

**SANTA FE COUNTY
BOARD OF COUNTY COMMISSIONERS**

RESOLUTION NO. 2025 - 092

A RESOLUTION TO GRANT THE COUNTY MANAGER, OR THE COUNTY MANAGER'S DESIGNEE, THE AUTHORITY TO SIGN ANY AMENDMENTS TO WATER RIGHTS PURCHASE AGREEMENT, COUNTY AGREEMENT NO. 2023-0198-PW/BT, AND REPLACEMENT WATER RIGHTS AGREEMENT, COUNTY AGREEMENT NO. 2023-0199-PW/BT, AND TO SIGN ALL OTHER DOCUMENTS NECESSARY TO ACQUIRE WATER RIGHTS FROM JORDAN C. AND BEVERLY K. PAREO AND JIMMY C. AND KRISTY PAREO AND TO CONVEY SUCH WATER RIGHTS TO EL PAISANO, LLC

WHEREAS, on December 9, 2008, Santa Fe County (County) and El Paisano, LLC (El Paisano) entered into a Water Rights Purchase Agreement for the purchase by the County of 66.5 acre-feet per year (AFY) of water rights (El Paisano Water Rights) under New Mexico Office of the State Engineer (OSE) File No. SD-03615 (2008 Agreement); and

WHEREAS, pursuant to the 2008 Agreement, the OSE approved the transfer of the 66.5 AFY of El Paisano Water Rights from 31.68 acres in Valencia County to the Buckman Direct Diversion (BDD) by Permit No. SD-003615-B into SP-4842 on April 16, 2010; and

WHEREAS, the closing of the purchase and sale of the Water Rights has not occurred; and

WHEREAS, a dispute has arisen because El Paisano desires to retain the El Paisano Water Rights or equivalent water rights for irrigation on the original 31.68 acres, and the County desires to acquire and use the El Paisano Water rights as approved by Permit No. SD-00361-B into SP-4842; and

WHEREAS, because the County 1) had been ready and able to close, 2) had expended resources to transfer the El Paisano Water Rights, and 3) would have to expend additional time and resources to identify and transfer equivalent water rights for diversion at BDD, the County and El Paisano agreed to settle the dispute by the Replacement Water Rights Agreement, County Agreement No. 2023-0199-PW/BT, which was approved by the Board on March 14, 2023; and

WHEREAS, the Replacement Water Rights Agreement provides that the County will identify and transfer to the original 31.68 acres in Valencia County replacement water rights in an amount of 66.5 AFY; and

WHEREAS, in order to acquire replacement water rights for El Paisano, the Board approved a Water Rights Purchase Agreement, Agreement No. 2023-0198-PW/BT, between Jordan C. and Beverly K. Pareo and Jimmy C. and Kristy J. Pareo (Sellers) for the purchase of 66.5 AFY of water rights (Pareo Water Rights) (Water Rights Purchase Agreement) that are approved for transfer by the OSE for irrigation of 31.68 acres in Valencia County described by Permit No. SD-00361-B into SP-4842; and

SEC CLERK RECORDED 08/28/2025

WHEREAS, the County, Sellers, and El Paisano are preparing for closing under the Water Rights Purchase Agreement and Replacement Water Rights Agreement; and

WHEREAS, delegation of signatory authority to the County Manager, or the County Manager's designee, to sign any amendments to the Water Rights Purchase Agreement and Replacement Water Rights Agreement that may be necessary to ensure proper closing under such agreements and any and all documents necessary to acquire the water rights from Sellers and convey the rights to El Paisano will allow closing to be more efficient.

NOW, THEREFORE, BE IT RESOLVED that the Santa Fe County Board of County Commissioners hereby:

1. Delegates to the County Manager, or the County Manager's designee, the authority to sign any amendments to Replacement Water Rights Agreement and Water Rights Purchase Agreement. This delegation includes authority to decide whether the Replacement Water Rights Agreement and Water Rights Purchase Agreement is subject to approval by the New Mexico Board of Finance, and to revise the agreement as may be required by the Board of Finance in that event.
2. Delegates to the County Manager, or the County Manager's designee, the authority to sign all other documents necessary to acquire Pareo Water Rights from the sellers and to convey such rights to El Paisano, including, but not limited to, the Purchase Order(s).

26th
PASSED, APPROVED, AND ADOPTED ON THIS 15th DAY OF AUGUST, 2025.

SANTA FE COUNTY

BOARD OF COUNTY COMMISSIONERS

By: Camilla Bustamante

Camilla Bustamante, Chair

COUNTY OF SANTA FE)
STATE OF NEW MEXICO) ss

BCC RESOLUTIONS
PAGES: 2

I Hereby Certify That This Instrument Was Filed for
Record On The 28TH Day Of August, 2025 at 03:07:45 PM
and Was Duly Recorded as Instrument # 2066125
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office

Deputy Katharine E. Clark County Clerk, Santa Fe,

ATTEST:

Katharine E. Clark

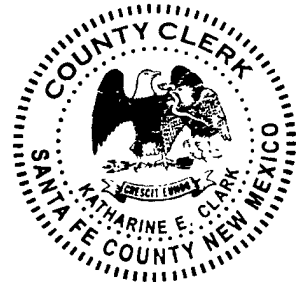
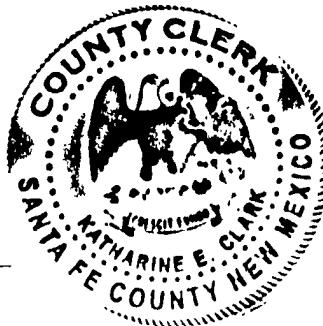
Katharine E. Clark
Santa Fe County Clerk

Date: 08/20/2025

Approved as to form:

Walker Boyd

Walker Boyd
Santa Fe County Attorney



SEC. CLERK RECORDED 08/28/2025

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