

STATE OF NEW MEXICO
COUNTY OF SAN JUAN
ELEVENTH JUDICIAL DISTRICT

DISTRICT COURT
SAN JUAN COUNTY NM
FILED
2013 MAY -6 AM 11: 20

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

Plaintiffs,

v.

THE UNITED STATES OF AMERICA et al.,

Defendants.

D-1116-CV-75-184
Honorable James J. Wechsler
Presiding Judge

San Juan River Adjudication

Cause No. AB-07-1
Claims of the Navajo Nation

DESCRIPTIVE SUMMARY: Defendants B Square Ranch, LLC et al.'s Errata Notice to Motion that Settling Party Navajo Nation Waived and Relinquished Its Winter Rights when Navajo Indian Irrigation Project was Built

NAME OF PARTY: Defendants B Square Ranch, LLC et al.

NUMBER OF PAGES: 2

DATE OF FILING: May 6, 2013 by electronic service and May 6, 2013 with Court Clerk.

DEFENDANTS B SQUARE RANCH, LLC ET AL.'s
ERRATA NOTICE TO MOTION THAT SETTLING PARTY
NAVAJO NATION WAIVED AND RELINQUISHED ITS
WINTER RIGHTS WHEN NAVAJO INDIAN IRRIGATION PROJECT
WAS BUILT

Pursuant to the Third Amended Order Granting Motions to Extend Deadlines and Setting Schedule Governing Discovery and Remaining Proceedings filed March 15, 2013 ("Third Amended Order") and Rule 1-056 NMRA 2013, "Summary Judgment", Defendants B Square Ranch, LLC et al. moved for entry of an order and judgment in the above-styled action that the Settling Party Navajo Nation (formerly known as the Navajo Tribe) waived and relinquished its rights under the "Winter Rights Doctrine" (as

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hereinafter defined) as consideration for the building of the Navajo Indian Irrigation Project ("NIIP"). This Motion was filed on April 15, 2013 in the above-styled action.

An error was made in the identification of Defendants B Square Ranch, LLC et al. in one paragraph of the subject Motion. In order to make the subject Motion read consistently and accurately, it is necessary to correct this error.

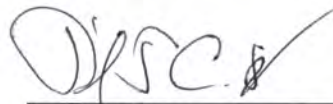
Please delete the word "Plaintiffs" as the first word on line 1 of the second full paragraph of Page 2 of the Motion with the phrase "Defendants B Square Ranch, LLC et al."

The first line of this paragraph should be corrected to read as follows:

"Defendants B Square Ranch, LLC et al. are filing this Motion for the Court to determine that the Settlement Agreement between the State of New Mexico ex rel. State Engineer, the United States of America and the Navajo Nation was not the product of good faith, arms-length negotiations between these Settling Parties."

Respectfully submitted,

TULLY LAW FIRM, P.A.



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