

26-1330
11-10-68

IN THE UNITED STATES DISTRICT COURT

DISTRICT OF NEW MEXICO

FILED
AT ALBUQUERQUE
MAY 8, 1968
E. E. GREENSON
CLERK

STATE OF NEW MEXICO, ex rel.,
M. H. REYNOLDS, State Engineer

Plaintiff,

vs.

UNITED STATES OF AMERICA, et al.,

Defendants.

No. 6639
Civil

Acequia del Llano
Sub-File No. 11.55
& 11.67

Rosendo Romero

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: ROSENDO ROMERO
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 and Offer of Judgment concerning the defendant's rights and said Offer of Judgment is hereby approved.
5. The defendant ROSENDO ROMERO 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. 11.55 & 11.67 ROSENDO ROMERO

A. Purpose - Irrigation:

State Engineer File No.: 0107 & 0889

Priority:

Point of diversion:

Surface:

The Acequia del Llano is located in the
SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, T.19 N., R.9 E.

Ground water:

Location & amount of acreage:

Part of P.C. 69, Exception 51, P.2,
Sec. 10, T.19 N., R.9 E., within the
Nambe Pueblo Grant, as shown on
hydrographic survey map sheet No. 11,
Tract 55. 0.74 acre

Part of P.C. 76, Exception 52, P.3,
Part of P.C. 69, Exception 51, P.2,
Sec. 10, T.19 N., R.9 E., within the
Nambe Pueblo Grant, as shown on
hydrographic survey map sheet No. 11,
Tract 67. 2.50 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-13307

Priority: October 23, 1965

Point of diversion: SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10, T.19 N., R.9 E.

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

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

IT IS FURTHER ORDERED that the defendant ROSENDO ROMERO, 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 MAY 8 1968, 1967.



Judge of the United States District Court