

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

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

**Plaintiff,**

v.

**No. 66cv06639 WJ/WPL**

**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**

**SIXTEENTH 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:

<u>Name</u>	<u>Address</u>	<u>Subfile(s)</u>
FONDA, CHARLES A.	330 ROSEWOOD AVENUE WINNETKA, IL 60093	AAM-RG-28574
FONDA, DORISE F.	330 ROSEWOOD AVENUE WINNETKA, IL 60093	AAM-RG-28574
GURULE, FLAVIO	53 BOUQUET LANE SANTA FE, NM 87506	AAM-RG-28613
GURULE, MYRNA	53 BOUQUET LANE SANTA FE, NM 87506	AAM-RG-28613
HERRERA, DEBORAH	9 VUELTA OTRA VANDA SANTA FE, NM 87506	AAM-RG-14855
HERRERA, TOMMY J.	9 VUELTA OTRA VANDA SANTA FE, NM 87506	AAM-RG-14855
JIMENEZ, LOUISE LYDIA	10 SOMBRA DE JOSE SANTA FE, NM 87506	AAM-RG-16517
LOVATO, JESSICA ROYBAL	P.O. BOX 104 SAN JUAN PUEBLO, NM 87566-0104	AAM-RG-33624
MILLER, JR, MARVIN WAYNE	6 CAMINO IGLESIA SANTA FE, NM 87506	AAM-RG-07630
MILLER, TRUDI P.	6 CAMINO IGLESIA SANTA FE, NM 87506	AAM-RG-07630
MOLINA, FAITH T.	91 C FEATHER RD. SANTA FE, NM 87506	AAM-RG-25240
ROYBAL, LEONARD	17 VUELTA OTRA BANDA SANTA FE, NM 87506	AAM-RG-14547
ROYBAL, PRESCILLA M.	P.O. BOX 66 SANTA FE, NM 87504-0066	AAM-RG-29598
ROYBAL, SHIRLEY	17 VUELTA OTRA BANDA SANTA FE, NM 87506	AAM-RG-14547
ROYBAL, VICENTE	P.O. BOX 1331 SANTA FE, NM 87504	AAM-RG-05954
TRUJILLO, SOPHIE	P.O. BOX 164 TESUQUE, NM 87574	AAM-RG-23506
WEST, GEOFFREY B.	47 POLARIS ROAD SANTA FE, NM 87506	AAM-RG-37062
WEST, JACQUELINE	47 POLARIS ROAD SANTA FE, NM 87506	AAM-RG-37062

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 11 of August 2015, 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**

CHARLES A. FONDA	330 ROSEWOOD AVENUE, WINNETKA, IL 60093
DORISE F. FONDA	330 ROSEWOOD AVENUE, WINNETKA, IL 60093
FLAVIO GURULE	53 BOUQUET LANE, SANTA FE, NM 87506
MYRNA GURULE	53 BOUQUET LANE, SANTA FE, NM 87506
DEBORAH HERRERA	9 VUELTA OTRA VANDA, SANTA FE, NM 87506
TOMMY J. HERRERA	9 VUELTA OTRA VANDA, SANTA FE, NM 87506
LOUISE LYDIA JIMENEZ	10 SOMBRA DE JOSE, SANTA FE, NM 87506
JESSICA ROYBAL LOVATO	P.O. BOX 104, SAN JUAN PUEBLO, NM 87566-0104
TRUDI P. MILLER	6 CAMINO IGLESIA, SANTA FE, NM 87506
MARVIN WAYNE MILLER, JR	6 CAMINO IGLESIA, SANTA FE, NM 87506
FAITH T. MOLINA	91 C FEATHER RD., SANTA FE, NM 87506
LEONARD ROYBAL	17 VUELTA OTRA BANDA, SANTA FE, NM 87506
PRESCILLA M. ROYBAL	P.O. BOX 66, SANTA FE, NM 87504-0066
SHIRLEY ROYBAL	17 VUELTA OTRA BANDA, SANTA FE, NM 87506
VICENTE ROYBAL	P.O. BOX 1331, SANTA FE, NM 87504
SOPHIE TRUJILLO	P.O. BOX 164, TESUQUE, NM 87574
GEOFFREY B. WEST	47 POLARIS ROAD, SANTA FE, NM 87506
JACQUELINE WEST	47 POLARIS ROAD, SANTA FE, NM 87506