

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

STATE OF NEW MEXICO, )  
*ex rel.* State Engineer, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 R. LEE AAMODT, et al., )  
 )  
 Defendants, )  
 )  
 and )  
 )  
 UNITED STATES OF AMERICA, )  
 PUEBLO DE NAMBÉ, )  
 PUEBLO DE POJOAQUE, )  
 PUEBLO DE SAN ILDEFONSO, )  
 and PUEBLO DE TESUQUE, )  
 )  
 Plaintiffs-in-Intervention. )  
 \_\_\_\_\_ )

No. 66cv06639 WJ/WPL

**THIRTY-NINTH MOTION TO JOIN ADDITIONAL PARTIES DEFENDANT**

The State of New Mexico, *ex rel.* State Engineer (“State) hereby respectfully requests the Court to join as additional parties defendant the person or persons or entities named below and order them to answer the State’s Complaint in this action as required in any civil action in the United States District Court or suffer default judgment against the party. In support of this motion, the State asserts:

1. The persons or entities listed below are diverting and using or may claim a right to divert and use a domestic well and the underground waters within the Nambe, Pojoaque, and Tesuque stream system in New Mexico:

<u>Name</u>	<u>Address</u>	<u>Subfile</u>
ALEXANDER, DARYL	13122 VALLEY VISTA BLVD, STUDIO CITY, CA 91604	RG-32750
ALEXANDER, GEORGE	13122 VALLEY VISTA BLVD, STUDIO CITY, CA 91604	RG-32750
ASHWORTH, LAURI	56 CAMINO CHUPADERO, SANTA FE, NM 87506	RG-88275
BROWNE, CONNOR R.	123 E SAN MATEO RD, SANTA FE, NM 87505	RG-36689
CORDOVA, ESMENIA O.	10 B SHASTA LANE, SANTA FE, NM 87506	RG-42995
CORDOVA, TOMMY	439 LOUISE, LOS ALAMOS, NM 87544	RG-20617
GARDUNO, J. CARLOS	79 FEATHER CATCHER, SANTA FE, NM 87506	RG-60555
GARDUNO, THERESA P.	79 FEATHER CATCHER, SANTA FE, NM 87506	RG-60555
HAYES, LESLIE A.	RT 5 BOX 230-A, SANTA FE, NM 87501	RG-14019
HITCHCOCK, EILEEN	P.O. BOX 149, TESUQUE, NM 87574	RG-60418
ISHIHARA, SCOTT	56 CAMINO CHUPADERO, SANTA FE, NM 87506	RG-88275
LA HUERTA LLC	505 DARTMOUTH SE, ALBUQUERQUE, NM 87106	RG-37458
PRICE, CHRISTINA	123 E SAN MATEO RD, SANTA FE, NM 87505	RG-36689
QUINTANA, TERESA	415 COUNTY ROAD 84, SANTA FE, NM 87506	RG-14066
RICH, DAVID O.	RT 5 BOX 230-A, SANTA FE, NM 87501	RG-14019
RIVERA, LEONDRO M.	83 A COUNTY ROAD 84G, SANTA FE, NM 87506	RG-18688
ROMERO, JOSE BERNARDO	18 N COUNTY ROAD 119, SANTA FE, NM 87506	RG-20746
ROMERO, PETRITA	18 N COUNTY ROAD 119, SANTA FE, NM 87506	RG-20746

2. The water uses, or claims to the right to use water, of these persons or entities are subject to the laws of the State of New Mexico and the United States. This Court has exclusive jurisdiction to adjudicate all claims to the right to divert, store, or use public waters of the Nambe, Pojoaque, and Tesuque stream system in New Mexico;

3. The persons or entities listed above may be diverting and using water associated with the subfile number listed, or may otherwise be using or diverting the underground waters within the Nambe, Pojoaque, and Tesuque stream system;

4. For the benefit of other parties, and by way of explanation, the State asserts that motions to add additional defendants, dismiss defendants, correct defendants' names, and take other corrective action, are parts of an on-going process made necessary by court process and procedures, the hydrographic survey, defendants' responses and other kinds of new information received during the course of this adjudication. The State advances such motions primarily for the purpose of ensuring that the Court's records indicate as accurately as possible the persons or entities that are parties to this case.

Electronically filed,

/s/ Edward C. Bagley  
EDWARD C. BAGLEY  
Special Assistant Attorney General  
Office of the State Engineer  
Litigation and Adjudication Program  
P.O. Box 25102  
Santa Fe, NM 87504-5102  
(505) 827-7844  
[edward.bagley@state.nm.us](mailto:edward.bagley@state.nm.us)

Attorney for the State of New  
Mexico, *ex rel.* State Engineer

**CERTIFICATE OF SERVICE**

I hereby certify that on the 31 of Dec, 20 15, I filed the foregoing electronically through the CM/ECF system which caused the parties on the electronic service list, as more fully set forth in the Notice of Electronic Filing, to be served via electronic mail, and served the following non-CM/ECF participants attached as Exhibit A via first class mail, postage prepaid.

/s/ Edward C. Bagley  
EDWARD C. BAGLEY

Exhibit A

DARYL ALEXANDER	13122 VALLEY VISTA BLVD, STUDIO CITY, CA 91604
GEORGE ALEXANDER	13122 VALLEY VISTA BLVD, STUDIO CITY, CA 91604
LAURI ASHWORTH	56 CAMINO CHUPADERO, SANTA FE, NM 87506
CONNOR R. BROWNE	123 E SAN MATEO RD, SANTA FE, NM 87505
ESMENIA O. CORDOVA	10 B SHASTA LANE, SANTA FE, NM 87506
TOMMY CORDOVA	439 LOUISE, LOS ALAMOS, NM 87544
J. CARLOS GARDUNO	79 FEATHER CATCHER, SANTA FE, NM 87506
THERESA P. GARDUNO	79 FEATHER CATCHER, SANTA FE, NM 87506
LESLIE A. HAYES	RT 5 BOX 230-A, SANTA FE, NM 87501
EILEEN HITCHCOCK	P.O. BOX 149, TESUQUE, NM 87574
SCOTT ISHIHARA	56 CAMINO CHUPADERO, SANTA FE, NM 87506
LA HUERTA LLC	505 DARTMOUTH SE, ALBUQUERQUE, NM 87106
CHRISTINA PRICE	123 E SAN MATEO RD, SANTA FE, NM 87505
TERESA QUINTANA	415 COUNTY ROAD 84, SANTA FE, NM 87506
DAVID O. RICH	RT 5 BOX 230-A, SANTA FE, NM 87501
LEONDRO M. RIVERA	83 A COUNTY ROAD 84G, SANTA FE, NM 87506
JOSE BERNARDO ROMERO	18 N COUNTY ROAD 119, SANTA FE, NM 87506
PETRITA ROMERO	18 N COUNTY ROAD 119, SANTA FE, NM 87506