

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA)	
and)	
NAVAJO NATION,)	No. 12cv1298 MV/WPL
Plaintiffs,)	
)	ZUNI RIVER BASIN
v.)	ADJUDICATION
)	
STATE OF NEW MEXICO, <i>ex rel.</i> STATE)	Subproceeding 2
ENGINEER, <i>et al.</i>)	Navajo Indian Claims
Defendants.)	

JOINT STATUS REPORT

The State of New Mexico *ex rel.* State Engineer (“State”), the United States of America (“United States”), the Zuni Indian Tribe (“Zuni”), and the Navajo Nation (“Navajo”) (collectively, the “Parties”), through undersigned counsel, jointly submit this Status Report to the Court pursuant to its December 21, 2015 *Order to Submit Status Report* [Doc. 370].

The current scheduling order for this subproceeding was established in the main case, No. 01cv0072 MV/WPL, August 14, 2012 *Order Granting Joint Motion to Amend Scheduling Order for Subproceeding 2* [Doc. 2803]. With the filing of the *United States’ Subproceeding Complaint and Statement of Claims for Water Rights on Behalf of, and for the Benefit of, the Navajo Nation and Navajo Allottees* [Doc.1] (Dec. 13, 2012), the Court designated Subproceeding 2 to address Navajo Indian Claims as Case No. 12cv1298 MV/WPL. The *Supplemental Subproceeding Complaint of the Navajo Nation* [Doc. 3] (Apr. 30, 2013) was timely filed. Over 200 notices of intent to participate were subsequently filed and by the October 29, 2013 *Order Vacating Scheduling Conference* [Doc. 195], the Court vacated the Scheduling Conference set for

November 26, 2013 and advised it would “enter another order either setting a new date for the scheduling conference if the Court determines such a conference is necessary, or notifying the parties of the next steps in this subproceeding.”

In Subproceeding 1 (No. 07cv00681-MV/WPL), addressing the Zuni Indian Claims, the Court vacated the subproceeding scheduling orders in order to allow the parties to pursue a negotiated settlement of the Zuni Tribe’s claims and directed the parties to submit status reports every six months. *Order Vacating Scheduling Orders and Directing Submission of Status Report* [Doc. 333] (Dec.10, 2013). Pursuant to the *Joint Status Report Concerning Progress of Negotiations* [Doc. 336] (Jun. 10, 2014) filed in Subproceeding 1, the Court was advised that it was prudent to engage the Navajo Nation in these settlement discussions, and the Nation has been a participant since that time and has participated in the joint status reports submitted by the parties in those negotiations. The Parties here are hopeful that the settlement negotiations in Subproceeding 1 will prove productive and will also result in a settlement of the claims of the Navajo Nation. The status of those negotiations was most recently reported to the Court in Subproceeding 1, *Joint Status Report Concerning Progress of Negotiations* [Doc. 342] (Dec. 15, 2015) and the Court continued the stay in Subproceeding 1, directing the parties to file a status report not later than June 15, 2016. *Order Directing Submission of Status Report* [Doc. 343] (Dec. 16, 2015).

Given the Navajo Nation’s participation in the on-going settlement discussions in Subproceeding 1, the Parties respectfully request the Court to vacate all previous scheduling orders in Subproceeding 2 in order to continue their settlement negotiations and related efforts.

Respectfully submitted:

/s/ Bradley S. Bridgewater

Bradley S. Bridgewater
U.S. Department of Justice
Suite 370, South Terrace
999 18th Street
Denver, CO 80202
Phone: (303) 844-1359
Attorney for the United States

APPROVED: 12/24/2015

Jane Marx
Jane Marx, Attorney at Law, P.C.
2825 Candelaria Rd. NW
Albuquerque, NM 87107
Phone: (505) 344-1176
Attorney for Zuni Indian Tribe

APPROVED: 12/29/2015

Arianne Singer
Special Assistant Attorneys General
Office of the State Engineer
P.O. Box 25102
Santa Fe, NM 87504-5102
Phone: (505) 827-3866
Attorneys for the State of New Mexico

APPROVED: 12/23/2015

Stanley M. Pollack
Assistant Attorney General
Navajo Nation Department of Justice
P.O. Box 2010
Window Rock, AZ 86515
Phone: (928) 871-7510
Attorney for the Navajo Nation

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on December 29, 2015, I filed the foregoing Joint Status Report electronically through the CM/ECF system, which caused CM/ECF Participants to be served by electronic means, as more fully reflected on the Notice of Electronic Filing.

AND I FURTHER CERTIFY that a copy of the foregoing was mailed to the persons listed below who are not CM/ECF Participants.

_____/s/_____
Bradley S. Bridgewater

Beverly Gonzales
1221 Country Club Dr
Gallup, NM 87301

Bernnarita Zunie Lorenzo
P.O. Box 557
Zuni, NM 87327

Anna Garcia
P.O. Box 574
Ramah, NM 87321

Ernest Joe
Box 310
Vanderwagon, NM 87326

Matthew Silva
9204 Camino del Sol NE
Albuquerque, NM 87111

Jimmie C Joe
PO Box 310
Vanderwagon, NM 87326

Dorothy Joe
P.O. Box 1577
Crownpoint, NM 87313

Peterson J Martinez
PO Box 171
Pine Hill, NM 87357

Bruce McIntyre
836 Arizona Street, SE
Albuquerque, NM 87108

Olin Thomas
PO Box 90
Gamerco, NM 87317

Rebecca Grizzle
Box 154
Vanderwagon, NM 87326

Dorothy Williams
PO Box 4061
Ya-ta-hey, NM 87375

Deborah Garcia-Sanchez
HC-32 Box 260
Quemadeo, NM 87829

Alfreda R Yazzie
500 Gomez Dr
Gallup, NM 87301

Wayne Basgal
PO Box 506
Fort Wingate, NM 87316

Laura J DuBoise
PO Box 406
Vanderwagen, NM 87326

Kevin Evan Yazzie
Box 317
Vanderwagen, NM 87326

Kelsey Beaver
Box 222
Ramah, NM 87321

Allen Geno Francisco
Box 4456
Gallup, NM 87305

Leonard C Brown
PO Box 161
Rehoboth, NM 87322

Eddie Tsosie
Box 1573
Gallup, NM 87305

Roy Garcia
PO Box 15
Pine Hill, NM 87357

Darlene Platero
281 Crestone Ave #1
Salt Lake City, UT 84115

Gloria Joe
PO Box 3712
Gallup, NM 87305

Jacqueline Woody
P.O. Box 1406
Crownpoint, NM 87313

Sarah Gray Lorge
7713 Redwood Dr. NW
Albuquerque, NM 87120

Betty K.S. Yazzie
PO Box 494
Pine Hill, NM 87357

Alice A Thomas
PO Box 2006
Gallup, NM 87305

Marilena Pino
PO Box 2485
Gallup, NM 87305

Nancy Samuels Willis
Box 342
Vanderwagon, NM 87326

Ella Martine
P.O. Box 625
Ramah, NM 87321-0625

Dah Hah Pah Narcissio
Box 314
Ramah, NM 87521

Wilhelmina Frank
PO Box 72
Sanders, AZ 86512

Elizabeth Mastimo
Box 314
Ramah, NM 87321

Orlinda D Vicenti-Johnson
PO Box 1824
Shiprock, NM 87420

Lambson Yazzie
P.O. Box 314
Ramah, NM 87321

John H Wayne
P.O. Box 415
Ramah, NM 87321

Janice Cowboy
PO Box 144
Ramah, NM 87321-0713

Yvette Bowman
243 Pennsylvania St NE
Apt. B
Albuquerque, NM 87108

Frank Beaver
PO Box 439
Pine Hill, NM 87357

Darlene Beaver
PO Box 514
Ramah, NM 87321

Susie Garcia
P.O. Box 413
Ramah, NM 87321

Mattie B Baca
PO Box 3485
Canoncito, NM 87026

Christine Castillo
PO Box 867
Jamestown, NM 87347

Victor Castillo
PO Box 867
Jamestown, NM 87347

Veda Yazzie
PO Box 6192
Gallup, NM 87305

Irvin Smith
PO Box 636
Gallup, NM 87305

Hilda Kendall
PO Box 218
Vanderwagen, NM 87326

Sarah H Adeky
PO Box 14
Pine Hill, NM 87357

Roger Pinto
BX 762
Mentmore, NM 87319

Margaret A Henio
P.O. Box #26604
Albuquerque, NM 87125

Arthur Mariano
204 Radio St.
Grants, NM 87020

Amy Margaret Natan
PO Box 263
Pine Hill, NM 87357

Lorenzo Tom
3250 Coors Blvd NW
J-116
Albuquerque, NM 87120

Veronica Platero-Tom
3250 Coors Blvd NW
J-116
Albuquerque, NM 87120

Bernard Cayatineto
P.O. Box 104
Fort Defiance, AZ 86504

Charlinda M Cayatineto
PO Box 104
Ft. Defiance, AZ 86504

Phoebe Martine Grimley
P.O. Box 19
Cochiti Pueblo, NM 87072

Judy Jose
P.O. Box 32
Ramah, NM 87321

Roie Jaque
P.O. Box 80653
Phoenix, AZ 85060

Bessie Curley
P.O. Box 282
Ramah, NM 87321

Dolores Shorts
23 SE . Ray Rd.
#1108
Chandler, AZ 85225

Sandra Montoya
P.O. Box 1107
Magdalena, NM 87825-1107

Bertha Martine
PO Box 132
Pine Hill, NM 87357

Calvin Martine
PO Box 694
Ramah, NM 87321

Linda Martine
PO Box 253
Pine Hill, NM 87357

Amelia Martinez
PO Box 132
Pinehill, NM 87357

Lori A. Martinez
PO Box 132
Pine Hill, NM 87357

Patchi V Coho
PO Box 514
Ramah, NM 87321

Mae L Beaver
PO Box 514
Ramah, NM 87321

Regina Brown
PO Box 597
Heyburn, ID 83336

Melvin Brown
PO Box 597
Heyburn, ID 83336

Annie Lee
3618 Dawes Dr.
Dallas, TX 75211-6112

Harris Skeet
PO Box 337
Pine Hill, NM 87357

Jennette Jose
P.O. Box 292
Pinehill, NM 87357

Delphino Max Antonio
P.O. Box 148
Ramah, NM 87321-0148

Tony Skeet
P.O. Box 154
Pine Hill, NM 87357

Rosemary Maria
Box 133
Pine Hill, NM 87357

Ethelyn Jake
724 Kevin Drive
Gallup, NM 87301

Anderson Platero
P.O. Box #415
Crownpoint, NM 87313

Martha Talayumptewa
P.O. Box 342
Gallup, NM 87305

Marshall Jones
575 Baker Avenue
Gallup, NM 87301

John Jekielek
PO box 241
Ft. Wingate, NM 87316

Wilson Skeet
P.O. Box 940
Church Rock, NM 87311

Darylen Jekielek
PO box 241
Ft. Wingate, Nm 87316

Kaynawane Latham
P.O. Box 174
Grants, NM 87030

Jimmy B Smith
P.O. box 4234
Gallup, NM 87305

Ethel A Platero
P.O. Box 1684
Crownpoint, NM 87313

John Bogart
2204 Foothill Drive SW
Albuquerque, NM 87105

Wilbert Samuels
P.O. Box 714
Fort Defiance, AZ 86504

H. Darrell Bogart
PO Box 698
Fence Lake, NM 87315

Verna Ann Begay
Box 1043
Church Rock, NM 87311

Patricia D Bogart
PO Box 698
Fence Lake, NM 87315

Joe Lee Gray-Benito
PO Box 122
Church Rock, NM 87311

Michael Begay
PO BOX 471
Ramah, NM 87321

Raymond Yazzie
P.O. Box 140
Rehoboth, NM 87322

Karolena Eriacho Begay
PO box 471
Ramah, NM 87321

Nora Joe
PO Box 140
Rehoboth, NM 87322

Adrian R Bond
BOX 69
Manassa, CO 81141

Brenda Benally
PO box 951
Gallup, NM 87305

Kathleen Bogart Gibson
PO Box 683
Fence Lake, NM 87315

Elwin Bond
P.O. Box 845
Ramah, NM 87321-0845

Marius Bond
Box 284
Ramah, NM 87321

Ben Henio
PO Box 1238
Thoreau, NM 87323

Anthony Matkovich
PO Box 2547
Gallup, NM 87305

Mae Martine
PO Box 537
Pinehill, NM 87357

Diane Baretinicich
501 S. Country Club Dr.
Gallup, NM 87301-6015

Carol Ann Rauschke
HC 61 Box 3012
Ramah, NM 87321

Angela Baca
P.O. Box 3834
Milan, NM 87021

John B Davey
602 Edith S.E.
Albuquerque, NM 87102

Lawrence Baca
P.O. Box 3834
Millan, NM 87020

Lucy C Francisco
PO Box 3941
Gallup, NM 87305

Cecil Eriacho
HC 61 Box 11
Ramah, NM 87321

Naomi Coho
PO Box 296
Pine Hill, NM 87357

Alfredrita Martinez Kahn
P.O. Box 343
McNary, AZ 85930

Bennie Thomas
Box #72
Gamera, NM 87317

Alexis Mahooty
HC 61 Box 11
Ramah, NM 87321

Beverly Jean Brooks
HC 61 Box 1024
Ramah, NM 87321

Letia Miller
120 N. 300 W
American Fork, UT 84003

Thelma J Jose
PO Box 82
Ramah, NM 87321

Joseph F Neas
566 Hwy 165
Placitas, NM 87043

Pierce Randolph
PO box 183
Gallup, NM 87305

Susan S Neas
566 Hwy 165
Placitas, NM 87043

Penny Matkovich
PO Box 2547
Gallup, NM 87305

Jeanette J Willie
Box 340
Vanderwagan, NM 87326

Leona Faye Thomas
PO Box 705
Fence Lake, NM 87315

Donald E Sharp
PO Box 810
Ramah, NM 87321

Alvina Thompson
PO Box 85
Smith Lake, NM 87365

Dorothy Lambson
PO Box 97
Ramah, NM 87321

Bob Beaver
PO Box 514
Ramah, NM 87357

Lula Boyd
PO Box 1123
Gallup, NM 87305

Charlie Beaver
PO Box 514
Ramah, NM 87321

John E Baker
P.O. Box 664
Fence Lake, NM 87315

Irene Smith
PO Box 175
Vanderwagen, NM 87326

Janet Scott
800 North Madison Dr
Payson, AZ 85541

Lily Joe
PO Box 4328
Gallup, NM 87305

Lee Pino
PO Box 884
Ganado, AZ 86505

Lucy Toledo
9715 Toscali Ct. SW
Albuquerque, NM 87121

Melinda Yazzie-Cisneroz
2459 Florencita Ave
Montrose, CA 91020

Maureen L Bond
PO Box 312
Ramah, NM 87321

Rudy Garcia
202 Adams Avenue
Grants, NM 87020

Michael Skeets
PO Box 1123
Gallup, NM 87305

Karl A Hoffman
P.O. Box 707
Fence Lake, NM 87315

Charlie Allen
563 A SR 278
Grady, NM 88120

Lorita Skeet
Box #337
Pine Hill, NM 87357

Jane C Martin
563 A SR 278
Grady, NM 88120

Rozena Dawn Pinto
P.O Box 1592
Tahatchi, NM 87325

Veronica Feagin
1221 Country Club Dr
Gallup, NM 87301

Regina Pinto-Hale
PO box 2557
Tuba City, AZ 86045

Roy Talker
PO Box 2380
Gallup, NM 87305

Reagan Wytsalucy
P.O. Box 1593
Zuni, NM 87327

Shanice Harris
PO Box 2380
Gallup, NM 87305

Shundiin Harris
PO box 2380
Gallup, NM 87305

Travis Cotto
PO Box 238
Ramah, NM 87321

Pearl Kay Chatto
3357 Cerrillos RD
#136
Santa Fe, NM 87507

Edward Lynn Link
7319 Lew Wallace Dr. NE
Albuquerque, NM 87109

David Johnson
21618 N. 55th Dr
Glendale, AZ 85308

Christy Johnson
21618 N. 55th Dr
Gendale, AZ 85308

Darnell Maria
PO box 05
Pinehill, NM 87357

Ida Coho
PO Box 238
Ramah, NM 87321

Imogene Maria
PO Box 171
Ramah, NM 87321

Selita Ellsworth
PO Box 116
Vanderwagen, NM 87326

Rita Skeet
PO Box 337
Pine Hill, NM 87357

Edwardlie Garcia
221 N. Allen
Oklahoma City, OK 73107

Linda Coho
2118 Marvonne Rd.
Lawrence, KS 66046

Yvonne Eva Pino
P/O Box #391
Pinehill, NM 87357

Louis Harold Scott
4449 West 18th Lane
Yuma, AZ 85364

Racquel Scott
4449 West 18th Lane
Yuma, AZ 85634

W.A. Scott
800 North Madison Dr
Payson, AZ 85541

Pauline Dennison
9 Hamilton St
Providence, RI 02907

Charlotte Cayatineto
PO Box 215
Towaoc, CO 81334