

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

STATE OF NEW MEXICO, *ex rel.*)
 State Engineer,)
)
 Plaintiff,)
)
 vs.)
)
 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.)
 _____)

No. 66cv06639 WJ/WPL

Subfile No.: RG-39112

CONSENT ORDER ADJUDICATING PRE-JANUARY 13, 1983
DOMESTIC WELL WATER RIGHTS

THIS MATTER is before me under the provisions of paragraph ^N~~N~~.B.1 of the Court's August 2, 2012 Procedural and Scheduling Order for the Adjudication of Water Rights for Domestic Wells, Including Pre-Basin Domestic Wells, Drilled or Permitted Prior to This Court's Order of January 13, 1983 (Docket No. 7736) and pursuant to the Court's March 18, 2013 Order to Show Cause (Docket No. 7861) concerning the rights to use the public waters of the Rio Grande Underground Water Basin and the Nambé-Pojoaque-Tesuque stream system of Defendants:

JEROME COE
 MARIANNE KAH
 6316 HASKELL STREET
 HOUSTON, TEXAS 77007

The Court FINDS:

1. The Court has jurisdiction over the Defendants and the subject matter of this suit.
2. The State of New Mexico and the above-named Defendants are in agreement concerning certain elements of Defendants' right to divert and use the public waters of the Rio Grande Stream System. By their signatures appearing below, the State and the Defendants have approved and accepted the elements of Defendants' water rights as set forth below.
3. There is no just reason to delay entry of this Consent Order as a final judgment as between the Plaintiff State of New Mexico and the Defendants regarding the elements of the claims of the Defendants adjudicated by this Consent Order.

IT IS THEREFORE ORDERED that the right of the Defendants to divert and use the public waters of the Rio Grande Underground Water Basin and the Nambe-Pojoaque-Tesuque stream system is as follows:

Purpose: Domestic use for 2 households pursuant to NMSA §72-12-1 and -1.1

State Engineer File No.: RG-39112

Priority: 1/12/1983

Source of Water: Underground waters of the Rio Grande Underground Water Basin

Point of Diversion: Well No. RG-39112

Location: X=601,880 Y=1,741,510
On the New Mexico State Plane Coordinate System, Central
Zone, 1927 N.A.D.

Number of Households Served by Well: 2


Place of Use: Within the property and households of the users served by the well

Amount of Water: Not to exceed a diversion and consumption of 2.26 acre feet per year unless a more restrictive diversion limit applies pursuant to court order, covenant or ordinance.


Other Conditions: All conditions of State Engineer Permit No. RG-39112 for the above described well are incorporated herein.

These water rights are subject to objection by any other water right owner with standing in a later (*inter se*) phase of this adjudication suit when water right owners may object between themselves to individual adjudication orders. The rights are also subject to the entry of the final decree in this case.

IT IS FURTHER ORDERED that the Defendants are enjoined from any diversion or use of the waters of the Nambe-Pojoaque-Tesuque Stream System except in accordance with the rights adjudicated in this order or any other order of the Court.


WILLIAM P. JOHNSON
UNITED STATES DISTRICT JUDGE

Recommended for Approval:

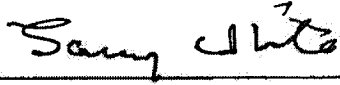

PIERRE LEVY
SPECIAL MASTER

ACCEPTED: 
JEROME COE

ACCEPTED: 
MARIANNE KAH

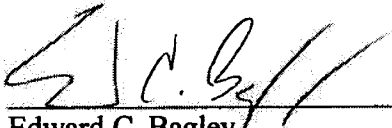
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THE STATE OF NEW MEXICO



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