

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

|   |   |                    |
|---|---|--------------------|
| UNITED STATES OF AMERICA,                 | ) |                    |
| STATE OF NEW MEXICO, <i>ex rel.</i> State | ) |                    |
| ENGINEER,                                 | ) |                    |
| Plaintiffs,                               | ) |                    |
|   | ) |                    |
| and                                       | ) | 01cv072-BB/WDS     |
| ZUNI INDIAN TRIBE, NAVAJO NATION,         | ) |                    |
| Plaintiffs-in-Intervention,               | ) | ZUNI RIVER BASIN   |
|   | ) | ADJUDICATION       |
| -v-                                       | ) |                    |
|   | ) |                    |
| STATE OF NEW MEXICO, COMMISSIONER         | ) |                    |
| OF PUBLIC LANDS and A & R PRODUCTIONS,    | ) |                    |
| <i>et al.</i>                             | ) |                    |
| Defendants.                               | ) |                    |
|   | ) |                    |
| and                                       | ) |                    |
|   | ) |                    |
| UNITED STATES OF AMERICA                  | ) |                    |
| and                                       | ) | 07cv00681-BB       |
| ZUNI INDIAN TRIBE                         | ) |                    |
| Plaintiffs,                               | ) | ZUNI RIVER BASIN   |
|   | ) | ADJUDICATION       |
| -v-                                       | ) |                    |
|   | ) |                    |
| STATE OF NEW MEXICO, <i>ex rel.</i> State | ) | Subproceeding 1    |
| ENGINEER, <i>et al.</i>                   | ) | Zuni Indian Claims |
| Defendants                                | ) |                    |
|   | ) |                    |

ORDER SETTING STATUS CONFERENCE

Pursuant to Fed. R. Civ. P. 53, a general status conference is hereby set for Tuesday, December 1, 2009, at 11:00 a.m. in the Rio Grande Courtroom, 3<sup>rd</sup> Floor, Pete V. Domenici United States Courthouse, 333 Lomas Blvd. NW, Albuquerque, New Mexico. The following items will be discussed:

1. Suggestions for prioritizing between tasks in this adjudication.

2. The status of subfiles for individual, non-federal water rights. For drafting a preliminary schedule, or schedules, for hearing disputed subfiles, where possible, Plaintiffs United States of America and State of New Mexico, *ex rel.* State Engineer, should group the disputed subfiles by the nature of the issue(s) raised, whether or not additional field investigations by technical staff and/or site visits by the Special Master will be required, and any other information which would facilitate the orderly resolution of these disputes.

3. Proposed revisions to the Scheduling Order governing the adjudication of the water rights claims asserted by and on behalf of the Zuni Indian Tribe (September 24, 2008, No. 264).

4. The status of the claims asserted for reserved water rights for New Mexico trust lands by the New Mexico Commissioner of Public Lands (September 10, 2004, Declaration of State of New Mexico Trust Reserved Water Rights (Doc. No. 347) and the Commissioner's proposal for proceeding.<sup>1</sup>

5. Any other matter relevant to the conduct of the adjudication of water rights in the Zuni River Basin.

IT IS SO ORDERED.

  
SPECIAL MASTER

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<sup>1</sup> See, the August 15, 2005, Status Report from Commissioner of Public Lands (No. 379) and the Order for Further Proceedings, October 6, 2006, No. 843.