ELEPHANT BUTTE IRRIGATION DISTRICT
BOARD OF DIRECTORS' MEETING
October 14, 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, October 14, 2026. The meeting was called to order by Board President Rafael Rovirosa. Board members present were Randy Garay, Casey Crist, Preston Tharp (arrived at 9:20), Rafael Rovirosa, Greg Daviet, James Sloan (arrived at 9:14), John Clayshulte Jr. (arrived at 9:10), Prescott Colquitt III, and Henry Ludwig.

The Invocation was given by Director Colquitt III, followed by the Pledge of Allegiance led by Vice President Daviet.

Introduction Guests

EBID personnel present were: Josh Smith, Treasurer-Manager; Joah Franzoy, Chief Financial Officer (virtual); David Lutz, Legal Counsel; Marilyn Crawford, Executive Assistant; Casey McGuire, Maintenance Foreman; Juan Caballero, GIS and Licensing Administrator; Skye Devore, Lobbyist (virtual); James Narvaez, Director of Irrigation Systems (virtual); Delyce Maciel, Director of HR and Safety (virtual); Scott Gamboa, Land and Licensing Technician (virtual); Alex Rubio, Senior Engineering Manager (in-person and virtual); AJ Carlson, Land Records Admin (in-person and virtual); DL Sanders, Legal Counsel (virtual); Pete Domenici, Legal Counsel (virtual); Dominique Rosales, Customer Service Rep. (virtual); and Dr. Phil King (virtual).

EBID guests present were: Alfred Perrault, OSE; Dacia Leon, Supercool Earth; Jordan Sanchez, OSE; Michael Barbee, OSE; Sherryl Smith, OSE.
Virtual guests: Carman Melendrez, NMED; Dana Hawkins, NMDA; Michael Miller; David Arthur, EBID Constituent; G. Herrera; Jerry Melendez, BOR; Marc Termil, OSE LAP; and Ryan Serrano, ISC.

Recognition of Service

Recognition of Service

President Rovirosa presented service recognition to Casey McGuire, Maintenance Foreman, for 30 years of service.

Approval of Agenda

Agenda Approval

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

Approval of Minutes

Minutes Approval

Vice President Daviet noted a minor correction to the September 9, 2026 minutes and requested that the approval of the permits be recorded as unanimous, with one abstention. **Vice President Daviet moved, and the motion was seconded by Secretary Garay to amend the September 9, 2026 board meeting minutes. Directors Garay, Crist, Daviet, Colquitt III, and Ludwig voted in favor. The motion passed unanimously.**
Then Vice President Daviet moved, and the motion was seconded by Director Colquitt III to approve the minutes for the September 9, 2026, board meeting as amended. Directors Garay, Crist, Daviet, Colquitt III, and Ludwig voted in favor. The motion passed unanimously.

Presentation

Presentation

Dr. Dacia Leon, CEO of Supercool Earth, delivered a presentation regarding the company and its cloud seeding technology.

Committee Reports

Land Use Committee

Land Use Committee – David Lutz reported that the committee met to discuss the development of a draft of a Nuisance Abatement Policy. Discussion focused on policy parameters, including definitions, notice requirements, enforcement provisions, and balancing the interests of the District and affected property owners. The committee will prepare a draft policy for future review.

Water Resource Committee

Water Resources Committee – Secretary Garay reported the committee discussed recent storm events, flood response activities, and stormwater capture operations. Updates were provided on increased storage in Elephant Butte Reservoir and Caballo Reservoir, preliminary estimates of stormwater diverted to EBID facilities for delivery and aquifer recharge, ongoing flood damage repairs, and potential automation of stormwater capture and groundwater storage monitoring efforts.

Government Affairs Committee

Government Affairs Committee – Skye Devore reported continued work on legislative engagement, development of EBID's Legislative Policy Guidebook, and preparation for the 2027 Legislative Session. Committee members attended legislative and stakeholder meetings, maintained communication with legislators and candidates, and provided information to policymakers and stakeholders following flooding associated with Hurricane Polo.

The committee discussed ongoing revisions to the Legislative Policy Guidebook, which is intended to establish Board-approved policy positions to guide legislative and public policy activities. The committee is also coordinating priorities for upcoming Infrastructure Capital Improvement Plan (ICIP), Water Trust Board, and legislative capital outlay funding opportunities, and will continue working with staff to review and update project descriptions, funding requests, and priorities ahead of key deadlines.

Pertinent Dates and Deadlines
- Oct. 23, 2026: ICIP amendment deadline
- Nov. 2, 2026: Capital outlay system opens
- Nov. 13, 2026: Final ICIP publication
- Nov. 18, 2026: Water Trust Board meeting
- Dec. 11, 2026: Capital outlay application deadline
- Apr. 13-14, 2027: Water Trust Board project presentations
- Apr. 27, 2027: Water Trust Board award meeting

Committee Assignments

Committee Assignments

President Rovirosa presented the committee assignments and noted that the assignments were effective immediately.

Operations & Maintenance	Budget & Finance	Government Affairs	Legal Review
Casey Crist, **Chair**	James Sloan, **Chair**	Rafael Rovirosa, **Chair**	Greg Daviet, **Chair**
James Sloan	Casey Crist	Randy Garay	James Sloan
John Clayshulte	Preston Tharp	Greg Daviet	Rafael Rovirosa
Henry Ludwig	John Clayshulte	Prescott K Colquitt III	Prescott K Colquitt III
Capital Improvements	**Land Use**	**Water Resources**	**Rules & Ethics**
Randy Garay, **Chair**	Prescott K Colquitt III, **Chair**	Randy Garay, **Chair**	Rafael Rovirosa, **Chair**
Preston Tharp	Casey Crist	Greg Daviet	Randy Garay
Rafael Rovirosa	Preston Tharp	Henry Ludwig	
Henry Ludwig	John Clayshulte		

Water Resources Update

Dr. Phil King provided a water resources update. As of October 12, 2026, total project storage stands at 118,603 acre-feet (AF), with 93,005 AF in Elephant Butte and 25,598 AF in Caballo. The Rio Grande Compact (RGC) credit totaled 5,400 AF, while San Juan-Chama was at approximately 3,820 AF. Usable project storage was at 109,383 AF with 12,780 AF classified as is not releasable. A total of 215,794 AF has been released from Caballo in 2026. Net inflow is approximately 1,000 AF per day but was beginning to taper off. Total seasonal supply stood at 312,397 AF. The 2026 season ends on October 31, 2026, and final allocation will be based on storage conditions on that date.

Water Resources Update

Dr. King reported that recent storm-related inflows have increased reservoir storage and are expected to result in greater carryover storage into 2027 than previously anticipated. The additional water will be allocated to EBID and EP#1 and carried over for future use. He noted that these inflows will not affect Mexico's allocation, as deliveries to Mexico are based on releases from Caballo Reservoir, while allocations to the irrigation districts are based on both Caballo releases and total project storage.

The recent storm-related inflows resulted in little change at the Lobatos Gauge, and modest increases at Otowi and Albuquerque, while substantially larger inflows entered the Rio Grande farther downstream. Runoff from areas including San Acacia, Escondida, and San Marcial contributed significant inflows to Elephant Butte Reservoir, improving New Mexico's Rio Grande Compact water supply position. Since the previous month, storage in Elephant Butte Reservoir increased by 65,407 AF and storage in Caballo Reservoir increased by 11,634 AF.

Dr. King reviewed storm flow conditions in the El Paso area and explained how runoff associated with the remnants of Polo affected flows at American Dam, the American Canal, and the Rio Grande at El Paso. Storm flows were initially diverted through the American Canal for beneficial use, but peak flows exceeded canal capacity and were routed downstream through American Dam. Using the event as an example of the proposed Effective El Paso Index, he estimated approximately 3,557 AF of excess flow over a two-day period.

Dr. King clarified that excess flow under the proposed Effective El Paso Index is calculated using daily average flows exceeding 1,000 cubic feet per second rather than short-duration peak flows.

NOAA's January-March 2027 outlook shows equal chances for precipitation and temperature, no strong indication of wetter, drier, warmer, or cooler than normal conditions. The seasonal drought outlook projects drought improvement across much of the region, with some areas expected to see drought removal. Overall conditions have improved from earlier in the year.

James Narvaez reported on stormwater capture resulting from recent storm events, noting that approximately 7,000 acre-feet of water was captured and used to irrigate about 6,000 acres. He reviewed rain gauge data and discussed the response of shallow groundwater wells to the storm events. He noted that this information is available on the EBID website.

Financial Report

Joah Franzoy presented the financial report, noting a total of $9,091,445 held across investments and cash in the bank as of September 30, 2026. The interest rate for August was 3.74%. To date, 95% of assessments have been collected. Uncommon large payments included $35,157 for WRRI grant payment and $581,535 for ISC equipment purchases, both of which are awaiting reimbursement.

Financial Report

Manager's Update

Josh Smith thanked EBID staff and partner agencies for their exceptional response to the Garfield and Rincon flooding event. Crews worked continuously to protect the community and District infrastructure, and flood-related damage to EBID facilities is currently estimated at $9-17 million. EBID is coordinating with the County and FEMA regarding recovery efforts and potential funding assistance.

Manger's Upd

He also reported on meetings with legislators, community leaders, and the BLM regarding flooding and sediment management issues, noting positive momentum toward long-term solutions. He also provided updates on presentations delivered at water conferences regarding EBID's infrastructure improvements, automation initiatives, and drought-related challenges. Finally, he mentioned that staff represented the District at the Southern New Mexico State Fair.

Calendar of Events

Josh Smith presented the calendar of events:

- ISC Tour: October 14-16, 2026, Las Cruces, NM
- ISC Open House: Week of October 26, 2026, in Hatch, Las Cruces, and Anthony
- National Water Resources Association (NWRA) Annual Conference and Leadership Forum: November 2-5, 2026, Coronado, CA
- WRRI Water Conference Advisory Council: November 12-13, 2026, in Albuquerque, NM
- Next Board Meeting: November 18, 2026.
- General Meeting: November 19, 2026, at 12:00 PM at EBID Office
- Water Innovation Delegation: December 12-18, 2026, in TBA, Israel

Calendar of Events

HR/Safety Update

Delyce Maciel provided an HR and Safety update, reporting a current staff count of 81 employees and ongoing recruitment for two positions, including one in the tax office and an additional dam crew employee. She recognized employee service anniversaries for Casey McGuire (30 years) and Orlando Tirre (28 years). Ms. Maciel also noted that the EBID office will be closed on November 11, 2026, in observance of Veterans Day, and reminded employees that Election Day is November 3, 2026.

HR/Safety Update

Maintenance/Project Update

Alex Rubio presented footage and an overview of recent storm-related flooding in the Rincon and Garfield areas. The Rincon Arroyo breached in multiple locations, causing widespread flooding and resulting in preliminary damage estimates of approximately $6.3 million in the Rincon area and up to $3 million in the Garfield area. Crews have conducted emergency repairs and continue to assess infrastructure impacts. EBID is coordinating with state and federal agencies regarding potential disaster assistance and funding.

Mai oj Upc

Approval of Special Use Permits

Juan Caballero presented the following permit application for Board approval:

- David Arthur- License Number: 2026-L-181. One (1) encroachment agreement for existing structure on the left bank of the Santo Tomas Drain. **Director Sloan moved, and the motion was seconded by Director Clayshulte Jr. to approve license 2026-L-181. Directors Garay, Crist, Tharp, Daviet, Sloan, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously.**

Special Use Permits

Consent Agenda

President Rovirosa requested that permit 2026-L-207 El Paso Electric Company be pulled from the Consent Agenda to be acted on separately.

Consent Agenda

Approval of Permit 2026-L-207 (Pulled from Consent Agenda)

Permit 2026-L-207 El Paso Electric Company

Discussion clarified that the request is to relocate an existing utility line to the outer five feet of the District's right-of-way. **Vice President Daviet moved, and the motion was seconded by Director Colquitt III to approve license 2026-L-207. Directors Garay, Crist, Tharp, Daviet, Sloan, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously.**

Approval of Consent Agenda

Approval of the Consent Agenda

- Seventeen (17) September/October ROU licenses with exhibits for review
  - City of Las Cruces - 2 - (renewals) existing buried water pipes crossing the Las Cruces Lateral
  - City of Las Cruces - 2 - (renewals) existing buried gas lines crossing the Las Cruces Lateral
  - City of Las Cruces - 1 - (renewal) existing buried sewer pipes crossing the Las Cruces Lateral
  - City of Las Cruces - 2 - existing buried gas lines crossing the Las Cruces Lateral
  - Adams Rental & Storage / Bill Adams - 1 - new aerial electrical line crossing the Park Drain
  - El Paso Electric - 1 - relocate two existing aerial electrical line crossings and one electrical line paralleling the Rincon Main Canal and Rincon Lateral (DAC Kit Carson Bridge Replacement Project)
  - Comcast of NM - 5 - new buried fiber optic lines crossing multiple EBID ROWs
  - Comcast of NM - 1 - new aerial fiber optic line crossing the West Drain
  - C+C Farming / Cole Salopek - 1 - existing culvert crossing the Las Cruces Lateral (requesting land use fee to be waived due to agricultural use)
  - Segra Networks - 1 - new buried fiber optic line crossing the Armijo Lateral

- Approval of Travel
  - Travel to Albuquerque, NM for WRRI Water Conference: November 12-13, 2026 in Albuquerque, NM for four (4) Board Members and two (2) Staff.
  - Travel to Israel for Water Innovation Delegation: December 12-18, 2026 in Beit Gabriel, Sea of Galilee, Israel for Treasurer-Manager (NOTE: Flight and Lodging are provided - asking for related expenses not otherwise covered, including mileage, parking, per diem, and incidental costs).

- Approval of Contracts
  - Professional Public Relations Contract with Jorgianna "Jorgi" Ellis; Renewal year 2 of 4.
  - Approval of Professional Legal Counsel Contract with Dominici Law Firm, PC, DL Sanders, LLC and Law Offices of H. Nicole Werkmeister, LLC.; Renewal year 3 of 4.

Director Colquitt III moved, and the motion was seconded by Director Crist to approve the Consent Agenda noting the 2026-L-207 El Paso Electric Company is not included. Directors Garay, Crist, Tharp, Daviet, Sloan, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously.

	EBID Job #	Lic. Renewal 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 - OCTOBER 14th, 2026 BOARD MEETING						
1	2026-184	Y	2026-L-147 CITY OF LAS CRUCES / RENEWAL 14-06-503-1914 TO OPERATE AND MAINTAIN AN EXISTING BURIED GAS LINE CROSSING THE LAS CRUCES LATERAL AT APPROXIMATE STATION 192+31	$3,800.00	N	Y
2	2026-185	Y	2026-L-148 CITY OF LAS CRUCES / RENEWAL 14-06-503-1914 TO OPERATE AND MAINTAIN AN EXISTING BURIED WATER LINE CROSSING THE LAS CRUCES LATERAL AT APPROXIMATE STATION 192+38	$3,800.00	N	Y
3	2026-186	Y	2026-L-149 CITY OF LAS CRUCES / RENEWAL 14-06-503-1914 TO OPERATE AND MAINTAIN AN EXISTING BURIED SEWER LINE CROSSING THE LAS CRUCES LATERAL AT APPROXIMATE STATION 192+49	$3,800.00	N	Y
4	2026-187	Y	2026-L-150 CITY OF LAS CRUCES / RENEWAL 14-06-503-1919 TO OPERATE AND MAINTAIN AN EXISTING BURIED GAS LINE CROSSING THE LAS CRUCES LATERAL AT APPROXIMATE STATION 179+46	$3,800.00	N	Y
5	2026-188	N	2026-L-151 CITY OF LAS CRUCES TO OPERATE AND MAINTAIN AN EXISTING BURIED GAS LINE CROSSING THE LAS CRUCES LATERAL AT APPROXIMATE STATION 179+50	$3,800.00	N	Y
6	2026-189	Y	2026-L-152 CITY OF LAS CRUCES / RENEWAL 14-06-503-1919 TO OPERATE AND MAINTAIN AN EXISTING BURIED WATER LINE CROSSING THE LAS CRUCES LATERAL AT APPROXIMATE STATION 179+82	$3,800.00	N	Y
7	2026-190	N	2026-L-153 CITY OF LAS CRUCES TO OPERATE AND MAINTAIN AN EXISTING BURIED GAS LINE CROSSING THE LAS CRUCES LATERAL AT APPROXIMATE STATION 180+43	$3,800.00	N	Y
8	2026-219	N	2026-L-181 DAVID ARTHUR ENCROACHMENT AGREEMENT FOR EXISTING STRUCTURES ON THE LEFT BANK OF THE SANTO TOMAS DRAIN FROM APPROXIMATE STATION 304+25 TO 305+50, APPROXIMATE ENCROACHMENT AREA 4696.34'	$7,868.69	N	Y
9	2026-243	N	2026-L-203 ADAMS RENTAL & STORAGE / BILL ADAMS TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL ELECTRICAL LINE CROSSING THE PARK DRAIN AT APPROXIMATE STATION 458+10	$4,160.00	N	Y
10	2026-249	N	2026-L-207 EL PASO ELECTRIC COMPANY TO CONSTRUCT, OPERATE, AND MAINTAIN TWO AERIAL ELECTRICAL LINE CROSSINGS AT THE RINCON MAIN CANAL AT APPROX. STA. 160+00 AND RINCON LATERAL AT APPROX. STA. 10+00 AND PARALLELING RINCON MAIN CANAL FROM APPROX. STA 160+00 TO 173+47 (1347')	$9,837.64	N	Y
11	2026-216	N	2026-L-180 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE EAST DRAIN AT APPROXIMATE STATION 592+80	$3,800.00	N	Y
12	2026-246	N	2026-L-205 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE WEST DRAIN AT APPROXIMATE STATION 610+75	$4,160.00	N	Y

13	2026-251	N	2026-L-209 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN AN AERIAL FIBER OPTIC LINE CROSSING THE WEST DRAIN AT APPROXIMATE STATION 685+75	$4,180.00	N	Y
14	2026-253	N	2026-L-211 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE UPPER CHAMBERINO LATERAL AT APPROXIMATE STATION 436+66	$3,420.00	N	Y
15	2026-254	N	2026-L-212 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE MARQUEZ LATERAL AT APPROXIMATE STATION 5+30	$3,420.00	N	Y
16	2026-255	N	2026-L-213 COMCAST OF NM TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE MARQUEZ LATERAL AT APPROXIMATE STATION 0+75	$3,420.00	N	Y
17	2026-258	N	2026-L-214 C+C FARMING, LLC / COLE SALOPEK TO OPERATE AND MAINTAIN AN EXISITING CULVERT CROSSING THE LAS CRUCES LATERAL AT APPROXIMATE STATION 649+05	$3,420.00	Y	Y
18	2026-264	N	2026-L-219 SEGRA NETWORKS TO CONSTRUCT, OPERATE, AND MAINTAIN A BURIED FIBER OPTIC LINE CROSSING THE ARMIJO LATERAL AT APPROXIMATE STATION 97+50	$3,800.00	Y	Y
			TOTAL CHARGED $ (NO LAND FEE WAIVER)	$74,706.33	N	Y
			TOTAL WAIVED $ (REQUESTING LAND FEE WAIVER)	$3,420.00	Y	Y
			TOTAL $	$78,126.33		Y

Water Transfer Hearing

President Rafael Rovirosa called to order the Suspension/Transfer Hearing. AJ Carlson presented two water transfers with a total of 4.00 acres for transfer: 2026-WTS-006 Jose Fabio Flores-Villalobos to Tattney Flores. As a result, Jose Fabio Flores-Villalobos will hold a new total of 9 acres of water rights, and Tattney Flores will hold a new total of 10.05 acres of water rights. / 2026-WT-011 Steven E & Jennifer R Sypher to Salopek 6U Farms Inc. As a result, Steven E & Jennifer R Sypher will no longer hold water rights, and Salopek 6U Farms Inc will hold a new total of 170.54 acres of water rights. **Vice President Daviet moved, and the motion was seconded by Director Colquitt III to approve Resolution 2026-S&T-010A. Directors Garay, Crist, Tharp, Daviet, Sloan, Colquitt III, Clayshulte Jr., and Ludwig voted in favor. The motion passed unanimously.**

Water Transfer Hearing

Exhibit A

Elephant Butte Irrigation District

WATER RIGHT "SUSPENSION FROM /TRANSFER TO PARCEL TRANSFER ON BOARD AGENDA: October 14 , 2026

PAGE 1

MOVE FROM:					MOVE TO:		
TRANSFER#	NAME	MAP-SERIAL	PARCEL	ACRES	NAME	MAP-SERIAL	PARCEL
2026-WTS-006	Jose Fabio Flores-Villalobos	24-65B	715800P	2.00	Tattney Flores	13-2A1 TR 1 TR 2 Lt 3	1515700P
2026-WT-011	Steven E & Jennifer R Sypher	5-32A5A1A, TR B	1315600P	2.00	Salopek 6U Farms Inc	13-32A, 33B, 40A pt	864920P

TOTAL ACRES PAGE 1 4.00

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

AJ Carlson presented five voluntary suspensions and twenty-five delinquent suspensions with a total of 39.31 acres for transfer. **Vice President Daviet moved, and the motion was seconded by Secretary Garay to approve Resolution 2026-S&T-010B.**

Then Vice President Daviet moved to amend Resolution 2026-S&T-010B to include the necessary language for involuntary suspensions. Motion was seconded by Director Clayshulte Jr. Directors Garay, Crist, Tharp, Daviet, Sloan, Colquitt III, Clayshulte Jr., and Ludwig voted in favor. The motion passed unanimously.

The Board then voted on the motion to pass Resolution 2026-S&T-010B as amended. Directors Garay, Crist, Tharp, Daviet, Sloan, Colquitt III, Clayshulte Jr., and Ludwig voted in favor. The motion passed unanimously.

NOTICE is hereby given that pursuant to Section 73-13-4 NMSA, the Board of Directors of Elephant Butte Irrigation District (District) will consider a Resolution to suspend water rights which have been volunatrily applied for suspension or have assessment which are delinquent and have been found to be appurtenant to lands within the District which are not suitable for irrigation or capable of being properly irrigated. After further Notice and time for Hearing is advertised under Section 73-13-4 NMSA, these water rights will be subsequently transferred to land that in the Board's judgement may be profitably and advantageously irrigated per EBID Board of Directors Policy 2003-ENG12. The request is made by the applicants and staff who request that the Board suspend a total of 39.31 acres of water rights from lands as identified in Exhibit A" as the Move From lands. The place of the hearing is the offices of the District located at 530 S. Melendres, Las Cruces, New Mexico and the date of the hearing is October 14, 2026 at 11:00 a.m. Protest or protests from any person or persons interested may be heard at the hearing. At the end of the hearing, the Board of Directors shall take formal action upon the Resolution to suspend water rights. Any protestant or protestants may appeal the decision of the Board directly to District Court within 10 days of the adoption or rejection of the Resolution."

ELEPHANT BUTTE IRRIGATION DISTRICT

SUSPENSION /TRANSFER HEARING October 14, 2026 MOVE FROM LAND:

NAME	PARCEL	SUSP#	MAP SERIAL	SEC	TWN	RANGE	ACRES
Maria E Alvarez & Jesus E Alvarez Longoria	733410P	2026-S-010	F-58A TR 1	7	19S	3W	2.13
Phillip & Gale Rivera	21865P	2026-S-011	3-32A1, B TR 1 LT 3	8	22S	1E	0.25
Guadalupe Valois Jr	1221500P	2026-S-013	21-3D3	17	25S	3E	5.67
Eddie & Sarah Rodriguez	1313925P	2026-S-015	6-1A3,2B LT 1; SD21	34	22S	1E	1.90
Marke E Gemoets & Chris Gemoets	1446200P	2026-S-016	15-64A3; SD28	26	24S	2E	0.29
Marke E Gemoets & Chris Gemoets	1446250P	2026-S-017	15-64A1 TR 3; SD28	26	24S	2E	0.67
Marisela G Gallegos	660850P	2026-S-018	18-58A TR 2; SD06	10	25S	2E	1.36
Jessica S Herrera & James Cadena	601550P	2026-S-019	22-20B2 TR 2A; SD05				1.11
Adam R & Maria D Jesus Perez	1516635P	2026-S-020	11D-4 LOT 7; SD28	30	23S	2E	1.00
Carrie D Aka Doris Harrison	1455370P	2026-S-021	15-40 TR 4; SD28	22	24S	2E	1.00
Justin T & Amber N Taylor	43550P	2026-S-022	3-35A1,A2,E LT 5; SD01	9	22S	1E	1.85
Felipe R Romero	1136620P	2026-S-023	25-67D TR 2; SD16				0.62
Joshua D & Erica L Sherman	1513600P	2026-S-024	15-29B2, 30B4; SD28	23	24S	2E	1.00
Felipe R Romero	620150P	2026-S-025	23-9A4A TR 2, TR 2; SD05	30	25S	3E	1.81
Evelyn Susan Roberts	21400P	2026-S-026	1-9A1A LT 1; SD01	24	21S	1W	0.50
Tim Moore	919700P	2026-S-027	9C-91; SD02	14	23S	1E	0.40
Alia M Pinedo	46320P	2026-S-028	1-9A1X LT 1; SD01	24	21S	1W	1.57

Petr & Rose A Chylek & Lily A Chylek c/o Osvaldo Calderon	1140453P	2026-S-029	25-69 TR 2 LT 11; SD16	16	26S	3E	0.88
Sarah Ann Galindo	1146710P	2026-S-030	27-48A8 TR 2; SD16	27	26S	3E	1.00
Mason P McFadin & Lorraine A Mondragon	35880P	2026-S-031	1-8A9 TR 4; SD01	24	21S	1W	1.18
Gabriel Ortiz	819935P	2026-S-032	9C-105A BLK 2 LT 3; SD02	23	23S	1E	1.33
Lily A Chylek c/o Jose F & Cynthia Morales	1131810P	2026-S-033	25-68B1 TR 1 LT 1; SD16	16	26S	3E	0.91
Gerardo Espino	1152607P	2026-S-034	34-12B1, B2, B3, PT 12D, LOT 7; SD13	6	29S	4E	0.44
Cesar Mendoza	1102290P	2026-S-035	31-PT OF TR 46-64 BLK 9 LT 8; SD13	33	27S	3E	1.40
Raul Rangel Jr & Zahori Judith Estrada	1654575P	2026-S-036	17-47A TR 3C; SD17	35	24S	2E	0.83
Ana Gabriela Lara Olvera	1481175P	2026-S-037	17-69B2 S PT OF	1	25S	2E	1.00
SAPNA LLC c/o Selen G Camera Hernandez	1327300P	2026-S-038	5-47A Lt 19	26	22S	1E	0.85
Jeffrey M & Ariel B Hufker	1383725P	2026-S-039	5-69 TR 1 Lt 2	35	22S	1E	1.00
Ramazan & Jewel Tas	1095500P	2026-S-012	30-123E	27	27S	3E	3.41
Michael & Angela Franco	1045412P	2026-S-014	31-38A1C TR 1 LT 12	34	27S	3E	1.75
	TOTAL ACRES TO BE VOLUNTARILY & INVOLUNTARILY SUSPENDED:						**39.31**

President Rovirosa asked 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. President Rovirosa also announced that if there are any Protestants who disagree with the action of the Board, he/she may appeal this decision directly to the District Court as provided under Section 73-13-4 of the New Mexico Statutes. **Motion to adjourn the Board sitting for water transfer hearing by Director Colquitt III, seconded by Clayshulte Jr. Directors Garay, Crist, Tharp, Daviet, Sloan, Clayshulte Jr., Colquitt III, and Ludwig voted in favor. The motion passed unanimously.**

Closed Session

Closed Session

Director Colquitt III moved, and the motion was seconded by Director Ludwig 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)**
- **Adjudication Issues**
- **PRC El Paso Electric Rate Increase**
- **WQCC Surface Water Rule Making**
- **Copper Flat Mine**
- **Other Threatened/Pending Litigation**

Open Session

Vice President Daviet moved, and the motion was seconded by Director Clayshulte 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.

Adjournment

Adjourn

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

The next meeting of the Board of Directors will be held on November 18, 2026, beginning at 9 AM at EBID office located at 530 S Melendres St., Las Cruces, NM.

Rafael Rovirosa, President — Date: 11/18/26

Gregory T Daviet
Vice President

Randy Garay, Secretary — Date: 11/18/26