

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO
14 MAR 18 AM 9:01
CLERK-ALBUQUERQUE

**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

ZUNI INDIAN TRIBE,
NAVAJO NATION,

Plaintiffs in Intervention,
v.

A & R PRODUCTIONS, et. al.,

Defendants.

No. 01cv00072-MV/WPL

**ZUNI RIVER BASIN
ADJUDICATION**

Subfile No: ZRB-3-0121

SUBFILE ANSWER

COME(S) NOW JOSEPH & SUSAN NEAS and answer(s) the complaint as follows:

Subfile No: Object Claim No Right

ZRB-3-0121 *DFN/SS*

(Instructions: **Initial** in one of the two boxes to indicate whether you object to the description of water right(s) contained in the proposed Consent Order offered by the United States and the State, or whether you make no claim as to the water right(s) described in the proposed Consent Order. Provide the appropriate explanation below, and indicate what you have done to resolve your disagreement with the United States and the State, in the spaces provided below.)

I (We) object to the description of the water right(s) described by the proposed Consent Order for

Subfile Number ZRB-3-0121 because:

(explain) THEY DID NOT INCLUDE THE WELL IDENTIFIED AS ZRB-3-0022, WELL 7A-3-412 WHICH DOES BELONG TO US AND WAS PLACED IN DEFAULT BY DOCUMENT # 2932 ON 01/01/10 WHEN WE HAVE BEEN LEGAL OWNERS FROM 05/23/07

(Attach additional pages if necessary)

I (We) made a good faith effort to resolve my (our) disagreement with the Consent Order proposed by the United States and the State by:

(describe) REACHING AN AGREEMENT ON ZRB-3-0122 AND REQUESTING A REEVALUATION ON COMBINING ZRB-3-0121 + ZRB-3-0022 AS SHOULD BE GRANTED WITH A FAIR ALLOCATION OF WATER RIGHTS FOR THIS WELL. FILED DOCUMENT 2934 ON 03/05/14 IN AN EFFORT TO SOLVE THIS PROBLEM

(Attach additional pages if necessary)

I (We) claim no right for the water right(s) described by the proposed Consent Order for Subfile Number ZRB-3-0121 because:

(explain) ~~_____~~
~~_____~~
~~_____~~
~~_____~~
~~_____~~

(Attach additional pages if necessary)

I (We) understand that by making this claim and filing this document I (we) am (are) not waiving my (our) rights to later raise, in an Amended Answer, any jurisdictional or affirmative defenses I (we) may have.

(Instructions: Each named defendant, or the defendant's attorney, must sign and date this Answer. If multiple defendants are named and you have separate addresses or telephone numbers, please attach an additional page providing address information for each defendant. If you are signing on behalf of a named defendant, you must indicate the source of your legal authority to do so and provide both your address and the address of the named defendant.)

Signature(s) – JOSEPH & SUSAN NEAS:

Joseph F. Neas 3-17-14
Susan S. Neas 3-17-14

566 Hwy 165
PUBLICITAS, NM 87043
(Address: Print Clearly)

505 264 1295
(Phone Number: Print Clearly)

IMPORTANT: Within 20 days of March 10, 2014, you must EITHER accept the last Consent Order offered by the United States and the State for Subfile ZRB-3-0121 OR file an answer in this Subfile with the United States District Court for the District of New Mexico. Any right you may have to use waters of the stream system may be adjudicated by default judgment in conformity with the Consent Order proposed by the United States and the State if you fail to accept the proposed Consent Order or file an answer within 20 days of March 10, 2014. Answers may be mailed to the Clerk of Court at 333 Lomas Blvd NW, Ste.270, Albuquerque, NM 87102. A copy of the answer filed with the district court must also be sent to counsel for the United States and counsel for the State at the following addresses:

**ANDREW "GUSS" GUARINO
U.S. Department of Justice
South Terrace, Suite 370
999 Eighteenth St.
Denver, CO 80202**

**EDWARD BAGLEY
Office of the State Engineer, Legal Division
P.O. Box 25102
Santa Fe, NM 87504**