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

| UNITED STATES OF AMERICA, 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 |) | No. 01cv00072 MV/LFG |
| ZUNI INDIAN TRIBE and NAVAJO NATION, |) | |
| Plaintiffs-in-Intervention |) | Subfile No. ZRB-2-0098 |
| |) | |
| |) | ZUNI RIVER BASIN |
| v. |) | ADJUDICATION |
| |) | |
| STATE OF NEW MEXICO COMMISSIONER |) | |
| OF PUBLIC LANDS, |) | |
| and |) | |
| A & R PRODUCTIONS, et al., |) | |

NOTICE THAT THE CONSULTATION PERIOD HAS ENDED

Plaintiffs, the United States of America ("United States") and the State of New Mexico *ex rel*. State Engineer ("State") give notice that the consultation period has ended with Defendants Yates Ranch Property, LLP and Jay Land, LTD concerning the resolution of this subfile proceeding. The parties have been unable to resolve all outstanding issues concerning the water rights associated with the property associated with this subfile action (also known as "Atarque Ranch").

Within twenty (20) days of the date of service of this notice, Yates Ranch Property,

LLP and Jay Land, LTD must file with the Court and serve on counsel for the United States and

for the State a Subfile Answer. In order to satisfy the Court's requirements, your Subfile Answer

must:

1. provide the caption and civil action number of this case (No. 01cv00072-

MV/LFG) and identify the subfile by the subfile number (ZRB-2-0098);

2. explain your reasons for disagreeing with the Consent Order offered for the

subfile by the United States and the State,

3. include a statement that you have made a good faith effort to consult with and

resolve the disagreement with the United States and the State; and

4. be properly filed with the Clerk of Court and served on both counsel for the

United States and counsel for the State.

Failure to file and serve a Subfile Answer within twenty (20) days of service of this

Notice shall be considered grounds for entry of a default order incorporating the terms

jointly proposed by the United States and the State.

Electronically Filed

/s/ Andrew "Guss" Guarino

Andrew "Guss" Guarino U.S. Department of Justice South Terrace, Suite 370 999 18th St.

Denver, CO 80202 (303) 844-1343

and

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(303) 844-1359
COUNSEL FOR THE UNITED STATES

/s/ Edward C. Bagley _____

Edward C. Bagley Special Assistant Attorneys General P.O. Box 25102 Santa Fe, NM 87504-5102 (505) 827-6150 Attorneys for State of New Mexico

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on January 6, 2014, I filed the foregoing electronically through the CM/ECF system, which caused the parties or counsel reflected on the Notice of Electronic Filing to be served by electronic means.