

This document provides a summary of the water right data in the original consent order for this subfile as well as any amendments and corrections to the consent order. In the event there is a discrepancy between a description of water rights set forth in this document and the specific Court order that determines that right, the specific Court order is controlling.

Subfile No.: **24.28.13-B**

Court No.: **CV-WH-03-67**

CID Assessment Number: **181-00-00-00-01**

Date of Filing of Original Consent Order: **February 13, 2004**

Defendants: **HENRY E. MCDONALD**
JACKIE DALE MCDONALD

A. IRRIGATED LANDS (Surface Water & Supplemental Groundwater Combined):

a. **Office of the State Engineer File No(s):** 6, 1927, C-464

b. **Priority:**

Supplemental Right: C-00464 November 24, 1954 as stated in license issued December 29, 1964.

Surface Water Right: Black River Canal: December 31, 1889, for the amount of water diverted from the Black River.

Surface Water Right: Carlsbad Irrigation District Main Canal: As set forth in Part B of this Appendix.

c. **Source:**

Shallow Groundwater.

Surface waters of the Pecos River Stream system, including surface waters of the Black River, a tributary of the Pecos River.

Surface waters of the Pecos River Stream System.

d. **Purpose of Use:**

For irrigation, and for domestic, and livestock watering uses incidental to irrigation use.

e. **Point(s) of Diversion:**

Well No.: C-00464

Location: As set forth in Part G of this Appendix.

Ditch Name: Black River Canal

Location: As set forth in Part G of this Appendix

Ditch Name: Carlsbad Irrigation District Main Canal

Location: As set forth in Part G of this Appendix

f. Location and Amount of Irrigated Acreage:

Section 13, Township 24S, Range 28E, N.M.P.M.

Pt. NW¼	15.80 acres
Pt. NE¼	53.70 acres
Pt. SE¼	14.70 acres

Total: 84.20 acres (Supplemental)

As shown on the attached revised Hydrographic Survey Map for Subfile No. 24.28.13-B, and the CID Section Hydrographic Survey Map Sheet No. 5 (1999-2011), included in Part F of this Appendix, representing the Court record as of the date of the filing of this Decree.

g. Amount of Water:

As set forth in Part B of this Appendix.

B. IRRIGATED LANDS (Surface Water Only):

a. Office of the State Engineer File No(s): 6, 1927

b. Priority:

Surface Water Right: Black River Canal: December 31, 1889, for the amount of water diverted from the Black River.

Surface Water Right: Carlsbad Irrigation District Main Canal: As set forth in Part B of this Appendix.

c. Source:

Surface waters of the Pecos River Stream system, including surface waters of the Black River, a tributary of the Pecos River.

Surface waters of the Pecos River Stream System.

d. Purpose of Use:

For irrigation, and for domestic, and livestock watering uses incidental to irrigation use.

e. Point(s) of Diversion:

Ditch Name: Black River Canal

Location: As set forth in Part G of this Appendix

Ditch Name: Carlsbad Irrigation District Main Canal

Location: As set forth in Part G of this Appendix

f. Location and Amount of Irrigated Acreage:

Section 13, Township 24S, Range 28E, N.M.P.M.

Pt. NE¼	13.70 acres
Pt. SE¼	2.60 acres

Total: 16.30 acres

As shown on the attached revised Hydrographic Survey Map for Subfile No. 24.28.13-B, and the CID Section Hydrographic Survey Map Sheet No. 5 (1999-2011), included in Part F of this Appendix, representing the Court record as of the date of the filing of this Decree.

g. Amount of Water:

As set forth in Part B of this Appendix.

C. STORAGE RESERVOIR (Surface Water & Supplemental Groundwater Combined):

- a. **Office of the State Engineer File No(s):** 6, 1927, C-464
- b. **Priority:**
 Supplemental Right: C-00464 November 24, 1954 as stated in license issued December 29, 1964
 Surface Water Right: Black River Canal: December 31, 1889, for the amount of water diverted from the Black River.
 Surface Water Right: Carlsbad Irrigation District Main Canal: As set forth in Part B of this Appendix.
- c. **Source:**
 Shallow Groundwater.
 Surface waters of the Pecos River Stream system, including surface waters of the Black River, a tributary of the Pecos River.
 Surface waters of the Pecos River Stream System.
- d. **Purpose of Use:**
 For irrigation, and for domestic and livestock watering uses incidental to irrigation use.
- e. **Point(s) of Diversion:**
 Well No.: C-00464
 Location: As set forth in Part G of this Appendix.
 Ditch Name: Black River Canal
 Location: As set forth in Part G of this Appendix
 Ditch Name: Carlsbad Irrigation District Main Canal
 Location: As set forth in Part G of this Appendix
- f. **Location and Amount of Irrigated Acreage:**
 Section 13, Township 24S, Range 28E, N.M.P.M.
 Pt. NW¼ 0.80 acres
Total: 0.80 acres (Reservoir)
 As shown on the attached revised Hydrographic Survey Map for Subfile No. 24.28.13-B, and the CID Section Hydrographic Survey Map Sheet No. 5 (1999-2011), included in Part F of this Appendix, representing the Court record as of the date of the filing of this Decree.

- g. **Amount of Water:**
 As set forth in Part B of this Appendix.

D. NO RIGHT (Surface Water Only):

- a. **Office of the State Engineer File No(s):** 6, 1927
- b. **Priority:**
 NONE
 NONE
- c. **Source:**
 Surface waters of the Pecos River Stream system, including surface waters of the Black River, a tributary of the Pecos River.
 Surface waters of the Pecos River Stream System.

d. Purpose of Use:

NO RIGHT

e. Point(s) of Diversion:

NONE

Ditch Name: Carlsbad Irrigation District Main Canal
Location: As set forth in Part G of this Appendix

NONE

Ditch Name: Black River Canal
Location: As set forth in Part G of this Appendix

f. Location and Amount of No Right Acreage:

Section 13, Township 24S, Range 28E, N.M.P.M.

Pt. NW¼

2.30 acres

Pt. NE¼

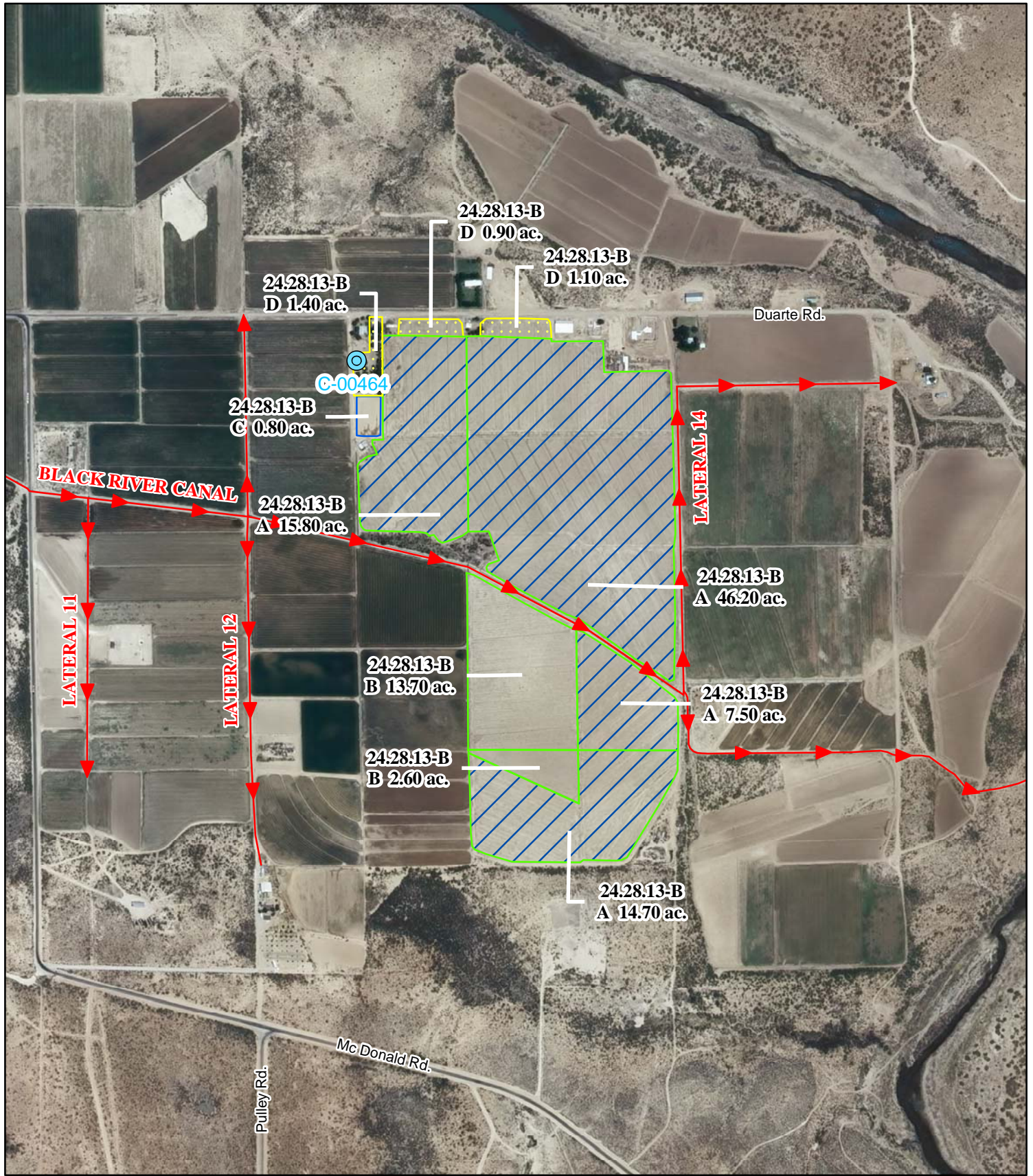
1.10 acres

Total: 3.40 acres (No Right)







As shown on the attached revised Hydrographic Survey Map for Subfile No. 24.28.13-B, and the CID Section Hydrographic Survey Map Sheet No. 5 (1999-2011), included in Part F of this Appendix, representing the Court record as of the date of the filing of this Decree.

g. Amount of Water:

NONE



Legend

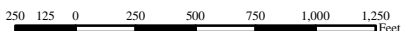
-  Point of Diversion
-  Canals / Ditches
- Tract Boundaries**
-  Surface Water Only
-  Supplemental Groundwater
-  Reservoir / Pond
-  No Right

2009 Digital Orthophotography

Grid Interval = 1000

Scale 1" = 800'

1:9,600



STATE OF NEW MEXICO

Office of the State Engineer

John R. D'Antonio, Jr., P.E., State Engineer

**Pecos River Stream System
Carlsbad Irrigation District**

Hydrographic Survey

Township 24

D.D.

Henry E. McDonald &
Jackie Dale McDonald
Subfile 24.28.13-B
5/4/2011



PAE