

Katherine Clark
P.O. Box 893
Ramah, NM 87321

March 14, 2010

Dear State Engineer,
I've been away from my home for months due to weather, so I've just picked up this recent notice. (I received a longer form and there was a phone # on it which I immediately called. I left my cell phone # but have not heard back. (Beak Bridge water)

Last year I spoke with someone and explained the cabin situation and the "case" was dropped.

I have no idea what action I'm supposed to take with this current notice. My water usage is minimal. I don't have a washing machine - I don't even have a flush toilet - but a compost privy.

The well is a shared well. There's no way, at this time, to monitor the usage at the "adjacent" home.

Please call me. I still can't return to the cabin due to the snow & mud. 505.290.1942
Many Thanks.

Katherine Clark
aka Belford

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

ZUNI INDIAN TRIBE, NAVAJO NATION,

Plaintiffs in Intervention,

v.

A & R PRODUCTIONS, et al.,

Defendants.

No. 01cv00072-BB/MDS

ZUNI RIVER BASIN
ADJUDICATION

Subfile No: ZRB-1-0007

ORDER GRANTING DEFAULT JUDGMENT

THIS MATTER is before the Court upon the following Motion for Default Judgment filed by Plaintiffs United States of America ("United States") and State of New Mexico ex rel. State Engineer ("State"):

February 4, 2010 *Motion for Default Judgment*, Document No.2517

The Court, being fully advised, finds that the Plaintiffs' motion is well-taken and should be GRANTED. Upon the record, the Court finds:

1. The Court has jurisdiction of the parties and the subject matter herein.
2. Each defendant named below has been legally served with process or has waived service of summons.
3. Each defendant named below has failed to comply with the applicable procedural and scheduling orders and to appear, answer, or otherwise defend in the

indicated subfile, and is adjudged to be in default.

4. The portions of the Zuni River Basin Adjudication Hydrographic Survey Report for Subareas 4 and 8 (July 2004, as amended), prepared by Natural Resources Consulting Engineers, Inc. under contract to the United States, relating to the water rights of each defendant named herein have been introduced into the record and the same are hereby incorporated as the evidentiary basis of the water rights described in the order.

5. The water rights of each defendant named below in the above-styled and captioned civil action are as follows:

KATHERINE L. BELFORD, AKA KATHERINE L. CLARK

Subfile No: ZRB-1-0007

WELL

Map Label: 8A-1-W09
OSE File No: G 01833
Priority Date: 12/31/1992
Purpose of Use: NON 72-12-1 DOMESTIC

Well Location: As shown on Hydrographic Survey Map 8A-1

S. 8 T. 09N R. 14W 1/4, 1/16, 1/64: NE NW NW

X (ft): 2,572,832 Y (ft): 1,466,842

New Mexico State Plane Coordinate System, West Zone, NAD 1983

Amount of Water (ac-ft per annum): Historical beneficial use not to exceed 1.4 acre-feet per annum;

WELL

Map Label: 8A-1-W15

OSE File No: G 02357
Priority Date: 6/9/2005
Purpose of Use: NO RIGHT

Well Location: As shown on Hydrographic Survey Map 8A-1

S. 8 T. 09N R. 14W 1/4, 1/16, 1/64: NE NW NW

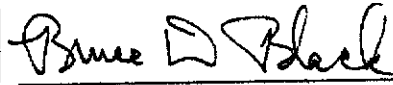
X (ft): 2,572,533 Y (ft): 1,466,562

New Mexico State Plane Coordinate System, West Zone, NAD 1983

Amount of Water (ac-ft per annum): 0.0

WHEREFORE IT IS HEREBY ORDERED AND ADJUDGED that the water rights of each defendant named above are as set forth herein, subject to the right of any other water rights claimant with standing to object prior to the entry of a final decree

IT IS FURTHER ORDERED that each defendant named herein, and his or her successors, representatives, heirs and assigns, are HEREBY ENJOINED from any diversion or use of the waters of the Zuni River Stream System, except in strict accordance with this order or other orders of this Court in this civil action.



BRUCE D. BLACK
UNITED STATES DISTRICT JUDGE

P.O. Box 893
Alamogordo, NM
87321

ALBUQUERQUE NM 871
15 MAR 2010 PM 4T



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AT SANTA FE

MAR 16 2010

MATTHEW J. DYKMAN
CLERK

United States Dist. Court
District of New Mexico
Office of the Clerk
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Santa Fe, NM 87504-2384

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