

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,
-vs-

No. 01cv00072-MV/LFG

A & R Productions, et al.,

Defendants.

MOTION OF JOHN A. YATES, TRUST Q UNDER THE LAST WILL AND
TESTAMENT OF PEGGY A. YATES, DECEASED,
AND YATES PETROLEUM CORPORATION TO SUBSTITUTE PARTIES

John A. Yates, and Trust Q Under the Last Will and Testament of Peggy A. Yates, Deceased, move to substitute for them as parties herein JAY LAND LTD, a New Mexico Limited Liability Company. As grounds these Movants would show the Court that they have conveyed their undivided one-half interest in the water rights and claims to water rights which are subject to adjudication herein to JAY LAND LTD., and JAY LAND LTD. is now the proper party to participate in this action in respect to the one-half undivided interest in the water rights formerly owned by Movants John A. Yates and Trust Q Under the Last Will and Testament of Peggy A. Yates, Deceased.

In addition Yates Petroleum Corporation moves to substitute

for it as a party herein YATES RANCH PROPERTY LLP. As grounds this Movant would show the Court that it has conveyed its undivided one-half interest in the water rights and claims to water rights which are subject to adjudication herein to Yates Ranch Property LLP, and Yates Ranch Property LLP is now the proper party to participate in this action in respect to the one-half interest in the water rights formerly owned by Yates Petroleum Corporation. Counsel for Plaintiffs do not oppose this motion.

WHEREFORE, Movants request that the Court enter its order substituting JAY LAND LTD., for John A. Yates, and Trust Q Under the Last Will and Testament of Peggy A. Yates, Deceased, and Yates Ranch Property LLP for Yates Petroleum Corporation, and that they have such other and further relief to which they are entitled.

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By:  _____

Certificate of Service

I served a copy of the foregoing motion on all parties served by the Court's digital filing system, and in addition served the following by first class mail at the addresses shown, on August 16, 2013:

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