

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

UNITED STATES OF AMERICA, for Itself
and as Trustee for the Zuni Indian Tribe, Navajo
Nation and Ramah Band of Navajos and

STATE OF NEW MEXICO, ex rel. STATE
ENGINEER,

Plaintiffs,

and

ZUNI INDIAN TRIBE,
NAVAJO NATION,

Plaintiffs in Intervention,

v.

STATE OF NEW MEXICO COMMISSIONER
OF PUBLIC LANDS,

and

A & R PRODUCTIONS, et al.,

Defendants.

No. 01cv00072-MV-JHR

ZUNI RIVER BASIN
ADJUDICATION

Sub-area Ramah

Subfile No: ZRB-5-0065

CONSENT ORDER

The Court, having considered the agreement between the Plaintiffs, the United States of America ("United States") and the State of New Mexico ex rel. State Engineer ("State"), and:

RAMAH LAND AND IRRIGATION CO.

("Defendant") concerning the Defendant's right(s) to use the public waters of the Zuni River

Stream System, Sub-area Ramah, as set forth below FINDS:

1. The Court has jurisdiction over the United States, the State, the Defendant and the subject matter of this suit.

2. As evidenced by the parties' signatures below, the United States, the State, and the Defendant are in agreement concerning all elements of the right(s) of the Defendant set forth in paragraph 4 of this Consent Order to divert and use the public waters of the Zuni River Stream System, Sub-area Ramah. This Consent Order and the parties' respective signatures below evidence the entire agreement between the United States, the State, and the Defendant regarding the elements of the water right(s) adjudicated by this Consent Order.

3. There is no just reason to delay entry of this Consent Order as a final judgment as between the United States, the State, and the Defendant regarding the elements of the claims of the Defendant adjudicated by this Consent Order.

4. The right(s) of the Defendant to divert and use the public waters of the Zuni River Stream System, Sub-area Ramah, is as set forth below:

POND

Map Label: 3B-5-RS001

Purpose of Use: STORAGE FOR IRRIGATION

Priority Date: 12/12/1903

Source of Water: Surface Runoff

Amount of Water:

Depth (ft): 28.0

Surface Area (sq.ft): 20,719,970

Storage Impoundment Volume (ac-ft): 5,747.000

Pond Location: As shown on Hydrographic Survey Map 3B-5G

S. 25 T. 11N R. 16W 1/4, 1/16, 1/64:

X(ft): 2,531,533 Y(ft): 1,514,230

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

Dam height (if greater than 9 ft): 38.0

IRRIGATION

Office of the State Engineer File No: SD 0420

Priority Date: 12/12/1903

Source of Water: Surface Waters Stored in Pond 3B-5-RS001

Purpose of Use: IRRIGATION

Point of Diversion: Headgate at the Ramah Reservoir Dam

(Location X(ft): 2,526,913 Y(ft): 1,508,527)

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

Total Irrigated Acreage: 981.7 acres

Amount of Water: Not to exceed 3,347 acre-ft per annum

Location and Amount of Acreage:

Tract ID: 3B-5A-IRR02

Section: 4 **Township:** 10N **Range:** 16W

The SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5A

Area (acres): 56.46

Tract ID: 3B-5A-IRR03

Section: 4 **Township:** 10N **Range:** 16W

The SE 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5A

Area (acres): 61.89

Tract ID: 3B-5B-IRR01

Section: 9 **Township:** 10N **Range:** 16W
NW 1/4

Location: As shown on Hydrographic Survey Map 3B-5B

Area (acres): 160.92

Tract ID: 3B-5B-IRR02

Section: 9 **Township:** 10N **Range:** 16W

The E 1/2 of the NW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5B

Area (acres): 33.45

Tract ID: 3B-5C-IRR02

Section: 34 **Township:** 11N **Range:** 16W

The SW 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5C

Area (acres): 2.92

Tract ID: 3B-5C-IRR03

Section: 34 **Township:** 11N **Range:** 16W

The SE 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5C

Area (acres): 2.47

Tract ID: 3B-5C-IRR04

Section: 34 **Township:** 11N **Range:** 16W

The SE 1/4 of the SE 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5C

Area (acres): 8.27

Tract ID: 3B-5D-IRR01

Section: 3 **Township:** 10N **Range:** 16W

The SW 1/4 of the NW 1/4 of the NW 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 2.94

Tract ID: 3B-5D-IRR02

Section: 3 **Township:** 10N **Range:** 16W

The E 1/2 of the NW 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 61.93

Tract ID: 3B-5D-IRR03

Section: 3 **Township:** 10N **Range:** 16W

The SW 1/4 of the NW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 8.52

Tract ID: 3B-5D-IRR04

Section: 3 **Township:** 10N **Range:** 16W

The W 1/2 of the NW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 11.41

Tract ID: 3B-5D-IRR05

Section: 3 **Township:** 10N **Range:** 16W

The E 1/2 of the NW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 14.27

Tract ID: 3B-5D-IRR06

Section: 3 **Township:** 10N **Range:** 16W

The W 1/2 of the NE 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 15.27

Tract ID: 3B-5D-IRR07

Section: 3 **Township:** 10N **Range:** 16W

The E 1/2 of the NE 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 10.98

Tract ID: 3B-5D-IRR08

Section: 3 **Township:** 10N **Range:** 16W

The NE 1/4 of the SE 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 18.27

Tract ID: 3B-5D-IRR09

Section: 3 **Township:** 10N **Range:** 16W

The NW 1/4 of the SE 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 3.61

Tract ID: 3B-5D-IRR10

Section: 3 **Township:** 10N **Range:** 16W

The NE 1/4 of the SW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 5.23

Tract ID: 3B-5D-IRR11

Section: 3 **Township:** 10N **Range:** 16W

The NW 1/4 of the SW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 1.97

Tract ID: 3B-5D-IRR12

Section: 3 **Township:** 10N **Range:** 16W

The NW 1/4 of the SW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 12.70

Tract ID: 3B-5D-IRR13

Section: 3 **Township:** 10N **Range:** 16W

The W 1/2 of the SE 1/4 of the NW 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 13.71

Tract ID: 3B-5D-IRR14

Section: 3 **Township:** 10N **Range:** 16W

The NW 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 53.08

Tract ID: 3B-5D-IRR15

Section: 3 **Township:** 10N **Range:** 16W

The NW 1/4 of the NE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 8.58

Tract ID: 3B-5D-IRR16

Section: 3 **Township:** 10N **Range:** 16W

The NE 1/4 of the NE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 1.39

Tract ID: 3B-5D-IRR17

Section: 3 **Township:** 10N **Range:** 16W

The NE 1/4 of the NE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 2.36

Tract ID: 3B-5D-IRR18

Section: 3 **Township:** 10N **Range:** 16W

The SW 1/4 of the SW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 8.95

Tract ID: 3B-5D-IRR19

Section: 3 **Township:** 10N **Range:** 16W

The SE 1/4 of the SW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 5.95

Tract ID: 3B-5D-IRR20

Section: 3 **Township:** 10N **Range:** 16W

The SW 1/4 of the SE 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 2.63

Tract ID: 3B-5D-IRR21

Section: 3 **Township:** 10N **Range:** 16W

The SE 1/4 of the SE 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 7.89

Tract ID: 3B-5D-IRR22

Section: 3 **Township:** 10N **Range:** 16W

The NW 1/4 of the SW 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 9.87

Tract ID: 3B-5D-IRR23

Section: 3 **Township:** 10N **Range:** 16W

The NE 1/4 of the SW 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 4.48

Tract ID: 3B-5D-IRR24

Section: 3 **Township:** 10N **Range:** 16W

The NW 1/4 of the SE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 3.76

Tract ID: 3B-5D-IRR25

Section: 3 **Township:** 10N **Range:** 16W

The NE 1/4 of SW 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 6.54

Tract ID: 3B-5D-IRR26

Section: 3 **Township:** 10N **Range:** 16W

The NW 1/4 of the SE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 9.61

Tract ID: 3B-5D-IRR27

Section: 3 **Township:** 10N **Range:** 16W

The SW 1/4 of the SW 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5D

Area (acres): 3.99

Tract ID: 3B-5E-IRR01

Section: 35 **Township:** 11N **Range:** 16W

The SW 1/4 of the NW 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 11.56

Tract ID: 3B-5E-IRR02

Section: 35 **Township:** 11N **Range:** 16W

The NE 1/4 of the SW 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 20.17

Tract ID: 3B-5E-IRR03

Section: 35 **Township:** 11N **Range:** 16W

The W 1/2 of the NE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 16.74

Tract ID: 3B-5E-IRR04

Section: 35 **Township:** 11N **Range:** 16W

The SW 1/4 of the SW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 9.68

Tract ID: 3B-5E-IRR05

Section: 35 **Township:** 11N **Range:** 16W

The SE 1/4 of the SW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 6.39

Tract ID: 3B-5E-IRR06

Section: 35 **Township:** 11N **Range:** 16W

The SW 1/4 of the NW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 16.32

Tract ID: 3B-5E-IRR07

Section: 35 **Township:** 11N **Range:** 16W

The SE 1/4 of the NE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 8.69

Tract ID: 3B-5E-IRR08

Section: 35 **Township:** 11N **Range:** 16W

The NE 1/4 of the SE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.53

Tract ID: 3B-5E-IRR09

Section: 35 **Township:** 11N **Range:** 16W

The NW 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.55

Tract ID: 3B-5E-IRR10

Section: 35 **Township:** 11N **Range:** 16W

The SW 1/4 of the NW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.72

Tract ID: 3B-5E-IRR11

Section: 35 **Township:** 11N **Range:** 16W

The SE 1/4 of the NW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.59

Tract ID: 3B-5E-IRR13

Section: 35 **Township:** 11N **Range:** 16W

The SE 1/4 of the NW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.68

Tract ID: 3B-5E-IRR14

Section: 35 **Township:** 11N **Range:** 16W

The NE 1/4 of the SE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.61

Tract ID: 3B-5E-IRR15

Section: 35 **Township:** 11N **Range:** 16W

The NW 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.37

Tract ID: 3B-5E-IRR16

Section: 35 **Township:** 11N **Range:** 16W

The NW 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.09

Tract ID: 3B-5E-IRR17

Section: 35 **Township:** 11N **Range:** 16W

The NW 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.52

Tract ID: 3B-5E-IRR18

Section: 35 **Township:** 11N **Range:** 16W

The NW 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.88

Tract ID: 3B-5E-IRR19

Section: 35 **Township:** 11N **Range:** 16W

The NE 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.11

Tract ID: 3B-5E-IRR20

Section: 35 **Township:** 11N **Range:** 16W

The NE 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 1.20

Tract ID: 3B-5E-IRR21

Section: 35 **Township:** 11N **Range:** 16W

The SW 1/4 of the SW 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 13.02

Tract ID: 3B-5E-IRR22

Section: 35 **Township:** 11N **Range:** 16W

The SW 1/4 of the SE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 10.99

Tract ID: 3B-5E-IRR23

Section: 35 **Township:** 11N **Range:** 16W

The SW 1/4 of the SE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 1.06

Tract ID: 3B-5E-IRR24

Section: 35 **Township:** 11N **Range:** 16W

The SW 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.99

Tract ID: 3B-5E-IRR25

Section: 35 **Township:** 11N **Range:** 16W

The SE 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.08

Tract ID: 3B-5E-IRR26

Section: 35 **Township:** 11N **Range:** 16W

The SE 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.73

Tract ID: 3B-5E-IRR30

Section: 35 **Township:** 11N **Range:** 16W

The SW 1/4 of the SE 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 1.99

Tract ID: 3B-5E-IRR31

Section: 35 **Township:** 11N **Range:** 16W

The NE 1/4 of the SE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.15

Tract ID: 3B-5E-IRR32

Section: 35 **Township:** 11N **Range:** 16W

The SW 1/4 of the SE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.21

Tract ID: 3B-5E-IRR33

Section: 35 **Township:** 11N **Range:** 16W

The SE 1/4 of the SE 1/4 of the SW 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.26

Tract ID: 3B-5E-IRR34

Section: 35 **Township:** 11N **Range:** 16W

The SE 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.58

Tract ID: 3B-5E-IRR35

Section: 35 **Township:** 11N **Range:** 16W

The SW 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.54

Tract ID: 3B-5E-IRR36

Section: 35 **Township:** 11N **Range:** 16W

The SW 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.31

Tract ID: 3B-5E-IRR37

Section: 35 **Township:** 11N **Range:** 16W

The SW 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.12

Tract ID: 3B-5E-IRR38

Section: 35 **Township:** 11N **Range:** 16W

The SE 1/4 of the SW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5E

Area (acres): 0.14

Tract ID: 3B-5F-IRR01

Section: 2 **Township:** 10N **Range:** 16W

The NW 1/4 of the NW 1/4 of the NW 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 0.14

Tract ID: 3B-5F-IRR02

Section: 2 **Township:** 10N **Range:** 16W

The NW 1/4 of the NW 1/4 of the NW 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 1.39

Tract ID: 3B-5F-IRR03

Section: 2 **Township:** 10N **Range:** 16W

The SW 1/4 of the NW 1/4 of the NW 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 22.65

Tract ID: 3B-5F-IRR04

Section: 2 **Township:** 10N **Range:** 16W

The NW 1/4 of the SW 1/4 of the NW 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 11.38

Tract ID: 3B-5F-IRR05

Section: 2 **Township:** 10N **Range:** 16W

The NE 1/4 of the NW 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 36.50

Tract ID: 3B-5F-IRR06

Section: 2 **Township:** 10N **Range:** 16W

The NE 1/4 of the NW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 0.27

Tract ID: 3B-5F-IRR07

Section: 2 **Township:** 10N **Range:** 16W

The NE 1/4 of the NW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 0.97

Tract ID: 3B-5F-IRR08

Section: 2 **Township:** 10N **Range:** 16W

The SW 1/4 of the NW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 7.20

Tract ID: 3B-5F-IRR10

Section: 2 **Township:** 10N **Range:** 16W

The NW 1/4 of the SW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 4.00

Tract ID: 3B-5F-IRR11

Section: 2 **Township:** 10N **Range:** 16W

The NE 1/4 of the SW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 4.31

Tract ID: 3B-5F-IRR12

Section: 2 **Township:** 10N **Range:** 16W

The NW 1/4 of the SW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 4.75

Tract ID: 3B-5F-IRR13

Section: 2 **Township:** 10N **Range:** 16W

The NE 1/4 of the SW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 4.25

Tract ID: 3B-5F-IRR14

Section: 2 **Township:** 10N **Range:** 16W

The SW 1/4 of the SW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 8.65

Tract ID: 3B-5F-IRR15

Section: 2 **Township:** 10N **Range:** 16W

The SE 1/4 of the SW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 10.13

Tract ID: 3B-5F-IRR16

Section: 2 **Township:** 10N **Range:** 16W

The NW 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 46.82

Tract ID: 3B-5F-IRR17

Section: 2 **Township:** 10N **Range:** 16W

The NW 1/4 of the NE 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 0.09

Tract ID: 3B-5F-IRR18

Section: 2 **Township:** 10N **Range:** 16W

The NW 1/4 of the NE 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 0.94

Tract ID: 3B-5F-IRR19

Section: 2 **Township:** 10N **Range:** 16W

The NE 1/4 of the NE 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 0.12

Tract ID: 3B-5F-IRR21

Section: 2 **Township:** 10N **Range:** 16W

The N 1/2 of the S 1/2 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 27.36

Tract ID: 3B-5F-IRR22

Section: 2 **Township:** 10N **Range:** 16W

The SE 1/4 of the NE 1/4 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 0.10

Tract ID: 3B-5F-IRR23

Section: 2 **Township:** 10N **Range:** 16W

The S 1/2 of the S 1/2 of the SE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

Area (acres): 25.70

Tract ID: 3B-5F-IRR24

Section: 2 **Township:** 10N **Range:** 16W

The NW 1/4 of the NW 1/4 of the NE 1/4

Location: As shown on Hydrographic Survey Map 3B-5F

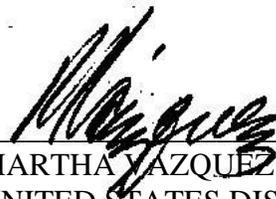
Area (acres): 0.14

5. Defendant has no right to divert and use the public waters of the Zuni River Stream System, Sub-area Ramah, except as set forth in this Consent Order and other orders entered by this Court in this cause.

6. The Defendant, and Defendant's successors, representatives, heirs and assigns, should be enjoined from any diversion or use of the public waters of the Zuni River Stream System, Sub-area Ramah, except in strict accordance with this Consent Order and other orders of the Court in this cause.

7. The water right(s) described herein, if any, are adjudicated as between the United States, the State, and the Defendant, subject to the right of any other water right claimant with standing to object prior to the entry of a final decree.

IT IS THEREFORE ORDERED that the right(s) of the Defendant to divert and use the public waters of the Zuni River Stream System, Sub-area Ramah, are adjudicated as set forth herein, as between the United States, the State, and the Defendant. The Defendant, and Defendant's successors, representatives, heirs and assigns, are hereby enjoined from any diversion or use of the public waters of the Zuni River Stream System, Sub-area Ramah, except in strict accordance with this Consent Order and other orders of this Court in this cause. The Court enters this Consent Order as a partial final judgment, binding on the United States, the State, and the Defendant as to the elements of Defendant's water right(s) set forth herein, subject to the right of any other water right claimant with standing to object prior to the entry of a final decree, and subject to the terms of the final decree in this proceeding.



MARTHA YAZQUEZ
UNITED STATES DISTRICT JUDGE



JERRY H. RITTER
UNITED STATES MAGISTRATE JUDGE

ACCEPTED:

Bonnie Clawson 2-16-20
RAMAH LAND AND IRRIGATION CO. DATE

ADDRESS:

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3/25/2020
DATE

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DATE