

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

UNITED STATES OF AMERICA, and	)	
STATE OF NEW MEXICO, ex rel. STATE	)	
ENGINEER,	)	
	)	
Plaintiffs,	)	
	)	
and	)	No. 01cv00072-MV/WPL
	)	
ZUNI INDIAN TRIBE, NAVAJO NATION,	)	ZUNI RIVER BASIN
	)	ADJUDICATION
Plaintiffs in Intervention	)	
	)	
v.	)	Subfile No. ZRB-2-0014
	)	
A & R PRODUCTIONS, et al.,	)	
	)	
Defendants	)	
_____	)	

**EDWARD J. BAWOLEK AND SUZAN J. BAWOLEK MOTION  
REQUESTING PARTIAL SUMMARY JUDGMENT**

Edward J. Bawolek and Suzan J. Bawolek (hereinafter the “Bawoleks”), defendants *pro se* in Subfile ZRB-2-0014 of the above-captioned matter, pursuant to Fed. R. Civ. P. 56 respectfully request this Court to grant a partial summary judgment. As grounds, the Bawoleks state that the undisputed material facts associated with Well 10C-4-W14 entitle this well to an annualized water right of no less than 3.188 acre-feet. In further support of this motion, the Bawoleks rely on the attached memorandum of law.

Pursuant to D.N.M.LR-Civ. 7.1, a draft of the present motion was electronically mailed to Plaintiffs on October 30, 2014 with a request that they concur or indicate their opposition within 10 days of said mailing. Plaintiffs, as of November 10, 2014 have been non-responsive and the Bawoleks therefore assume they intend to oppose this motion.

Dated November 10, 2014.

Respectfully submitted,

By: /s/ Edward J. Bawolek and /s/ Suzan J. Bawolek  
2200 West Sagebrush Court  
Chandler, AZ 85224  
(602) 376-1755  
bawolek@cox.net

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on November 10, 2014, I filed the foregoing Motion Requesting Partial Summary Judgment and Memorandum in Support electronically through the CM/ECF system, which caused CM/ECF participants to be served by electronic means, as more fully reflected on the Notice of Electronic Filing.

/s/ Edward J. Bawolek  
Edward J. Bawolek  
2200 West Sagebrush Court  
Chandler, AZ 85224  
(602) 376-1755  
bawolek@cox.net