

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,)

Plaintiffs-in-Intervention.)

No. 66cv6639 MV/WPL

Acequia de los Indios

Subfile Nos. 2.1, 2.2, 2.3, 2.4, 2.5, 2.7, 2.7A,
2.7B, 2.8, 2.9, 2.10, 2.11, 2.13, 2.14, 2.15,
2.16, 2.17, 2.18, 2.19, 2.20, 2.21, 2.23, 2.24,
2.27, 2.30, 2.31, 2.32, 2.33, 2.34, 2.35, 4.56,
4.57, 4.58, 4.59, 4.60, 4.61, 4.62, 4.62A,
4.63, 4.64, 4.65, 4.66, 4.67, 4.68, 4.68A,
4.68B, 4.69, 4.69A, 4.69B, 4.70, 4.70A,
4.71, 4.72, 4.73, 4.74, 4.74A, 4.75, 4.76,
4.77, 4.77A, 4.77B, 4.78

**[PROPOSED] ORDER GRANTING MOTION TO CORRECT SUBFILE ORDERS FOR
WATER RIGHTS SERVED BY THE ACEQUIA DE LOS INDIOS TO ADOPT
PRIORITY DATE FOR SUPPLEMENTAL GROUNDWATER
IRRIGATION WATER RIGHT ADJUDICATED FOR DIVERSION FROM
COMMUNITY IRRIGATION WELL**

THIS MATTER is before the Court on the State of New Mexico’s (the “State”) *Motion to Correct Subfile Orders for Water Rights Served by the Acequia de los Indios to Adopt Priority Date for Supplemental Groundwater Irrigation Water Right Adjudicated for Diversion from Community Irrigation Well* (Doc. _____, _____), filed pursuant to the Court’s July 23, 2013, *Procedural Order for Correcting Subfile Errors* (Doc. 7909). Having been fully advised in the premises, the Court finds the State’s motion well-taken, and that it should be GRANTED.

IT IS ORDERED, THEREFORE, that a November 30, 1949 priority is adopted for the supplemental groundwater irrigation water right adjudicated for diversion from the community irrigation well for the Acequia de los Indios.

IT IS FURTHER ORDERED, that subfile orders entered in Subfile Nos. 2.1, 2.2, 2.3, 2.4, 2.5, 2.7, 2.7A, 2.7B, 2.8, 2.9, 2.10, 2.11, 2.13, 2.14, 2.15, 2.16, 2.17, 2.18, 2.19, 2.20, 2.21, 2.23, 2.24, 2.27, 2.30, 2.31, 2.32, 2.33, 2.34, 2.35, 4.56, 4.57, 4.58, 4.59, 4.60, 4.61, 4.62, 4.62A, 4.63, 4.64, 4.65, 4.66, 4.67, 4.68, 4.68A, 4.68B, 4.69, 4.69A, 4.69B, 4.70, 4.70A, 4.71, 4.72, 4.73, 4.74, 4.74A, 4.75, 4.76, 4.77, 4.77A, 4.77B, and 4.78, adjudicating surface water irrigation water rights served by the Acequia de los Indios, are hereby corrected to fully describe the supplemental groundwater irrigation water right associated with the community well for the Acequia de los Indios as follows:

Purpose – Irrigation

Groundwater:

State Engineer File No: None

Priority: November 30, 1949

Point of Diversion: The Acequia de los Indios is also supplied with groundwater from a community irrigation well located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec.10, T. 19N, R. 8E.

Except as expressly corrected by this Order, all elements of the rights adjudicated under the above-referenced subfiles should remain as stated in the subfile orders including, but not limited to, the determination in the subfile orders concerning the right to receive water from the community irrigation well for the Acequia de los Indios. Whether a given subfile tract has the right to receive water from the community irrigation well shall remain as stated in the subfile order.

WILLIAM P. JOHNSON
UNITED STATES DISTRICT JUDGE