

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

UNITED STATES OF AMERICA	)	
and	)	
STATE OF NEW MEXICO, <i>ex rel.</i> STATE	)	
ENGINEER,	)	
	)	
Plaintiffs,	)	
	)	No. 01cv00072 BB/WDS
and	)	
	)	ZUNI RIVER BASIN
ZUNI INDIAN TRIBE, NAVAJO NATION,	)	ADJUDICATION
	)	
Plaintiffs in Intervention,	)	Subfile No. ZRB-4-0048
	)	
v.	)	
	)	
A & R PRODUCTIONS, et al.	)	
	)	
Defendants.	)	
_____	)	

**MOTION TO VACATE DEFAULT JUDGMENT**

The Plaintiffs United States of America (“United States”) and State of New Mexico *ex rel.* State Engineer (“State”) hereby move the Court to vacate the *Order Granting Default Judgment* filed January 5, 2009 (Doc. No. 2025) concerning Subfile No. ZRB-4-0048 and the defendants Daniel Bloedel and Cassandra Bloedel. In support of this motion, Plaintiffs assert that the defendants have signed a consent order for this subfile which will be submitted to the Court if the default judgment is vacated.

Respectfully submitted,

/s/ Bradley S. Bridgewater  
BRADLEY S. BRIDGEWATER  
U.S. Department of Justice  
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COUNSEL FOR THE UNITED STATES

(approved 4/6/09)  
EDWARD BAGLEY  
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COUNSEL FOR THE STATE OF NEW  
MEXICO EX REL STATE ENGINEER

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that, on April 10, 2009, I filed the foregoing *Motion to Vacate Default Judgment* electronically through the CM/ECF system, which caused parties or counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing.

AND I FURTHER CERTIFY that on such date I served the foregoing on the following non-CM/ECF Participants in the manner indicated:

**Via U.S. Mail, Postage Pre-paid:**

Daniel Bloedel  
Cassandra Bloedel  
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James J. Mason, Esq.  
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\_\_\_\_\_/s/\_\_\_\_\_  
BRADLEY S. BRIDGEWATER