



# WATER SERVICE CHARGE ASSESSMENT PROTEST

Middle Rio Grande Conservancy District, 1931 Second St. SW, P.O. Box 581, Albuquerque, NM 87103-0581  
PH: (505) 247-0234



(Please type or print the following information)

## THE PROTEST WILL NOT BE VALID IF OWNERSHIP HAS CHANGED BEFORE THE FINAL DETERMINATION

PROPERTY OWNER NAME:		DATE:
PROPERTY OWNER MAILING ADDRESS:		
Street	Apt.#	P.O. Box
City	ST.	Zip
CONTACT # CELL/HOME:		CUSTOMER ID#:
CONTACT # CELL/HOME:		COUNTY:

**LEGAL DESCRIPTION OF LANDS SUBJECT TO WATER SERVICE CHARGE PROTEST:**  
**\*\* PLEASE BE SPECIFIC REGARDING THE ACREAGE AND LEGAL DESCRIPTION OF THE PROPERTY BEING PROTESTED \*\***


**BASIS OF PROTEST:** **TURN OUT:** Yes No


By signing this protest, I certify that the information in this protest is true and accurate and that the property(s) listed above is not currently being irrigated and will not be irrigated after reclassification. I understand that if the District determines that the information provided is incorrect and/or that the property is being irrigated that I will be liable for all applicable charges.

Protestor Signature: \_\_\_\_\_



## WATER SERVICE CHARGE ASSESSMENT INSTRUCTIONS FOR PROTEST FORM

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- Please indicate actual irrigated acres and the basis for your protest; include why you should not be assessed the water service charge for any given protested tract of land. Protestor must include proof that the land is not irrigable.

- Proof can include but is not limited to:

- 1. A current photo and/or a land plat map and
- 2. Proof of physical or structural conditions that render the property not capable of irrigation

As outlined in Rule 24 adopted by the MRGCD Board a protestant can also provide one of the following:

- 1. The land is not classified as Irrigable Land on the records of the District and the owner has not entered into a Water Service Charge Contract with the District, or
- 2. State law precludes the subject property from receiving irrigation water.

**Protest will be denied if the land in question is receiving the Greenbelt Exemption.**

- The protest must be postmarked or received by the District no later than **May 31, 2024**.
- Upon receipt of a timely protest, district staff will review each Protest and may conduct a field inspection to investigate the claims made by the Protestant.
- As defined in Resolution M-09-12-11-113 reclassification of the assessed lands shall not relieve or waive the landowner's obligation to pay past due Water Service Charges.  
**Approved protests apply only to future assessments.**
- Prior to a hearing by the Board of Directors, the District will verify the number of irrigable acres on the records of the District and compare this number to the number of acres stated in the protest.
- The Board of Directors, at its regular meeting will sit as a Board of Equalization and will make a final determination about the protested acreage. Protesters will have an opportunity to present their case at that time and provide evidence to the Board showing why the particular tract of land should not be assessed a water service charge.

A determination by the Board that land is not irrigable or is otherwise not appropriate to receive irrigation water may foreclose the future use of the District water on this property.