



Stephanie Garcia Richard, Commissioner of Public Lands
State of New Mexico

APPLICATION FOR RIGHT-OF-WAY EASEMENT

Dear Commissioner:

(Name of Applicant)

(Designated Field Contact Name)

(Street Address, City, State, Zip Code)

(Field Contact Phone Number)

(Contact Name, Phone Number)

(Field Contact Email Address)

Email Address:

hereby applies for a right-of-way easement for the construction and location of a _____

(Provide O.D. for pipelines)

Select purpose: **Note that applications for multiple use purposes will not be accepted and must be applied for separately.

Telecommunications

FRESHWATER

PRODUCED/TREATED

Electrical Easement

If freshwater is being utilized, the following questions must be answered:

Transmission Line over 345kv

What is the source?:

Road: NEW(or if being improved)
EXISTING

Is source on State Trust Land?

YES

NO

Whether on State Trust Land or other, what are the OSE well permit number(s)?

Pipeline (non-water)

Is the well(s) permitted for commercial sales?

YES

NO

Pipeline (water)

What will the freshwater be used for? Specifically?

Other:

If a pipeline is applied for, please check the following: Buried Surface ____ P.S.I

Is this a **reissue of an existing easement**? Yes No If yes, provide NMSLO Lease #: _____

Reissue applications may qualify for streamlined processing under NMAC 19.2.10.25.

Has the **Right of Way Reissue Affirmation** been submitted with this application? YES NO

Project Name: _____

It is requested that the right of way be _____ (must correspond to survey plat) feet wide as indicated on the attached two copies of survey maps or plats with the survey centerline shown in red and length of the right of way measured in rods. The legal description of the proposed right of way is described in aliquot 40-acre tracts (qtr/qtr breakdown) with a description of rods and acres shown in each aliquot part and a total of rods and acres included in the proposed right of way. Permission to survey is included with this application. The survey was completed within twelve months of this application and the proposed right of way has been staked and flagged. Failure to do so will result in an additional fee. It is requested that the right of way be for a term of _____ years. (**Term may not exceed 35 years.**)

Registration with NM Secretary of State: Active? In Good Standing? Business ID#: _____

Bonding Requirements:

In accordance with 19.2.10.18, one of the following is enclosed to cover payment for damages that might occur to the state land improvements of a surface lessee: (**Bond may be in the form of a Surety Bond or Cash Bond.**)

Single improvement damage surety bond in the amount of \$5,000.00. Bond #: _____

Blanket improvement damage surety bond in the amount of \$25,000.00. Bond #: _____

Cash damage improvement bond submitted in the amount of \$ _____.

Single surety produced/treated water reclamation bond in the amount of \$25,000.00. Bond #: _____

Blanket surety produced/treated water reclamation bond in the amount of \$250,000.00. Bond #: _____

Applicant requests that the bond amount for damages to the trust lands be reduced or waived by the Commissioner.

Cultural Resource Protection:

Parties are expected to review and abide by the laws and rules related to the protection of cultural properties, including the Cultural Properties Protection Rule (19.2.24 NMAC). Please indicate whether you have signed the enclosed Acknowledgment Form.

Yes _____ No _____

The NMSLO Cultural Resources Cover Sheet (Exhibit _____) provided to you by the archaeological consultant is attached to your application and indicates whether:

an ARMS Inspection or an Archaeological Survey has been conducted for this project.

(see 19.2.24.9 & 19.2.24.10 NMAC for exceptions of certain categories of activity that do not require an ARMS inspection or survey).

Does your project involve federal or other state agencies? Yes _____ No _____

In addition to complying with the requirements of the Cultural Properties Protection Rule, parties also must comply with all other applicable state and federal laws and rules, including laws and rules pertaining to endangered and threatened species and habitat protection.

Digital Files:

Digital information of your project's location is required. Acceptable formats: shapefiles (ESRI shape files preferred) or kml/kmz files. Yes _____ No _____

****Note that shape files must include the proposed route's centerline, Additional Temporary Workspaces, surface sites, etc. as well as a one-mile buffer layer.**

Digital Files Custodian-Name if other than the applicant: _____

Email: _____ Phone Number: _____

Pursuant to New Mexico State Land Office fee schedule, enclosed is a check in the amount of \$_____ for _____ rods (16.5 feet) at _____ per rod, plus **\$250.00** application fee.

** When you provide a check as payment, you authorize the State of New Mexico to either use information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction.*

Applicant Signature

Signature of Authorized Agent/Natural Person

By: _____
Print Name of Attorney in Fact or Authorized Agent

Title: _____

Agent name and address:
(*Letter of Authorization attached*)

Phone number _____

Email Address _____

****All agents must have an agent authorization on file with the ROW Bureau****

STATE OF)
) ss.
COUNTY OF)

_____, 20____, by _____,
(Name of Authorized Signatory or Natural Person) (Title)

NOTARY PUBLIC