

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

UNITED STATES OF AMERICA, and)	
STATE OF NEW MEXICO, ex rel. STATE)	
ENGINEER,)	
)	
Plaintiffs,)	
)	CIV NO. 01- 00072 BDB/WDS
and)	
)	ZUNI RIVER BASIN
ZUNI INDIAN TRIBE, NAVAJO NATION,)	ADJUDICATION
)	
Plaintiffs in Intervention,)	
)	
v.)	
)	
A & R PRODUCTIONS, et al.)	
)	
Defendants.)	
)	

MOTION TO WITHDRAW

COMES NOW, Tanya L. Scott and Law & Resource Planning Associates, P.C. (“LRPA”) and, in accordance with the Order Requiring All Counsel of Record to Amend Entries of Appearance [Doc. 1300], and pursuant to the instructions of the Special Master, hereby respectfully move to withdraw as counsel of record for the named Defendants herein in the above-captioned matter, and as grounds therefore, states as follows:

1. LRPA entered its appearance on behalf of Defendants, who are currently or were formerly active member of the Western New Mexico Water Users Preservation Association (“WNMWPA”).
2. Pursuant to the attached Consent to Withdraw forms, *see* Exhibit “A,” attached hereto, LRPA contacted the following named Defendants, who provided consent to LRPA to withdraw as counsel of record:

**Name and Address
of Defendants Who Provided Consent to Withdraw**

Jack E. Bell and Carole A. Bell
P.O. Box 593
Mentmore, NM 87319
(505) 863-4013
Client intends to proceed pro se

R. Grant Clawson and Blanche Clawson
(Clawson Farm & Ranch, LLC)
P.O. Box 453
Ramah, NM 87321
(505) 783-4538 / (505) 290-7425
Client intends to proceed pro se

Amos M. Hinshaw
P.O. Box 412
Vanderwagen, NM 87326
(505) 778-5264

Michael Kirk
707 East Green
Gallup, NM 87301
(505) 863-5024
Client intends to proceed pro se

Dorothy E. Lambson Revocable Trust
P.O. Box 97
Ramah, New Mexico 87321
(505) 783-4249

Linda Faye Lehman
c/o Brenda Davidson, POA
109 Montana Wells Rd. NE
Rio Rancho, NM 87124
(505) 892-7476
Client intends to proceed pro se

Fay B. Merrill
P.O. Box 143
Vanderwagen, NM 87326
(505) 778-5611
Client intends to proceed pro se

Irvin & Patricia Pablo
P.O. Box 971
Grants, NM 87020
(505) 632-8291

Client intends to proceed pro se

David W. Swindle
7021 Pioneer Pl. NW
Albuquerque, NM 87120
(505) 899-9068

Client intends to proceed pro se

Linda J. Swindle
7021 Pioneer Pl. NW
Albuquerque, NM 87120
(505) 899-9068

Client intends to proceed pro se

Tony Williams
Box 75
Bluewater, NM 87005

3. LRPA provided notice to all of the current or former members of WNMWPA who had been named in any entry of appearance by LRPA on behalf of WNMWPA at Defendants' last known addresses requesting that Defendants either agree to be represented by LRPA, as individuals who have ownership of a water right falling within the jurisdiction of this adjudication or as representatives of entities that have ownership of a water right falling within the jurisdiction of this adjudication, or to provide consent to LRPA to withdraw as counsel. LRPA received no response to the inquiry and / or has lost contact with the following Defendants:

**Name and Last Known Address
of Defendants Who Failed to Respond**

Charlie H. Allen
563 A SR 278
Grady, NM 88120

Gerald J. Allen
P.O. Box 767
Fence Lake, NM 87315

Warner & Ruth Anderson
3731 Laguna Vista Dr. Apt 6
Fayetteville, NC 28311

J. Parley Ansley
Box 82
Meridian, CA 95957

Bill and Karen Armstrong
P.O. Box 1131
Gallup, NM 87305

Diane S. Baretinicich Rev. Trust
501 Country Club
Gallup, NM 87301

John and Betty Baumgardner
P.O. Box 312
Continental Divide, NM 87312

Media A. Bell
P.O. Box 726
Fence Lake, NM 87315

Ronald Block
P.O. Box 250
Newbury Park, CA 91319

Ross and Simmie Boehm
5428 Home Court
Carmichael, CA 95608

Charles Elwin Bond and Ellen Louise Bond
P.O. Box 845
Ramah, NM 87321-0845

Marius Laverl Bond
P.O. Box 284
Ramah, NM 87321

Maureen Bond
P.O. Box 312
Ramah, NM 87321

Robert and Jane Bruker
4004 Stanka Lane
Godfrey, IL 62305

Myrna R. Lambson Burgess
1982 Guernsey Dr.
Cheyenne, WY 82009

Ginger Carlock
Rt. 4 Box 182
McAlester, OK 74501

Kenneth R. Carlock
Rt. 4 Box 182
McAlester, OK 74501

Clint Edward Carlson
P.O. Box 1197
Kurtistown, HI 96760

Larry W. Carver
P.O. Box 2970
Milan, NM 87021

Sally L. Carver
P.O. Box 2970
Milan, NM 87021

Larry W. & Sally L. Carver Trust
P.O. Box 2970
Milan, NM 87021

Ron Caviggia
MORC Ltd.
1709 Placida Drive
Gallup, NM 87301

Lois Chedsey
6404 E. Calle Mercurio
Tucson, AZ 85710

Jerry D. Cospers
3121 Camino De La Sierra NE
Albuquerque, NM 87111

Crossfire Cattle Co.
HC 60 Box 10
Ramah, New Mexico 87321

Chris and Barbara Dentzel
535 Barker Pass Rd.
Santa Barbara, CA 93108

Frederick E. Dickey and Carol A. Dickey
435 Glenwood Dr.
El Centro, CA 92243

Sharron J. Dishongh
HC 61 Box 44
Ramah, NM 87321

A.R. and Delpha Enniss
P.O. Box 725
Lakeside, CA 92040

Ross Feagin
Veronica L. Feagin
1221 S. Country Club Dr.
Gallup, NM 87301

Leroy Gabaldon
KFC #2
3701 Chaco
Gallup, NM 87301

Max Garcia
707 West Green
Gallup, NM 87301

Russ A. Garnaat
Box 399
Vanderwagen, NM 87326

Becky Grizzle
Box 154
Vanderwagen, NM 87326

Henry R. (Hank) Grizzle
Box 154
Vanderwagen, NM 87326

Kenneth Harrington
P.O. Box 266
Ramah, NM 87321

Robert Ray Heine
1687 FM 3061
Thorndale, TX 76577

Gale Henke
5528 Via Conejo NE
Albuquerque, NM 87111

Natalou Hyder, Trustee of Leslie Hyder Trust
P.O. Box 473
Bloomfield, NM 87413

Wallace H. Jackson Jr.
13214 E. Tiffany Ln.
Yuma, AZ 85367

Mely Johnston
Ramah Care Services Inc.
P.O. Box 855 #28 Lewis St.
Ramah, NM 87321

Katherine and Jerry Jorgensen
P.O. box 789
Ramah, NM 87321

Bruce Lambson
1720 N. Elk
Pocatello, ID 83204

Dane Lambson
P.O. Box 97
Ramah, NM 87321

Alan & Elizabeth Lewis
P.O. Box 248
Ramah, NM 87321

Cindy Lewis
Box 711
Ramah, NM 87321

James Rankin Lewis, Sr.
P.O. Box 26
Ramah, NM 87321

James R. Lewis, Jr.
P.O. Box 711
Ramah, NM 87321

Jamie Lewis and Cindy Lewis
P.O. Box 711
Ramah, NM 87321

Jodie and Dee Ann Lewis
P.O. Box 26
Ramah, NM 87321

Jane C. Martin
6075 Del Sol Dr.
Alamosa, CO 81101

Lawrence Smith Martin
Carroll Properties LLC
6075 Del Sol Dr.
Alamosa, CO 81101

Anthony Charles Matkovich
P.O. Box 2547
Gallup, NM 87305

Penny Carlene Matkovich
P.O. Box 2547
Gallup, NM 87305

George and Mary Ann McBeath
P.O. Box 246
Pine Hill, NM 87357

Robert D. McClanahan
P.O. Box 637
Gallup, NM 87305

Walter Meech
P.O. Box 2547
Milan, NM 87021

Walter Meech, Sr.
P.O. Box 2479
Milan, NM 87021

Laverne Merrill
P.O. Box 324
Ramah, NM 87321

Robert E. Merrill
P.O. Box 324
Ramah, NM 87321

Joe Milosevich
P.O. Box 104
Vanderwagen, NM 87326

John E. Murphy
P.O. Box 395
Vanderwagen, NM 87326

Sharon Murphy
P.O. Box 395
VanderWagen, NM 87326

John E. & Sharon L. Murphy Revocable Trust
P.O. Box 395
VanderWagen, NM 87326

Bonnie I. Myers
P.O. Box 25
Ramah, NM 87321

Lloyd Myers
P.O. Box 25
Ramah, NM 87321

Martin L. Myers
P.O. Box 25
Ramah, NM 87321

Paul Norton
Norco Systems
17029 Dr. Ste. 3
Fountain Hills, AZ 85268

Fred or Theresa Palacios
P.O. Box 1667
Gallup, NM 87305

Margeret Polich
418 Camino Del Sol
Gallup, New Mexico 87301

Sleet or Julia Raney
P.O. Box 1432
Gallup, NM 87301

John L. & Beatrice G. Selesky
652 Unit 3 Palmas
Chaparral, NM 88081

Donald E. Sharp
P.O. Box 810
Ramah, NM 87321

George L. Strauss
5809 Falcon Ave.
El Paso, TX 79924

Martha Jean Strauss
5809 Falcon Ave.
El Paso, TX 79924

Daniel White
P.O. Box 387
Zuni, NM 87327

J.E. and Winnie Mae Willcox
Box 2711
Milan, NM 87021

J.E. and Winnie Mae Willcox Trust
Box 2711
Milan, NM 87021

Michelle Winfield
P.O. Box 307
Vanderwagen, NM 87326

Robert Winfield
P.O. Box 307
Vanderwagen, NM 87326

4. LRPA has lost contact with the following current or former members of WNMWPA who had been named in any entry of appearance by LRPA on behalf of WNMWPA, but who have not requested LRPA to continue representing them in this proceeding, and whose current or last known address is unknown to LRPA, as individuals who have ownership of a water right falling within the jurisdiction of this adjudication or as representatives of entities that have ownership of a water right falling within the jurisdiction of this adjudication, or who have not provided consent to LRPA to withdraw as counsel:

**Name of Defendants Whose Last Known Address is Unknown
and From Whom LRPA has Lost Contact**

Edith Ponton
(no known address)

Bill and Adelle Sellenger
(no known address)

Raymond Wiggins
(no known address)

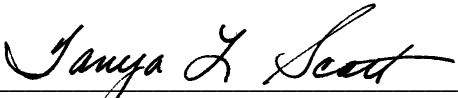
5. In accordance with D.N.M. LR-Civ. 83.8, LRPA must file and serve on all parties, including the client, a motion to withdraw. Objections must be served and filed within fourteen (14) calendar days from date of service of this motion;

6. In accordance with D.N.M. LR-Civ. 83.8, failure to object within fourteen (14) calendar days from date of service of this motion constitutes consent to grant the motion.

WHEREFORE, for the above-stated reasons, Tanya L. Scott and Law & Resource Planning Associates, P.C. respectfully move to withdraw as counsel of record for the Defendants named herein in the above-referenced matter.

Respectfully submitted,

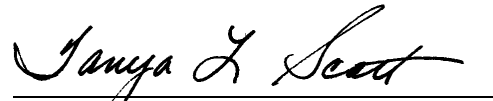
LAW & RESOURCE PLANNING ASSOCIATES,
A Professional Corporation

By: 

Charles T. DuMars
Tanya L. Scott
Attorneys at Law
Albuquerque Plaza, 201 3rd Street NW, Ste. 1750
Albuquerque, NM 87102
(505) 346-0998 / FAX: (505) 346-0997

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on April 24, 2009, I filed the foregoing Motion to Withdraw electronically through the CM/ECF system, which caused the parties or counsel reflected on the Notice of Filing to be served by electronic means. Pursuant to Rule D.N.M. LR-Civ. 83.8(b), I have served a copy of the foregoing Motion to Withdraw via first class mail to the persons listed above from whom withdrawal of representation is sought.



Tanya L. Scott