

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

STATE OF NEW MEXICO, *ex rel.*  
State Engineer

Plaintiff,

vs.

ROMAN ARAGON, *et al.*,

Defendants.

6:69cv07941-BB

RIO CHAMA STREAM SYSTEM

Section 7, Rio Brazos

**WITHDRAWAL OF APPLICATION FOR ENTRY OF DEFAULT**

COMES NOW the plaintiff State of New Mexico, *ex. rel.* State Engineer, and hereby withdraws the Application of Entry of Default filed December 3, 2008 (Doc. No. 9335) in connection with defendant Russell Casados and subfile CHRB-008-0006. Defendant Casados has signed and approved the State's proposed Consent Order in this subfile and has delivered the Consent Order to the State to be filed with the Court.

Dated: December 30, 2008

Respectfully submitted,

/s/ Ed Newville  
EDWARD G. NEWVILLE  
Special Assistant Attorney General  
Office of State Engineer  
P.O. Box 25102  
Santa Fe, NM 87504-5102  
(505) 867-7444 phone  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 30<sup>nd</sup> day of December, 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, and served the following non-CM-ECF participants in the manner indicated:

via first class mail, postage prepaid addressed as follows:

Russell Casados  
P.O. Box 13124  
Las Cruces, NM 88013-3124

/s/ Ed Newville  
EDWARD G. NEWVILLE