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ORIGINAL
IN THE UNITED STATES DISTRICT COURT FILED IN MY OFFICE
DISTRICT OF NEW MEXICO

MAR 14 1969

E. F. GREESON
CLERK

STATE OF NEW MEXICO, ex rel.,)
S. E. REYNOLDS, State Engineer)
)
Plaintiff,)
)
vs.)
)
UNITED STATES OF AMERICA, et al.,)
)
Defendants.)

No. 6639
Civil
Acequia Barranco Blanco
Sub-File No. 19.16

Elena Ortiz

ORDER

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: **ELENA ORTIZ**
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 **ELENA ORTIZ** 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. **19.16; ELENA ORTIZ**

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Sub-File No. **19.16**

RG-44530
59034R

SD 144-15

A. Purpose - Irrigation:

State Engineer File No.: **None**

Priority:

Point of diversion:

Surface: **The Acequia Barranco Blanco is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 19 N., R. 9 E., within the Pojeague Pueblo Grant.**

Ground water:

Location & amount of acreage:

Part of P.C. 169, Complaint 9, Sec. 12, T. 19 N., R. 8 E., within the Pojeague Pueblo Grant, as shown on hydrographic survey map sheet No. 19, Tract 16.

0.36 ac.

Amount of water: Not to exceed three (3.0) acre-feet per acre per annum delivered at the farm headgate.

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

State Engineer File No.: **None**

Priority: **1936**

Point of diversion: **P.C. 169, Complaint 9, Sec. 12, T. 19 N., R. 8 E.**

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

6. The defendant ELENA ORTIZ
has no other surface or underground water rights in the Nambe-Pojoaque River System.

7. That the defendant ELENA ORTIZ,
his agents, employees, privies, co-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 _____
ELENA ORTIZ be and hereby is adjudicated to have a
good and valid water right as set forth above.

IT IS FURTHER ORDERED that the defendant _____
ELENA ORTIZ, his agents, employees, privies,
co-tenants, tenants, assigns, attorneys, and any and all other
persons having constructive knowledge of the restraining order, be
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 _____ day of MAR 14 1969, 1969.

H. VEARLE PAYNE

Judge of the United States District Court

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, ex rel.,)	
S. E. REYNOLDS, State Engineer)	
)	No. 6639
Plaintiff,)	Civil
)	
vs.)	Acequia Barranco Blanco
)	Sub-File No. 19.16
UNITED STATES OF AMERICA, et al.,)	
)	Elena Ortiz
Defendants.)	

OFFER OF JUDGMENT

COMES NOW the plaintiff and, subject to the approval of the Court, offers to suffer judgment against itself and in favor of the right of the defendant ELENA ORTIZ to withdraw public waters from the Nambe-Pojoaque River System as follows:

A. Purpose - Irrigation:

State Engineer File No.: None

Priority:

Point of diversion:

Surface: The Acequia Barranco Blanco is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 7, T. 19 N., R. 9 E., within the Pojoaque Pueblo Grant.

Groundwater:

Location & Amount of Acreage:

Part of P.C. 169, Complaint 9, Sec. 12, T. 19 N., R. 8 E., within the Pojoaque Pueblo Grant, as shown on hydrographic survey map sheet No. 19, Tract 16.

0.36 ac.

Amount of water: Not to exceed three (3.0) acre-feet per acre per annum delivered at the farm headgate.

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STATE ENGINEER OFFICE
DISTRICT I
COLUMBIA, SC 29201

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

State Engineer File No.: None

Priority: 1956

Point of diversion: P.C. 169, Complaint 9, Sec. 12, T.19 N.,
R.8 E.

Amount of water: Not to exceed three (3) acre-feet per annum.

PROVIDED, however, that acceptance by the defendants shall confer upon the plaintiff authority to demand judgment against the defendant ELENA ORTIZ in respect to all other public water use for irrigation from the Nambe-Pojoaque River System, on lands served by the Acequia Barranco Blanco Ditch. These lands are described in the State Engineer's Hydrographic survey of the Nambe-Pojoaque River System.

ACCEPTED: Elena Ortiz Defendant Special Assistant Attorney General

ACCEPTED: _____ Defendant

ADDRESS: Route 1 Box 223 Santa Fe

DATE: 4-6-68

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STATE ENGINEER OFFICE
DISTRICT I
ALBUQUERQUE, N. MEX.