

STATE OF NEW MEXICO
THE ELEVENTH JUDICIAL DISTRICT COURT
SAN JUAN COUNTY

STATE OF NEW MEXICO, *ex rel.* STATE ENGINEER,

Plaintiff,

vs.

THE UNITED STATES OF AMERICA, *et al.*,

Defendants,

THE JICARILLA APACHE TRIBE AND THE
NAVAJO NATION,

Defendant-Intervenors.

CV-75-184

**Honorable James J. Wechsler
Presiding Judge**

**SAN JUAN RIVER
GENERAL STREAM
ADJUDICATION**

LA PLATA RIVER SECTION

STATUS REPORT

The State of New Mexico *ex rel.* State Engineer (“State”) submits this Status Report pursuant to the Court’s direction in order to update claimants about the progress of the adjudication in advance of the January 13, 2010 Status Conference. The numbers indicated below are estimated as of the date of this report to the best of the State’s knowledge.

(1) **Completed Consent Orders for Surface Water Rights**: 432 Consent Orders have been or are in the process of being filed with the Court.

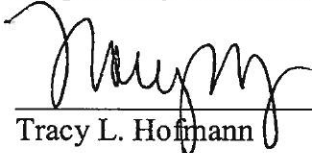
(2) **Mediation**: Thirty-four disputed subfiles are ready for mediation. The State has exhausted its efforts to work with the claimants on these files and now requires the assistance of a mediator.

(3) **Service by Publication**: The State has filed a motion to serve the owners of 27 subfiles seeking the Court’s approval to publish against those claimants.

(4) **Field Checks**: The number of subfiles needing field checks is constantly changing as new owners purchase property and are served, or as claimants file rejections to Consent Orders. The State currently shows 27 field checks remaining.

(5) **Claimant Action Needed**: Claimants are considering Consent Orders in 18 subfiles.

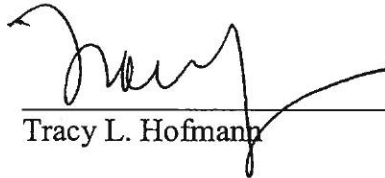
Respectfully submitted,



Tracy L. Hofmann
Special Assistant Attorney General
New Mexico Office of the State Engineer
P.O. Box 25102
Santa Fe, NM 87504-5102
(505) 827-6150
Attorney for Plaintiff State of New Mexico
ex rel. State Engineer

CERTIFICATE OF SERVICE

I certify that on Jan. 11, 2010, a copy of the foregoing paper was served by email on the Document Repositories and posted on the Office of the State Engineer's website (*go to* <http://www.ose.state.nm.us>, then click on Legal, then on OSE Legal, then on Active Cases, then on San Juan, then on La Plata Section).


Tracy L. Hofmann