

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

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

Plaintiff,

v.

R. LEE AAMODT,
et al.,
Defendants.

and
UNITED STATES OF AMERICA,
PUEBLO DE NAMBE,
PUEBLO DE POJOAQUE,
PUEBLO DE SAN ILDEFONSO,
and PUEBLO DE TESUQUE,
Plaintiffs-in-Intervention

No. 66cv06639 WJ/WPL

Subfile No: RG-30627

SUBFILE ANSWER

COME(S) NOW

ANTHONY R. DURAN

DONNA L. DURAN

and answers the complaint as follows

I (We) object to the description of the water right(s) described by the proposed Consent Order for the above Subfile because: (explain and attach additional pages if needed)

1. Defendants claim 3.0 AFY pursuant to their permit and § 72-12-1.1 NMSA (1978).
2. Defendants claim a right to irrigate their trees, garden and lawn with domestic well water.

I (We) made a good faith effort to resolve my(our) disagreement with the Consent Order proposed by the State by:(describer and attach additional pages if needed)

We conferred with counsel for the Office of the State Engineer but were unable to agree on a resolution.

(Instructions: Each named defendant, or the defendant's attorney, must sign and date this Answer. If multiple defendants are named and you have separate addresses or telephone numbers, please attach an additional address providing address information for each defendant. If you are signing on behalf of the named defendant, you must indicate the source of your legal authority to do so and provide both your address and the address of the named defendant.)

DONNA L. DURAN
ADDRESS: _____

Phone _____

ANTHONY R. DURAN
ADDRESS: _____

Phone _____

Lorenzo Atencio
Lorenzo E. Atencio
Attorney for Defendants Duran

IMPORTANT:

Within 20 days of service of this Notice, October 23, 2014, you must EITHER sign and send in the last Consent Order previously sent to you by the State OR file the enclosed Subfile Answer with the United States District Court. If you fail to accept and return the Consent Order OR do not file the Subfile Answer with 20 days, any right you may have to use your domestic well will be adjudicated by default judgment in accordance with the Consent Order.

Send signed Consent Orders OR a copy of your Subfile Answer to:

Edward C. Bagley
Office of the State Engineer
P.O. Box 25102
Santa Fe, NM 87504-5102

Send Subfile Answers to:

U.S. District Court
P.O. Box 2384
Santa Fe, NM 87504-2384