

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

UNITED STATES OF AMERICA, ) 01CV00072 BB/WWD (ACE)  
 )  
 Plaintiff, )  
 )  
 vs. ) ZUNI RIVER ADJUDICATION  
 )  
 STATE OF NEW MEXICO, *ex rel.* )  
 State Engineer, A & R Productions, *et al.*, )  
 )  
 Defendants. )  
 \_\_\_\_\_ )

**SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER  
DISTRICT'S NOTICE OF CHANGE OF OWNERSHIP  
AND MOTION TO SUBSTITUTE**

Pursuant to the Court's Order dated July 20, 2003 (Docket No. 215), the Salt River Project Agricultural Improvement and Power District ("SRP") gives notice of a change in ownership of real property associated with water rights claims filed by SRP in the above-titled adjudication. On April 28 2005, SRP sold and conveyed its real property and all of its rights, title, and interest in and to the use of waters of the Gallup Underground Water Basin in New Mexico to Broe Land Acquisitions III, LLC ("Broe Land"), a Colorado limited liability company. The rights conveyed by SRP include without limitation Declarations of Owner of Underground Water Right ("Declaration") Nos. G-02104, G-02107, G-02108, G-02110, and G-02115.

Specifically, Declaration No. G-02104 claims 16.13 acre feet per annum of Paz Well water located in Section 32, Township 6 North, Range 16 West N.M.P.M.; Declaration No. G-02107 claims 17.74 acre feet per annum of Puertocito Well water located in Section 23, Township 5 North, Range 16 West N.M.P.M.; Declaration No. G-02108 claims 19.36 acre feet per annum of Juanito Well water located in Section 15, Township 6 North, Range 16 West N.M.P.M.; Declaration No. G-02110 claims 9.68 acre feet per annum of Salvador Well water

located in Section 21, Township 6 North, Range 15 West N.M.P.M.; and Declaration No. G-02115 claims 19.36 acre feet per annum of Chimney Well water located in Section 16, Township 5 North, Range 15 West N.M.P.M. All Declarations are for the purpose of stock and wildlife watering. Additional information on the Declarations has been filed with the Office of the New Mexico State Engineer. Furthermore, all addresses for both parties are listed below.

In addition, pursuant to Rule 25(c), Federal Rules of Civil Procedure, SRP moves this Court to enter an order for substitution of party and counsel on the following grounds:

1. On April 28 2005, SRP transferred its interest in the adjudication to Broe Land.
2. SRP and Broe Land both desire that the latter be substituted for the former as a party defendant in the Zuni River Basin Adjudication before this Court.
3. Simultaneously with the substitution of parties, the parties desire that counsel for SRP withdraw. SRP anticipates that counsel for Broe Land will soon be entering their appearance in this matter.
4. No delay in these proceedings or prejudice to any party will be caused by the requested substitution.
5. A proposed form of Order is attached hereto.

WHEREFORE, SRP requests that the Court enter an Order allowing Broe Land to be substituted for Defendant SRP, dismissing SRP, and allowing counsel for SRP to withdraw.

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**CERTIFICATE OF SERVICE**

I hereby certify that I have caused to be mailed a true and correct copy of the foregoing pleading to the following counsel of record on May 24, 2005:

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