

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-ACE
and)	
)	ZUNI RIVER BASIN
ZUNI INDIAN TRIBE, NAVAJO NATION,)	ADJUDICATION
)	
Plaintiffs in Intervention,)	Sub-areas 4, 8, 9 & 10
)	
v.)	Subfiles listed on Exhibits A & B
)	
A&R PRODUCTIONS, et al.)	
)	
Defendants.)	
_____)	

**JOINT MOTION TO EXTEND CONSULTATION PERIOD AND ANSWER
DATE**

The Plaintiffs United States of America (“United States”) and State of New Mexico ex rel. State Engineer (“State”) hereby move the Special Master to allow additional time for consultations concerning subfiles listed on Exhibits A and B by extending the Defendants’ deadline for filing a form Subfile *Answer* in said subfiles to August 31, 2006. In addition, as to those subfiles listed on Exhibit B, Plaintiffs move the Court to establish June 30, 2006 as the date by which defendants who do not accept the Consent Order proposed by Plaintiffs must serve the United States with a *Request for Consultation* setting forth the nature of their objections to the proposed Consent Order. In support of this motion, the Plaintiffs assert:

1. Requests for Consultation have been submitted by Defendants with respect to all of the subfiles listed on Exhibit A, except Subfile ZRB-2-0061.¹ With respect to 13 of these subfiles, consultations have occurred and resulted in an agreement on additional follow-up work by Plaintiffs or Defendants which may eventually yield a completed Consent Order. Additional time is needed for the agreed-upon follow-up tasks. Consultations have not yet been arranged as to the remaining 19 subfiles listed on Exhibit A.

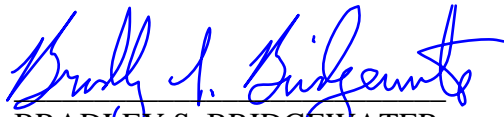
2. The subfiles listed on Exhibit B reflect new ownership information obtained either from updated county records, or from consultations with defendants or their attorneys. The United States has not previously served the named defendants with Consent Order packets for these subfiles. Defendants in these subfiles should have the opportunity, and responsibility, to request consultation as to the proposed consent orders included in the service packets, consistent with the terms of the Special Master's September 8, 2005 *Amended Procedural and Scheduling Order for the Adjudication of Water Rights Claims in Sub-Areas 4 and 8 of the Zuni River Stream System* (Doc. No. 387) or the December 14, 2005 *Procedural and Scheduling Order for the Adjudication of Water Rights Claims in Sub-Areas 9 and 10 of the Zuni River Stream System* (Doc. No. 436). The proposed June 30, 2006 deadline for submission of such consultation requests will allow the defendants at least 30 days to consider their service packets before submitting a *Request for Consultation* form.

¹ As explained in the Plaintiffs' April 11, 2006 *Motion for Substitution of Party* concerning Subfile ZRB-2-0061 (Doc. No. 622), all of the named defendants have signed the Consent Order proposed for the subfile, except José M. Landavazo, who is deceased. Mary G. Landavazo, the surviving spouse and apparent successor-in-interest of José M. Landavazo, has also signed the proposed Consent Order. However, the Court has not yet acted on Plaintiffs' motion to substitute Mary G. Landavazo as party defendant for José M. Landavazo, which action is needed before the completed Consent Order can be submitted to the Court.

Accordingly, the Plaintiffs respectfully move the Special Master to extend to August 31, 2006 the defendants' deadline for filing a form Subfile *Answer* in the subfiles listed on Exhibits A and B, and to set June 20, 2006 as the deadline for defendants in the subfiles listed on Exhibit B to submit *Request for Consultation* forms.

DATED: April 21, 2006

Respectfully submitted,



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(approved via telephone 4/21/2006)

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CERTIFICATE OF SERVICE

I hereby certify that, on April 21, 2006, a copy of the forgoing *Motion To Extend Consultation Period And Answer Date* was mailed to the following persons.



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Paul Wolf Jr. & Sherry L. Wolf
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EXHIBIT A

Subfile No.	Defendant Name(s)
ZRB-1-0010	Ross H. Boehm & Simmie Boehm
ZRB-1-0035	Louis W. & Wilhelmina M. Gross
ZRB-1-0053	Dale Kuehnert & Peter Higgins
ZRB-1-0054	Lewis S. & Karen L. Ligon
ZRB-1-0058	Richard D. Mallery
ZRB-1-0075	New Mexico State Land Office
ZRB-1-0077	Colin E. & Johanne F. O'Neill, & Gregory C. Frank
ZRB-1-0087	Estate of Catherine Reinschmidt
ZRB-1-0092	Theodore B. & Dorothy Schnaidt
ZRB-1-0099	George and Martha Strauss
ZRB-1-0135	John Jacobs, Conservator for the Estate of Gladis May Bartlett
ZRB-2-0001	Clyde J. Akard Trust
ZRB-2-0007	Frank M. Arnold & Roberta C. Arnold Trust
ZRB-2-0016	Jack E. Bell & Carole A. Bell
ZRB-2-0018	Media A. Bell & Cherly Ann Bradley
ZRB-2-0019	Media A. Bell & Jack E. Bell
ZRB-2-0021	H. Darrell Bogart & Patricia D. Bogart
ZRB-2-0022	Dodd H. Bogart
ZRB-2-0026	Kenneth Bruton
ZRB-2-0045	Kathleen Louise Bogart Gibson
ZRB-2-0048	Steven R. Greene & Carol A. Greene
ZRB-2-0053	Charlotte Ann Jasper, Everette Dale Brunt, Larry Bruce Brunt & Charles Russell Brunt
ZRB-2-0056	Denise A. Jolly & David Jolly
ZRB-2-0061	Roberto E. Landavazo, Carlos U. Landavazo, Jose M. Landavazo, Adrian Landavazo, & Elma E. Meadows
ZRB-2-0067	Roberto Marez & Mary Marez
ZRB-2-0075	New Mexico State Land Office
ZRB-2-0076	Michael Norte & Jeanette Norte
ZRB-2-0092	Robert J. Wallace & Robert R. Wallace
ZRB-2-0095	Maureta Bell Wilson Revocable Trust
ZRB-2-0096	Lawrence Martin & Janell Martin
ZRB-2-0097	Paul Wolf Jr. & Sherry L. Wolf
ZRB-2-0098	John A. Yates, Yates Petroleum Corporation, And Trust Q Under The Last Will And Testament Of Peggy A. Yates, Deceased

EXHIBIT B

Subfile No.	Parties Name
ZRB-1-0057	Charles E. Mallery & Elizabeth Mallery
ZRB-1-0130	Stephens Properties, LP
ZRB-1-0138	Virginia Aragon & Charles Aragon
ZRB-1-0142	Christopher Paul Dentzel & Barbara Dentzel Cleary
ZRB-1-0143	Thomas B. Gleason & Diane Gleason
ZRB-1-0164	The Roman Catholic Diocese of Gallup
ZRB-1-0166	Larry W. Carver, Sally L. Carver, Louis W. Gross, Wilhelmina M. Gross, Jonathan Pickens, Pamela Pickens, Sharon J. Dishongh, & Kyle Casford
ZRB-2-0010	Deborah Lee Oliver
ZRB-2-0020	Rolf J. Conner & Marjorie E. Connor Trustees
ZRB-2-0036	John B. Davey
ZRB-2-0038	Craig Fredrickson & Regina Fredrickson
ZRB-2-0040	Dale J. Dunivin & Laurel A. Dunivin
ZRB-2-0042	Fence Lake Joint Venture
ZRB-2-0052	Hoffman Living Trust Dated September 25, 2002
ZRB-2-0055	Orlo Joe Gillaspay Trustee and Ruth Vest Trustee
ZRB-2-0105	Walter Gene Bell
ZRB-2-0106	Leigh Ann Marez, Lori Bell, John Bell & Michael Lee Bell II
ZRB-2-0107	Mattie Oldfield
ZRB-2-0108	Jaralosa Cattle Company, LLC
ZRB-2-0109	ORC, LLC & Hinkson Ranch Investors, LLC & R.D.S., Inc. & Terrestrial Acquisitions, LLC & JFT Investors, LLC
ZRB-2-0110	Donnie Ray Bogart Lambden