MEMORANDUM

TO: Edward G. Newville, Special Assistant Attorney General, Office of the State Engineer

FROM: Robert F. Sanchez

DATE: April 11, 2006

RE: Adjudication of Water Rights Claims in Section 7 of Rio Chama Stream System; Subfile Number CHRB-005-0003A and Subfile Number CHRB-005-0003B

Enclosed for your review and approval is the form of the Consent Order on Subfile Number CHRB-005-0003A.

The form of the Consent Order conforms in all material respects to the one you last sent for my review and approval. I did, however, add language to the Consent Order recognizing that the priority date for the water rights appurtenant to the land and the quantity of surface water to which each water right is entitled - both elements of the water rights under Subfile Number CHRB-005-0003A - will be determined later, in accordance with the procedural order issued by Vickie L. Gabin on November 19, 2002.

I also added language to the original Consent Order that clarifies some textual ambiguities present in it. I suspect those sort of uncertainties in meaning are inevitable when one drafts a legal document that in substance will be used to address a large number of separate legal claims.

The form of the Consent Order for Subfile Number CHRB-005-0003B will be the same as the enclosed one. The contents of the other subfile will, of course, differ with respect to the names of the landowners (Joe R. Sanchez and Robert F. Sanchez) and the amount of the irrigated acreage (1.0 acres).

Please let me know whether the form of the Consent Order is acceptable to you, or whether you will require changes to it. After you and I have agreed on the form of the Consent Order for each Subfile Number CHRB-005-0003A and Subfile Number CHRB-005-0003B, I will have the particular landowners sign and date the individual orders and then forward them to your office for presentation to the presiding judge.

Thank you for your attention to this memorandum.

RFS/ljp

Exhibit A
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Edward G. Newville
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Enclosure: as stated

cc: Joe R. Sanchez
    Emilia Duran