

SAN JUAN COUNTY NM  
FILED  
2010 APR 7 PM 2 11  
Dm

STATE OF NEW MEXICO  
THE ELEVENTH JUDICIAL DISTRICT COURT  
SAN JUAN COUNTY

STATE OF NEW MEXICO, *ex rel.* STATE ENGINEER,

Plaintiff,

vs.

THE UNITED STATES OF AMERICA, *et al.*,

Defendants,

THE JICARILLA APACHE TRIBE AND THE  
NAVAJO NATION,

Defendant-Intervenors.

CV-75-184  
JAMES J. WECHSLER  
Presiding Judge

SAN JUAN RIVER  
GENERAL STREAM  
ADJUDICATION

**MOTION FOR COUNSEL FOR THE STATE TO APPEAR  
BY VIDEO CONFERENCE AT THE MAY 7, 2010 HEARING**

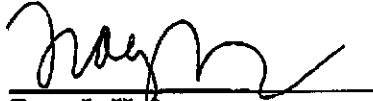
COMES NOW Plaintiff, the State of New Mexico ("State") and moves this Court to permit Tracy Hofmann and Barbara Brill, counsel for the State, to appear by video conference from the Judicial Information Division in Santa Fe at the May 7, 2010 hearing to be held in Aztec, New Mexico. The grounds for this motion are stated as follows:

1. The Office of the State Engineer is on severe travel restrictions due to budget cutbacks.
2. Counsel participated in the Working Session via video conference, which saved the agency significant travel time and expense.
3. The May 7, 2010 hearing is a follow-up to the March 19, 2010 Docket Call and should therefore may not last more than one hour. It would save significant expense for the State to appear by video conference for a relatively short hearing.

DAA

WHEREFORE, the State respectfully requests that the Court grant leave for Tracy Hofmann and Barbara Brill, counsel for the State, to appear by video conference at the May 7, 2010 Hearing.

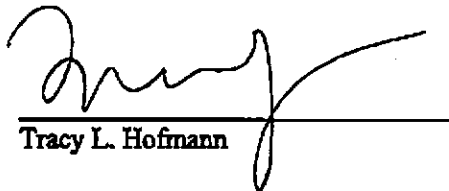
Respectfully submitted,



Tracy L. Hofmann  
Special Assistant Attorney General  
New Mexico Office of the State Engineer  
P.O. Box 25102  
Santa Fe, NM 87504-5102  
(505) 827-6150  
Attorney for Plaintiff State of New Mexico  
*ex rel.* State Engineer

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the *Motion for Counsel to Appear by Video Conference at the May 7, 2010 Hearing*, along with a copy of this Certificate of Mailing, were mailed this 7 day of April, 2010 by first class mail to the parties list on Attachment A.



Tracy L. Hofmann

DAVID B. ALLYN  
P.O. BOX 385  
LA PLATA, NM 87418-0385

SHERRILL M. ARVISO  
P.O. BOX 452  
LA PLATA, NM 87418-0452

JERRY A. BAIRD  
989 HWY. 140  
HESPERUS, CO 81326

MARIO A. BERNARDONE  
21 ROAD 1740  
FARMINGTON, NM 87401

LAUREN RENEE POWERS CRANE  
595 CREEKSIDE COURT  
GRAND JUNCTION, CO 81503

GEORGE DENNISON  
P.O. BOX 321  
LA PLATA, NM 87418

SHIRLEY F. DORSETT  
616½ N. MONTEREY AVENUE  
FARMINGTON, NM 87401

RICHARD D. ELLIS  
SOSTENES M. ELLIS  
1209 N. GIBSON  
FARMINGTON, NM 87401-3570

DOUGLAS FOUTZ  
MILDRED FOUTZ  
606 S. MILLER AVENUE  
FARMINGTON, NM 87401-7401

LINDA DALE FULLER  
W.L. FULLER  
1320 HWY 170  
LA PLATA, NM 87418

CHAD W. FULLER  
JAMI M. FULLER  
1322 HWY 170  
LA PLATA, NM 87418-7418

CYNTHIA D. GAY  
VERNON E. GAY  
P.O. BOX 483  
LA PLATA, NM 87418

DAVID J. HARRIS  
DAWN S. HARRIS  
23 RD 1799  
FARMINGTON, NM 87401-7401

JUDITH A. LAKE  
KENNETH M. LAKE  
14 RD 1768  
FARMINGTON, NM 87401-7401

MARSHA L. LENOCKER  
MICHAEL D. LENOCKER,  
P.O. BOX 308  
LA PLATA, NM 87418-7418

MAUDIE LEPPERT  
1324 HWY 170  
LA PLATA, NM 87418

DAVID J. MCFARLAND  
LISA ANNE MCFARLAND  
BECKY LYNNE TOWLE  
P.O. BOX 1703  
FARMINGTON, NM 87499-7499

MCGEE REAL ESTATE HOLDINGS LLC  
c/o LAVOY MCGEE  
501 WEST 30TH STREET  
FARMINGTON, NM 87401

DONNA L. METCALF  
c/o GINNY NORRIS  
61 CR 1305  
LA PLATA, NM 87418

LEE MONTOYA  
LELIA C. MONTOYA  
P.O. BOX 396  
HAWTHORNE, NV 89415

DAVID A. PARTAIN  
MARLYN PARTAIN  
356 CRN 1191  
LA PLATA, NM 87418-0361

JANET S. PHIPPS  
387 COYOTE LANE, SE  
ALBUQUERQUE, NM 87123

GEORGE A. PHIPPS, JR.  
6737 RANCHITOS ROAD  
ALBUQUERQUE, NM 87109

ROSE ROME  
176 QUAKER STREET  
GOLDEN, CO 80401

GARY G. TURNER  
MARYLYN M. TURNER  
P.O. BOX 390  
LA PLATA, NM 87418

JOE J. VERCE ESTATE  
1140 EAST 2ND AVENUE #15  
DURANGO, CO 81301-1301

MELANIE WILLIAMS VERCE  
JOSEPH JAMES VERCE, JR.  
c/o THEODORE TUTTLE  
43 ANIMAS PLACE  
DURANGO, CO 81301-4339