

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.	)	

**UNOPPOSED MOTION TO DISMISS DEFENDANT NEW MEXICO DEPARTMENT OF TRANSPORTATION'S THREE (3) JANUARY 24, 2017 INTER SE OBJECTIONS**

The State of New Mexico *ex rel.* State Engineer (“State”), hereby moves the Court to dismiss Defendant New Mexico Department of Transportation’s (“NMDOT”) three (3) January 24, 2017 *Inter Se Objections* (Nos. 11288, 11289 and 11291), and in support thereof, states as follows:

1. On September 9, 2016, the Court entered its *Order Granting Plaintiff State of New Mexico’s Motion to Establish Procedures for Final Inter Se Proceeding and Entry of a*

*Final Judgment and Decree* (No. 10849), which described the process for water right owners to object *inter se* to certain water rights adjudicated to other parties.

2. On January 24, 2017, Defendant NMDOT timely filed three (3) *Inter Se Objections* (Nos. 11288, 11289 and 11291), pursuant to the Court's September 9, 2016 *Order*.

3. On March 8, 2017, Defendant NMDOT, through its counsel of record, in telephonic consultation with the State, indicated it no longer wished to pursue its three (3) *Inter Se* objections.

4. Counsel for Defendant NMDOT does not object to this Motion.

WHEREFORE, the State of New Mexico, *ex rel.* State Engineer ("State"), hereby moves the Court to dismiss Defendant New Mexico Department of Transportation's three (3) January 24, 2017 *Inter Se Objections* (Nos. 11288, 11289 and 11291).

Respectfully submitted this 9th day of March, 2017.

Electronically Filed

/s/ Edward C. Bagley

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that, on March 9, 2017, I filed the foregoing electronically through the CM/ECF system, which caused the parties or counsel reflected on the Notice of Electronic Filing to be served by electronic means.