

September 17, 2019

To Whom It May Concern:

RE: Halpin Building Mural, Montezuma St., Santa Fe, NM 87505

“If you forget your history, you forget your future”

My name is Gilberto Guzman, internationally known contemporary muralist, whose mural is currently painted on the NM State Halpin Bldg. at 404 Montezuma St., in Santa Fe, New Mexico. As per the attached “Mural Agreement” of May 12, 1980 between NM State DFA/Property Control Division and me, it is understood that “we” both parties have ongoing and continued responsibilities for the mural on this building.

As I have completely re-done the mural in the past, it is evident that the mural, at this time, needs a complete renovation since a new architectural design is being presented to the State. As stated in all Items 1 through 6 in the Mural Agreement, and most importantly, Item 2. “The design shall include representations of all ethnic groups participating in New Mexico history”. I believe this mural is part of New Mexico History and should remain as it has always represented the “gateway to Santa Fe”. This mural has also been published nationally which gives Santa Fe the honor of having a mural of high quality incorporating the historic and cultural history of the region.

Furthermore, this Mural Agreement has not expired. The building has not changed ownership and I have not rescinded my right to redo the current mural. Therefore, this Mural Agreement, acknowledged by contract, supersedes any proposal of a change for the removal of the mural that the State is currently proposing.

Also, since the completion of the initial mural in May 1980, I have achieved International Muralist status representing New Mexico and the United States in various projects. My artworks on panels in the NM Bataan Building, the NM State Library and the Roundhouse have been recognized as “masterpieces”. In addition, I have received the 2018 Santa Fe Living Treasure Award. My resume is available upon request should you wish to view additional master awards.

In addition, as per the article in the Santa Fe New Mexican, March 19, 2016 by Anne Constable speaking with Jamie Clements, President and CEO of the Museum

of New Mexico Foundation, Clements stated that Gov. Martinez line-item vetoed a request for capital outlay money to restore the mural...."but Clements said, the museum would try again for funding". This absolutely shows the support for the mural renovation! With this knowledge, I have procured funds through Senator Ortiz y Pino and the 2019 NM State Legislature in the amount of \$53,000.00 which is allocated towards material and labor for the renovation of this mural.

As per the recent request for mediation from the Dept. of Cultural Affairs, it is unclear what the purpose for the proposed "mediation" is? Again, as the Mural Agreement states, the responsibility is between the artist and the State. If the NM Dept. of Cultural Affairs and the Museum of New Mexico are unilaterally implementing the permanent removal of the mural and changing the vision for the Halpin Bldg., the allocated funds should be returned to the Legislature as its use to renovate the mural would change. Also, I am not interested in creating panels for the interior of the proposed museum; consequently, my involvement would then be to make a statement to the press and to all the supporters who are asking to keep the mural.

However, if we are to proceed with the exterior wall mural renovation, I'm willing to resize the mural on the new and improved wall. You may contact me or Theresa Sanchez for me and my mural assistants to begin a new, updated design.

Again, please be advised that Theresa Sanchez, 505-603-0247 and via her email: mtsanchez888@hotmail.com will be involved in ALL communications for me and with me on this issue. Within the last few years, she has helped me with verbal communications and as a facilitator for my Santa Fe Living Treasure Award, mural renovation funding, my one-man show at El Museo Cultural April-June 2018 and now for my mural renovation.

Thank you.

Sincerely,



Gilberto Guzman

1600 La Cieneguita, Apt. G6

Santa Fe, NM 87507

(TBD -new phone number)

MURAL AGREEMENT

RECEIVED
MAY 2 1980
I.M.
CONTROL

THIS AGREEMENT, entered into this 12th day of May, 1980,
between DFA/Property Control Division (Hereafter "Property Owner") and
Gilbert Guzman (hereafter "Muralist") in Santa Fe,
New Mexico.

WITNESSETH:

WHEREAS, Property Owner is the lawful and true owner of a
building located at 404 Montezuma St. in Santa Fe New Mexico;
and


WHEREAS, Muralist deems the building of Property Owner to be
particularly suited for the painting of an exterior mural on the east
wall of said building; and

WHEREAS, both parties agree that they should each have certain
rights and responsibilities and that this agreement should specify those
rights and responsibilities;

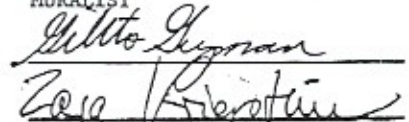
NOW BE IT THEREFORE RESOLVED that the following terms and conditions
are binding on both parties from this date forward:

1. Muralist will submit to Property Owner a sketch or cartoon
to scale of the proposed mural.
2. Property Owner must accept in writing the design of the mural.
The design shall include representations of all ethnic groups participating in
New Mexico history.
3. Muralist agrees not to disturb or harm the property of the
Property Owner during the process of painting the mural.
4. Property Owner expresses its intent not to alter or paint
over the mural during its normal life, but property owner acquires and
retains all ownership rights in the mural on its completion.
5. Property Owner agrees to allow muralist access to the mural
so that muralist may maintain said mural for its natural life.
6. This agreement will be binding upon both parties.

PROPERTY OWNER



MURALIST

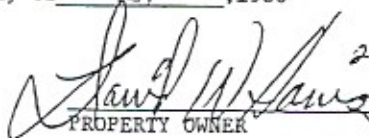


Subscribed and sworn to before me this 12th day of May, 1980.
My commission expires February 5, 1984.

ACCEPTANCE OF DESIGN

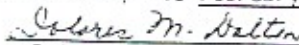
David W. Harris for
I. Property Control Division, being the property owner of the property
above-referenced do hereby approve of the design submitted to me in the
form of a sketch or cartoon drawn to scale.

Dated this 12th day of May, 1980


PROPERTY OWNER

Subscribed and sworn to before me this 12th day of
May, 1980.

My commission expires February 5, 1984.


Dolores M. Dalton