

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

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

Plaintiff,

vs.

THE UNITED STATES OF AMERICA, et al.,

Defendants,

vs.

THE JICARILLA APACHE TRIBE and the  
NAVAJO NATION,

Defendant-Intervenors.

No. CV-75-184

Hon. James J. Wechsler  
Presiding Judge

SAN JUAN RIVER STREAM  
SYSTEM ADJUDICATION

La Plata River Section

MICHAEL L. WILLIAMS

PATIENCE A. WILLIAMS

Court Case No.: AF-01-588

Subfile No.: SJLP-002-0010B

DISTRICT COURT  
SAN JUAN COUNTY NM  
FILED  
2014 JUN 25 AM 9:58

### CONSENT ORDER

The Court, having considered the agreement between Plaintiff, the State of New Mexico, *ex rel.* the State Engineer (“State”) and the Defendant(s) named above (hereinafter referred to as “Defendant” for both single and plural Defendants) regarding Defendant’s right to divert and use the waters of the San Juan River Stream System, as set forth below, FINDS:

1. The Court has jurisdiction over the State, the Defendant, and the subject matter of this suit.
2. The water right adjudicated pursuant to paragraph 5 of this Consent Order is part of a water right previously adjudicated in *Echo Ditch Company, et al. v. The McDermott Ditch Company, et al.*, San Juan County District Court, Cause No. 01690 (April 8, 1948). This Consent Order fully and exclusively adjudicates all the elements of the water right(s) described herein.
3. The State and Defendant are in agreement regarding the Court’s findings and all elements of Defendant’s right to divert and use the public waters of the San Juan River Stream System, as set forth in Paragraph 5 of this Consent Order. This Consent Order and the parties’ respective signatures






A. All claim(s) of the Defendant to divert and use the public waters of the San Juan River Stream System, La Plata Section, is/are hereby adjudicated, as between the State and Defendant, as set forth herein, except as to those claim(s), and elements thereof, expressly excluded from this Consent Order or reserved for later determination in section-wide proceedings.

B. The Defendant and Defendant's successors, representatives, heirs, and assigns are hereby enjoined from diverting or using public waters of the San Juan River Stream System except in strict accordance with this Consent Order and other orders of the Court in this cause.

C. There is no just reason for delay of final judgment as to the claims adjudicated by this Consent Order. Except as may be expressly excluded from this Consent Order and reserved for later determination, pursuant to Rule 1-054(B), NMRA (2004), this Consent Order constitutes a final judgment, as between the State and Defendant, of all claims for water rights of the Defendant in the La Plata River Section.

D. In the event the Irrigated Tract(s) described herein is/are sold or the water right(s) otherwise transferred, in whole or in part, Defendant shall provide a copy of this Consent Order to the buyer and the buyer shall promptly complete and file a change of ownership form with the Office of the State Engineer in accordance with law.

**IT IS SO ORDERED.**

  
\_\_\_\_\_  
Hon. James J. Wechsler  
Presiding Judge

APPROVED AND ACCEPTED BY:

ACCEPTED:   
PATIENCE A. WILLIAMS

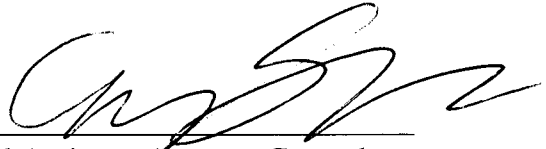
ACCEPTED:   
MICHAEL L. WILLIAMS

ADDRESS: P.O. Box 325  
LA PLATA, NM. 87418

ADDRESS: P.O. Box 325  
LA PLATA, NM. 87418

DATE: JUNE 5, 2014

DATE: JUNE 5, 2014

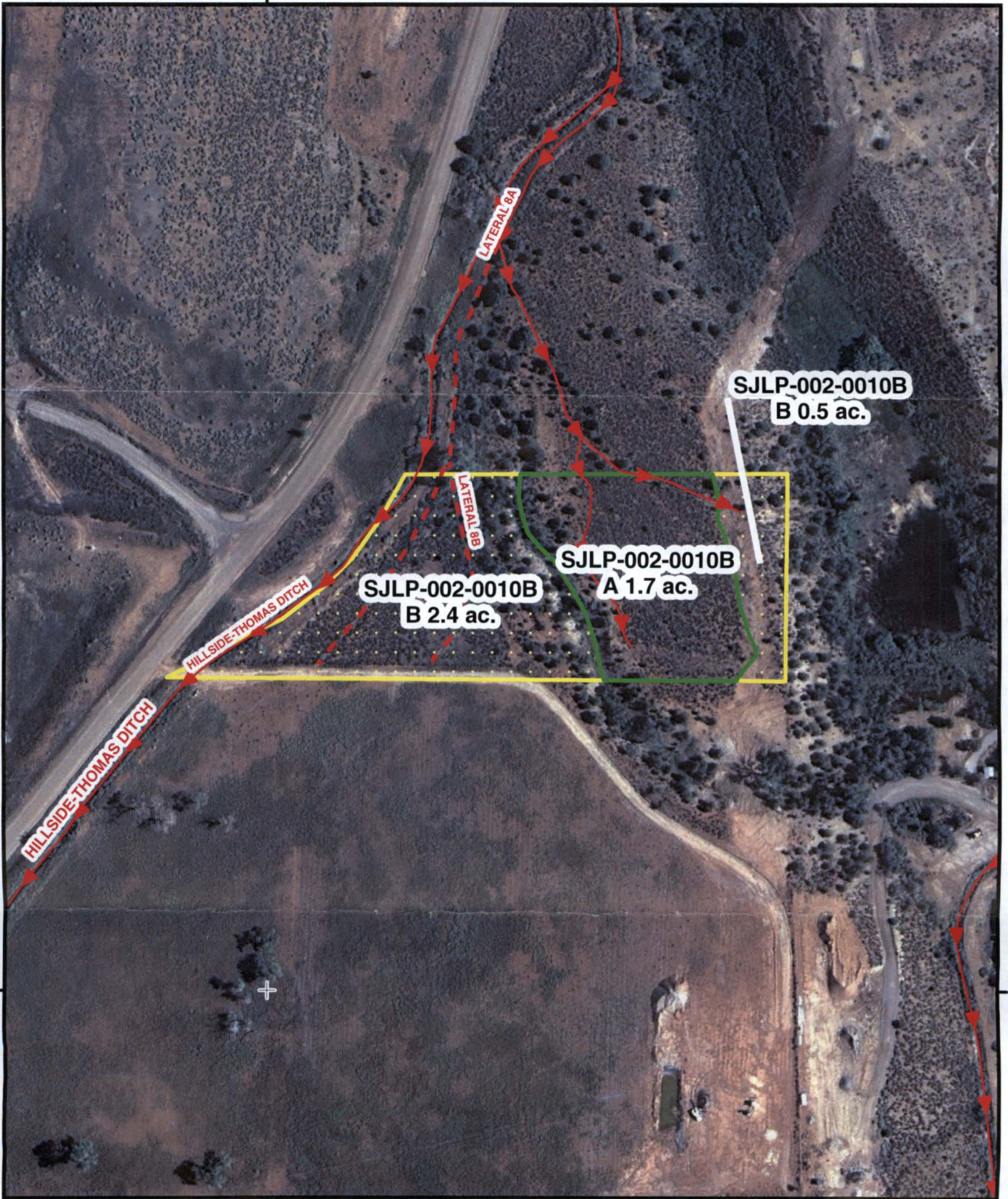


Special Assistant Attorney General

Date: 6/10/2014



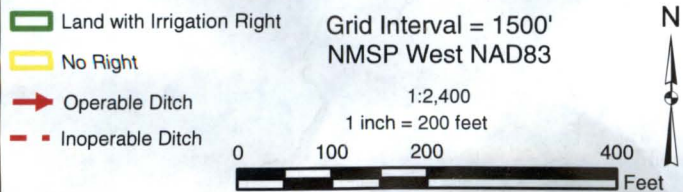
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**State of New Mexico**  
**Office of the State Engineer**  
 Scott A. Verhines, P.E., State Engineer



San Juan River Stream System  
 Hydrographic Survey  
 La Plata River Section

**Tract Number**  
**SJLP-002-0010B**  
 La Plata - Indian  
 Ditch  
 AMENDED  
 November 2, 2012