

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.,	)	No. 66cv6639 WJ/WPL
Defendants,	)	
	)	
and	)	
	)	
UNITED STATES OF AMERICA,	)	
PUEBLO DE NAMBE,	)	
PUEBLO DE POJOAQUE,	)	
PUEBLO DE SAN ILDEFONSO,	)	
and PUEBLO DE TESUQUE,	)	
Plaintiffs-in-Intervention.	)	
_____	/	

**ADDENDUM TO PROPOSED FINAL JUDGMENT AND DECREE OF WATER RIGHTS IN**  
**THE NAMBE-POJOAQUE-TESUQUE STREAM SYSTEM**  
***NON-PUEBLO SURFACE WATER AND GROUNDWATER RIGHTS***

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## Explanatory Notes

This Addendum summarizes the elements of all non-Pueblo surface water rights and groundwater rights in the Nambe-Pojoaque-Tesuque Stream System, a tributary of the Rio Grande (“Pojoaque Basin”). These rights are set forth in individual subfile orders and applicable general orders entered by the Court in the Pojoaque Basin adjudication proceedings. The substantive elements of these water rights are those described and adjudicated by individual subfile orders and applicable general orders, unless clearly stated otherwise in the Addendum.

The adjudicated Pueblo surface water rights and groundwater rights are described in the *Partial Final Judgment and Decree of the Water Rights of the Pueblos of Nambé, Pojoaque, San Ildefonso, and Tesuque*, entered by the Court on March 23, 2016 (Doc. 10547).

All claims to the diversion and use of public surface water and groundwater in the Pojoaque Basin have been determined and adjudicated by the Court, and the individual subfile orders concerning those rights have been determined and adjudicated by the Court, and the individual subfile orders concerning those rights have been expressly approved and confirmed as valid as of the date of the entry of the individual subfile order. Changes in ownership of land or water rights, or the subdivision of land or any transfers of water rights that occur after the date of the entry of the individual subfile orders are not included in this summary. Information on transfers or changes of ownership of water rights that occur after the date of the entry of the individual subfile orders is available from the Water Rights Division of the State Engineer and the W.A.T.E.R.S. database available online at <http://nmwrrs.ose.state.nm.us/nmwrrs/index.html>.

An electronic copy of this Addendum, including the hydrographic survey maps are available on the website of the Office of the State Engineer at:

<http://www.ose.state.nm.us/Legal/Adjudication/Aamodt/finProp.php>.

Individual subfile orders entered by the Court are binding upon named defendants and their successors, representatives, heirs and assigns. Individual subfile orders do not represent an adjudication or determination of title or ownership of land. The term “defendant” refers to the party in the adjudication proceedings that is named in an individual subfile order entered by the Court. This person or entity may or may not be the current owner of the land in question. In the “name index” to the Addendum, any person who has provided notice of an interest in a water right has been included. This is not a determination that the person listed has or has had any ownership interest in the water right, the well, or the property associated with the water right.

All claims to the diversion and use of public surface water and groundwater in the Pojoaque Basin have been determined and adjudicated by the Court. The default judgment against unknown claimants of interest to water rights in the Pojoaque Basin filed on October 14, 2014 bars further claims for water rights in the Pojoaque Basin. *See* Memorandum Opinion and Order Granting the

State of New Mexico's Motion for Default Judgment and Motion to Bar Untimely "Error and Omission, Aamodt Litigation Water Rights, Town of Jacona Land Grant" (Doc. 10914).

This Addendum includes "provisional water rights," which are marked with an asterisk ("\*"). These are claims for which an order adjudicating the water right or correcting an element of the water right (e.g., priority date or point of diversion) has not yet been entered by the Court. The State anticipates that orders adjudicating or correcting elements of these water rights will be entered prior to or during the *inter se* proceedings.

Various subfile orders give X-Y coordinates for elements of water rights (e.g., point of diversion or well location) using the Universal Transverse Mercator (UTM) Coordinate System, Zone 13N, North American Datum (NAD) 1983 geodetic reference system. All X-Y coordinates in Parts A and B of the Addendum summarizing non-Pueblo surface and groundwater rights are given in the New Mexico State Plane Coordinate System, Central Zone, NAD 1927.