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STATE OF NEW MEXICO
OFFICE OF THE STATE ENGINEER
DISTRICT I

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

5550 San Antonio Drive NE
Albuquerque, NM 87109-4127
(505) 383-4000

September 3, 2019

**Re: Emergency Authorization Request to Drill and Use Supplemental Well No. RG-1579
POD 376**

Kirtland Airforce Base
C/o EA Engineering
Attn: Bernard Bockisch
320 Gold Avenue SW, Suite 1300
Albuquerque, NM 87102

Greetings:

On August 26, 2019, the Office of the State Engineer received your Application to Change an Existing Water Right, which was accompanied by an affidavit requesting emergency authorization to drill supplemental well RG-1579 POD 376 (KAFB106IN2) in accordance with Section 72-12-24, NMSA, further indicating that an emergency situation exists in which a delay caused by publication and hearing could result in serious economic loss. We have evaluated the request for emergency authorization and found that the request is in accord with the statutory requirements. This office has no objection to the drilling and use of supplemental well RG-1579 POD 376, provided the following conditions are observed:

1. Well No. RG-1579 POD 376 may be drilled to a depth of no more than 920 feet, and cased with up to 14.5" of casing, at a point described as where X=1547415 feet and Y=1470053 feet, further described as the NE1/4 NW1/4 of Section 6, Township 9 North, Range 4 East, NMPM.
2. Well No. RG-1579 POD 376 shall be drilled in the same aquifer(s) as the existing injection well, RG-1587, **but in no case shall exceed the bottom of the Basin Fill formation.**
3. Well RG-1579 POD 376 shall be drilled by a well driller licensed in the State of New Mexico. The well driller shall file a complete Well Record with the Office of the State Engineer in the District 1 Albuquerque Office, no later than thirty (30) days after completion of the drilling project, in accordance with Subsection N of 19.27.4.29 NMAC.

KAFB4879



4. The permit holder has the final responsibility to ensure the well driller files a complete Well Record and any subsequent test data with the Office of the State Engineer in a timely manner.
5. Well No. RG-1579 POD 376 remains subject to all of the Conditions of Approval appurtenant to Permit No. RG-1587, approved on December 10, 2015, for the combined diversion of water from Well No. RG-1579 POD 376 not to exceed 4,500 acre-feet per annum (afa).
6. Well No. RG-1579 POD 376 shall be equipped with a totalizing meter, or meters, of a type and at a location(s) approved by and installed in a manner acceptable to the State Engineer. Records of the total amount of water diverted from Well No. RG-1579 POD 376 shall be submitted to the District 1 Office via mail, e-mail, or facsimile on or before the 10th day of January, April, July and October for the preceding three calendar months, i.e. *quarterly*.
7. The Emergency Authorization shall expire on September 3, 2020 or when the State Engineer renders his final decision on pending Application RG-1579 POD 376-POD 379, or upon violation of a condition, whichever comes first.
8. The Emergency Authorization holder shall utilize the highest and best technology available to ensure conservation of water to the maximum extent practical.
9. Pursuant to Section 72-8-1 NMSA, the Emergency Authorization holder shall allow the state engineer and his representatives entry upon private property for the performance of their respective duties, including access to the wells for meter readings and water level measurements.
10. The State Engineer has jurisdiction in the matter of this Emergency Authorization.

The issuance of this acknowledgement letter does not obligate favorable consideration of the pending application by the State Engineer.

Sincerely,



Jeffrey Falance
Water Resource Professional I