

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

**THIRD MOTION TO JOIN PRE-BASIN 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:

<u>Name</u>	<u>Address</u>	<u>Subfile(s)</u>
ATENCIO, CARRIE D.	385 DONNA AVE LOS ALAMOS, NM 87544	AAM-RG-65850
ATENCIO, JONATHAN E.	385 DONNA AVE LOS ALAMOS, NM 87544	AAM-RG-65850
CHAVEZ, RAY A.	108 STATE ROAD 503 SANTA FE, NM 87506	AAM-RG-42039
CHAVEZ, VENESSA M.	108 STATE ROAD 503 SANTA FE, NM 87506	AAM-RG-42039
ELDRIDGE, JACK	91 STATE ROAD 503 NAMBE, NM 87506-8980	AAM-RG-79942
HALLMAN, MARY BETH	91 STATE ROAD 503 NAMBE, NM 87506-8980	AAM-RG-79942
HUNTINGTON, ROBIN	50 BIG TESUQUE CANYON SANTA FE, NM 87506	AAM-RG-79372
INT'L GROUND SUPPORT	2521 CAMINO ENTRADA SANTA FE, NM 87507	AAM-RG-26627
MAES, EDNA	13 OLD CALLEJON ROAD SANTA FE, NM 87506	AAM-RG-63001
MARCKWALD, JR., ANDREW K.	2151 PACIFIC AVENUE SAN FRANCISCO, CA 94115	AAM-RG-11671
QUINTANA, ROSEANN	17 COUNTY ROAD 119N SANTA FE, NM 87506- 7101	AAM-RG-00766
ROMERO, LUCY A.	13 OLD CALLEJON ROAD SANTA FE, NM 87506	AAM-RG-63001
ROYBAL, KENNETH JOHN	P.O. BOX 4404 SANTA FE, NM 87502	AAM-RG-06638
VALENCIA, FERNANDO E.	2521 CAMINO ENTRADA SANTA FE, NM 87507	AAM-RG-26627

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

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

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

CERTIFICATE OF SERVICE

I hereby certify that on the 4th of August 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

CARRIE D. ATENCIO	385 DONNA AVE, LOS ALAMOS, NM 87544
JONATHAN E. ATENCIO	385 DONNA AVE, LOS ALAMOS, NM 87544
RAY A. CHAVEZ	108 STATE ROAD 503, SANTA FE, NM 87506
VENESSA M. CHAVEZ	108 STATE ROAD 503, SANTA FE, NM 87506
JACK ELDRIDGE	91 STATE ROAD 503, NAMBE, NM 87506-8980
MARY BETH HALLMAN	91 STATE ROAD 503, NAMBE, NM 87506-8980
ROBIN HUNTINGTON	50 BIG TESUQUE CANYON, SANTA FE, NM 87506
INT'L GROUND SUPPORT	2521 CAMINO ENTRADA, SANTA FE, NM 87507
EDNA MAES	13 OLD CALLEJON ROAD, SANTA FE, NM 87506
ANDREW K. MARCKWALD, JR.	2151 PACIFIC AVENUE, SAN FRANCISCO, CA 94115
ROSEANN QUINTANA	17 COUNTY ROAD 119N, SANTA FE, NM 87506-7101
LUCY A. ROMERO	13 OLD CALLEJON ROAD, SANTA FE, NM 87506
KENNETH JOHN ROYBAL	P.O. BOX 4404, SANTA FE, NM 87502
FERNANDO E. VALENCIA	2521 CAMINO ENTRADA, SANTA FE, NM 87507