

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

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

Plaintiff,

v.

ROMAN ARAGON, *et al.*,

Defendants.

69cv07941-MV/KK

RIO CHAMA STREAM SYSTEM

Section 3: Rio Cebolla

REVISED ORDER ADJUDICATING SURFACE WATER IRRIGATION RIGHTS IN
SUBFILE CHCB-007-0002B,
RIO CHAMA STREAM SYSTEM, SECTION 3, RIO CEBOLLA SUBSECTION

THIS MATTER is before the Court on the State of New Mexico's *Motion to Correct Ditch Names in Subfiles CHCB-002-0013 and CHCB-007-0002B, Rio Chama Stream System, Section 3, Rio Cebolla Subsection* (Doc. No. 11256, filed May 17, 2017).

A consent order adjudicating surface water irrigation rights was entered in CHCB-007-0002B on June 25, 2002 (Docket No. 6794). As set forth in the State's Motion, this subfile order contains an error regarding the name of the ditch from which the defendant has an irrigation water right. Having been fully advised in the premises, and with no responses opposing the Motion having been filed, the Court finds the Motion well taken.

IT IS THEREFORE ORDERED that the right of Defendant Martinez Ranch Partnership to divert and use the public waters from the Rio Chama Stream System, Rio Cebolla, Section 3, is set forth below:

A. IRRIGATED LANDS (Surface Water Only):

Office of the State Engineer File: 2631

Priority: Reserved for future determination by court order entered July 25, 2000.

Source of Water: Surface waters of the Rito Cienega Redonda, a tributary of the Rio Cebolla, a tributary of the Rio Chama.

Purpose of Use: IRRIGATION

Point of Diversion:

Ditch: RINCON BLANCA DITCH

Location:

X: 1,578,548 feet **Y:** 2,012,107 feet

New Mexico State Plane Coordinate System, Central Zone, NAD 1983

Location and Amount of Irrigated Acreage:

Section 14, Township 26N, Range 04E, N.M.P.M.

Pt. NW¼ 30.0 acres

Total 30.0 acres

As shown on the Hydrographic Survey Map for Subfile No.: CHCB-007-0002B filed June 25, 2002.

Amount of Water (acre-feet per acre per year, not to exceed):

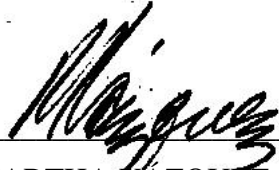
Reserved for future determination by court order entered July 25, 2000.

Defendant Martinez Ranch Partnership has no surface water rights in the Rio Chama Stream System, Rio Cebolla, Section 3, other than those set forth in this order and those other orders entered by this Court in this cause.

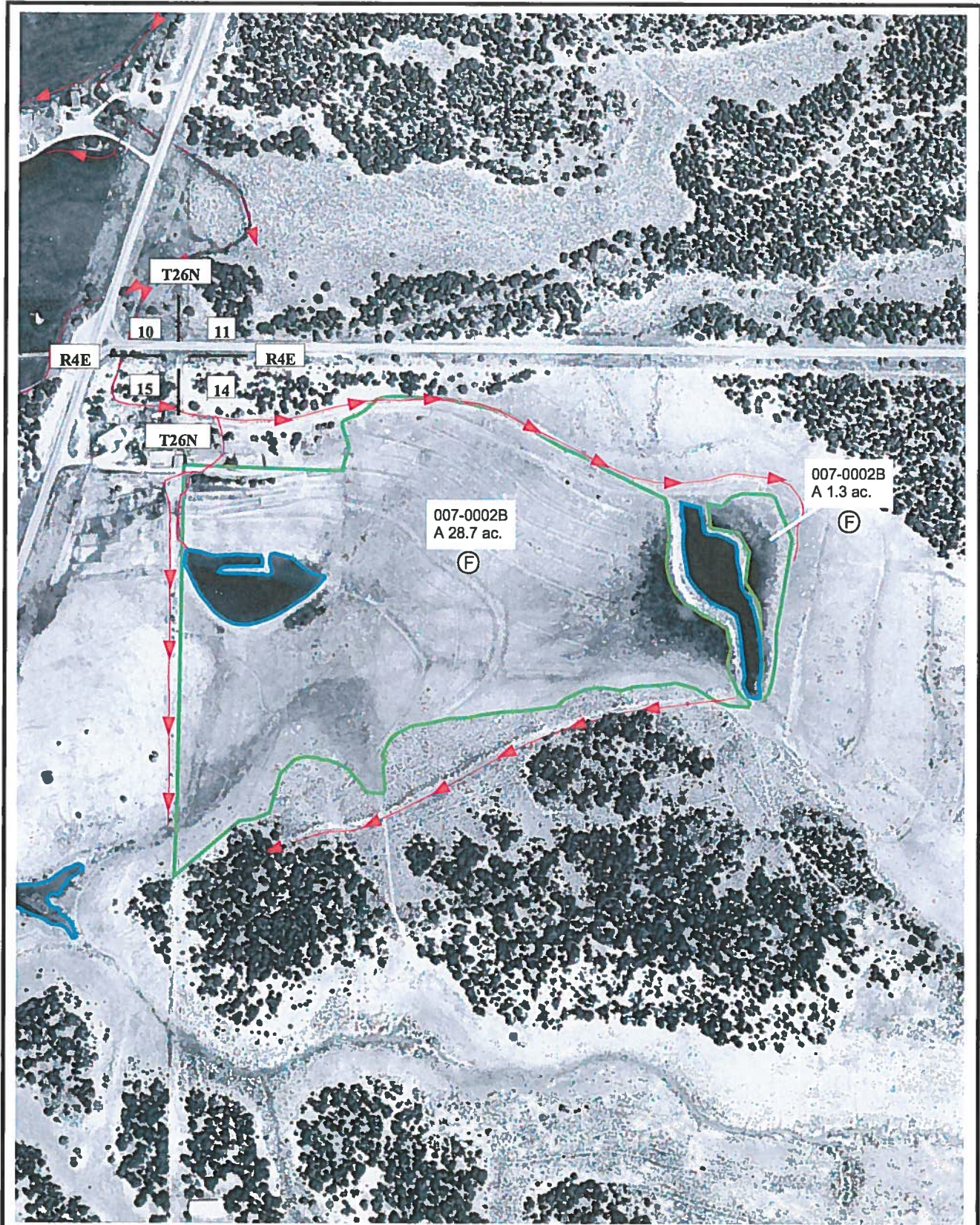
The water rights described herein are adjudicated subject to the right of any other water right claimant with standing to object prior to the entry of a final decree.

Defendant Martinez Ranch Partnership, his or her successors, representatives, heirs and assigns, are enjoined from any diversion or use of the public surface waters of the Rio Chama

Stream System, Rio Cebolla, Section 3, except in strict accordance with the rights set forth herein or in other orders of the Court.



MARTHA VÁSQUEZ
UNITED STATES DISTRICT JUDGE



Legend

- Irrigated Tract Boundary
- No Right Tract Boundary
- ▶ Operable Ditch
- Inoperable Ditch
- Stock Pond / Reservoir
- Point of Diversion
- F Fallow

Scale
1 inch = 400 feet

200 0 200 400 Feet

STATE OF NEW MEXICO
Office of the State Engineer
Thomas C. Turney, State Engineer

Rio Chama Hydrographic Survey
RIO CEBOLLA SECTION

Subfile Number
CHCB-007-0002B
Rincon Blanca Ditch
AMENDED Mar. 28, 2001

