

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

FILED  
UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO

05 SEP -8 PM 2:54 JM

CLERK-ALBUQUERQUE

UNITED STATES OF AMERICA )  
Plaintiff. )  
VS )  
STATE OF NEW MEXICO, *ex rel.* )  
State Engineer, A & R Productions, *et al.*, )  
Defendants )

01CV00072  
ZUNI RIVER ADJUDICATION

**MOTION FOR THE FLORA AND FAUNA OF THE LAND LOCATED WITHIN THE S1/2  
OF THE SE1/4 OF THE SE1/4 OF T12N R16W SECTION 13 TO JOIN IN THE  
ADJUDICATION FOR SUBAREAS 4 AND 8**

Joan and Richard Bowser together with and for the co-owners of their land, The Flora and Fauna of the land located within the S1/2 of the SE1/4 of the SE1/4 of T12N R16W Section 13 (herein after referred to as the Flora and Fauna) motion the court to join them in the adjudication for subareas 4 & 8 and in support of this motion state:

That they have filed in good faith and in a timely fashion all filings and documents ordered by the court in connection with claiming a water right falling under this adjudication,

That certain waters in sub areas 4 and 8 are upstream or downstream of the land located within the S1/2 of the SE1/4 of the SE1/4 of T12N R16W Section 13 and allocation of these waters may have an adverse effect on the Flora and Fauna.

That the claim of the Flora and Fauna is primordial in nature and as such takes precedence over any claim to water upstream or downstream that may have an effect on the water claimed by the Flora and Fauna,

Therefore, Joan and Richard Bowser together with and for the Flora and Fauna request to be allowed to join in the adjudication for subareas 4 & 8.

Respectfully Submitted,

Joan Bowser Date: 9/8/05

Richard Bowser Date: 9/8/05

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