

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

UNITED STATES OF AMERICA,)	07-cv-00681-BB
ET AL.,)	
)	
PLAINTIFFS,)	
)	
)	ZUNI RIVER BASIN
)	ADJUDICATION
v.)	
)	
)	
STATE OF NEW MEXICO)	
COMMISSIONER OF PUBLIC)	
LANDS, ET AL.,)	
)	Subproceeding 1
DEFENDANTS.)	Zuni Indian Claims

**ORDER GRANTING LEAVE TO FILE *NUNC PRO TUNC* AS OF OCTOBER 26, 2007
NOTICES OF INTENT TO PARTICIPATE, AMENDING THE SPECIAL
MASTER’S INITIAL SCHEDULING AND PLANNING ORDER
AND GRANTING LEAVE TO FILE AN ANSWER**

THIS MATTER came before the Court upon the Motion of the following persons and entities for leave to file Notices of Intent to Participate *nunc pro tunc* as of October 26, 2007, to amend the Special Master’s Initial Scheduling and Planning Order, and for leave to file an Answer: Charlie H. Allen, Gerald J. Allen, Marvin J. Allen, J. Parley Ansley, Diane S. Baretinicich Rev. Trust, Carol A. Bell, Jack E. Bell, Media A. Bell, Dana Binnion, Carol Bittner, Ross Boehm, Simmie Boehm, H. Darrell Bogart, John Bogart, Patricia D. Bogart, Charles Elwin Bond, Ellen Louise Bond, Marius Laverl Bond, Mary S. Bond, Maureen Bond, Martha A. Briggs, Wendell M. Briggs, Wendell M. and Martha A. Briggs Trust, Theodore M. Broderick, Myrna R. Lambson Burgess, Ginger Carlock, Kenneth R. Carlock, Clint Edward Carlson, Larry W. Carver, Sally L. Carver, Larry W. & Sally L. Carver Trust, Kyle Casford, R. Grant Clawson,

Clawson Farm & Ranch LLC, Jerry D. Cospers, Steve Daniels, Kitty Glanz, Frederick E. Dickey, Carol A. Dickey, Veronica L. Feagin, Afton Ruth Fisher, Gregory C. Frank, Gallup Lumber and Supply Co., Russ A. Garnaat, Kathleen Louise Bogart Gibson, Beverly Gonzales, Becky Grizzle, Henry R. (Hank) Grizzle, Brent Harelson, Karalee Harris, Gale C. Henke, Robert Ray Heine, Frances L. or James M. Herman, Hoffman Living Trust Dated 9-25-02 by DeAnn Hoffman & Karl A. Hoffman, Natalou Hyder, Trustee of Leslie Hyder Trust, Wallace H. Jackson Jr., M. Bruce Lambson, Diane Richins, Kathleen Dolly, Linda Faye Lehman, Alan & Elizabeth Lewis, Cindy Lewis, James Rankin Lewis, Sr., James R. Lewis, Jr., Jamie Lewis, Cindy Lewis, Gilbert Leyba, De Ann Leyba, Edward L. Link, Jane C. Martin, Janell Renee Martin, Lawrence Smith Martin, Anthony Charles Matkovich, Penny Carlene Matkovich, George McBeath, Mary Ann McBeath, Robert D. McClanahan, Fay B. Merrill, Robert E. Merrill, MORC Limited Partnership, Joe Milosevich, John E. Murphy, Sharon Murphy, John E. & Sharon L. Murphy Revocable Trust, Bonnie I. Myers, Martin I. Myers, Billie I. Navarre Revocable Trust, Kay Navarre Latham, Personal Representative, Colin E. O'Neill, Johanne O'Neill, Linda Vanderwagon Ortega, Irwin Pablo, Patricia Pablo, Karen Pettit, Trustee, Steven Pettit, Trustee, Leo Chester and Bessie Ruth Pollak, Ronald Porath, Marzella Porath, Sleet Raney, Julia Raney, Joseph William Schepps, Theodore B. Schnaidt, Janet Fay Scott, Jana Lee Scott, Leslie S. Reese, Louis H. Scott, Raquel Phillips-Scott, W.A. Scott, John L Selesky, Beatrice G. Selesky, Donald E. Sharp, Larry O. Smith, Jr., Rosemary Smith, Sandra Turley Spencer, George L. Strauss, Martha Jean Strauss, JoAnn Strickland, JoAnn Strickland Trust, David W. Swindle, Linda J. Swindle, Franklin Dennis Turley, Patsy Ruth Turley, Sandra Dee Turley, Richard K. White, Raymond A. Wiggins, J.E. Wilcox, Winnie Mae Wilcox, J.E. and Minnie Mae Wilcox Trust,

Tony Williams, Michelle Winfield, Robert Winfield, and the Western New Mexico Water Preservation Association.

The Court is fully advised, finds that the Motion is unopposed and well taken;

WHEREFORE IT IS ORDERED THAT

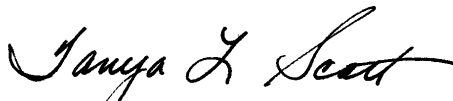
1. The Notices of Intent received by Law & Resource Planning Associates, P.C. on or before October 26, 2007 and previously filed with the Court as Doc. Nos. 124, 125, 126, 127 and 136 for the foregoing persons and entities be and hereby are deemed filed *nunc pro tunc* as of October 26, 2007.

2. That the Special Master's Initial Scheduling and Planning Order, Doc. No. 151, Section 2.2.1 is hereby amended to include all of the foregoing persons and entities as participants in the Zuni Subproceeding represented by Charles T. DuMars and Tanya L. Scott of Law & Resource Planning Associates, P.C.

3. The foregoing persons and entities shall file an Answer to the United State's Subproceeding Complaint and Statement of Claims for Water Rights on Behalf of the Zuni Indian Tribe and Zuni Allottees and an Answer to the Zuni Indian Tribe's Supplemental Subproceeding Complaint within ten days of entry of this Order.

The Honorable Bruce D. Black
United States District Judge

Approved:



Tanya L. Scott
Attorney for Movants

Approved by e-mail 2/26/08

Bradley S. Bridgewater
Attorney for United States

Approved by e-mail 2/26/08

Edward C. Bagley
Attorney for NM State Engineer

Approved by e-mail 2/27/08

Jane Marx
Attorney for the Zuni Tribe

Approved by e-mail 2/27/08

Bidtah N. Becker
Attorney for the Navajo Nation