

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*  
State Engineer

Plaintiff,

vs.

ROMAN ARAGON, *et al.*,

Defendants.

69cv07941-BB

RIO CHAMA STREAM SYSTEM  
Section 7: Rito de Tierra Amarilla,  
Rio Brazos, Rutherford & Plaza Blanca,  
Cañones Creek, Village of Chama

**NOTICE OF PENDENCY OF SUIT**

The following unknown persons:

Heirs of Lucas Martinez                      CHTA-002-0003, CHTA-003-0001

Heirs of Carlota L. Martinez                CHTA-002-0003, CHTA-003-0001

Heirs of Levi Martinez                      CHTA-002-0003, CHTA-003-0001

GREETINGS.

Please take notice that there is pending in the United States District Court for the District of New Mexico an action against you, the general purpose of which is to adjudicate all claims to rights to use the waters of the Rito de Tierra Amarilla, Rio Brazos, Rutherford & Plaza Blanca, Cañones Creek, and Village of Chama subsections of the Rio Chama Stream System (Section 7).

Unless you appear and defend in this matter on or before December 1, 2008, any right you may have to use the surface waters of the Rio Chama Stream System (Section 7) for irrigation purposes may be adjudicated by default judgement that conforms to the State Engineer's hydrographic surveys of the Rito de Tierra Amarilla, Rio Brazos, Rutherford & Plaza Blanca,

Cañones Creek, and Village of Chama subsections of the Rio Chama Stream System, as amended.

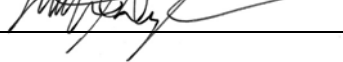
The waters that are the subject of the action are located in Rio Arriba County, New Mexico.

The name and address of the plaintiff's attorney is:

Edward G. Newville  
Special Assistant Attorney General  
Office of the State Engineer  
P.O. Box 25102  
Santa Fe, NM 87504-5102  
(505) 867-7444

WITNESS the hand seal of the United States District Court for the District of New Mexico  
this 22nd day of September, 2008.

MATTHEW J. DYKMAN  
DISTRICT COURT CLERK

By:  \_\_\_\_\_