

UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

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DISTRICT OF NEW MEXICO

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Robert M. Marsh
CLERK-ALBUQUERQUE

UNITED STATES, for Itself and
as Trustee for the Zuni Indian
Tribe, Navajo Nation and Ramah
Band of Navajos,

and

STATE OF NEW MEXICO, ex rel.
STATE ENGINEER,

Plaintiffs,

and

ZUNI INDIAN TRIBE,
NAVAJO NATION,

Plaintiffs-in-Intervention

v.

Civil Action No.
01cv0 0072BB/WWD-ACE

STATE OF NEW MEXICO COMMISSIONER
of PUBLIC LANDS

and

A & R PRODUCTIONS,

and

A T & T, et al.,

Defendants.

ANSWER

COMES NOW, the Defendants, listed in the Amended Complaint as
Lebeck, Albert O., Jr. and David, and for their Answer states:

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They are the owners in fee simple of the following described real property, hereinafter called the Real Property, to-wit:

The NE-1/4 of Section 31, Township 13, Range 17, containing 100 acres, less the S-3/4 of S-1/2 NE-1/4, containing 60 acres, McKinley County, New Mexico.

II

The Real Property is located in McKinley County, New Mexico and is not within the boundaries of any Indian Reservation or Indian Allotment.

III

They claim whatever water rights, ground water, surface or otherwise which the land provides.

IV

They do not waive or otherwise surrender whatever water rights they have.

WHEREFORE, these Defendants pray this Court to protect and provide these Defendants their water rights as provided by law and for such other and further remedies as is just and reasonable.

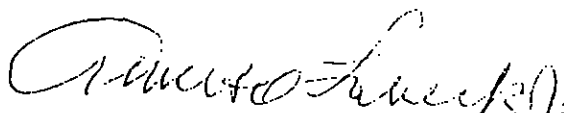

ALBERT O. LEBECK, JR., pro se


DAVID R. LEBECK, pro se

STATE OF NEW MEXICO)
) ss.
COUNTY OF MCKINLEY)

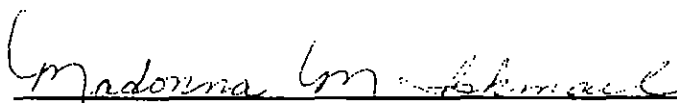
ALBERT O. LEBECK, JR., being first duly sworn, deposes and says:

That he is one of the Defendants in the above entitled and numbered cause, that he has read the foregoing Answer, knows the contents thereof, and that the same is true to the best of his knowledge.



ALBERT O. LEBECK, JR., Affiant

SUBSCRIBED AND SWORN TO before me this 14th day of August, 2003.



Notary Public

My Commission Expires:

Feb 20, 2005

STATE OF NEW MEXICO)
) ss.
COUNTY OF MCKINLEY)

DAVID R. LEBECK, being first duly sworn, deposes and says:

That he is one of the Defendants in the above entitled and numbered cause, that he has read the foregoing Answer, knows the

contents thereof, and that the same is true to the best of his knowledge.

David R. Lebeck
DAVID R. LEBECK, Affiant

SUBSCRIBED AND SWORN TO before me this 14th day of August, 2003.

Madonna M. [Signature]
Notary Public

My Commission Expires:
Feb 20, 2005

I hereby certify I mailed a copy of the foregoing pleading on this 14th day of August, 2003, postage prepaid, addressed as follows:

U.S. Department of Justice
Charles E. O'Connell, Jr.
601 D Street, NW
Washington, DC 20004

New Mexico State Engineer
Edward C. Bagley
P. O. Box 25102
Santa Fe, NM 87504-5102

Albert O. Lebeck, Jr.
Albert O. Lebeck, Jr.