

DISTRICT OF NEW MEXICO

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|-----------------------------------|---|---------------------------|
| STATE OF NEW MEXICO, ex rel., |) | |
| S. E. REYNOLDS, State Engineer |) | |
| |) | |
| Plaintiff, |) | No. 6639 |
| |) | Civil |
| vs. |) | |
| |) | Sub-File No. DS-95 |
| UNITED STATES OF AMERICA, et al., |) | |
| |) | |
| Defendants. |) | |

O R D E R

THIS MATTER having come before the Court on the Plaintiff's Offer of Judgment, and the Court having considered the said Offer, the hydrographic survey and other evidence on file, and being otherwise fully advised in the premises, finds:

1. Name of defendant: **SANTA FE COUNTY BOARD OF EDUCATION (NAMBÉ ELEMENTARY SCHOOL)**
2. The Court has jurisdiction of the parties hereto and the subject matter herein.
3. The State Engineer's hydrographic survey and report relating to the defendant's water rights have been introduced into the record and the same hereby are incorporated and made a part of this Order; that said hydrographic survey and report contain a true and correct summary of the contents of the instruments referred to therein.
4. The parties hereto have accepted an Offer of Judgment concerning the defendant's rights and said Offer of Judgment is hereby approved.
5. The defendant **SANTA FE COUNTY BOARD OF EDUCATION (NAMBÉ SCHOOL)** has a right to withdraw public surface and/or underground waters from the Nambe-Pojoaque River System for all purposes as follows:

SUB-FILE NO. **DS-95: SANTA FE COUNTY BOARD OF EDUCATION (NAMBÉ ELEMENTARY SCHOOL)**

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NE

EXHIBIT 1

B. Purpose - Domestic and/or Stock (underground water):

1. State Engineer File No.: **RG-3604**

Priority: **July 20, 1959**

Point of diversion: **SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, T. 19N., R. 9 E**

Amount of water: Not to exceed three (3.0) acre-feet
per annum

2. State Engineer File No.: **None**

Priority: **1946**

Point of diversion: **SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, T. 19 N., R. 9 E**

Amount of water: **Not to exceed three (3.0) acre-feet
per annum.**

6. The defendant **SANTA FE COUNTY BOARD OF EDUCATION** has no other surface or underground water rights in the Nambe-Pojoaque River System.
7. That the defendant **SANTA FE COUNTY BOARD OF EDUCATION** his agents, employees, privies, co-tenants, tenants, assigns, attorneys, and any and all other persons having a constructive knowledge of the restraining order should be enjoined from any use of the surface or underground water in the Nambe-Pojoaque River System for any purpose except in strict accordance with the water rights set out hereinabove.

IT IS, THEREFORE ORDERED that the defendant **SANTA FE COUNTY BOARD OF EDUCATION** be and hereby is adjudicated to have a good and valid water right as set forth above.

IT IS FURTHER ORDERED that the defendant **SANTA FE COUNTY BOARD OF EDUCATION**, his agents, employees, privies, co-tenants, tenants, assigns, attorneys, and any and all other persons having constructive knowledge of the restraining order, by and they hereby are permanently enjoined and restrained from any use of the surface and/or underground water in the Nambe-Pojoaque River System, except in strict accordance with the water rights set out hereinabove.

DATED this 8th day of May 1968, 1967.

H. V. ...
Judge of the United States District Court