

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-

A & R Productions, et al.,

Defendants.

No. 01cv00072-MV-WPL
Subfile No. ZRB-2-00098
JAY Land Ltd. Co., Yates
Ranch Property LLP

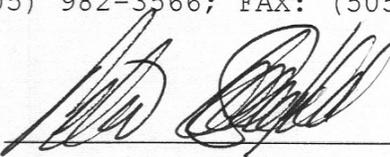
MOTION FOR PARTIAL SUMMARY JUDGMENT

Defendants JAY Land Ltd. Co and Yates Ranch Property LLP move for partial summary judgment pursuant to F. R. Civ. P. 56, on the two subject matters shown below, and would show the Court that there is no genuine issue as to any material fact and the Movants are entitled to judgment as a matter of law.

This motion for partial summary judgment is directed at (1) the issue of the abandonment, validity and continued existence of the water rights at Atarque Lake; and (2) the issue of whether evaporation and other losses of water from the various stock watering facilities for which the Movants have a conceded water right must be included in the amount of the water right.

The Movants' memorandum in support of this motion for partial summary judgment, together with affidavits and other material in support hereof, is submitted together herewith.

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By:  _____

Attorney for Movants

CERTIFICATE OF SERVICE

On June 26, 2015, I served the foregoing motion on all parties and counsel entitled thereto by means of the court's digital filing and service system.

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