

DISTRICT COURT
SAN JUAN COUNTY NM
FILED *MS*

Exhibit 4

2009 JUN 24 PM 1 15

STATE OF NEW MEXICO
SAN JUAN COUNTY
ELEVENTH JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO, ex rel.)
STATE ENGINEER,)
)
Plaintiff,)
)
v.)
)
THE UNITED STATES OF AMERICA,)
Et Al.)
)
Defendants)
)
v.)
)
THE JICARILLA APACHE TRIBE and the)
NAVAJO NATION,)
)
Defendant-Interveners)

NO: CV-75-184

Honorable Rozier E. Sanchez
District Judge Pro Tempore

SAN JUAN RIVER STREAM SYSTEM
ADJUDICATION

La Plata River Section

DISCLAIMER OF INTEREST

INSTRUCTIONS: Complete this Disclaimer of Interest ("Disclaimer") form only if you are named on a Summons but do not claim any state law water rights in the La Plata River Section of the San Juan River Stream System Adjudication. After completing the form, mail or hand-deliver the original to Court and mail a copy of it to the State's attorney at the addresses provided below. If you do claim an existing water right in the La Plata River Section, or if you have a permit issued by the Office of the State Engineer, do not complete this form. Instead, complete and file a Notice of Claim ("NOC").

A "water right" can only be acquired in accordance with law. For purposes of this adjudication, a valid "water right" under state law is a property right that gives the owner of such right:

- (a) The right to divert surface water from a river, stream, arroyo, or other surface watercourse¹ for the purpose of appropriating the water and applying it to a beneficial use (such as irrigation, domestic, or commercial uses); and/or
- (b) The right to pump groundwater from a well or to otherwise extract groundwater for the purpose of appropriating the water and applying it to a beneficial use (such as irrigation, domestic, or commercial uses).

* **New Owner Information:** If you sold or gave your water right to someone else, please identify in the space below the new owner's name, address, and telephone number, if known.

Victoria Johnson

¹ The water may be diverted into a ditch, acequia, or other structure.

Ceryl A. Bailey
P.O. Box 772
Flora Vista NM 87415

I, Cheryl A. Bailey (print name), have no state law water rights in the La Plata River Section of the San Juan Adjudication as of the date indicated below, and I certify that I:

(1) filed this form with the Court by mailing or hand-delivering it to

*Water Rights Adjudication Clerk
Eleventh Judicial District
103 South Oliver Dr.
Aztec New Mexico 87410*

and

(2) served the State with a copy of the completed form by mailing it to:

*Jennifer Lecker
Office of the State Engineer
P.O. Box 25102
Santa Fe, New Mexico 87504-5102*

Cheryl A. Bailey
Signature

Date: 6-23-09

Name:

Cheryl A. Bailey

Address:

P.O. Box 772 Flora Vista, NM 87415

Telephone #:

(505) 860-0207

Email:

CoolestKids@yahoo.com