

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

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

No. 66cv6639 WJ/WPL

El Rancho Ditch
Subfile No. 5.61

Plaintiffs-in-Intervention.

**ORDER GRANTING MOTION TO CORRECT SUBFILE ORDER TO ADD OMITTED
GROUNDWATER POINT OF DIVERSION AND ADOPT PRIORITY
FOR DOMESTIC/LIVESTOCK WELL (SUBFILE NO. 5.61)**

The Court, having considered the *Motion to Correct Subfile Order to Add Omitted Groundwater Point of Diversion and Adopt Priority for Domestic/Livestock Well (Subfile No. 5.61)* (Doc. _____, July 20 2015) filed by the State of New Mexico (the “State”), and being otherwise fully advised in the premises, finds that the State’s Motion is well-taken, and that it should be GRANTED.

IT IS ORDERED, THEREFORE, Subpart B of Paragraph 5 of the March 14, 1969, Subfile Order entered in 5.61 is corrected to add the legal description for the point of diversion of the domestic/livestock groundwater right, and adopt priority for said right as follows:

EXHIBIT 2

Purpose: Non NMSA § 72-12-1 and -1.1 Domestic use for One Household
and/or Livestock (Groundwater Only)

State Engineer File No.: None

Priority: November 28, 1956

Point of Diversion: X= 546,916 Y= 1,779,768 on the New Mexico
State Plane Coordinate System, Central Zone,
1927 N.A.D.

Place of Use: Within the property owned by the Defendant(s) served by the
well

Amount of Water: Not to exceed a diversion of 3.0 acre-feet per year from the well
described above or the historic beneficial use, whichever is less.

Except as expressly corrected by this Order, all other elements of the rights adjudicated under
Subfile No. 5.61 should remain as stated in the March 14, 1969, Subfile Order and subsequent
orders of this Court.

WILLIAM P. JOHNSON
UNITED STATES DISTRICT JUDGE

Recommended for approval:

PIERRE LEVY
SPECIAL MASTER