

Water Transfer Bylaw

Taos Valley Acequia Association Fact Sheet*

This fact sheet contains guidelines for implementing *Article 9: Water Transfers* of the Bylaws Template.

Water Transfer Application Process

Processing an application for a water right transfer should take place as follows:

1. Applicant submits a Water Right Transfer Application to each of the Commissioners of the Acequia by certified mail. See attached application form.
2. The Commission calls a special meeting within 90 days of receiving the application and provides notice in accordance with Article 9 (Water Transfers).
3. The agenda of the meeting should include the following items:
 - Call to Order
 - Presentation of Arguments in Favor of the Transfer
 - Presentation of Arguments Opposed to the Transfer
 - Vote by the Commission to Approve or Deny the Transfer (Note that this should be on the agenda even if the Commission intends to recess the meeting and vote on the transfer at the reconvened meeting.)
4. Before taking a vote on the Water Transfer Application, the Commissioners will recess for a period of no more than 30 days. At the reconvened meeting, the Commissioners will vote on the proposed water transfer and render a decision in writing explaining their decision. The written decision must be rendered within 120 days of the date of the submission of the Water Right Transfer Application by the applicant to the Commission.
5. The Commissioners of the Acequia will deliver their written decision to the applicant and to the State Engineer.

*Adapted from the New Mexico Acequia Association Water Transfer Fact Sheet

Flowchart of Water Transfer Application Process

