

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

DISTRICT COURT
SAN JUAN COUNTY NM
FILED
2010 DEC 3 AM 9 36
pm

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

NOTICE OF RECEIPT OF CLAIMANTS' REJECTIONS

COMES NOW Plaintiff, the State of New Mexico ("State") by and through its counsel and, pursuant to the Court's direction, attaches the rejection forms submitted to the State by the claimants for the following subfiles:

AF-1-68 SJLP-002-0009

AF-1-69 SJLP-002-0010

AF-1-78 SJLP-003-0006

AF-1-80 SJLP-003-0009

AF-1-82 SJLP-003-0011

AF-1-88 SJLP-003-0017

AF-1-113 SJLP-003-0042

AF-1-122 SJLP-003-0051

AF-1-168 SJLP-004-0026

AF-1-131 SJLP-004-0027

Dkfd ✓

AF-1-174 SJLP-004-0035C
AF-1-596 SJLP-004-0041A
AF-1-206 SJLP-005-0027
AF-1-208 SJLP-005-0028B
AF-1-210 SJLP-005-0031
AF-1-495 SJLP-005-0044
AF-1-217 SJLP-005-0054
AF-1-218 SJLP-005-0066
AF-1-261 SJLP-006-0006
AF-1-136 SJLP-006-0008
AF-1-269 SJLP-006-0016
AF-1-273 SJLP-006-0020
AF-1-135 SJLP-007-0050
AF-1-137 SJLP-007-0072
AF-1-339 SJLP-007-0073
AF-1-371 SJLP-008-0033
AF-1-419 SJLP-008-0086
AF-1-452 SJLP-008-0117
AF-1-472 SJLP-009-0021A
AF-1-476 SJLP-009-0026

The State did not receive rejection forms the following subfiles, but the claimants telephonically rejected the State's proposed Consent Order.

AF-1-67 SJLP-002-0008

AF-1-588 SJLP-002-0010B

AF-1-488 SJLP-004-0052

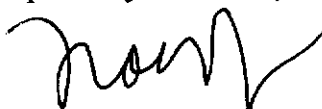
AF-1-410 SJLP-008-0076

AF-01-418 SJLP 008-0085

Claimants have not filed rejections for the remaining open subfiles because the State has been unable to serve them and is therefore publishing against them, because new ownership requires service of a settlement packet, or because the claimant has failed to file a rejection, and the State will file a Motion for Entry of Consent Order.

The State notes that the basis for a claimant's rejection may have evolved since the claimant submitted a rejection form following conversations with the State by telephone or during a field check of the property.

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

2-23, 2011, 9-26, 5-66, 8-17

**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
Name(s):
Court File No.:
OSE Subfile No.:

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order. After completing the form, mail it to:

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

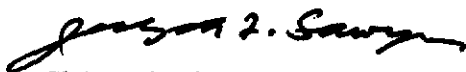
Do not file this form with the Court.

Joseph F. Sawyer, Deputy County Attorney
I, for San Juan County, New Mexico (print name)¹ reject the State's proposed Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage
- Incorrect Acreage Location
- Incorrect Priority Date(s)
- Incorrect Ditch
- Incorrect Purpose of Use
- Incorrect Rate of Flow
- Other (Explain): Paragraph 4 does not accurately describe the extent of San Juan County's claims to water rights in the La Plata Section.

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.



Date: 5-15-2008

Claimant's Signature

Name: Joseph F. Sawyer, Deputy County Attorney

Address: 100 S. Oliver Drive
Aztec, NM 87410

Telephone #: (505) 334-4301

Email: jsawyer@sjcounty.net

STATE OF NEW MEXICO
 SAN JUAN COUNTY
 ELEVENTH JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO, et al.
 STATE ENGINEER,

Plaintiff,

v.

THE UNITED STATES OF AMERICA,
 Et Al.

Defendants

v.

THE HCARILLA APACHE TRIBE and the
 NAVAJO NATION,

Defendant-Interveners

NO. CV-75-104

Honorable Romeo E. Sanchez
 District Judge Pro Tempore

SAN JUAN RIVER STREAM SYSTEM
 ADJUDICATION

La Plata River Section

Name(s):

Court File No.:

OSE Subfile No.:

2-10

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order.
 After completing the form, mail it to:

Bruce Frederick
 Office of the State Engineer
 P.O. Box 25102
 Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, JAM. C. TRUBY (print name)¹ reject the State's proposed
 Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s)
 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow

Other (Explain):

I do not understand location and priority. Priority is not defined in document. I reserve the right to protect other parts of this document after I have had the

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

objections defined.
 Jam

OSE LEGAL SERVICES DIVISION

DATABASE UPDATED 3/6/04
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You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

Tom C. Talley

Date: *4/26/07*

Claimant's Signature

Name:

TOM C. TALLEY

Address:

*10015 CR250
Durango, Colo 81301*

Telephone #:

970-247-1879

Email:

*I had requested a field survey
in May and again in June of
2006.*

Tom

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

Name(s): Patrick M. Walters
 Joleen H. Walters

Court File No.: AF-01-78, AF-01-88, AF-01-113,
 & AF-01-131

OSE Subfile No.: SJRP-~~0006~~, 0017,
 0047, and SJLR-004-0027

REJECTION OF STATE'S OFFER

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 After completing the form, mail it to:

Bruce Frederick
 Office of the State Engineer
 P.O. Box 25102
 Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, Patrick M. Walters (print name)¹ reject the State's proposed
 Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage
- Incorrect Acreage Location
- Incorrect Priority Date(s)
- Incorrect Ditch
- Incorrect Purpose of Use
- Incorrect Rate of Flow
- Other (Explain): Amounts not consistent with 1948 decrees, locations and amounts of irrigated acres not correct. Priority dates, rates of flow, amount of water, etc should be same as prior decrees. I authorize Robert E. Oxford to help me negotiate my water rights.

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

OSE LEGAL SERVICES DIVISION

DATABASE UPDATED 3/20/07

C

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

x *Pat Walter*

Date: 3-23-7

Claimant's Signature

Name:

Address:

Telephone #:

Email:

Patrick M. Walters

P.O. Box 299

La Plata, NM 87418-0299

505-323-9077

mjeenialt@earthlink.net

STATE OF NEW MEXICO
 SAN JUAN COUNTY
 ELEVENTH JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO, ex rel. STATE ENGINEER,)	
)	
Plaintiff,)	
	)	NO: CV-75-184
v.)	
	)	Honorable Rozier E. Sanchez District Judge Pro Tempore
THE UNITED STATES OF AMERICA, Et Al.)	
	)	SAN JUAN RIVER STREAM SYSTEM ADJUDICATION
Defendants)	
	)	La Plata River Section
v.)	
	)	Name(s):
THE JICARILLA APACHE TRIBE and the NAVAJO NATION,)	
	)	Court File No.:
Defendant-Interveners	)	OSE Subfile No.: SJLP-003-0009

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order. After completing the form, mail it to:

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

Do not file this form with the Court.

I, JAMES CURTIS WALTERS (print name) reject the State's proposed Consent Order for the following reason(s) (check all boxes that apply):

Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s)
 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow
 Other (Explain):

THE INDIAN DITCH HAS BEEN USED FOR 48 YEARS TO WATER PASTURE AND TREES AT THE RESIDENCE AT 1515 LA PLATA HWY.

Cent Walters

Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

Curt Walters

Date: ~~12~~ 12-29-08

Claimant's Signature

Name:

CURT WALTERS

Address:

P.O. BOX 620

SEDONA, AZ 86339

Telephone #:

928-282-3018

Email:

curt@altaps@sedona.net

STATE OF NEW MEXICO
 SAN JUAN COUNTY
 ELEVENTH JUDICIAL DISTRICT COURT

3-11

STATE OF NEW MEXICO, ex rel. STATE ENGINEER,)	
)	
Plaintiff,)	
	)	NO: CV-75-184
v.)	
	)	Honorable Rozier E. Sanchez District Judge Pro Tempore
THE UNITED STATES OF AMERICA, Et Al.)	
	)	SAN JUAN RIVER STREAM SYSTEM ADJUDICATION
Defendants)	
	)	La Plata River Section
v.)	
	)	Name(s):
THE JICARILLA APACHE TRIBE and the NAVAJO NATION,)	
	)	Court File No.:
)	
Defendant-Interveners	)	OSE Subfile No.:
)	

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order.
 After completing the form, mail it to:

Tracy Hofmann
 Office of the State Engineer
 P.O. Box 25102
 Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, JAMES CURTIS WATKINS (print name)¹ reject the State's proposed
 Consent Order for the following reason(s) (check all boxes that apply):

Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s)
 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow
 Other (Explain): The Area that is identified with my surface water rights, on the aerial view map, is incorrect. It is incorrect because we have used the surface water rights since 1960 on the 1.4 acres adjacent to the identified parcel in green (STLP-003-00113 1.4ac). This surface water (Indian Ditch) has also been continuously used for livestock, since 1960.

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.



Date: MARCH 13, 2009

Claimant's Signature

Name: JAMES CURTIS WALTERS

Address: P.O. BOX 620
SEDONA, AZ 86339

Telephone #: 928-282-3019

Email: JCWalters@esedona.net

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

Name(s): Patrick M. Walters
 Joleen H. Walters

Court File No.: AF-01-98, AF-01-88, AF-01-113,
 & AF-01-131

OSE Subfile No.: SJRP-003-0006, [redacted],
 0042, and SJLR-004-0027

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 After completing the form, mail it to:

Bruce Frederick
 Office of the State Engineer
 P.O. Box 25102
 Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, Patrick M. Walters (print name)¹ reject the State's proposed
 Consent Order for the following reason(s) (check all boxes that apply):

Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s) ___
 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow
 ___ Other (Explain): Amounts not consistent with 1948 decree. Locations
 and amounts of irrigated acres not correct. Priority dates, rates
 of flow, amount of water, etc should be same as prior decrees.
 I authorize Robert E. Oxford to help me negotiate my water rights.

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OSE LEGAL SERVICES DIVISION

DATABASE UPDATED 3/20/07
 C

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

* *Pat Walter*

Date: 3-23-7

Claimant's Signature

Name:

Patrick M. Walters

Address:

*P.O. Box 299
La Plata, NM 87418-0299*

Telephone #:

505-323-9077

Email:

jeentwalt@earthlink.net

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
 Name(s): Patrick M. Walters
 Joleen H. Walters
 Court File No.: AF-01-78, AF-01-88, AF-01-113,
 & AF-01-131
 OSE Subfile No.: SJRP-003-0006, 0017,
~~0018~~ and SJLP-004-0027

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

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I, Patrick M. Walters (print name)¹ reject the State's proposed
 Consent Order for the following reason(s) (check all boxes that apply):

Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s)
 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow
 Other (Explain): Amounts not consistent with 1948 decrees. Locations and amounts of irrigated acres not correct. Priority dates, rates of flow, amount of water, etc should be same as prior decrees. I authorize Robert E. Oxford to help me negotiate my water rights.

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OSE LEGAL SERVICES DIVISION

DATABASE UPDATED 3/20/07
 C

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x *Pat Walter*

Date: 3-23-7

Claimant's Signature

Name:

Patrick M. Walters

Address:

*P.O. Box 299
La Plata, NM 87418-0299*

Telephone #:

505-328-9077

Email:

jeffwalt@earthlink.net

STATE OF NEW MEXICO
 SAN JUAN COUNTY
 ELEVENTH JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO, ex rel. STATE ENGINEER,)	
)	
Plaintiff,)	
	)	NO: CV-75-184
v.)	
	)	Honorable Rozier E. Sanchez
	)	District Judge Pro Tempore
THE UNITED STATES OF AMERICA, Et Al.)	
	)	SAN JUAN RIVER STREAM SYSTEM
Defendants	)	ADJUDICATION
	)	La Plata River Section
v.	)	Name(s): NICKLES ^{Brothers,} BORTERS, INC.
)	
THE JICARILLA APACHE TRIBE and the NAVAJO NATION,)	
	)	Court File No.: AF-01-122
)	
Defendant-Interveners)	OSE Subfile No.: SJLP-003-0051
)	

REJECTION OF STATE'S OFFER

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Tracy Hofmann
 Office of the State Engineer
 P.O. Box 25102
 Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, Ronald Nickles, Pres. Nickles Brothers, Inc. (print name)¹ reject the State's proposed Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s)
 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow
 Other (Explain): A letter of reply to offer dated Jan 13, 2009 accompanies this rejection. (The reply letter indicates) what might be acceptable but offer also ignores Supplement WATER AS shown on Page 93 and 377 of Echo Decree from Murphy Arroyo (copy enclosed)

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You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

Charles D. Nickles

Date: *7-5-09*

Claimant's Signature

Name:

Nickles Bros. Inc,

Address:

Donald Nickles, President

Telephone #:

1412 Highway 170, La Plata, NM 87418

Email:

505-328-0540

2-23, 29- [redacted], 9-26, 5-66, 8-17

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

Name(s):

Court File No.:

OSE Subfile No.:

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Office of the State Engineer
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Santa Fe, New Mexico 87504-5102

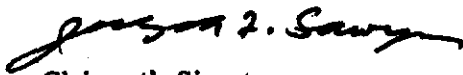
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Joseph F. Sawyer, Deputy County Attorney
I, for San Juan County, New Mexico (print name)¹ reject the State's proposed
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 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow
 Other (Explain): Paragraph 4 does not accurately describe the extent of
San Juan County's claims to water rights in the La Plata Section.

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Date: 5-15-2008

Claimant's Signature

Name: Joseph F. Sawyer, Deputy County Attorney

Address: 100 S. Oliver Drive
Aztec, NM 87410

Telephone #: (505) 334-4301

Email: jsawyer@sjcounty.net

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

Name(s): Patrick M. Walters
 Joleen H. Walters

Court File No.: AF-01-78, AF-01-88, AF-01-113,
 & AF-01-131

OSE Subfile No.: SJRP-003-0006, 0017,
 0047, and SJLR-00-~~0007~~

REJECTION OF STATE'S OFFER

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 P.O. Box 25102
 Santa Fe, New Mexico 87504-5102

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 Consent Order for the following reason(s) (check all boxes that apply):

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 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow
 Other (Explain): Amounts NOT consistent with 1978 decrees, locations and amounts of irrigated acres NOT correct, Priority dates, rates of flow, amount of water etc should be same as prior decrees. I authorize Robert E. Oxford to help me negotiate my water rights.

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OSE LEGAL SERVICES DIVISION

DATABASE UPDATED 3/20/07

C

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

x *Pat Walter*

Date: 3-23-7

Claimant's Signature

Name:

Patrick M. Walters

Address:

*P.O. Box 299
La Plata, NM 87418-0299*

Telephone #:

505-323-9077

Email:

102nm1t@earthlink.net

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
)
) Name(s): *Leota Marie Tesby*
)
) Court File No.:
)
) OSE Subfile No.: *51P-004-0035-C*
)
)

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order. After completing the form, mail it to:

Tracy Hofmann
 Office of the State Engineer
 P.O. Box 25102
 Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, *Leota Marie Tesby* (print name)¹ reject the State's proposed Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage
- Incorrect Acreage Location
- Incorrect Priority Date(s)
- Incorrect Ditch
- Incorrect Purpose of Use
- Incorrect Rate of Flow
- Other (Explain): *Robert E. Oxford will be helping me negotiate my water rights at the next field meeting.*

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

Reata Marie Truby
Claimant's Signature

Date: 4-5-'08

Name:

Reata Marie Truby

Address:

*PO Box 215
La Plata, NM 87418*

Telephone #:

Email:

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

STATE OF NEW MEXICO, ex rel. STATE ENGINEER,)	
)	
Plaintiff,)	
	)	NO: CV-75-184
v.)	
	)	Honorable Rozier E. Sanchez District Judge Pro Tempore
THE UNITED STATES OF AMERICA, Et Al.)	
	)	SAN JUAN RIVER STREAM SYSTEM ADJUDICATION
Defendants)	
	)	La Plata River Section
v.)	
	)	Name(s):
THE JICARILLA APACHE TRIBE and the NAVAJO NATION,)	
	)	Court File No.:
Defendant-Interveners	)	OSE Subfile No.: 4-41
)	

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order. After completing the form, mail it to:

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

Do not file this form with the Court.

AKA *RITA Jean Jaquez Arnold*

I, *RITA J. Ingram* (print name)¹ reject the State's proposed Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage
- Incorrect Acreage Location
- Incorrect Priority Date(s)
- Incorrect Ditch
- Incorrect Purpose of Use
- Incorrect Rate of Flow
- Other (Explain): *Would like to discuss reconsideration of amt of acreage - ie trade lands removed by well site + home site to include lands not previously irrigated*

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

OSE LEGAL SERVICES DIVISION

6/13/08

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

Rita J. Ingram

AKA Rita Jean Jaquez Arnold

Date: 5-26-08

Claimant's Signature

Name: RITA Jean Jaquez Arnold
Address: 42 County Road 1300
La Plata, NM 87418
Telephone #: 505-325-4097 505-330-9862
Email: ydmama@cptnet.com

Please be advised that I got married on Oct 13, 2006,
and changed my name to Rita Jean Jaquez Arnold

Thank you,
Rita Arnold

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

Name(s): *Thelma Faye Nickles*

Court File No.: *AF-01-206*

OSE Subfile No.: *SJLP-003-0027*

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order.
 After completing the form, mail it to:

Tracy Hofmann
 Office of the State Engineer
 P.O. Box 25102
 Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, *THELMA FAYE NICKLES* (print name)¹ reject the State's proposed
 Consent Order for the following reason(s) (check all boxes that apply):

Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s)
 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow

Other (Explain): *ON page 3 of the Revised consent order under B. the total amount of water is blank. Also on page 3 and 4 under D. the 2.4 acres irrigated by the left hand ditch falls under page 29 of the Elgin Ditch Decree of 1948 as sufficient RATE OF FLOW AVAILABLE for the Nickles Property from the left hand ditch to irrigate additional land not shown by 1938 survey.*

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

OSE LEGAL SERVICES DIVISION

DATABASE UPDATED *12/3/08*
C

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

Thomas J. Nichols
Claimant's Signature

Date: 11.14.08

Name: 1294 Hwy 170
Address: La Plata 87419

Telephone #: 505.327.0540
Email:

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

Name(s): *Charles Donald Nickles*

Court File No.:

OSE Subfile No.: *SJLP-005-028B*

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order.
 After completing the form, mail it to:

Bruce Frederick
Office of the State Engineer
P.O. Box 25102
Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, *Charles Donald Nickles* (print name)¹ reject the State's proposed
 Consent Order for the following reason(s) (check all boxes that apply):

Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s)

Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow

Other (Explain): *Robert E. Oxford is helping us negotiate my irrigation rights at the next field meeting.*

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

Charles D Nickles

Date: *5-2-08*

Claimant's Signature

Name:

Charles Donald Nickles

Address:

*PO Box 260
La Plata, NM 87418*

Telephone #:

505-327-2705

Email:

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
 Name(s): *Thelma Faye Nickles*
 Court File No.: *AF-01-210*
 OSE Subfile No.: *SJLP-005-0031*

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order.
 After completing the form, mail it to:

Tracy Hofmann
Office of the State Engineer
P.O. Box 25102
Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, *THELMA FAYE NICKLES* (print name)¹ reject the State's proposed
 Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage
- Incorrect Acreage Location
- Incorrect Priority Date(s)
- Incorrect Ditch
- Incorrect Purpose of Use
- Incorrect Rate of Flow
- Other (Explain): *I fail to agree with parts B, C, & D of the Revised Consent Order as page 89 of the Echo Decree of 1948 recognizes all irrigable land was not necessarily shown in the States 1938 survey. There is sufficient water available on the head land ditch, from the Decree of 1948 to irrigate these lands. Also E. is not dealt with and should be. We have*

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).
Not received any offer on other lands I own on the Greenhorn ditch adjudicated in the Echo Decree shown on the 1982 state prel. survey maps.

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

John F. Nielsen
Claimant's Signature

Date: 11-24-08

Name: 1394 Hwy 170
Address: La Plata, NM 87418

Telephone #: 505-327-0540
Email:

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

Name(s):

Court File No.:

OSE Subfile No.: *SJLP-005-0044*

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order.
 After completing the form, mail it to:

Tracy Hofmann
Office of the State Engineer
P.O. Box 25102
Santa Fe, New Mexico 87504-5102

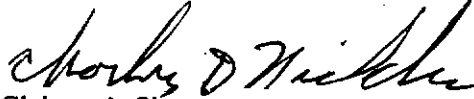
Do not file this form with the Court.

I, *Charles D. Nickles, Nickles Bros INC* (print name)¹ reject the State's proposed
 Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage
- Incorrect Acreage Location
- Incorrect Priority Date(s)
- Incorrect Ditch
- Incorrect Purpose of Use
- Incorrect Rate of Flow
- Other (Explain): *Robert E. Oxford is helping me with my water right claims. Wrong name on Consent Order - see Real Estate Contract Notice. B 1467/P543*

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.



Date: 8-06-08

Claimant's Signature

Name:

Address:

Telephone #:

Email:

Charles D. Nickles, Nickles Bros, Inc, President
P.O. Box 266
La Plata, NM 87418

STATE OF NEW MEXICO
 SAN JUAN COUNTY
 ELEVENTH JUDICIAL DISTRICT COURT

5-54

STATE OF NEW MEXICO, ex rel. STATE ENGINEER,)	
)	
Plaintiff,)	
	)	NO: CV-75-184
v.)	
	)	Honorable Rozier E. Sanchez District Judge Pro Tempore
THE UNITED STATES OF AMERICA, Et Al.)	
	)	SAN JUAN RIVER STREAM SYSTEM ADJUDICATION
Defendants)	
	)	La Plata River Section
v.)	
	)	Name(s):
THE JICARILLA APACHE TRIBE and the NAVAJO NATION,)	
	)	Court File No.:
)	
Defendant-Interveners	)	OSE Subfile No.:
)	

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order.
 After completing the form, mail it to:

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

Do not file this form with the Court.

I, *Stephen McCarty* (Stephen McCarty,
 (print name)¹ reject the State's proposed
 Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s)
 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow
 Other (Explain):

*5000 water placed in water Bank
 also in correct Reason for water
 Bank age ill Health, 800 Meter Beyond our control*
Stephen McCarty

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

OSE LEGAL-SERVICES DIVISION

DATABASE UPDATED 3/31/08

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

Stephen McCarty

Date: Mar 28 2008.

Claimant's Signature

Name:

Stephen McCarty

Address:

La Plata NM 87418.

Telephone #:

505 325 9234 - Cell 801 3706.

Email:

2-23, 2-9, 9-26, 8-17

STATE OF NEW MEXICO
SAN JUAN COUNTY
ELEVENTH JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO, ex rel. STATE ENGINEER,)	
)	
)	
Plaintiff,)	
	)	NO: CV-75-184
v.)	
	)	Honorable Rozier E. Sanchez District Judge Pro Tempore
)	
THE UNITED STATES OF AMERICA, Et Al.	)	SAN JUAN RIVER STREAM SYSTEM ADJUDICATION
)	
Defendants	)	La Plata River Section
)	
v.	)	Name(s):
)	
THE JICARILLA APACHE TRIBE and the NAVAJO NATION,	)	Court File No.:
)	
Defendant-Interveners	)	OSE Subfile No.:
)	

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order.
After completing the form, mail it to:

Tracy Hofmann
Office of the State Engineer
P.O. Box 25102
Santa Fe, New Mexico 87504-5102

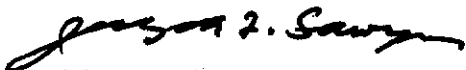
Do not file this form with the Court.

Joseph F. Sawyer, Deputy County Attorney
I, for San Juan County, New Mexico (print name)¹ reject the State's proposed
Consent Order for the following reason(s) (check all boxes that apply):

Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s) ___
 Incorrect Ditch ___ Incorrect Purpose of Use ___ Incorrect Rate of Flow
___ Other (Explain): Paragraph 4 does not accurately describe the extent of
San Juan County's claims to water rights in the La Plata Section.

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.



Date: 5-15-2008

Claimant's Signature

Name: Joseph F. Sawyer, Deputy County Attorney

Address: 100 S. Oliver Drive
Aztec, NM 87410

Telephone #: (505) 334-4301

Email: jsawyer@sjcounty.net

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

STATE OF NEW MEXICO, ex rel. STATE ENGINEER,)	
)	
Plaintiff,)	
	)	NO: CV-75-184
v.)	
	)	Honorable Rozier E. Sanchez
	)	District Judge Pro Tempore
THE UNITED STATES OF AMERICA, Et Al.)	
	)	SAN JUAN RIVER STREAM SYSTEM ADJUDICATION
Defendants)	
	)	La Plata River Section
v.)	
	)	Name(s):
THE JICARILLA APACHE TRIBE and the NAVAJO NATION,)	
	)	Court File No.:
	)	OSE Subfile No.: 6-6
Defendant-Interveners)	
)	

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order. After completing the form, mail it to:

*Todd Lopez
Office of the State Engineer
P.O. Box 2246
Santa Fe, New Mexico 87504-2246*

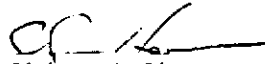
Do not file this form with the Court.

I, *Stanley Morris Harris* (print name)¹ reject the State's proposed Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s)
 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow
 Other (Explain):

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.


Claimant's Signature

Date: 10/31/09

Name: Stan Harris

Address: P.O. Box 247

Address: La Plata, NM

Telephone #: 970 749 0599

Email: ~~SRHARRIS@GMAIL~~ Stanharris05@gmail.com

505-325-2051

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

Name(s): *Nickles Brothers, Inc.*

Court File No.: *AF-01-134, AF-01-136, AF-01-122*

OSE Subfile No.: *STLP-007-0049, [REDACTED]*
STLP-003-0051

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order.
 After completing the form, mail it to:

Bruce Frederick
Office of the State Engineer
P.O. Box 25102
Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, *Charles D. Nickles, President Nickles Brothers Corporation* (print name)¹ reject the State's proposed Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage
- Incorrect Acreage Location
- Incorrect Priority Date(s) *uncertain*
- Incorrect Ditch
- Incorrect Purpose of Use
- Incorrect Rate of Flow
- Other (Explain): *OTHER UNCERTAIN*

Offers are rejected. Need meeting to discuss points, well sites etc. I authorize Robert E. Oxford to help negotiate our water rights.

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

OSE LEGAL SERVICES DIVISION

DATABASE UPDATED *2/27/07*

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

Charles D. Niekler

Date: *3-19-07*

Claimant's Signature

Name:

Address:

Telephone #:

Email:

*Nickles Brothers Corporation, President
1412 HWY 170
LA PLATA, NM 87418
505-3*

DOB 02/16

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

Name(s):

Court File No.:

OSE Subfile No.:

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order.
After completing the form, mail it to:

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

Do not file this form with the Court.

I, Lonnie E. DePriest (print name)¹ reject the State's proposed
Consent Order for the following reason(s) (check all boxes that apply):

Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s)
 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow
 Other (Explain):

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

OSE LEGAL SERVICES DIVISION

DATABASE UPDATED 8/12/08
e

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

Lonnie E. DePrest

Date: 8-06-08

Claimant's Signature

Name:

Lonnie E. DePrest

Address:

10 Rd 1495
LA PLATA, NM 8748

Telephone #:

(505) 325-1041

Email:

-0-

STATE OF NEW MEXICO
 SAN JUAN COUNTY
 ELEVENTH JUDICIAL DISTRICT COURT

2/23
 6/20

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
 Name(s):
 Court File No.:
 OSE Subfile No.:

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order. After completing the form, mail it to:

Tracy Hofmann
 Office of the State Engineer
 P.O. Box 25102
 Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, Rudy Archuleta (print name)¹ reject the State's proposed Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage
- Incorrect Acreage Location
- Incorrect Priority Date(s)
- Incorrect Ditch
- Incorrect Purpose of Use
- Incorrect Rate of Flow
- Other (Explain): Consent order says "NO Rights". we've always had ditch rights & want to continue to.

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.



Date: 9-18-08

Claimant's Signature

Name:

Rudy Archuleta

Address:

1157 Hwy 170
La Plata, NM 87418

Telephone #:

505-327-3012

Email:

stucco@gobrainstorm.net

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
 Name(s): *Nickles Brothers, Inc.*
 Court File No.: *AF-01-135*
 OSE Subfile No.: *5JH-007-0050*

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order.
 After completing the form, mail it to:

Tracy Hofmann
Office of the State Engineer
P.O. Box 25102
Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, *Charles D. Nickles* (print name)¹ reject the State's proposed
 Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage
- Incorrect Acreage Location
- Incorrect Priority Date(s)
- Incorrect Ditch
- Incorrect Purpose of Use
- Incorrect Rate of Flow
- Other (Explain): *OWNER CLAIMS WATER RIGHTS*

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

Charles D. Nickles

Date: 7-25-08

Claimant's Signature

Name:

Address:

Charles D. Nickles, President Nickles Bros.

Telephone #:

Email:

327-0540

**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

Name(s):

Court File No.: AF-01-137

OSE Subfile No.: SJLP-007-0072

REJECTION OF STATE'S OFFER

INSTRUCTIONS: Complete this form only if you reject the State's proposed Consent Order. After completing the form, mail it to:

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

Do not file this form with the Court.

I, *Charles D. Nickles* (print name)¹ reject the State's proposed Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage
- Incorrect Acreage Location
- Incorrect Priority Date(s)
- Incorrect Ditch
- Incorrect Purpose of Use
- Incorrect Rate of Flow
- Other (Explain): *Incorrect Ditch - PART OF RE CONTRACT Book 1120 Page 308*

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

Charles D Nickles

Date: 7-25-08

Claimant's Signature

Name:

Address:

Charles D. Nickles, President Nickles Bros Inc

Telephone #:

Email:

327-0540

**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

Name(s):

Court File No.:

OSE Subfile No.:

REJECTION OF STATE'S OFFER

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P.O. Box 25102
Santa Fe, New Mexico 87504-5102*

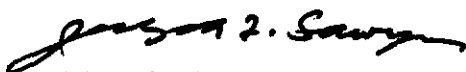
Do not file this form with the Court.

Joseph F. Sawyer, Deputy County Attorney
I, for San Juan County, New Mexico (print name)¹ reject the State's proposed Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage
- Incorrect Acreage Location
- Incorrect Priority Date(s)
- Incorrect Ditch
- Incorrect Purpose of Use
- Incorrect Rate of Flow
- Other (Explain): Paragraph 4 does not accurately describe the extent of San Juan County's claims to water rights in the La Plata Section.

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.



Date: 5-15-2008

Claimant's Signature

Name: Joseph F. Sawyer, Deputy County Attorney

Address: 100 S. Oliver Drive
Aztec, NM 87410

Telephone #: (505) 334-4301

Email: jsawyer@sjcounty.net

008-0033

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

Name(s):

Court File No.:

OSE Subfile No.:

REJECTION OF STATE'S OFFER

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After completing the form, mail it to:

Tracy Hofmann
Office of the State Engineer
P.O. Box 25102
Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, PATRICIA DIANE TATE (print name)¹ reject the State's proposed
Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage
- Incorrect Acreage Location
- Incorrect Priority Date(s)
- Incorrect Ditch
- Incorrect Purpose of Use
- Incorrect Rate of Flow
- Other (Explain): NO SHOULD BE WATER RIGHT.

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

Patricia D Tate

Date: 9-8-08

Claimant's Signature

Name: PATRICIA DIANE TATE

Address: 701 HWY 170

Telephone #: 505-326-1243 505-419-2244

Email: tatep53@yahoo.com

0080086

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

Name(s):

Court File No.:

OSE Subfile No.:

REJECTION OF STATE'S OFFER

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Tracy Hofmann
Office of the State Engineer
P.O. Box 25102
Santa Fe, New Mexico 87504-5102

Do not file this form with the Court.

I, C. B. Schofield (print name)¹ reject the State's proposed
Consent Order for the following reason(s) (check all boxes that apply):

Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s) A

Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow

Other (Explain):

*I have a full of sale for
one share of water. Dated Feb. 17, 1978
from Rozier E. Sanchez & witnessed by his
wife Virginia Stanley -*

Schofield

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.

P. B. Schofield

Date: 8-22-08

Claimant's Signature

Name:

P. B. Schofield

Address:

646 N. N. 170

Farmington, N.M. 87401

Telephone #:

505-325-9910

Email:

2-23, 2-9, 4-16, 7-26, 5-66, 2-17

STATE OF NEW MEXICO
SAN JUAN COUNTY
ELEVENTH JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO, ex rel.)	
STATE ENGINEER,)	
)	
Plaintiff,	)	NO: CV-75-184
)	
v.	)	Honorable Rozier E. Sanchez
	)	District Judge Pro Tempore
)	
THE UNITED STATES OF AMERICA,	)	SAN JUAN RIVER STREAM SYSTEM
Et Al.	)	ADJUDICATION
)	
Defendants	)	La Plata River Section
)	
v.	)	Name(s):
)	
THE JICARILLA APACHE TRIBE and the)	
NAVAJO NATION,)	Court File No.:
)	
)	OSE Subfile No.:
Defendant-Interveners)	
)	

REJECTION OF STATE'S OFFER

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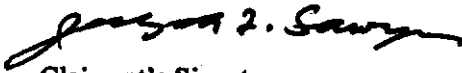
Do not file this form with the Court.

Joseph F. Sawyer, Deputy County Attorney
I, for San Juan County, New Mexico (print name)¹ reject the State's proposed Consent Order for the following reason(s) (check all boxes that apply):

Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s)
 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow
 Other (Explain): Paragraph 4 does not accurately describe the extent of San Juan County's claims to water rights in the La Plata Section.

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.



Date: 5-15-2008

Claimant's Signature

Name: Joseph F. Sawyer, Deputy County Attorney

Address: 100 S. Oliver Drive
Aztec, NM 87410

Telephone #: (505) 334-4301

Email: jsawyer@sjcounty.net

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

9/21A
 NO: CV-75-184
 Honorable Rozier E. Sanchez
 District Judge Pro Tempore
 SAN JUAN RIVER STREAM SYSTEM
 ADJUDICATION
 La Plata River Section
 Name(s):
 Court File No.:
 OSE Subfile No.:

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

Do not file this form with the Court.

I, PRICE M. BAYLESS, MANAGER OF TIERRA LA PLATA LLC,
 (print name)¹ reject the State's proposed
 Consent Order for the following reason(s) (check all boxes that apply):

- Incorrect Amount of Acreage Incorrect Acreage Location Incorrect Priority Date(s)
 Incorrect Ditch Incorrect Purpose of Use Incorrect Rate of Flow
 Other (Explain): TIERRA LA PLATA LLC DOES NOT AGREE
 THAT IT HAS "NO RIGHT" TO THE SURFACE
 WATERS OF THE LA PLATA RIVER

¹ Only one claimant needs to complete this form, even if multiple claimants own the water right (e.g., a husband and wife).

You must meet with the State's attorneys at either a scheduled field office to be held in San Juan County, or, in the alternative, arrange to meet individually with the State in Santa Fe or Albuquerque. Please bring a copy of your property deed to the meeting. For additional important information about your rights and obligations, refer to the *Scheduling Order Governing the Adjudication of Irrigation Water Rights in the La Plata River Section*.



Date: 9-9-08

Claimant's Signature

Name:

TIERRA LA PLATA LLC, BY: PRICE M. BAYLESS, MANAGER

Address:

P.O. BOX 2367
FARMINGTON, NM 87499

Telephone #:

505-564-7803

Email:

tucker@rlbayless.com

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

Name(s):

Court File No.:

OSE Subfile No.:

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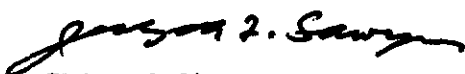
Do not file this form with the Court.

Joseph F. Sawyer, Deputy County Attorney
I, for San Juan County, New Mexico (print name)¹ reject the State's proposed
Consent Order for the following reason(s) (check all boxes that apply):

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- Incorrect Acreage Location
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- Incorrect Ditch
- Incorrect Purpose of Use
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Date: 5-15-2008

Claimant's Signature

Name: Joseph F. Sawyer, Deputy County Attorney

Address: 100 S. Oliver Drive
Aztec, NM 87410

Telephone #: (505) 334-4301

Email: jsawyer@sjcounty.net