FILED STATES

UNITED STATES DISTRICT COURT

DISTRICT OF NEW MEXICO

Chin Wast

UNITED STATES

Plaintiff

v.

STATE OF NEW MEXICO ENGINEER, STATE OF NEW MEXICO COMMISSIONER of PUBLIC LANDS, et al.

Defendants.

Civil Action No. CIV01 0072 BB/WWD

DISCLAIMER

COMES NOW Defendants, by and through the their counsel of record, Swaim, Schrandt & Davidson, P.C., by Tessa T. Davidson, and state as follows:

1. Defendants, Homer G. Pringle and Julienne A. Pringle, hereby disclaim all right, title, interest, and lien adverse to the Plaintiff in and to the water rights in the Zuni River basin in New Mexico as set forth in the Complaint, and consent that the prayer of the Complaint may be granted without further notice to the undersigned, but on the condition that no costs be adjudged against them.

SWAIM, SCHRANDT & DAVIDSON, P.C. Attorneys for Defendants, Homer G. Pringle and Julienne A. Pringle 4830 Juan Tabo, N.E., Suite F Albuquerque, New Mexico 87111 (505) 237-0064

TESSA T. DAVIDSON

CERTIFICATE OF MAILING

I hereby certify that on the 14th day of March, 2001, a true copy of the foregoing pleading was mailed to the following:

Norman C. Bay United States Attorney c/o Raymond Hamilton Charles E. O'Connell, Jr. U.S. Department of Justice 601 Pennsylvania Ave., NW Washington, DC 20004

MESSA I. DAVIDSOI

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