

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.: **23.28.06-H**

Court No.: **CV-WH-03-195**

CID Assessment Number: **666-01-01-00-01, 473-03-00-00-01**

Date of Filing of Original Consent Order: **August 28, 2003**

Defendants: **EDGAR W. MAGBY  
JOY M. MAGBY**

**A. IRRIGATED LANDS (Surface Water Only):**

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

b. **Priority:**

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.

d. **Purpose of Use:**

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

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

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 06, Township 23S, Range 28E, N.M.P.M.

Pt. SE $\frac{1}{4}$

4.70 acres

Total: 4.70 acres

As shown on the attached revised Hydrographic Survey Map for Subfile No. 23.28.06-H, and the CID Section Hydrographic Survey Map Sheet No. 10 (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. STORAGE RESERVOIR (Surface Water Only):**

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

b. **Priority:**

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.

d. **Purpose of Use:**

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

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

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 06, Township 23S, Range 28E, N.M.P.M.

Pt. SE¼

0.30 acres

Total: 0.30 acres ( Reservoir )

As shown on the attached revised Hydrographic Survey Map for Subfile No. 23.28.06-H, and the CID Section Hydrographic Survey Map Sheet No. 10 (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.



**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" = 200'

1:2,400



**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 23

D.D.

Edgar M. & Joy M.

Magby

Subfile 23.28.06-H

4/28/2011



DET