

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

DISTRICT COURT
SAN JUAN COUNTY NM
FILED
2011 JAN 6 PM 4 20

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-Intervcnors.

CV-75-184
JAMES J. WECHSLER
Presiding Judge

SAN JUAN RIVER
GENERAL STREAM
ADJUDICATION

AMENDED APPLICATION FOR ENTRY OF DEFAULT

COMES NOW Plaintiff, the State of New Mexico *ex rel.* State Engineer ("State") by and through its counsel and respectfully requests the Clerk of the Court, pursuant to Rule 1-055(A) NMRA to enter the default of each of the following named Claimants for failure to answer, plead or otherwise defend in this action.

Each of the Claimants has been served either by certified mail, restricted delivery, return receipt requested, or by publication pursuant to the Court's December 29, 2009 Order for Service of Process by Publication in Newspapers. The State filed a Proof of Publication of the Notice of Pendency of Water Rights Adjudication to Identified Claimants Not Personally Served by Mail (The Daily Times) on November 8, 2010 and a Proof of Publication of the Notice of Pendency of Water Rights Adjudication to Identified Claimants Not Personally Served by Mail (Albuquerque Journal) on November 25, 2010 evidencing completion of the publication process.

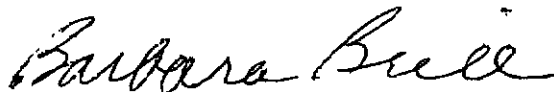
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The undersigned certifies that each of the Claimants named herein has failed to serve upon the State an answer, Notice of Claim, appearance, or other pleading for the subfile and court case number indicated below.

<u>Claimant</u>	<u>Subfile No.</u>	<u>Case No.</u>	<u>Service Date</u>
Heidi J. Ruybalid	SJLP 004-0003B	AF-01-148	11/25/10
Jacob A. Ruybalid	SJLP 004-0003B	AF-01-148	11/25/10
Dixie Lee Acton	SJLP 004-0029	AF-01-578	11/25/10
Jerry Lee Acton	SJLP 004-0029	AF-01-578	11/25/10
Vincent Earl James	SJLP 004-0048	AF-01-181	11/25/10
Allen G. Tackitt Trust	SJLP 006-0022	AF-01-275	11/25/10
Clifford Allen Pistole	SJLP 006-0025	AF-01-278	11/25/10
Nedra A. Joe	SJLP 007-0001	AF-01-296	7/24/06
Robert Joe, Jr.	SJLP 007-0001	AF-01-296	11/25/10
Bradley P. Chesser	SJLP 007-0003B	AF-01-299	11/25/10
Teresa Chesser	SJLP 007-0003B	AF-01-299	11/25/10
Cindy Specht	SJLP 007-0035B	AF-01-525	2/4/09
Randolph Specht	SJLP 007-0035B	AF-01-525	11/25/10
Bryan C. Cage	SJLP 007-0035C	AF-01-524	11/25/10
Eugene J. Martin, Jr.	SJLP 007-0042	AF-01-552	11/25/10
Cindy L. Stockton	SJLP 007-0066	AF-01-335	11/25/10
Jeffrey W. Stockton	SJLP 007-0066	AF-01-335	11/25/10
William Earley	SJLP 008-0007	AF-01-345	11/25/10
Dovie J. Allenbaugh	SJLP 008-0039	AF-01-378	11/25/10

Mark E. Allenbaugh	SJLP 008-0039	AF-01-378	11/25/10
Chris Lawing	SJLP 008-0046	AF-01-384	11/25/10
Joy Palm Lawing	SJLP 008-0046	AF-01-384	11/25/10
Robert G. Buttes	SJLP 008-0059	AF-01-395	11/25/10
Virginia A. Buttes	SJLP 008-0059	AF-01-395	11/25/10
Elisabeth J. Smith	SJLP 008-0089	AF-01-422	11/25/10
Diana Redhorse	SJLP 008-0096	AF-01-428	11/25/10
Leo Redhorse	SJLP 008-0096	AF-01-428	11/25/10
Jacob Seebeck	SJLP 008-0109	AF-01-441	11/25/10
Lana K. Medina	SJLP 008-0113A	AF-01-447	11/25/10
John E. Medina	SJLP 008-0113A	AF-01-447	11/25/10
Barbara L. Lassiter	SJLP 009-0003	AF-01-455	11/25/10
Randy J. Lassiter	SJLP 009-0003	AF-01-455	7/24/06
Jackie Sorrell	SJLP 009-0007	AF-01-461	11/25/10
Jonathan M. Sorrell	SJLP 009-0007	AF-01-461	7/24/06

Respectfully submitted,



Barbara Brill
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