

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

STATE OF NEW MEXICO ex rel.	)	CIVIL ACTION FILE NO.
State Engineer,	)	6:69-CV-07941-BB
	)	RIO CHAMA STREAM SYSTEM
Plaintiff,	)	Village of Chama, Section 7
	)	Subfile No. CHCV-004-0004A
v.	)	
	)	<b>NOTICE OF WITHDRAWAL</b>
	)	<b>OF CLAIM</b>
ROMAN ARAGON, et al.,	)	
	)	
Defendants.	)	
_____	)	

COME NOW James Heath and Dos Rios Ranch, LLC, by and through their undersigned attorney, and respectfully move the Court to withdraw the claim submitted by James Heath and Dos Rios Ranch, LLC against water rights adjudicated to Dos Rios Development, LLC.

WHEREFORE, it is respectfully requested that the Court enter an order dismissing James Heath and Dos Rios Development, LLC's claim without prejudice.

Respectfully submitted,

/s/ Richard S. Mackenzie  
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Dos Rios Ranch, LLC

Approved:

LAW OFFICES OF PETER B. SHOENFELD, P.A.

By: Telephonically approved on 10/28/08

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 28<sup>th</sup> day of October, 2008, I filed the foregoing electronically through the CM/ECF system which caused the parties on the electronic service list, as more fully set forth in the Notice of Electronic Filing, to be served via electronic mail.

/s/ Richard S. Mackenzie

RICHARD S. MACKENZIE