

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

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

v.

No. Civ. 66-06639 WJ/WPL

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.

**ORDER GRANTING
MOTION FOR LIMITED ENTRY OF APPEARANCE AS COUNSEL
FOR LAS ACEQUIAS DE CHUPADERO [DOC. NO. 10117]**

THIS MATTER is before the Special Master pursuant to Fed. R. Civ. P. 53 and the Order of Reference [Doc. No. 6336], as amended [Doc. No. 7336], and upon the Motion for Limited Entry of Appearance as Counsel for Las Acequias de Chupadero, filed March 2, 2015 [Doc. No. 10117].

The Order of Reference directs the Special Master to “determine all claims and contentions of the parties, including related issues of joinder, related to... the priorities of state-law based rights to the surface waters of the stream system encompassed by this case.” [Doc. No. 6336]. Withdrawals or appearances by attorneys are a necessary component to the orderly determination of these claims. The present motion does not involve solely legal issues with no contested factual

matters, and therefore are within the scope of the tasks assigned to the Special Master by the Order of Reference. *See id.* Therefore, I conclude that the Special Master should, in the first instance, consider the pending motion, subject to review by the Court.

Having considered the motion and finding that it is well taken, I conclude that the motion should be, and hereby is, **granted**.

THEREFORE,

IT IS ORDERED that the Motion for Limited Entry of Appearance as Counsel for Las Acequias de Chupadero, filed March 2, 2015 [Doc. No. 10117] be, and hereby is, **granted**.

THE PARTIES ARE NOTIFIED THAT WITHIN 20 DAYS OF SERVICE of a copy of this order, report, or recommendations, they may file written objections with the Clerk of the Court pursuant to Federal Rule of Civil Procedure 53(f)(2). **A party must file any objections with the Clerk of the Court within the twenty-day period if that party wants the District Judge to hear their objections. If no objections are filed within the twenty-day period, the District Judge may adopt the order, report or recommendations in whole.**

/s/ Pierre Levy
Pierre Levy, Special Master

April 13, 2015

CERTIFICATE OF SERVICE

I hereby certify that on the date of filing I caused the foregoing to be filed electronically through the CM/ECF system which caused the parties on the electronic service list to be served, as more fully set forth in the Notice of Electronic Filing

/s/ Pierre Levy
Pierre Levy