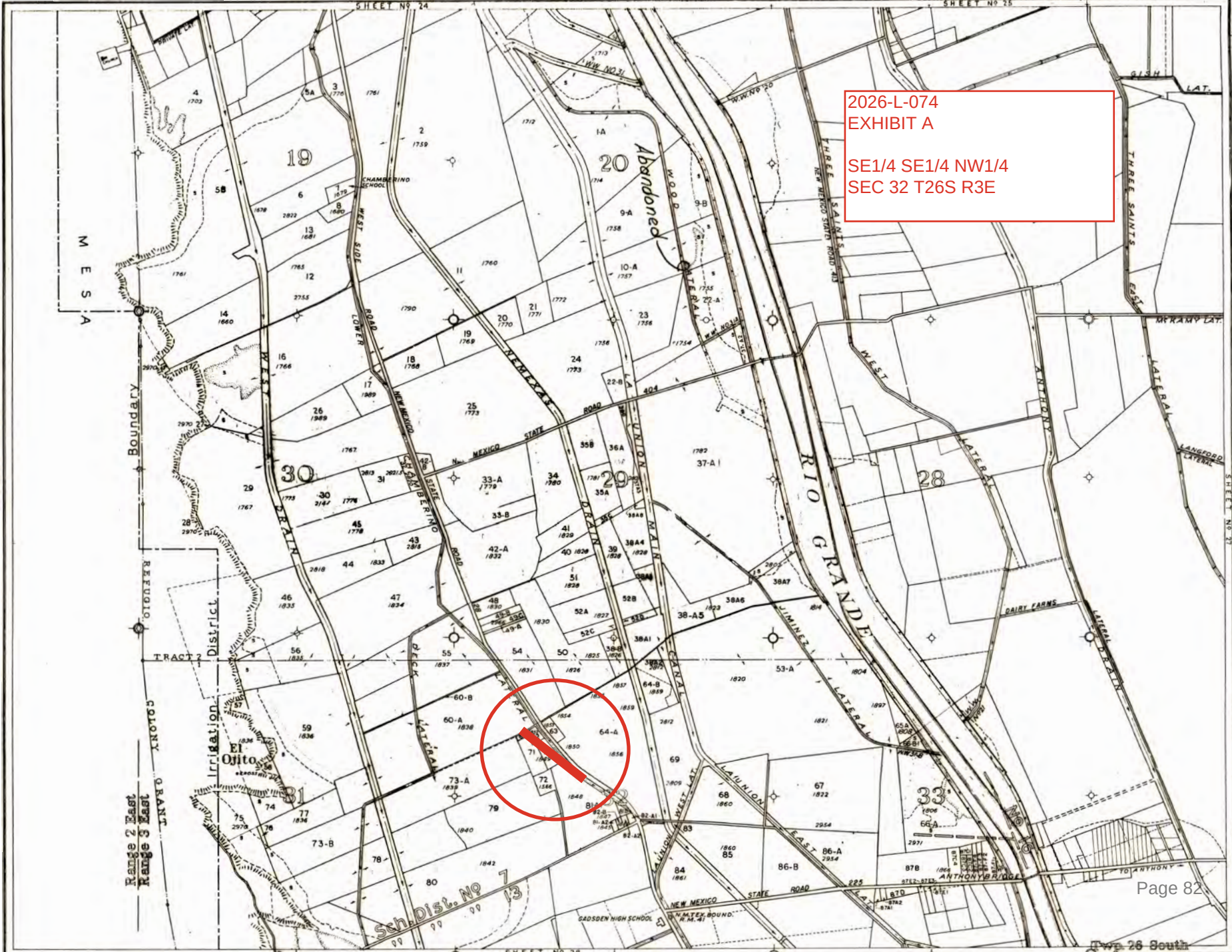
Approved by EBID Board of Directors

SIGNATURE/DATE:

Approved by EBID Engineer

2026-L-074
EXHIBIT A

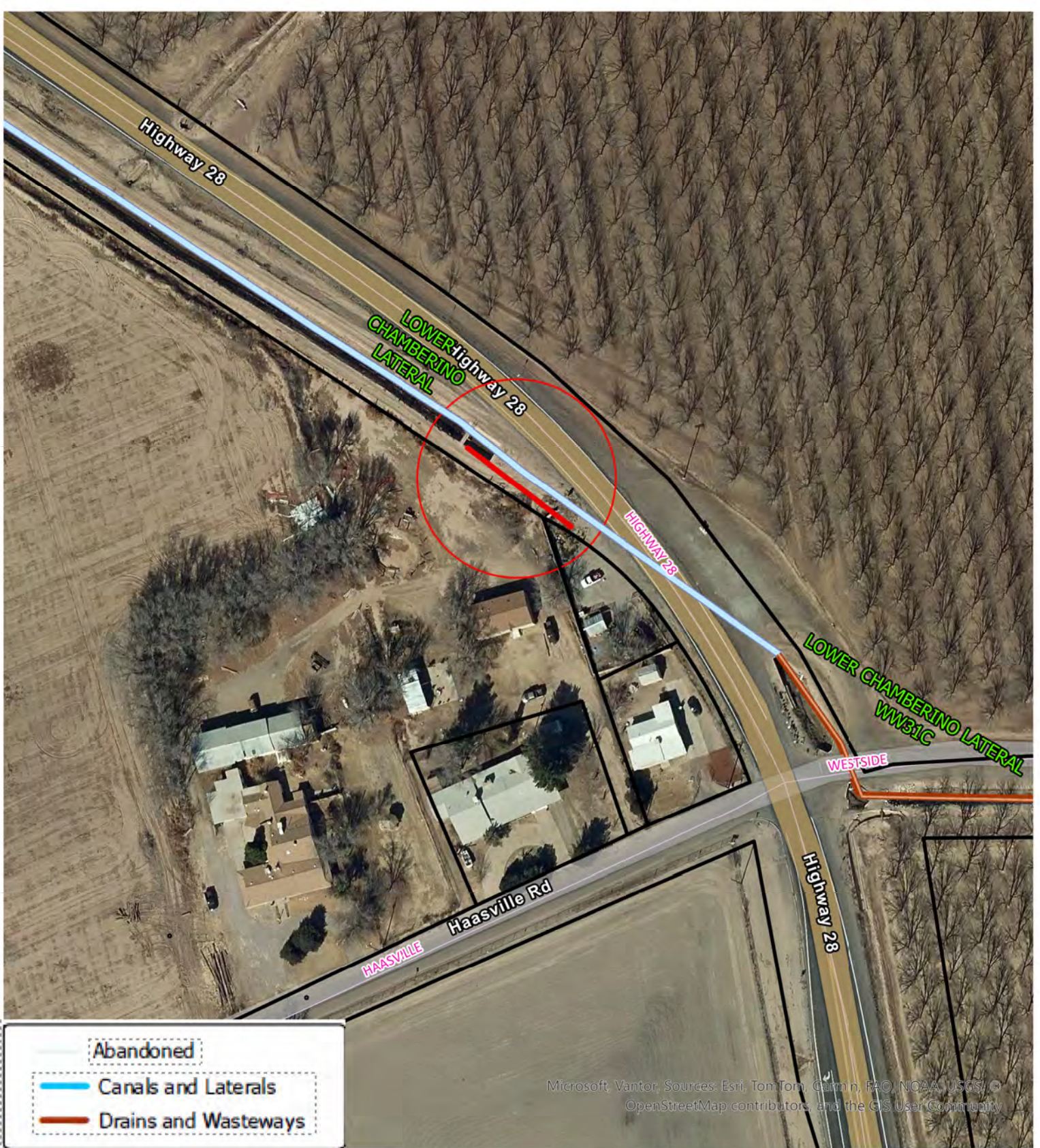
SE1/4 SE1/4 NW1/4
SEC 32 T26S R3E



Page 82

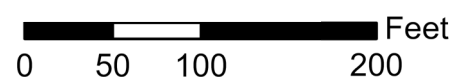
Lower 26 South

EXPLANATION		AUTHORITIES	SCALE	PROPERTY NUMBERS	BUREAU OF RECLAMATION-RIO GRANDE PROJECT IRRIGABLE AREA AND PROPERTY MAP ELEPHANT BUTTE IRRIGATION DISTRICT	MESILLA VALLEY SHEET No 26 LOWER CHAMBERINO
Canals	Leaves					
Suspended Areas	Roads	Compiled from Topographic and Location Surveys by the Bureau of Reclamation. Property lines are from the best information available (Private Surveys, Deed Notes, etc.) but with no assurance that they are either authentic or valid.	T 26S, R 3E DATE 1933 REVISED 1958	Project Serial No. of a Property is the Sheet No. followed by Tract No. thus 26.84, 26 being the No. of this sheet, 84 being the Tract No. on this sheet. Dona Ana Co. Plat No. 1861		
Various Classifications	High Land Valley Land					
	Sand					
	Drains					
	Community and Private Ditches					
	Limits of Irrigable Area					



2026-L-074
EXHIBIT B

TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE PARALLELING THE LOWER CHAMBERINO LATERAL AT APPROXIMATE STATION 236+23 TO 237+30



EBID RIGHT OF USE LICENSE POLICY

3.0 Utility Crossings

3.1.4 Parallel Installations.

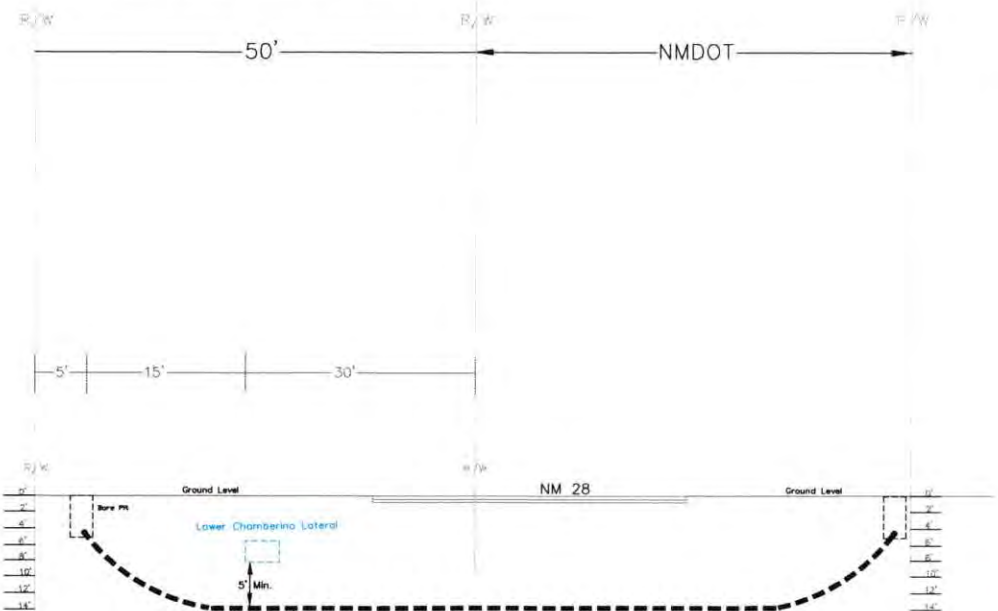
a. Minimum Standards. Utilities installed parallel to a canal or lateral centerline shall be buried along and within the outside five (5) feet of the right-of-way, and not less than three (3) feet below the invert of the channel or surrounding natural ground, whichever is lowest.

b. Utilities adjacent to drains shall be installed a minimum of three (3) feet below the natural surface.

3.1.5 All open cuts or trenches, jacking pits or excavations shall be shored or braced in conformance with OSHA requirements.

ACCOUNT NUMBER: R1703383
 PARCEL NUMBER: 4014156260180
 MAP CODE: 4-014-156-260-180
 OWNER NAME: MC CILLI FARM LP
 SITE ADDRESS: 6924 S HIGHWAY 28

Utility Profile Lower Chamberino Lateral Looking North At Crossing



ACCOUNT NUMBER: R1703384
 PARCEL NUMBER: 4014156279289
 MAP CODE: 4-014-156-279-289
 OWNER NAME: LOPEZ GABRIELA

ACCOUNT NUMBER: R1703386
 PARCEL NUMBER: 4014156295300
 MAP CODE: 4-014-156-295-300
 OWNER NAME: HOBBS MARIA D
 SITE ADDRESS: 2 HAASVILLE RD

Directional Bore And Place (2)
 2" HDPE Conduits and (1) 48
 Fiber Optic Cable for Comcast
 at a minimum depth of 5'
 below Drain.

Note:

Contractor is responsible for providing
 Proof of Insurance to EBID and for
 Locating all existing Utilities at time of
 Construction. Utility & R/W Locations
 Shown on Map are Approximate Only
 taken from available Utility & Plat Maps
 and Utility Spots still visible in Field.

T26S R3E SEC. 32

2026-1-074

Communication
 Network Solutions

(505) 238-0404

DONA ANA COUNTY

DOC

Comcast

APPROVAL RECORD

DATE	05/18/26
DESIGNED	Y. HARRISON
CHECKED	Y. HARRISON
APPROVED	---
SCALE	NTS



NEW MEXICO
 ONE CALL
 SYSTEM, INC.
 CALL BEFORE
 YOU DIG!
 (505) 260-1990



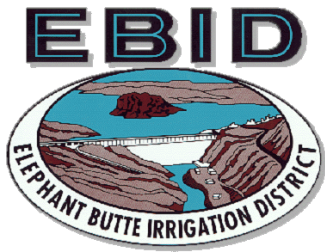
JB2007877

JB Number: JB 2007877 EBID Permit Drawing

FILE NAME Lower Chamberino Lateral

CONFIG. .DWG

DRAWING 1 OF 1 Page 85



Elephant Butte Irrigation District

530 South Melendres Street

Las Cruces, NM 88005

575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-109

License Number: 2026-L-075

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

COMCAST OF NEW MEXICO, LLC

4611 MONTBEL PLACE NE

ALBUQUERQUE, NEW MEXICO 87107

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE LA UNION MAIN CANAL AT APPROXIMATE STATION 887+50 AS SHOWN IN EXHIBITS "A" AND "B", ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE NW $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF THE NE $\frac{1}{4}$ OF SECTION 29, TOWNSHIP 26 SOUTH, RANGE 3 EAST, NMPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

Special Conditions (Where the property that is the subject of this License is held by the District other than as a fee simple estate, the Licensee shall be solely responsible for ascertaining whether the installation will encroach upon property belonging to entities or persons other than the District and for obtaining any additional permission or licenses that may be required from property owners other than the District. The Licensee shall obtain the requisite permission prior to the use of or encroachment upon the property.)

- AERIAL CROSSING MUST BE CONSTRUCTED AND MAINTAINED TO HAVE A SAG HEIGHT ABOVE THE BANK NO LESS THAN 22 FEET.
- SEE ATTACHED DRAWING "D" FOR EBID UTILITY CONSTRUCTION STANDARDS

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ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MEMBER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

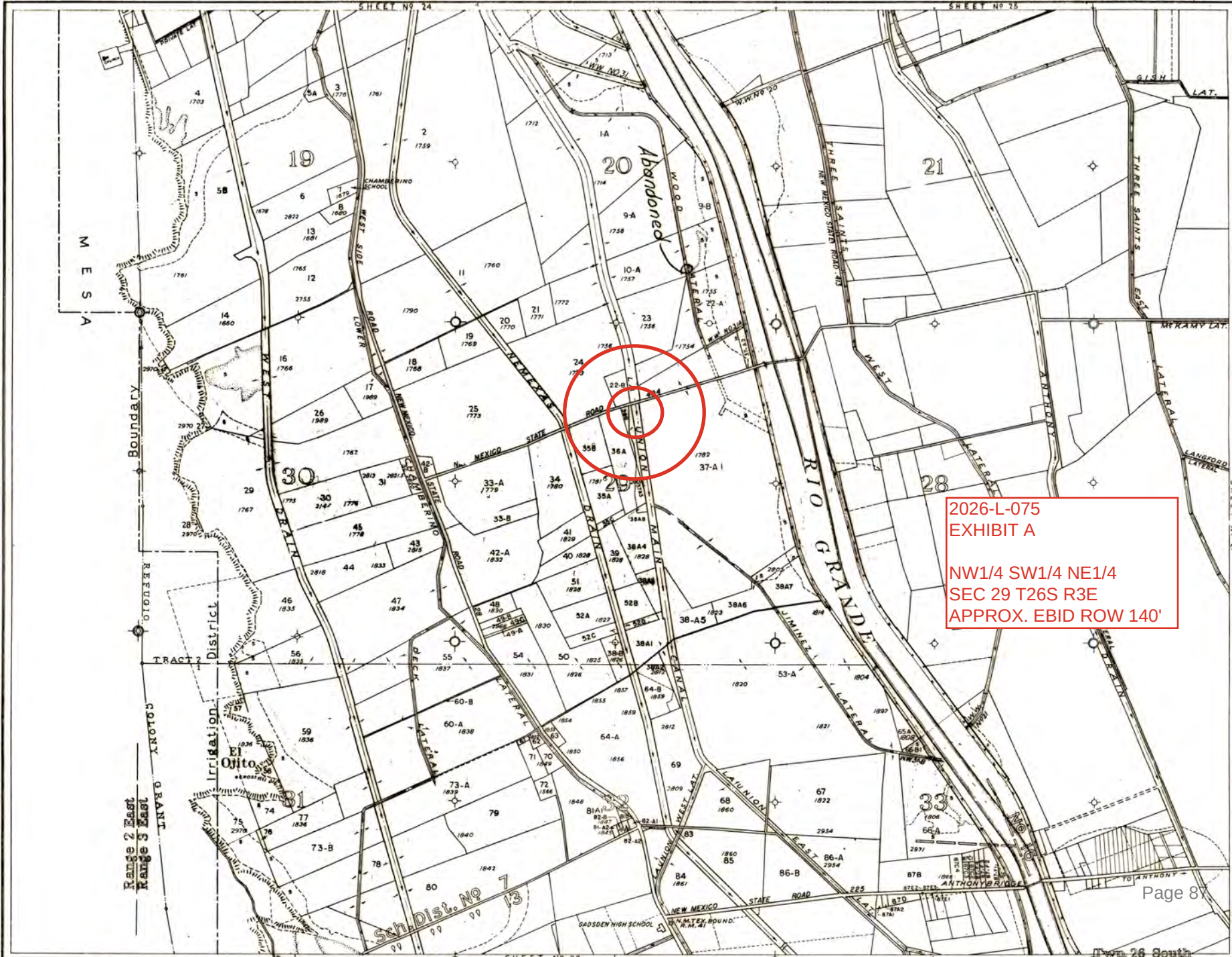
****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

DATE: JUNE 10, 2026

Approved by EBID Board of Directors

SIGNATURE/DATE:

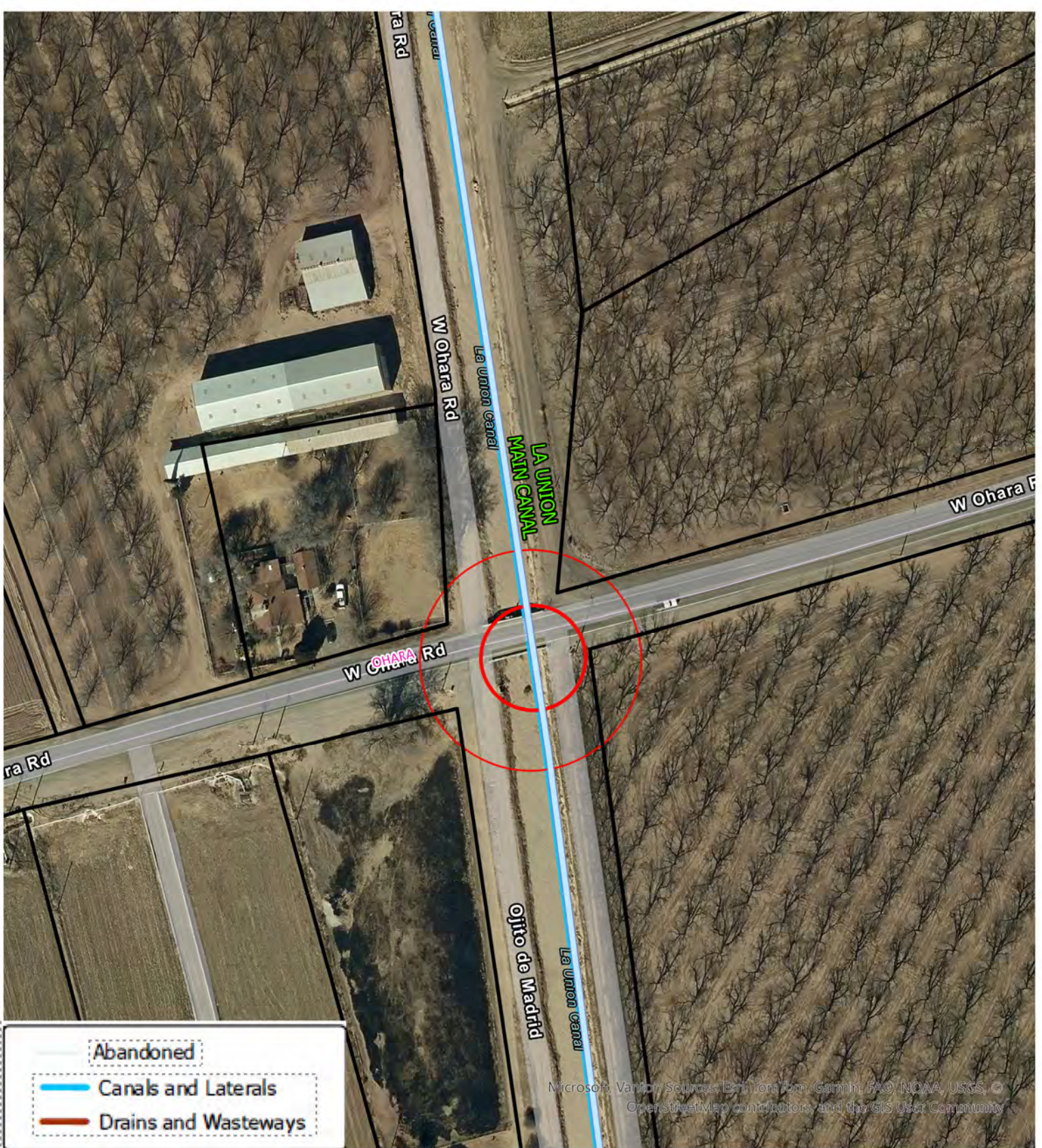
Approved by EBID Engineer



2026-L-075
EXHIBIT A

NW1/4 SW1/4 NE1/4
SEC 29 T26S R3E
APPROX. EBID ROW 140'

EXPLANATION	AUTHORITIES	SCALE	PROPERTY NUMBERS	BUREAU OF RECLAMATION - RIO GRANDE PROJECT IRRIGABLE AREA AND PROPERTY MAP ELEPHANT BUTTE IRRIGATION DISTRICT
Canals Suspended Areas Various Classifications Sond Valley Land	Drains Community and Private Ditches Limits of Irrigable Area	T 26S R3E DATE 1933 REVISED 1958	Project Serial No. of a Property is the Sheet No. followed by Tract No. thus 26.64.26 being the No. of this sheet. 84 being the Tract No. on this sheet. Dona Ana Co. Plat No. 1867	MESILLA VALLEY SHEET No 26 LOWER CHAMBERINO



2026-L-075
EXHIBIT B

TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE LA UNION MAIN CANAL AT APPROXIMATE STATION 887+50. EBID APPROX. ROW 140'



ACCOUNT NUMBER: R1715734
 PARCEL NUMBER: 4014155280130
 MAP CODE: 4-014-155-280-130
 OWNER NAME: TINAJERO SAMUEL
 SITE ADDRESS: 2500 W OHARA RD

ACCOUNT NUMBER: R1703362
 PARCEL NUMBER: 4014155368090
 MAP CODE: 4-014-155-368-090
 OWNER NAME: SINGH SAMMIE
 SITE ADDRESS: 2195 O'HARA RD

Note:

Contractor is responsible for providing Proof of Insurance to EBID and for Locating all existing Utilities at time of Construction. Utility & R/W Locations Shown on Map are Approximate Only, taken from available Utility & Plat Maps and Utility Spots still visible in Field.

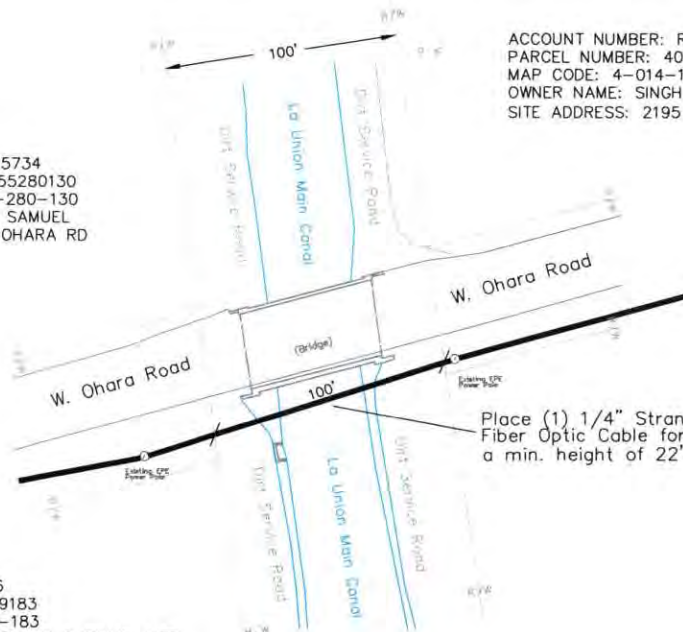
T25S R2E SEC. 29

ACCOUNT NUMBER: R1703356
 PARCEL NUMBER: 4014155289183
 MAP CODE: 4-014-155-289-183
 OWNER NAME: DENNIS ROBERT L III & BILLIE J TR
 SITE ADDRESS: 2501 W OHARA RD

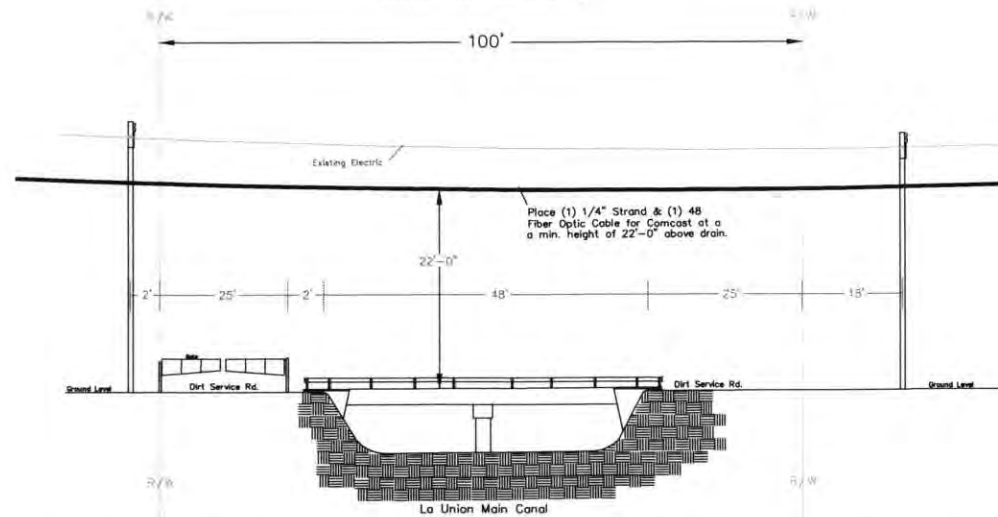
Note:

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2026-L-075



Utility Profile
 La Union Main Canal
 Looking South At Crossing



Communication
 Network Solutions

(505) 238-0404

DONA ANA COUNTY

DOC:

Comcast

APPROVAL RECORD	
DESIGNED	Y. HARRISON
CHECKED	Y. HARRISON
APPROVED	---
SCALE	NTS



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 (505) 260-1990



JB2007839

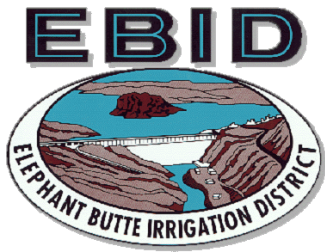
JB Number: JB 2007839 La Union Main

FILE NAME

CONFIG. .DWG

DRAWING 1

OF 1Page 89



Elephant Butte Irrigation District

530 South Melendres Street

Las Cruces, NM 88005

575-526-6671

RIGHT OF USE LICENSE

Special Use X Limited Use

Engineering Job Number: 2026-110

License Number: 2026-L-076

Exhibits Attached: "A", "B"

(Place License Number on all exhibits)

Term:

From: JUNE 10, 2026

To: JUNE 10, 2036

Month Day Year

Licensee (Name and address)

COMCAST OF NEW MEXICO, LLC

4611 MONTBEL PLACE NE

ALBUQUERQUE, NEW MEXICO 87107

Purpose (Specify use requested: what, quantities, dimensions, etc.)

TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE UPPER CHAMBERINO LATERAL AT APPROXIMATE STATION 236+76 AS SHOWN IN EXHIBITS "A" AND "B", ATTACHED HERETO AND MADE A PART HEREOF.

Description of Premises Fee x Easement (Specify legal description of land and major features such as reservoir, canal, etc.)

LOCATED IN THE NE¹/₄ OF NW¹/₄ OF THE NW ¹/₄ OF SECTION 24, TOWNSHIP 25 SOUTH, RANGE 2 EAST, NMPM, OF THE USRS SURVEYS, DOCUMENTED UNDER QUITCLAIM DEED, RECORDED IN DONA ANA COUNTY, NEW MEXICO, AS SHOWN IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

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ASSIGN/MANAGING AGENCY

LICENSEE

AGENCY ELEPHANT BUTTE IRRIGATION DISTRICT

SIGNATURE

TITLE TREASURER-MEMBER

ATTEST

DATE

SIGNATURE

TITLE

ATTEST

DATE

****LICENSE IS NOT VALID UNLESS ALL FEES ARE PAID AND SIGNED BY BOTH THE EBID AND THE LICENSEE****

DATE: JUNE 10, 2026

Approved by EBID Board of Directors

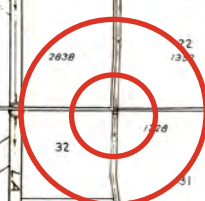
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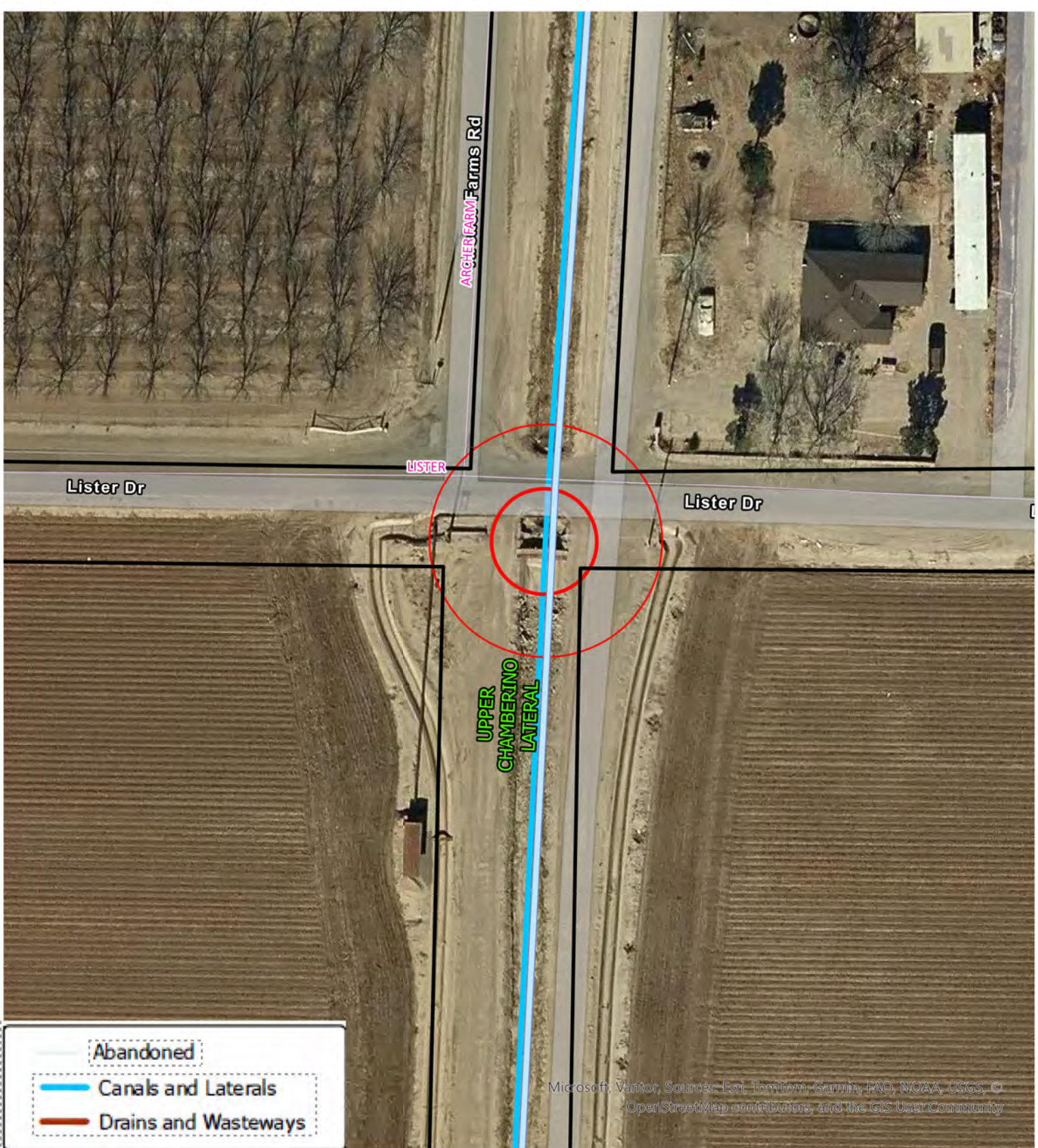
Approved by EBID Engineer

Sch. Dist. No. 6

2026-L-076
EXHIBIT A

NE1/4 NW1/4 NW1/4
SEC24 T25S R2E
APPROX. EBID ROW 50'





2026-L-076
EXHIBIT B

TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE UPPER CHAMBERINO LATERAL AT APPROXIMATE STATION 236+76. EBID APPROX. ROW 50'



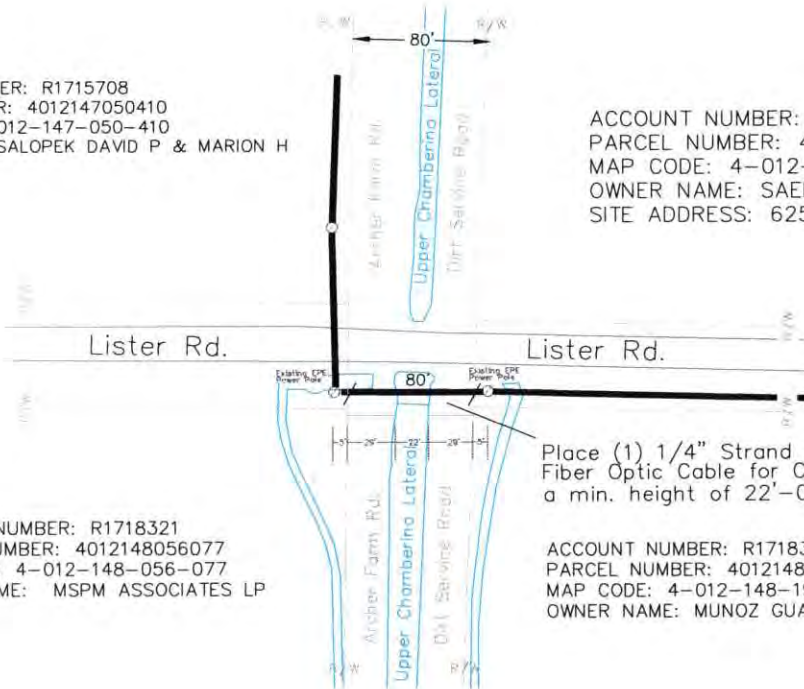
T25S R2E SEC. 23
SW QUARTER SECTION

ACCOUNT NUMBER: R1715708
PARCEL NUMBER: 4012147050410
MAP CODE: 4-012-147-050-410
OWNER NAME: SALOPEK DAVID P & MARION H

ACCOUNT NUMBER: R1715725
PARCEL NUMBER: 4012147125527
MAP CODE: 4-012-147-125-527
OWNER NAME: SAENZ DANIEL R JR
SITE ADDRESS: 625 LISTER AVE

Note:

Contractor is responsible for providing Proof of Insurance to EBID and for Locating all existing Utilities at time of Construction. Utility & R/W Locations Shown on Map are Approximate Only, taken from available Utility & Plat Maps and Utility Spots still visible in Field.



ACCOUNT NUMBER: R1718321
PARCEL NUMBER: 4012148056077
MAP CODE: 4-012-148-056-077
OWNER NAME: MSPM ASSOCIATES LP

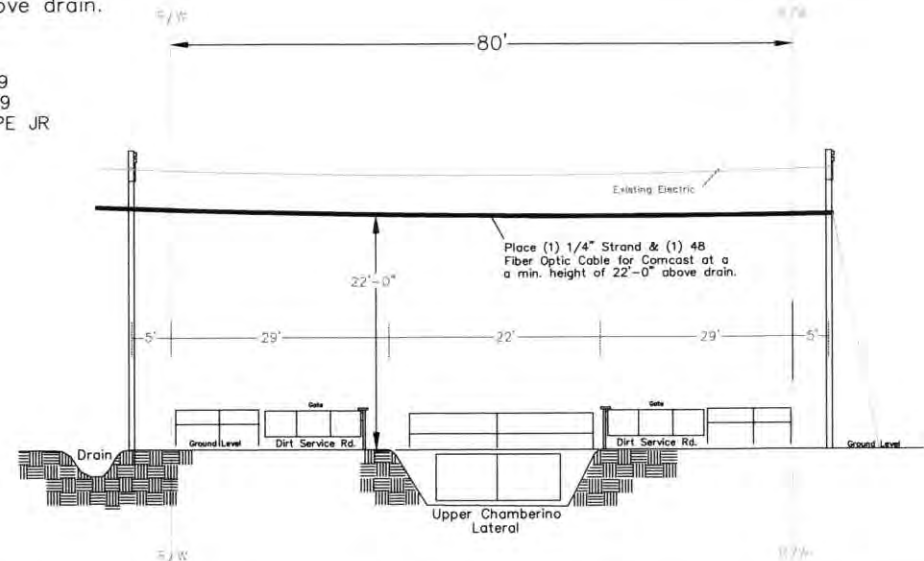
ACCOUNT NUMBER: R1718322
PARCEL NUMBER: 4012148195089
MAP CODE: 4-012-148-195-089
OWNER NAME: MUNOZ GUADALUPE JR

Note:

Contractor is responsible for providing Proof of Insurance to EBID and for Locating all existing Utilities at time of Construction. Utility & R/W Locations Shown on Map are Approximate Only, taken from available Utility & Plat Maps and Utility Spots still visible in Field.

2026-2-076

Utility Profile
Upper Chamberino Lateral
Looking South At Crossing



Communication
Network Solutions

(505) 238-0404

DONA ANA COUNTY

Comcast

APPROVAL RECORD

DESIGNED	Y. HARRISON	05/18/26
CHECKED	Y. HARRISON	05/18/26
APPROVED	---	---
SCALE	NTS	---



NEW MEXICO
ONE CALL
SYSTEM, INC.
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(505) 260-1990



JB2009628

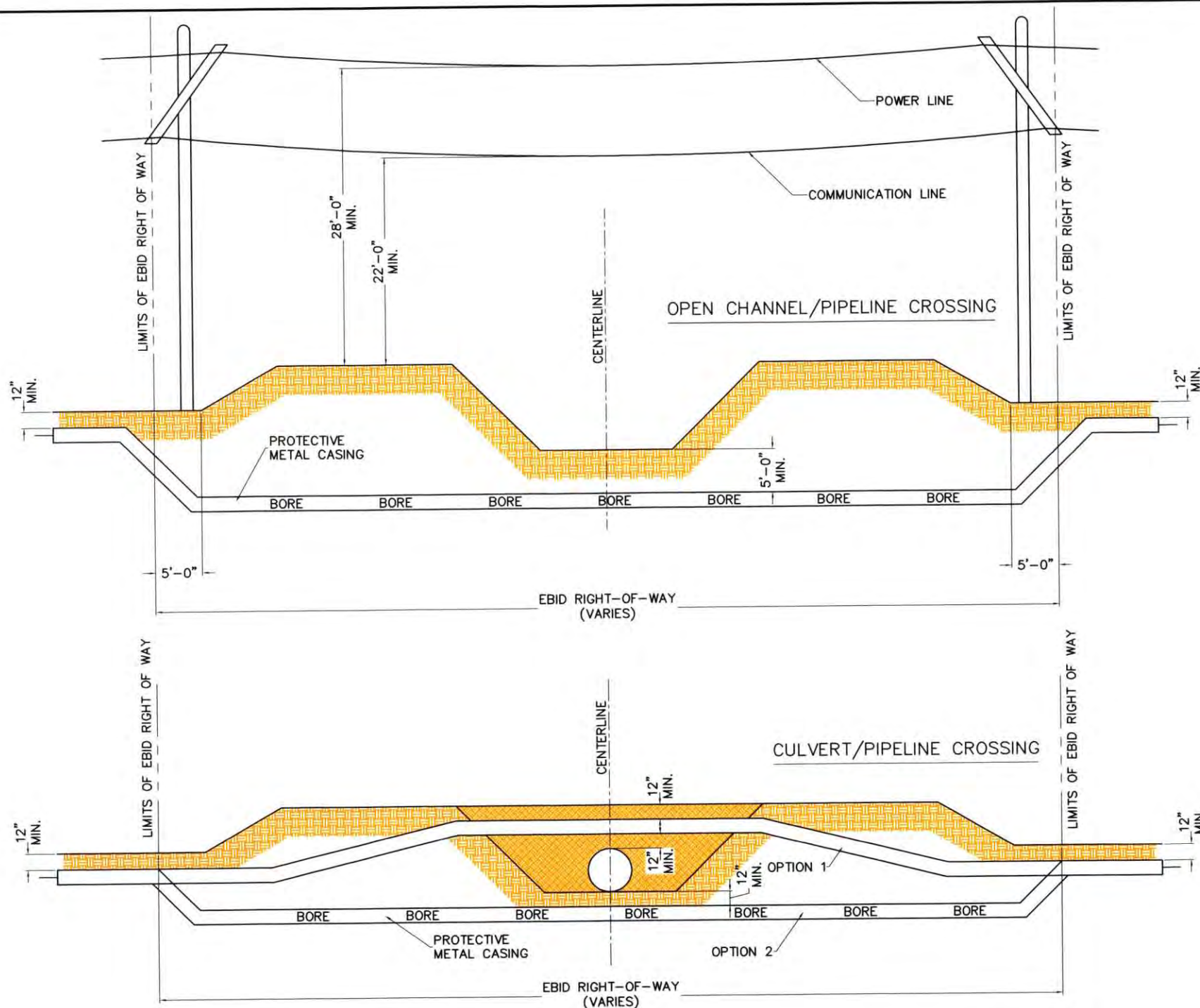
JB Number: JB 2009628 EBID Permit Drawing

FILE NAME Upper Chamberino Lateral

CONFIG. .DWG

DRAWING 1

OF Page 93



NOTES:

1. BURIED UTILITIES MUST BE METAL PIPE OR WITHIN METAL CASING FOR THE ENTIRE WIDTH OR EBID'S RIGHT OF WAY.
2. IN SOME INSTANCES, A CONCRETE CAP CAN BE ALLOWED AS AN ALTERNATIVE TO METAL PIPE/CASING.
3. PERMITTED POLES FOR AERIAL UTILITY CROSSING WILL ONLY BE ALLOWED WITHIN THE OUTSIDE 5' OF EBID RIGHT OF WAY WHERE THEY WILL NOT OBSTRUCT EBID OPERATIONS OR MAINTENANCE OF FACILITIES.

D

SHEET 1 OF 1

ELEPHANT BUTTE IRRIGATION DISTRICT

REVISIONS

DATE	REMARKS

**UTILITIES CROSSING TYPICAL
EBID FACILITIES
DETAILS**

ENG. JOB #	TYPICAL DRAWINGS (PERMITS).dwg
DWG FILE	H. MAGALLANEZ
DESIGNED	J.M. Morales
DRAWN	FEBRUARY 26, 2026
PRINT DATE	APPROVED

EBID





Use of EBID Facilities

The Elephant Butte Irrigation District (EBID) is a political subdivision of the State of New Mexico. EBID operates, maintains, and owns the irrigation distribution system of the Rio Grande Project which was acquired and constructed by the United States Bureau of Reclamation (BOR), including the canals, laterals, drains, wasteways, canal/drain banks, and structures. EBID property and right-of-ways are authorized for use by EBID personnel only. Use of, or on, EBID facilities requires authorization from EBID in the form of a special use permit, limited use permit, joint powers agreement, or other written contract agreement. Permits and contracts are issued for terms of 1, and 10 years, depending on the type of use. Permits will not be issued for a term longer than 10 years. All permits longer than 1 year require approval of EBID's Board of Directors at a board meeting. Applications often take at least one month for full signed approval and may take as long as 2 months. Please plan accordingly and contact EBID's Engineering Department about your application as soon as possible. A summary of the procedures, guidelines, and criteria for the issuance of licenses and permits, where to find more information, and the fees associated with the consideration of applications for right of use are described below.

EBID Facilities Include:

- EBID canals, laterals, drains, wasteways, rights-of-way (ROW), structures, and other District owned properties
- Canal/drain banks (operation/ maintenance access)
- EBID-sponsored flood control dams and channels
- Diversion dams with EBID/BOR agreements

Types of use: All uses or structures that utilize, cross, or parallel EBID facilities require a permit or contract including, but not limited to:

- Culverts and bridges
- Utilities and pipelines
- Harvest gates
- Discharge/agricultural runoff
- Trails/bike paths
- Irrigation siphons or flumes
- Beehives
- Removal of dirt, sand, or trees
- Pump in/take out during EBID irrigation season

OBTAINING AUTHORIZATION — Everyone: Private individuals, EBID members, utilities, firms or corporations, and governmental agencies must obtain written permission prior to use.

APPLYING FOR A RIGHT-OF-USE PERMIT — The EBID "Right of Use and License Policy" establishes the procedures, guidelines, and criteria for the issuance of licenses and permits as provided by the applicable laws, regulations, and rules of the State of New Mexico and the EBID. The entire policy is available for viewing at the EBID Engineering Department, and on the EBID website. The process for obtaining an authorization for the right to use EBID facilities is described in the attached table. It is recommended that you visit or contact the EBID Engineering Department for specific instructions regarding your right-of-use permit application as soon as possible.

AT RISK NOTICE

Canals, laterals, and drains are protected under NM Tort Claims Act as irrigation works and are ONLY intended for the storage and diversion of water. Therefore, canal, lateral and drain banks, being part of the irrigation works, are not intended to be used as roads.

PENALTY

Failure to obtain proper authorization for use of EBID facilities may result in the removal of encroachments from EBID facilities and/or other action at the owner's expense.

NOT AUTHORIZED

Use of EBID canal/drain banks, operation/ maintenance access or rights-of-way for parallel *INGRESS/ EGRESS* to private property

TRESPASS (motorized or otherwise) onto EBID facilities without permit, license, or agreement

ENCROACHMENT of structures, fencing, earthwork, parked vehicles, landscaping, pavement, driveways, plowing/farming, or any use onto EBID facilities without permit, license, or agreement.

DUMPING of yard waste, dirt, spoil, concrete rubble, trash, manure, or demolition waste.

Elephant Butte Irrigation District: 530 S. Melendres, Las Cruces, NM 88005; 575-526-6671, www.ebid-nm.org

EBID Engineering Department—Ext. 4

- Senior Engineering Manager: Alex Rubio, arubio@ebid-nm.org
- License and GIS Administrator: Juan Caballero, jcaballero@ebid-nm.org
- Licensing & Land Technician: Scott Gamboa, sgamboa@ebid-nm.org
- Engineering and Land Assistant: Tammie Deon, tdeon@ebid-nm.org

THE EBID PERMIT PROCESS

APPLICATION:	You must submit a right-of-use permit application to EBID's District Engineer. The required application is available at EBID's Engineering Department and our website at https://www.ebid-nm.org/permits-policies . A non-refundable application fee is required. Permit applications should be submitted in person and include the following:
Contact Information	Permit application contact, business name, address, phone number, email address, and EBID customer number or DAC parcel number (if applicable).
Design	Discussion with EBID's Engineering Department as soon as possible for design criteria is recommended. Certain structures can only be designed and installed by EBID. Major works such as bridges, concrete box culverts, inverted siphons, large culverts, relocations of irrigation facilities must be designed and sealed by a professional engineer. Three (3) copies of detailed construction design plans are required, in some instances electronic document submission is an acceptable substitute for two of the copies.
Site Plan	Maps showing the location and siting of structures are required. Photos of all four directions of crossing (north, south, east, and west) are recommended. Any other pertinent information that will help EBID determine the location and any potential conflicts should be included.
Pump-in Permits	Farming groundwater pump in/take out permits have special requirements including the installation of an RTU (remote telemetry unit) for metering the discharged flow in real time and testing of the pumped water prior to discharge. The NMOSE LRG well number is also required information. See EBID Board Policy 2003-OP10 for more information.
Conditions	General conditions, requirements, and responsibilities can be found on the Right of Use Application. Please review these thoroughly. Special conditions may be added. Permittees may be required to furnish such insurance protection as EBID Board or Officials deem necessary.
REVIEW:	Your application, design, and plans will be evaluated by the District Engineer and pertinent Staff. When internal reviews are complete, your permit application will be submitted to EBID's Board of Directors and Staff will provide a recommendation.
APPROVAL:	EBID's Board of Directors usually meets the second Wednesday of each month. You do not need to be present, however, should questions arise during the meeting, your permit may be delayed until all questions and/or requirements are satisfied. The Board may approve, deny, or table your request. Special Conditions may be assigned at this time. You will be notified in writing of the Board's decision.
FEES:	If your permit application is approved, you will be invoiced for the fees assessed. Permit/License Schedule is available at EBID Engineering Department or EBID's website. EBID Engineering Department can also assist with estimating fees. Fees may include but are not limited to those described below:
Application Fee	The minimum administrative fee is \$300.00 plus tax and is non-refundable. Fee is due at the time of application submittal.
Administrative Fee	The actual administration fee will usually exceed \$300.00 since the applicant will be required to pay all administrative costs in excess of the initial deposit for the preparation of the right-of-use document, and any engineering review, ROW investigation, legal review, coordination with other agencies, construction inspection, document preparation, rights-of-use assistance, appraisals.
Land Use Fee	Fair market value of the right and privilege requested for use of the EBID facilities. Surety or Performance Bond and/or insurance protection or indemnification may be required as the Board may deem necessary.
Discharge Fee	Based on flow or volume discharged. (Excludes well discharge for irrigation)
Fee Waiver Request	Permit fees can only be waived by the District's Board of Directors consistent with legal limitations. Use for farming activities may be waived at the Board's discretion. Please indicate a request for waiver of fees at the time of application.
FINALIZE:	Your permit will be mailed to you as soon as possible following Board approval. Your permit is not valid until you pay the fees, sign and return the documents to EBID, and the permit is signed by EBID officials. A copy will be returned to you for your records.
CONSTRUCTION NOTICE:	New construction/installation must be completed within two years of approval. <u>Construction and/or use cannot begin until your permit is valid.</u> You must notify EBID Engineering Department when construction or use begins and ends. Construction usually can only take place during the non-irrigation season. EBID will inspect all completed structures may have additional inspection requirements.
Amendment of Permits:	Licensee cannot transfer or assign a permit/license without EBID consent. A new permittee or landowner can request amendment/reassignment in writing or with a right-of-use permit application and a service charge of \$50 plus tax.

Design Criteria: Criteria have been prepared to serve as a guide for the design of installations to be constructed on EBID facilities. The general requirements that apply to most installations are available at our Engineering Department and the pertinent policy and application are available on our website.

Construction/Installation of Structures: All construction activities must be coordinated with EBID. Construction is usually not permitted during irrigation season. You must notify EBID Engineering prior to construction, provide a written schedule of planned construction activities, and allow for inspection when finished.

Elephant Butte Irrigation District

Engineering Department

Phone: 575-526-6671

Office/Mailing Address: 530 South Melendres Street, Las Cruces, NM 88005

RIGHT OF USE LICENSE APPLICATION

1. APPLICATION DOES NOT GUARANTEE APPROVAL.
2. INITIAL ADMINISTRATIVE FEE OF \$300.00 PLUS TAX IS DUE AT THE TIME OF APPLICATION AND IS NON-REFUNDABLE WHETHER THE APPLICATION IS APPROVED OR DENIED.
3. THIS APPLICATION WILL NOT BE PROCESSED UNLESS ALL ITEMS ARE LEGIBLE, COMPLETED IN ENTIRETY, AND ATTACHED AS DESCRIBED BELOW.
4. ALLOW 60-90 DAYS FOR PROCESSING.
5. CONTACT EBID ENGINEERING DEPARTMENT FOR ASSISTANCE IN COMPLETING REQUIREMENTS.

Applicant's Name: _____

Business Name: _____

Mailing Address & Zip: _____

Date: _____ Phone: _____ Cell: _____ Email: _____

Type of Use (or Agreement)

Area: _____ Beehive _____ Use of ROW _____ Blanket Agreement # _____
Crossing: _____ Utility* _____ Bridge _____ Culvert _____ Flume _____ Siphon
Discharge: _____ De-watering _____ Lift Pump _____ Stormwater _____ Well Pump (for LRG- _____)
Parallel: _____ Harvest Gate _____ Trail/path _____ Turnout _____ Utilities*
Removal: _____ Sediment (dirt, sand) _____ Trees or Bamboo _____ Water Extraction
Other: _____ Encroachment Agreement

*For Utilities, specify: _____ Cable _____ Electric _____ Gas _____ Sewer _____ Telephone _____ Water

Purpose (describe what you propose to do, quantities, dimensions, etc.) _____

Location (describe exactly where the activity will take place – name the canal, lateral, drain or other EBID facility.) _____ Aerial _____ Buried

EBID Facility: _____ Station ID _____

Nearest physical address (if different from above): _____

EBID Customer# _____ Parcel No. _____

Site Plan (plan view of construction/installation)

1. Attach a map(s) showing location and site of requested use including EBID facilities. Include a north arrow, rights-of-way, easements, property lines, and features affected by construction. Survey may be required to define property boundaries, if so, please provide a signed and sealed copy.
2. Provide site photos in four/all directions (north, south, east, west).

Construction/Design Drawing (engineering design details-exact size, length, width, height, materials, specifications, etc.)

1. Provide detailed design/construction plans. Drawings and specifications must comply with EBID design criteria (available at EBID office or online at www.ebid-nm.org).
2. Provide estimated construction dates. Include beginning and ending dates. (General Conditions Section 9 still applies)
3. A cross section or design profile of the EBID facility and adjacent land is required for crossings and most applications.

Design to be performed by: ☐ Self ☐ EBID ☐ Professional-Name _____

Construction to be performed by: ☐ Self ☐ EBID ☐ Professional-Name _____

Provide three (3) sets of final design plans, site plan, and photos in compliance with the District's design criteria. Alternatively, provide one (1) hard copy set and one (1) PDF digital copy (CD or jump drive) of all site plan, photos, and design drawings/plans.

Sign name(s) as written in License application. For partnerships, a general partner's signature is required. For corporations, an officer or other individual with proper authority evidenced by a corporate resolution granting such authority is required to sign. For a limited liability company, a member, manager, officer or other individual with proper authority evidenced by a company resolution granting such authority is required to sign. Any deviation from the required signatories must be approved by EBID.

LICENSEE

SIGNATURE _____

TITLE _____

SIGNATURE _____

TITLE _____

DATE _____

☐ License is for agricultural operations - land use fees requested waived.

I have read and reviewed the General Conditions language contained on the reverse side of this Application, and hereby accept the terms and conditions expressed or implied herein. I also agree to comply with all additional Special Conditions that may apply as specified on the Right of Use License. I further agree to pay all applicable License fees within 30 days of Board approval or this application becomes void. I understand the rules and regulations of Elephant Butte Irrigation District and agree to abide by same during the term of the Right of Use License.

THIS APPLICATION WILL BE RESEARCHED AND PRESENTED TO EBID BOARD OF DIRECTORS FOR APPROVAL. IF APPROVED AND THE LICENSE FEES ARE PAID IN FULL, A LICENSE WILL BE ISSUED TO YOU. IF DENIED, A LETTER WILL BE MAILED TO YOU.

THIS APPLICATION IS NOT A LICENSE

FOR USE BY EBID ONLY:

License Administrative Fee Paid ☐

ENG Job No. _____

Limited Use _____ Special Use _____

Government _____ Individual _____

Total Fees: _____

Board Date: _____

Approved ☐ Denied ☐

Remarks: _____

General Conditions

SECTION 1. Rights of Elephant Butte Irrigation District (EBID): The Elephant Butte Irrigation District (hereinafter Licensors) operates and maintains the New Mexico portion of the Rio Grande Project. It has fee simple and easement rights over canals, ditches and other rights-of-way within the District boundaries.

SECTION 2. Assignment and Binding Nature: Licensee shall not assign this license, in whole or in part, without Licensors' prior written consent, and absent such consent, any attempted assignment shall be void. Licensee shall make all requests for Licensors' consent to an assignment, modification, or amendment of the license in writing and shall accompany each request with an Administrative fee of \$50.00 Plus Applicable Taxes. Such service charge shall be the property of Licensors and not refundable to Licensee. Consent to assign to Licensee's subsidiary, parent, successor or affiliated entity will not be unreasonably withheld.

SECTION 3. Termination of the License:

3.1 Either party may terminate this license with or without cause upon not less than thirty (30) days written notice, provided that the Licensee shall be given thirty days after written notice to cure the circumstances giving rise to termination for cause. Fees will only be reimbursed on a prorated basis if EBID terminates the license without cause. Fees shall not be reimbursed under any other situation unless determined otherwise by EBID Board on a case-by-case basis.

3.2 If Licensee fails to comply with the conditions set forth herein, or if either party terminates this license, Licensee shall remove at its own cost, within thirty (30) calendar days after written notice from Licensors, any materials, improvements or facilities placed on Licensed Property by Licensee, its directors, officers, employees, or agents. If Licensee fails to remove any of the materials, improvements or facilities within the thirty (30) day period, Licensors at its election, (i) with or without giving notice to Licensee, may remove and store the materials, improvements of facilities or (ii) give written notice to Licensee that Licensors will retain the materials, improvements or facilities. Upon Licensors' giving said written notice to Licensee that Licensors will retain the materials, improvements, or facilities, Licensee's right, title and interest in the materials, improvements, or facilities immediately shall vest in Licensors.

3.3 If Licensors removes any materials, improvements or facilities pursuant to Section 3.2, Licensee shall reimburse Licensors for the costs of such removal or storage (as conclusively determined by Licensors) within ten (10) calendar days after Licensors presents Licensee a statement of such costs. Licensee hereby releases Licensors from any and all damages resulting to Licensee from such removal or storage. The provisions of this Section shall survive termination of this license.

3.4 If Licensee's right, title and interest in any of the materials, improvements or facilities vest in Licensors pursuant to Section 3.2, then Licensee shall execute, acknowledge and deliver to Licensors an instrument, acceptable to Licensors, transferring to Licensors all Licensee's right, title and interest in the materials, improvements or facilities. The provisions of this Section shall survive termination of this license.

SECTION 4. Maintenance of Licensed Property and Interface with Licensors' Use of Licensed Property:

4.1 Licensee, at its own expense, shall maintain the Licensed Property and all Licensee's materials, improvements and facilities thereon in good, sanitary and safe condition as conclusively determined by Licensors. Such maintenance shall involve but not be limited to, (a) repair and upkeep of the structure(s); (b) the removal of deposited sediment, trash, and other debris from within and adjacent to the structure(s); (c) control of vectors and other pests associated with the structure(s); and (d) repair of damages to the affected facilities of the Rio Grande Project as determined by EBID. Such maintenance shall be conducted by the Licensee annually or on request by EBID between the end of each irrigation season and December 31 of the same year, or at other times upon written notification by EBID. Such maintenance shall not interfere in any manner whatsoever with the construction, operation, and maintenance of any part of the Rio Grande Project. EBID shall be notified at least forty-eight (48) hours in advance of any planned maintenance, unless emergency conditions prevent such notification, and then notification will be given as soon as possible. Neither Licensee nor its agents shall interfere with the use of the Licensed Property by Licensors, or the interest of any other individual or entity in the Licensed Property.

4.2 If Licensee defaults in the performance of any provision of Section 4.1, as conclusively determined by Licensors, and Licensors gives notice of the default, Licensee shall correct such default to the satisfaction of Licensors within the required period of time set forth in the notice (Correction Period). If Licensee fails to correct the default within the Correction Period, Licensors may take any action determined by Licensors to be necessary to correct such default, including without limitation making any repair or modification to or removing any such materials, improvements or facilities. Licensee shall reimburse Licensors for the costs of correcting such default, as conclusively determined by Licensors, within ten (10) calendar days after Licensors presents Licensee a statement of such costs. Licensee hereby releases Licensors from all damages resulting to Licensee from correcting such default, so long as Licensee has complied with this provision, including without limitation those damages arising from all repairs or modifications to or removal of any materials, improvements, or facilities on the Licensed Property.

SECTION 5. Nonexclusive Rights: This license is nonexclusive and nothing herein shall prevent Licensors from accessing or using the Licensed Property or prohibit Licensors from licensing another entity to access or use the Licensed Property. Licensors shall not be liable to Licensee for any damage to public or private property or installations located upon the Licensed Property. Nothing in this license shall be construed to deny or lessen the powers and privileges granted Licensors by the laws of the State of New Mexico.

SECTION 6. Existing Easements and Licenses: This license is subject to all existing easements, licenses and matters of record.

SECTION 7. For "Individual" Licenses Only - Indemnification: "Individual" Licenses are defined to be all those Licenses issued to Licensees other than Governmental Entities. Non-Governmental entity Licensee (Indemnitor), its successors and assigns, shall indemnify and hold harmless Licensors (Indemnitee), and the directors, officers, employees, agents, successors and assigns thereof, against and from any claim, demand, lawsuit or action of any kind for damages or loss; whether directly or indirectly arising out of (a) acts or omissions of Licensee, its agents, officers, directors, or employees, (b) Licensee's use or occupancy of the Licensed Property for the purposes contemplated by this License, including but not limited to claims by third parties who are invited or Licensed onto the Licensed Property, either expressly or implied, by Licensee or by the nature of Licensee's development or other use pursuant to this License, or (c) Licensee's failure to comply with or fulfill its obligations established by this license or by law, and whether such damage or loss is to person or property. Such obligation to indemnify shall extend to and encompass all costs incurred by Licensors in defending against subject claims, demands, lawsuits, or actions, including though not limited to attorney, witness and expert witness fees, and any other litigation related expenses. Licensee shall have no obligation to indemnify Licensors against liability directly attributable to the negligence or willful actions of the Licensors, its directors, officers, employees, agents, successors or assigns. The provisions of this section shall survive termination of this license. Regardless of this Paragraph nothing in this License should be construed as a waiver of immunity, defenses, or limitations of liability provided to EBID by the New Mexico Tort Claims Act or other applicable law.

For "Government" Licenses Only - Tort Claims Act: By entering into this Agreement, the District and its "public employees" as defined in the New Mexico Tort Claims Act, and the Licensee and its "public employees" as defined in the New Mexico Tort Claims Act, do not waive sovereign immunity, do not waive any defense(s) and/or do not waive any limitation(s) of liability pursuant to law. No provision in this Agreement modifies and/or waives any provision of the New Mexico Tort Claims Act. However, within the limitations above stated, each party shall be responsible for their own negligent acts. This Agreement is not intended by any of its provisions to create in the public, or any member thereof, a third party beneficiary or to authorize anyone not a party to this Agreement to maintain a suit(s) for wrongful death(s), bodily and/or personal injury(ies) to person(s), damage(s) to property(ies), and/or any other claim(s) whatsoever pursuant to the provisions of this Agreement.

SECTION 8. Insurance: Without limiting any liabilities or any other obligations or duties of Licensee, EBID at its option may require insurance and proof of insurance as a condition to this License. If the insurance is required, the Licensee will be notified by letter, which letter shall specify the amount and type of insurance required by EBID.

SECTION 9. Construction:

9.1 Prior to making any installations on the Licensed Property, Licensee shall submit to Licensors for its approval a detailed plan showing the location of any such installations, and pay Licensors all review and inspection fees required by Licensors. All construction on the Licensed Property shall be performed in accordance with specifications approved by Licensors. At least ten (10) days prior to the beginning of any construction on the Licensed Property, Licensee shall provide Licensors notice of the date that construction will begin and a schedule listing all construction activities and the dates when such construction activities will be performed. Licensee shall give Licensors written notice of all changes in the schedule and delays in construction immediately upon it being reasonably foreseeable that such change or delay will occur.

9.2 Licensee shall contact Licensors a minimum of 72 hours in advance of start of construction to obtain a construction clearance. Phone Number: (575) 526-6671. NOTE: A CONSTRUCTION CLEARANCE DOES NOT ASSURE THAT THE CANALS, LATERALS OR DRAINS WILL BE WITHOUT WATER.

9.3 Licensee's materials, facilities, improvements, and appurtenances constructed, installed, operated and maintained on the Licensed Property shall not interfere with Licensors's use of Licensors's existing and/or any future irrigation facilities on or adjacent to the Licensed Property.

9.4 Licensors may regulate the scheduling of construction, if any, located on the Licensed Property relating to irrigation operation, traffic control, backfilling, compacting, or paving and locating or relocating the materials, facilities, improvements or appurtenances.

9.5 If relocation of Licensee's materials, facilities, improvements or appurtenances is necessitated by Licensors's use of existing facilities or the construction of improvements by or on behalf of Licensors, Licensee shall bear the entire cost of relocating said materials, facilities, improvements and appurtenances.

9.6 Licensors shall not exercise its right to require relocation of Licensee's facilities in an unreasonable or arbitrary manner.

SECTION 10. Licenses, Statutes and Codes: Licensee shall comply with the applicable requirements of all statutes, acts, ordinances, regulations, codes, and standards of legally constituted authorities with jurisdiction, including continuous compliance with all Board of Directors Policies in place governing the use of EBID property. Licensee shall obtain or cause to be obtained at its expense, all Licenses, approvals and authorizations required by Licensee's actions pursuant to this license taking effect. The provisions of this Section shall survive termination of this license.

SECTION 11. Licensors' Right to Inspect:

11.1 Licensors may enter any part of the Licensed Property at all reasonable times to make an inspection thereof. During any construction by Licensee, Licensors may inspect all trenching, backfilling and other related items and require conformance with all requirements and specifications established by Licensors.

11.2 Licensee shall release Licensors for all damages arising out of any delay, whether reasonable or unreasonable, or foreseeable or unforeseeable, by Licensors in Licensing or inspecting any work on the Licensed Premises. The provisions of this section shall survive termination of this license.

SECTION 12. Service of Notice: All notices and demands required or Licensed by this license shall be in writing and shall be deemed to have been given properly when (i) sent by certified mail (postage fully prepaid) to the respective address as furnished by either party to the other pursuant to this section; (ii) delivered personally to the parties hereto.

SECTION 13. Administrative and Land Use Fees: Licensee shall pay all fees, including administrative costs in excess of the initial \$300.00 deposit already paid at the time of application for the preparation of the right-of-use document and land use fees pursuant to EBID Board Policy regarding Right of Use of EBID facilities. All costs will be invoiced either at the time of issuance of the License or at a later date as the same shall become known and due. Failure to pay within 30 days of such invoice will result in termination of the License.

SECTION 14. Waiver: No waiver by either party of any breach of any of the covenants or conditions of this license which are to be performed by the other party shall be construed as a waiver of any succeeding breach of the same or any other covenant or condition. There shall be no waiver by implication, all formal waivers must be approved in writing by the waiving party.

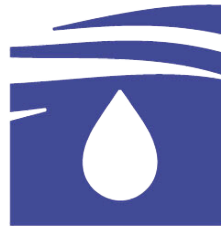
SECTION 15. Attorneys' Fees upon Default: If Licensee defaults in the timely performance of its obligations, under this license, the Licensors shall be entitled to recover all reasonable expenses and attorney's fees incurred by Licensors in enforcing its rights under the license including pre-suit fees and expenses and court costs, including expert witness fees and the like, as determined by a Court in any suit or proceeding. The foregoing shall not in any way limit or restrict any right or remedy at law or equity which would otherwise be available to such party in default.

SECTION 16. Force Majeure: If either party is rendered unable, wholly or in part, by force majeure to carry out its obligations under this License, other than the obligation of Licensee to make payments of amounts due hereunder, then the obligations of both Licensee and Licensors, so far as they are affected by such force majeure, shall be suspended during the continuance of any inability so caused, but for no longer period, and such cause shall so far as possible be remedied within a reasonable time. The term "force majeure" as employed in this license shall mean acts of God, strikes, lockouts, or other industrial disturbances, acts of public enemies, wars, blockades, insurrections, riots, epidemics, landslides, lightning, earthquakes, fires, storms, floods, washouts, interruptions by government not due to the fault of the parties, civil disturbances, explosions, or unforeseeable action or nonaction by governmental bodies in approving the applications for approvals or Licenses or any material change in circumstances arising out of legislation, regulation or litigation. Nothing in this section shall require Licensors to settle a strike.

SECTION 17. Entire Agreement; Changes After Execution: This License, including its specified addenda and exhibits, if any, constitutes the entire agreement between the parties, and any amendment hereto must be in writing, and signed by both parties.

SECTION 18. Water Damage: Licensors shall not be liable for any loss sustained by Licensee, its officers, employees, agents, assigns or invitees on the Licensed Property because of water damage from any sources whatsoever, including but not limited to, flood, drainage, or run-off, irrespective of any prior knowledge by Licensors of the possibility of such flood, drainage, or run-off, or any act, omission or negligence of Licensors, members of its governing body, directors, officers, employees, agents or assigns, arising from operation or maintenance of any Rio Grande Project dam, canal, drain or other works.

SECTION 19. Expiration: Construction authorized by the license must be initiated no later than two years after final approval by the EBID Board of Directors. Failure to comply with the two-year time limit invalidates the permit or license. All fees paid shall be forfeited.



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NEW MEXICO GROUNDWATER CONFERENCE

July 14 & 15, 2026

Albuquerque Garden Center

10120 Lomas Blvd NE, Albuquerque, NM 87112

PROGRAM

Groundwater Champions



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Hydro
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Johnson
Screens



38 99



**AIR
BURST**

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INTERA

ECOLAB

Welcome to the 2026 New Mexico Groundwater Conference!

The objective of American Ground Water Trust conferences is to showcase topical and/or controversial groundwater issues and to facilitate information sharing among landowners, groundwater end-users, regulators, management agencies, scientists, engineers, lawyers, and citizens who have economic or environmental interests in water resources.

Continuing Education

Approved for CO Water Well Construction and Pump Installation Contractors, Course #2026-01-047-A, 3 Hours

Program to be submitted to NMED for New Mexico Water and Wastewater Utility and State Bar of NM for NM Attorneys

Certificates are available for all attendees upon completion of CE Form

Conference Sponsors



7:30-8:20 am **Registration & Refreshments**

8:20-8:30 am **Welcome**

Sara Chudnoff, PG, Executive Director, American Ground Water Trust, Pinetop, AZ

8:30-10:00 am **Addressing PFAS in New Mexico: Immediate Community Needs and Long-Term Cleanup Challenges**

Moderator: Dan Haddock, PE, VP of Water Utility Services, INTERA Incorporated, Sacramento, CA

PFAS contamination has affected communities, water supplies, and surface waters across New Mexico, raising urgent questions for regulators, public water systems, local governments, researchers, and the public. While the health science, regulatory standards, and remediation technologies for per- and polyfluoroalkyl substances continue to evolve, communities impacted by PFAS need practical guidance now: How should immediate drinking water, irrigation, and recreational exposure concerns be addressed? How can responsible parties be held accountable? What role should state agencies, water utilities, local governments, and researchers play in characterizing impacts and developing long-term solutions?

Panelists:

- James Kenney, Cabinet Secretary, New Mexico Environment Department, or designate (invited)
- Travis Soderquist, Utilities Division Director, Santa Fe County, NM (invited)
- Mark Huerta, Operations Manager, EPCOR Clovis, NM (invited)
- Christopher Witt, Professor, University of New Mexico, Albuquerque, NM

10:00-10:30 am **Break and Exhibitor Introductions**

Moderator TBD

10:30-11:00 am **Worsening Pollution: Revelations from New Mexico Spill Data**

Melissa Troutman, Climate and Health Advocate, WildEarth Guardians, Santa Fe, NM

11:00-11:30 am **Contamination of Groundwater Wells Following the 2022 Hermits Peak-Calf Canyon Wildfire, Northern New Mexico**

Andy Jochems, Source Water Protection Team Lead, NMED, Albuquerque, NM

11:30-12:00 pm **The Value of Data in Practical Groundwater Modeling Applications**

Nathan Miller, Vice President - Groundwater Modeling Services, Matrix New World Engineering, Phoenix, AZ

12:00-12:30 pm **A Comparison of Two Machine Learning Models for Fast Simulation of Groundwater Flow and Contaminant Transport**

Leslie Gains-Germain, Statistician, Practice Area Lead, Neptune and Company, Inc., Los Alamos, NM

12:30-1:30 pm **Lunch (provided)**

Moderator TBD

1:30-2:00 pm **Water Management and Planning Models Must Incorporate Water Rights**

Elaine Hebard, Sabia de Agua, Albuquerque, NM

- 2:00-3:30 pm **Settlement in Texas v. NM: The Future of Groundwater Management in the Lower Rio Grande**
- Moderator: J. Phillip King, PE, PhD, King Engineering & Associates, Inc., Albuquerque, NM
- Panelists:
- John Longworth, Senior Engineer, New Mexico Office of the State Engineer/Interstate Stream Commission, Santa Fe, NM
 - Joshua L. Smith, Treasurer/Manager, Elephant Butte Irrigation District, Las Cruces, NM
 - Adrienne Widmer, Utilities Director, City of Las Cruces, NM
 - Michelle Estrada-Lopez, Deputy Area Director, US Bureau of Reclamation, Albuquerque Area Office (invited), NM
- 3:30-4:00 pm **Break**
- 4:00-5:00 pm **Current Efforts and Challenges with Water System Regionalization in New Mexico**
- Moderator: Katina Wilson, Source Water Protection Specialist, NMED-DWB, Los Lunas, NM
- Panelists:
- Heather Himmelberger, PE, Director, SW Environmental Finance Center, Center for the Water and Environment, UNM, Albuquerque, NM
 - Andrew Hautzinger, NMED Water Protection Division, Santa Fe, NM
 - Ramon Lucero, Regional Field Manager, Rural Community Assistance Corporation, Santa Fe, NM
- 5:00-6:00 pm **Reception & Networking Sponsored by INTERA Inc. (Location TBD)**

Wednesday, July 15

- 7:30-8:20 am **Registration and Refreshments**
- 8:20-8:30 am **Welcome and Summary of July 14 Presentations**
- Jeremy Kuhn, AGWT Executive Board Member/Director-North American, Roscoe Moss, Phoenix, AZ
- 8:30-10:00 am **Water Supply Portfolio Management Challenges for ABCWUA and City of Santa Fe**
- Moderator:** Marvin Glotfelty, RG, Principal Hydrogeologist, Clear Creek Associates, LLC, Scottsdale, AZ
- Panelists:
- David Laughlin, PE, Division Manager - Centralized Engineering, Planning & Engineering Division, ABCWUA, Albuquerque, NM
 - Roger Peery, CEO/Principal Hydrogeologist, John Shomaker & Associates, Inc., Albuquerque, NM
 - Steve Finch, CPG, PG, Principal Hydrogeologist, John Shomaker & Associates, Inc., Albuquerque, NM
 - Steve Shultz, PG, CHG, Water Resources Coordinator, City of Santa Fe Water, Santa Fe, NM
 - William Schneider, PG, Water Resources and Conservation Manager, City of Santa Fe Water, Santa Fe, NM
- 10:00-10:30 am **Domestic Wells: De Minimis No More?**
- Adrian Oglesby, Director, and John Fleck, Author-in-Residence, Upton Transboundary Resources Center, University of New Mexico, Albuquerque, NM
- 10:30-11:00 am **Break**

The Airborne Geophysical Survey Project: Regional Insights From Recent AEM Campaigns Session

Moderator: Ahmad-Ali Behroozmand, Senior Geophysicist, Geophysical Imaging Partners, Pleasant Hill, CA

Recent airborne geophysical surveys conducted across New Mexico have provided new insights into regional hydrogeologic conditions and groundwater resources. These investigations, led by The New Mexico Bureau of Geology and Mineral Resources in collaboration with several consulting firms, are part of an ongoing effort to better characterize subsurface conditions and support water resource management across the state. This session will present an overview of the project, updates from airborne electromagnetic (AEM) surveys conducted across different regions and introduce next project steps.

11:00-11:25 am Project Overview

Stacy Timmons, Associate Director, Hydrogeology Programs, NMBGMR, Socorro, NM

11:25-11:50 am Introduction to Airborne Electromagnetics

Max Halkjaer, Principal HydroGeophysicist, Geophysical Imaging Partners, Silkeborg, Denmark

11:50-12:15 pm AEM Surveys in the Middle Rio Grande Region

Gilbert Barth, PhD, Principal/Boulder Office Manager, S.S. Papadopoulos & Associates, Inc., Boulder, CO and Tim Parker, PG, Principal, Ramboll, Sacramento, CA

12:15-1:15 pm Lunch (provided)

1:15-1:40 pm AEM Surveys in the Mimbres Basin Region

Jeffrey Samson, PE, Senior Engineer, WSP, Albuquerque, NM and Jared Abraham, PG, PGP, Aqua Geo Frameworks, LLC, Fort Laramie, WY

1:40-2:05 pm AEM Surveys in the Southwest Bootheel and Estancia Basin

Chris Wolf, PG, Geochemist/Hydrogeologist, DBS&A, Albuquerque, NM and Paolo Beradelli, Vice President, Geotech Ltd., Ontario, Canada

2:05-2:30 pm AEM Surveys in the Lower Rio Grande Region

Austin Hanson, Geologist, New Mexico Water Resources LoB Lead, INTERA Inc., Albuquerque NM and Ahmad-Ali Behroozmand, Senior Geophysicist, Geophysical Imaging Partners, Pleasant Hill, CA

2:30-2:55 pm Panel Discussion and Audience Q&A

Ahmad-Ali Behroozmand, Senior Geophysicist, Geophysical Imaging Partners, Pleasant Hill, CA

2:55-3:25 pm Climate Signals in Groundwater Levels In New Mexico Basins: Analysis of Trends in Water Levels and Precipitation

Jim McCord, PhD, PE, Principal Hydrogeologist/Engineer, IRP Water LLC, Albuquerque, NM

3:25-3:55 pm Assessment of GRACE or Estimating Groundwater Storage Change in Semi-Arid Irrigated Basins

Peter Guerra, PE, Hydrogeologist, NMBGMR, Socorro, NM

Registration Information

2026 New Mexico Groundwater Conference - Albuquerque, NM
July 14 & 15, 2026

Register online at agwt.org/events

Registration Overview

General Registration

2 Day Registration	\$330.00
2 Day Full-Time Student	\$100.00
1 Day Registration (Day 1 or Day 2)	\$175.00
1Day Full-Time Student (Day 1 or Day 2)	\$ 50.00

Speaker Registration

Speaker (Day 1 or Day 2)	\$ 0.00
Attend - Not Speaker (Day 1 or Day 2)	\$100.00

Moderator Registration

2 Day Registration	\$280.00
1 Day Registration	\$140.00

Download of Presentations in PDF - attendees	\$ 30.00
Download of Presentations in PDF - non-attendees	\$100.00

New Mexico Water Well Workshop

NM GW Conf Attendee Discount Reg. (please register through NM Water Well Workshop event page)	\$125.00
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