

**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 THE STATE OF NEW MEXICO'S  
MOTION TO ALLOW SERVICE BY PUBLICATION [DOC. NO. 10182]**

**THIS MATTER** is before the Court on Plaintiff the State of New Mexico's Motion to Allow Service by Publication [Doc. No. 10182], filed May 7, 2015, and is before the Special Master pursuant to Fed. R. Civ. P. 53 and the Order of Reference [Doc. No. 6336], as amended.

No party has filed a response to the State's Motion. The motion addresses claims to domestic wells. The Order of Reference directs the Special Master to, in the first instance, consider and decide all the elements of state-law based domestic use rights to the underground waters of the stream system encompassed by this case, subject to appeal to the Court. The motion is within the Order of Reference.

No objection to the motion having been filed, and the motion being proper under the circumstances, the motion is well taken and is hereby **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.**

IT IS SO ORDERED.

/s/ Pierre Levy  
Pierre Levy, Special Master

August 28, 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 as of the time of filing, as more fully set forth in the Notice of Electronic Filing, to be served via electronic mail.

/s/ Pierre Levy  
Pierre Levy