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Yuma, Arizona 85364 Telephone: (520) 783-8321

Fax: (520) 782-2310

Attorney for Clara M. Mercer



01 APR -9 PM 1: 02



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

UNITED STATES,

Plaintiff,

vs.

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STATE OF NEW MEXICO ENGINEER, et al.,

Defendants.

CIV-No. 01-0072-BB/WWD

ANSWER OF CLARA M. MERCER

Defendant CLARA M. MERCER, appearing by and through counsel, and for her Separate Answer to Plaintiff's Complaint alleges as follows:

- Defendant admits that she, as trustee of the W. A. MERCER AND CLARA MERCER TRUST DATED APRIL 1, 1988, owns Lot No. 22, Block 19, TIMBERLAKE RANCH, UNIT NO. 7 (Code No. 2-091-064-293-190) in the County of McKinley, State of New Mexico.
- 2. Defendant is without sufficient knowledge or information to form a belief as to the truth or falsity of the allegations contained in paragraphs 1-34 of said Complaint, and therefore deny the same, demanding strict proof thereof.

WHEREFORE, Defendant prays as follows:

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I I	
2	1. That this cause be dismissed and that Defendant be
3	awarded her attorneys' fees and costs herein.
4	Dated this 164 day of Morth, 2001.
5	WESTOVER, SHADLE, CARTER & WALSMA, P.L.C.
6	Maria R Charles
7	Stephen P. Shadle, Atborney for Clara M. Mercer
8	
و ا	VERIFICATION
10	STATE OF ARIZONA)
11)ss. COUNTY OF YUMA)
12	I have read the foregoing Answer and know of my own knowledge
13	that the facts stated therein are true and correct, except as to
14	those stated upon information and belief, and as to those, I
15	believe them to be true.
16	Dated this # day of April , 2001.
17	
18	CLARA M. MERCER CAR
19	SUBSCRIBED AND SWORN to before me of this 4th day of
20	april., 2001.
21	Notary Public
22	
23	My Commission expires: OFFICIAL SEAL MARY L. POOL
24	Notary Public - State of Arizona YUMA COUNTY
25	My Comm. Expires OCT. 2, 2001
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2	copies of the foregoing mailed this 5 day of a 2001.
3	to:
4	Charles E. O'Connell Jr. Trial Attorney
5	U.S. Department of Justice ENRD/Indian Resources Section
6	P.O.Box 44378 Washington, DC 20026-4378
7	By Jalone J. Curr
8	,
9.	
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