

IN THE UNITED STATES DISTRICT COURT

DISTRICT OF NEW MEXICO

FILED
AT ALBUQUERQUE

SEP 5 1967

E. E. GREENUM
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 de los Indios
 Sub-File No. 2.34
 Celedon R. Lujan

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: CELEDON R. LUJAN
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 CELEDON R. LUJAN has a right to withdraw public surface and/or underground waters from the Nambu-Pojoaque River System for all purposes as follows:

SUB-FILE NO. 2.34: CELEDON R. LUJAN

A. Purpose - Irrigation:

State Engineer File No.: 0105

Priority:

Point of diversion:

Surface: Acequia de los Indios, located in the
NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, of Sec. 9, T. 19 N., R. 8 E.,
within the San Ildefonso Pueblo Grant.

Ground water: Community irrigation well located in
the NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 10, T. 19 N., R. 8 E.

Location & amount of acreage:

Part of Sec. 8, T. 19 N., R. 8 E.,
within the San Ildefonso Pueblo
Grant, as shown on hydrographic
survey map sheet No. 2, Tract 34.

0.65 acres

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.: RG-778

Priority: April 23, 1957

Point of diversion: W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, T. 19 N., R. 8 E.

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

6. The defendant CELEDON R. LUJAN has no other surface or underground water rights in the Nambe-Pojoaque River System.
7. That the defendant CELEDON R. LUJAN, 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 CELEDON R. LUJAN _____ be and hereby is adjudicated to have a good and valid water right as set forth above.

IT IS FURTHER ORDERED that the defendant CELEDON R. LUJAN _____, 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 5th day of September, 1967.

L. Mark Payne
Judge of the United States District Court