

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

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

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UNITED STATES OF AMERICA,)
ET AL.,)

PLAINTIFFS,)

v.)

STATE OF NEW MEXICO)
COMMISSIONER OF PUBLIC)
LANDS, ET AL.,)

DEFENDANTS.)

CIV NO. 01- 00072 BDB/WDS (ACE)

ZUNI RIVER BASIN ADJUDICATION

**DEFENDANTS STATE OF NEW MEXICO COMMISSIONER OF PUBLIC LANDS'
AND DAVIS MALLERY *ET AL.*'S JOINT MOTION FOR EXTENSION
OF TIME TO UPDATE OR CREATE WATER RIGHTS FILES**

COME NOW, Defendant State of New Mexico Commissioner of Public Lands and Defendants Davis Mallery *et al.*, members of the Western New Mexico Water Preservation Association ("WNMWSA"), by and through their undersigned attorneys, and respectfully move for an extension of time to December 31, 2003, to update or create their water rights files with the Office of the State Engineer ("OSE"), and as grounds therefore state:

1. On June 24, 2003, the Special Master entered the "Interim Procedural Order Requiring All Water Rights Claimants to Update Their Water Rights Files with the State Engineer," which set an October 31, 2003 deadline for updating or creating water rights files;

2. Many of the approximately 250 members of the Western New Mexico Water Preservation Association reside outside of New Mexico and will need to visit their properties in

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order to accurately complete the forms required to update their water rights files with the OSE;

3. Plaintiffs United States of America, State of New Mexico, *ex rel.* State Engineer, Zuni Indian Tribe and Navajo Nation, do not object to this Motion. Due to the nature of this Motion, concurrence of Co-Defendants was not sought;

4. A proposed form of order is submitted herewith.

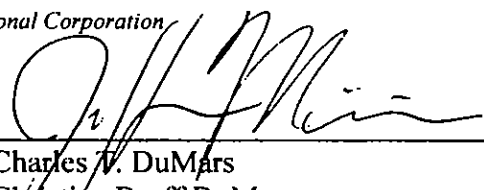
WHEREFORE, Defendant State of New Mexico Commissioner of Public Lands and Defendants Davis Mallery *et al.*, members of the Western New Mexico Water Preservation Association, respectfully request that the Court enter its Order extending the time in which to update or create water rights files to and including December 31, 2003.

Respectfully submitted,

STATE OF NEW MEXICO COMMISSIONER
OF PUBLIC LANDS

By: telephonically approved 09/11/03
Steven Hughes
Matthew Hoyt
General Counsel
New Mexico State Land Office
310 Old Santa Fe Trail
Santa Fe, NM 87504-1148
(505) 827-1261 / FAX: (505) 827-4262

LAW & RESOURCE PLANNING ASSOCIATES,
A Professional Corporation

By: 
Charles W. DuMars
Christina Bruff DuMars
Jeffrie D. Minier
Attorneys at Law
Albuquerque Plaza, 201 3rd Street NW, Ste. 1370
Albuquerque, NM 87102
(505) 346-0998 / FAX: (505) 346-0997

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served upon counsel of record via first class mail on this 19th day of September, 2003 as follows:

Raymond Hamilton
Asst. U.S. Attorney
Office of the U.S. Attorney
District of New Mexico
P.O. Box 607
Albuquerque, NM 87103
Telephone: (505) 346-7274
Facsimile: (505) 346-7205
Attorney for Plaintiff United States of America

Mary Ann Joca, Esq.
US Department of Agriculture
General Counsel
P.O. Box 586
Albuquerque, NM 87103
Telephone: (505) 248-6010
Facsimile: (505) 248-6013
Attorney for Plaintiff United States of America

Charles E. O'Connell Jr., Esq.
U.S. Department of Justice
Environment & Natural Resources
P.O. Box 44378
Washington, DC 2026-4378
Telephone: (202) 305-0261
Facsimile: (202) 353-7763
Attorney for Plaintiff United States of America

David W. Gehlert, Esq.
US Department of Justice
999 18th Street, Suite 945
Denver, CO 80202
Telephone: (303) 312-7352 – (303) 312-7324
Facsimile: (303) 312-7331
Attorney for Plaintiff United States of America

Edward C. Bagley, Esq.
NM State Engineer Office
Legal Division
P.O. Box 25102
Santa Fe, NM 87504-5102
Telephone: (505) 827-6150
Facsimile: (505) 827-3887
Attorney for Plaintiff State of New Mexico

D.L. Sanders, Esq.
State of New Mexico Engineer's Office
P.O. Box 25102
Santa Fe, NM 87504-5102
Telephone: (505) 827-6150
Facsimile: (505) 827-3887
Attorney for Plaintiff State of New Mexico

Steven L. Bunch, Esq.
NM Highway & Transportation Department
P.O. Box 1149
Santa Fe, NM 87504-1149
Telephone: (505) 827-5431
Facsimile: (505) 827-0700
Attorney for Defendant NM Highway & Transportation Department

Susan C. Kery, Esq.
Sheehan, Sheehan & Stelzner, P.A.
707 Broadway, N.E., Suite 300
P.O. Box 271
Albuquerque, NM 87103
Telephone: (505) 247-0411
Attorney for Defendant Roman Catholic Church of the Diocese of Gallup

Jay F. Stein, Esq.
James C. Brockman, Esq.
Stein & Brockman, P.A.
P.O. Box 5250
Santa Fe, NM 87502-5250
Telephone: (505) 983-3880
Facsimile: (505) 986-1028
Attorneys for City of Gallup

Albert O. Lebeck, Jr., Esq.
P.O. Box Drawer 38
Gallup, NM 87305
Telephone: (505) 863-4471
Attorney for Defendant Albert O. Lebeck, Jr.

David R. Lebeck
P.O. Drawer 38
Gallup, NM 87305
Telephone: (505) 863-4471
Defendant

Kenneth J. Cassutt, Esq.
Cassutt, Hays & Friedman, P.A.
530-B Harkle Road
Santa Fe, NM 87505
Telephone: (505) 989-1434
Facsimile: (505) 992-8378
Attorney for Defendant Timberlake Ranch Landowners' Association

Sandra S. Drullinger
818 E. Maple St.
Hoopeston, IL 60942
Defendant

David R. Gardner, Esq.
P.O. Box 62
Bernalillo, NM 87004
Telephone: (505) 867-4689
Facsimile: (505) 867-6496
Attorney for Defendant Alberta O'Neal

Jeffrey A. Dahl, Esq.
Lamb, Metzgar, Lines & Dahl, P.A.
P.O. Box 987
Albuquerque, NM 87103-987
Telephone: (505) 247-0100
Facsimile (505) 247-9249
Attorneys for Defendants Christine B. Davis and Alan F. Davis

Kimberly J. Gugliotta
158 W. William Casey Street
Corona, AZ 85641
Telephone: (520) 762-9804
Defendant

Gerald F. McBride
Myrri W. McBride
2725 Aliso Dr. NE
Albuquerque, NM 87110
Defendants

Ted Brodrick
P.O. Box 219
Ramah, NM 87321
Defendant

Tessa T. Davidson, Esq.
Swaim, Schrandt & Davidson, P.C.
4830 Juan Tabo, NE, #F
Albuquerque, NM 87111
Telephone: (505) 237-0064
Facsimile: 237-9440
Attorneys for Defendants Homer G. Pringle and Julianne A. Pringle

Bruce Boynton, III, Esq.
P.O. Box 1239
Grants, NM 87020
Telephone: (505) 285-4242
Facsimile: (505) 285-6687
Attorney for Defendant Pitchford Properties

William G. Stripp, Esq.
P.O. Box 159
Ramah, NM 87321
Telephone: (505) 783-4138
Facsimile: (505) 783-4139
Attorney for Defendant Paul Petranto

Robert W. Ionta, Esq.
McKim, Head & Ionta
P.O. Box 1059
Gallup, NM 87305
Telephone: (505) 863-4438
Facsimile: (505) 772-3479
Attorney for Defendants Robert W. Ionta and Linda A. Ionta

R. Bruce Frederick, Esq.
NM Attorney General's Office
Special Assistant
P.O. Box 1148
Santa Fe, NM 87504-1148
Telephone: (505) 827-5756 – (505) 827-6175
Facsimile: (505) 827-4262
Attorney for Defendant Public Lands Commissioner

Stephen G. Hughes, Esq.
Matthew Hoyt, Esq.
NM State Land Office
310 Old Santa Fe Trail
Santa Fe, NM 87501
Telephone: (505) 827-1261
Facsimile: (505) 827-4262
Attorney for Defendant Public Lands Commissioner

Louis E. DePauli, Sr.
1610 Redrock Drive
Gallup, NM 87301
Telephone: (505) 863-3483
Facsimile: (505) 863-3148
Defendant

Peter B. Shoenfeld, Esq.
P.O. Box 2421
Santa Fe, NM 87504-2421
Telephone: (505) 982-3566
Facsimile: (505) 982-5520
Attorney for Defendant John A. Yates

Ernest L. Carroll, Esq.
7429 Roswell Highway
Artesia, NM 88210
Attorney for Defendant John A. Yates

Ann Hambleton Beardsley
HC 61 Box 747
Ramah, NM 87321
Telephone: (505) 783-4646
Defendant

Sunny J. Nixon, Esq.
Rodey Law Firm
P.O. Box 1357
Santa Fe, NM 87504-1357
Telephone: (505) 954-3917 – (505) 984-0100
Facsimile: (505) 954-3942
Attorney for Defendant Tri-State Generation and Transmission Association, Inc.

Robert E. Temmer, Esq.
P.O. Box 33695
Denver, CO 80233
General Counsel for Defendant Tri-State Generation and Transmission Association, Inc.

Dorothy C. Sanchez, Esq.
715 Tijeras NW
Albuquerque, NM 87102
Telephone: (505) 842-5924
Facsimile: (505) 242-3125
Attorney for Defendants Jerry R. Frazier and Emily S. Frazier

Clara M. Mercer
1017 S. 10th Ave.
Yuma, AZ 85364
Defendant

Randolph Barnhouse, Esq.
Rosebrough & Barnhouse, PC
P.O. Box 1744
Gallup, NM 87305-1744
Telephone: (505) 722-9121
Facsimile: (505) 722-9490
Attorneys for Defendants Delbert Beal, Mary Beal, William Goldsmith, W.A. Scott, and Janet Fay Scott.

Mark A. Smith, Esq.
Thomas A. Outler, Esq.
Rodey Law Firm
P.O. Box 1888
Albuquerque, NM 87103-1888
Telephone: (505) 765-5900
Facsimile: (505) 768-7395
Attorney for Defendant Salt River Project

John B. Weldon, Jr., Esq.
Mark A. McGinnis, Esq.
Salmon, Lewis & Weldon, PLC
2850 E. Camelback Rd., #200
Phoenix, AZ 85016
Telephone: (602) 801-9063 – (602) 801-9060
Facsimile: (602) 801-9070
Attorney for Defendant Salt River Project

Mark H. Shaw, Esq.
3733 Eubank NE
Albuquerque, NM 87111
Telephone: (505) 294-7000
Facsimile: (505) 293-0831
Attorney for Defendant Paul Bernett

Stephen R. Nelson, Esq.
Robert A. Johnson
Johnson & Nelson, P.C.
320 Gold Avenue SW, Suite 1111 (87102)
P.O. Box 25547
Albuquerque, NM 87125-5547
Telephone: (505) 764-9900
Facsimile: (505) 764-9901
Attorney for Defendant April E. Crosby

Larry D. Beall, Esq.
Beall & Biehler
6715 Academy Rd. NE
Albuquerque, NM 87109
Telephone: (505) 828-3600
Facsimile: (505) 828-3900
Attorneys for Defendants Joseph A. Solis and Barbara L. Solis

David Candelaria
12000 Ice Caves Rd.
Grants, NM 87020
Defendant

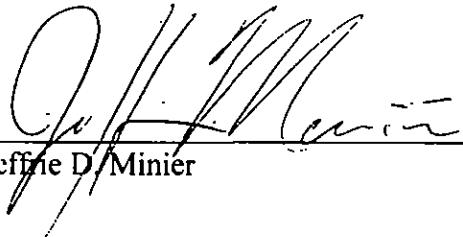
Mark K. Adams, Esq.
Rodey Law Firm
P.O. Box 1357
Santa Fe, NM 87504-1357
Telephone: (505) 984-0100
Facsimile: (505) 954-3942
Attorney for Defendant Quivira Mining Company

Jane Marx, Esq.
3800 Rio Grande Blvd. NW
PMB 167
Albuquerque, NM 87107
Telephone: (505) 344-1176
Facsimile: (505) 344-8694
Attorney for Intervenor Zuni Indian Tribe

Stanley M. Pollack, Esq.
Navajo Nation Department of Justice
P.O. Drawer 2010
Window Rock, AZ 86515
Telephone: (928) 871-6931
Facsimile: (928) 871-6200
Attorney for Intervenor The Navajo Nation

Vickie L. Gabin, Esq.
U.S. District Court
U.S. Courthouse
P.O. Box 2384
Santa Fe, NM 87504-2384
Telephone: (505) 888-6481
Special Master

Darcy S. Bushnell, Esq.
U.S. District Court
District of New Mexico
333 Lomas Blvd. NW
Albuquerque, NM 87102-2272
Telephone: (505) 348-2000
Facsimile: (505) 348-2212
Attorney for USDC NM



Jeff D. Minier