

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

**THIRTEENTH MOTION TO JOIN PRE-MORATORIUM  
CLAIMANTS AS 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 Nambé, Pojoaque, and Tesuque stream system in New Mexico:

<b><u>Name</u></b>	<b><u>Address</u></b>	<b><u>Subfile(s)</u></b>
DOMINGUEZ, DEBBY	4 BARRANQUENOS ROAD SANTA FE, NM 87506	AAM-RG-33641
DOMINGUEZ, JOHN	4 BARRANQUENOS ROAD SANTA FE, NM 87506	AAM-RG-33641
KRAUS, SHARON	1345 BISHOPS LODGE ROAD SANTA FE, NM 87506	AAM-RG-34037
KRAUS, SHARON	1345 BISHOPS LODGE ROAD SANTA FE, NM 87506	AAM-RG-34563
KRAUS-WATSON, SYBIL	1345 BISHOPS LODGE ROAD SANTA FE, NM 87506	AAM-RG-34037
KRAUS-WATSON, SYBIL	1345 BISHOPS LODGE ROAD SANTA FE, NM 87506	AAM-RG-34563
KUNDE, GERD J.	6 PASEO DEL RANCHO SANTA FE, NM 87506	AAM-RG-30778
LEMONS FAMILY REV. TRUST	1460 MARIA LANE SUITE 350 WALNUT CREEK, CA 94596	AAM-RG-04802
LUJAN, PEDRO D.	4 CALLE DE CINCO SANTA FE, NM 87506	AAM-RG-28295
PIERCE, PATRICIA E.	8 ARROYO PEQUENO SANTA FE, NM 87506	AAM-RG-73087
PIERCE, STANLEY W.	8 ARROYO PEQUENO SANTA FE, NM 87506	AAM-RG-73087
SANCHEZ,, DAVID	11 W. GUTIERREZ UNIT 3283 SANTA FE, NM 87506-0214	AAM-RG-12810
SILVERMAN, JANE S.	P.O. BOX 821 TESUQUE, NM 87574	AAM-RG-38946
SILVERMAN, SAMUEL N.	P.O. BOX 821 TESUQUE, NM 87574	AAM-RG-38946
TRUJILLO, JOE M.	11 W. GUTIERREZ UNIT 3265 SANTA FE, NM 87506-0213	AAM-RG-22329
TRUJILLO, OLIVIA C.	11 W. GUTIERREZ UNIT 3265 SANTA FE, NM 87506-0213	AAM-RG-22329
ULIBARRI, ERIC LOREN	2 TOM ROMERO CT SANTA FE, NM 87506	AAM-RG-38901
ULIBARRI, NADINE N.	2 TOM ROMERO CT SANTA FE, NM 87506	AAM-RG-38901

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 Nambé, 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 Nambé, 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

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

**CERTIFICATE OF SERVICE**

I hereby certify that on the 17<sup>th</sup> of June 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**

DEBBY DOMINGUEZ	4 BARRANQUENOS ROAD, SANTA FE, NM 87506
JOHN DOMINGUEZ	4 BARRANQUENOS ROAD, SANTA FE, NM 87506
SHARON KRAUS	1345 BISHOPS LODGE ROAD, SANTA FE, NM 87506
SYBIL KRAUS-WATSON	1345 BISHOPS LODGE ROAD, SANTA FE, NM 87506
GERD J. KUNDE	6 PASEO DEL RANCHO, SANTA FE, NM 87506
LEMOS FAMILY REV. TRUST	PHILLIP R. & KATHLEEN B. LEMOS, TRUSTEES, 1460 MARIA LANE SUITE 350, WALNUT CREEK, CA 94596
PEDRO D. LUJAN	4 CALLE DE CINCO, SANTA FE, NM 87506
PATRICIA E. PIERCE	8 ARROYO PEQUENO, SANTA FE, NM 87506
STANLEY W. PIERCE	8 ARROYO PEQUENO, SANTA FE, NM 87506
DAVID SANCHEZ,	11 W. GUTIERREZ UNIT 3283, SANTA FE, NM 87506-0214
JANE S. SILVERMAN	P.O. BOX 821, TESUQUE, NM 87574
SAMUEL N. SILVERMAN	P.O. BOX 821, TESUQUE, NM 87574
JOE M. TRUJILLO	11 W. GUTIERRIEZ UNIT 3265, SANTA FE, NM 87506-0213
OLIVIA C. TRUJILLO	11 W. GUTIERRIEZ UNIT 3265, SANTA FE, NM 87506-0213
ERIC LOREN ULIBARRI	2 TOM ROMERO CT, SANTA FE, NM 87506
NADINE N. ULIBARRI	2 TOM ROMERO CT, SANTA FE, NM 87506