

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

FILED *AR*
UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

2016 JUL 28 AM 11:00

CLERK-SANTA FE

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 OF NAMBE,
PUEBLO OF POJOAQUE,
PUEBLO DE SAN ILDEFONSO,
and PUEBLO DE TESUQUE,

Plaintiffs-in-Intervention.

NOTICE OF STATUS OF PRIOR CLAIMS/OBJECTIONS
TO ASSIGNED PRIORITY TO
DEFENDANT'S ACEQUIA WATER RIGHTS

Pro Se Defendant Joe Gutierrez is in receipt of a *Notice of Status Conference* [Doc. No. 10748], filed 07/07/2016. Matters to be discussed at the Status Conference include "*the status of the claims for the priorities of state-law based rights to the surface waters of the stream system encompassed by this case.*"

1) Defendant respectfully informs the Court that the Order and Judgement, No. 10-2250, filed October 3, 2011 by the U.S. Court of Appeals Tenth Circuit provides that..."The timeliness of a priority objection is a procedural issue that can adequately be

resolved after a final judgment in the case."

2) Based on item (1) above Defendant is reserving his right to pursue his objection after the final judgment (Final Decree) has issued.



Joe Gutierrez
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CERTIFICATE OF SERVICE

I hereby certify that on the date of filing I have served by mail a true and correct copy of the foregoing upon the following opposing counsel of record this ____ day of July 2016:

Brett J. Olsen
Special Assistant Attorney General
Office of the State Engineer
P.O. Box 25102
Santa Fe, NM 87504-5102