

2018 MAY 21 PM 3:32

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

STATE OF NEW MEXICO,	)	
	)	CV-75-184
<i>ex. rel.</i> State Engineer,	)	HON. JAMES J.
Plaintiff	)	WECHSLER
vs.	)	
	)	SAN JUAN RIVER
THE UNITED STATES OF AMERICA, et al.,	)	ADJUDICATION
	)	
vs.	)	
	)	
THE JICARILLA APACHE TRIBE, and the	)	
NAVAJO NATION,	)	
Defendant-Intervenors.	)	
_____	)	

**ORDER CONCERNING BRIEFING ON THE FIFTH  
AMENDED CASE MANAGEMENT ORDER**

This matter came before the Court on the Court's order requesting briefing by any party who wished the Court to consider any modification or amendment to the Fifth Amended Case Management Order (Fifth CMO) governing the process for adjudication water rights in this adjudication. The State of New Mexico and the Navajo Nation filed proposed modifications, and the State, the Navajo Nation, the United States, the Middle Rio Grande Conservancy District, Albuquerque Bernalillo Water Utility Authority, Arizona Public Service Company, Cities of Aztec, Bloomfield, and Farmington, Gary L. Horner, San Juan Water Commission, and Ute Mountain Ute Tribe filed response briefs. The Court held argument on the briefs on May 7, 2018.

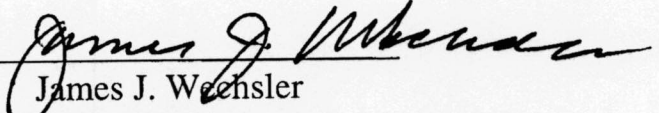
The Court, having considered the proposed modifications to the Fifth CMO, the briefs of the parties, and the arguments of the parties, **ORDERS** that

- (1) no action to modify or amend the Fifth CMO shall be taken at this time;  
and

(2) by July 21, 2018, the State shall file a proposed plan to begin and complete a hydrographic survey of the San Juan Mainstem.

After the State files its plan, the Court will conduct a working session to address the plan, the manner in which the adjudication will proceed, and the service of process upon and notice to claimants in the basin.

**IT IS SO ORDERED.**

  
James J. Wechsler  
Judge Pro Tempore