

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

Garduno Ditch

Subfile No. 10.138

Plaintiffs-in-Intervention.

**ORDER GRANTING MOTION TO CORRECT SUBFILE ORDER
TO ADD OMITTED GROUNDWATER POINT OF DIVERSION
FOR DOMESTIC/LIVESTOCK WELL (SUBFILE NO. 10.138)**

The Court, having considered the *Motion to Correct Subfile Order to Add Omitted Groundwater Point of Diversion for Domestic/Livestock Well (Subfile No. 10.138)* (Doc. ____, September 16, 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 May 8, 1968, Subfile Order entered in Subfile No. 10.138 is corrected to describe the well location/point of diversion for the groundwater rights adjudicated for domestic/livestock use as follows:

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

1. State Engineer File No.: None

Priority: 1948

Point of Diversion: SE ¼ NE ¼ SE ¼ Section 9, T.19N, R. 9E

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.

2. State Engineer File No.: None

Priority: 1944

Point of Diversion: SE ¼ NE ¼ SE ¼ Section 9, T.19N, R. 9E

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. 10.138 should remain as stated in the May 8, 1968, Subfile Order and subsequent orders of this Court.

WILLIAM P. JOHNSON
UNITED STATES DISTRICT JUDGE