

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

06 AUG -9 PM 3: 28

CLERK-ALBUQUERQUE *MJA*

No. 01cv00072-BB-ACE

ZUNI RIVER BASIN  
ADJUDICATION

Subfile No: ZRB-3-0139

**SUBFILE ANSWER**

COME(S) NOW RIVER OF LIFE TRUST C/O O.A.R. and answer(s) the  
complaint as follows:

<u>Subfile No:</u>	<u>Object</u>	<u>Claim No Right</u>
ZRB-3-0139	<input type="checkbox"/> <b>ROLT</b>	<input type="checkbox"/>

(Instructions: **Initial** in one of the two boxes to indicate whether you object to the description of water right(s) contained in the proposed Consent Order offered by the United States and the State, or whether you make no claim as to the water right(s) described in the proposed Consent Order. Provide the appropriate explanation below, and indicate what you have done to resolve your disagreement with the United States and the State, in the spaces provided below.)

I (We) object to the description of the water right(s) described by the proposed Consent

788

Order for Subfile Number ZRB-3-0139 because:  
(explain)

Please see attached sheet

(Attach additional pages if necessary)

I (We) made a good faith effort to resolve my (our) disagreement with the Consent Order proposed by the United States and the State by:

(describe) We were unavailable to meet the deadline to request consultation, due to difficulties beyond our control.

(Attach additional pages if necessary)

I (We) claim no right for the water right(s) described by the proposed Consent Order for Subfile Number ZRB-3-0139 because:

(explain)

(Attach additional pages if necessary)

I (We) understand that by making this claim and filing this document I (we) am (are) not waiving my (our) rights to later raise, in an Amended Answer, any jurisdictional or affirmative defenses I (we) may have.

(Instructions: Each named defendant, or the defendant's attorney, must sign and date this Answer. If multiple defendants are named and you have separate addresses or telephone numbers, please attach an additional page providing address information for each defendant. If you are signing on behalf of a named defendant, you must indicate the source of your legal authority to do so and provide both your address and the address of the named defendant.)

Signature(s) – RIVER OF LIFE TRUST C/O O.A.R.:

*River of Life Trust*      *8/17/06*

*HR60, Box 11, Fence Lake, NM 87315*  
(Address: Print Clearly)

*505-788-2228*  
(Phone Number: Print Clearly)

**IMPORTANT: If you have been served with a summons and copy of the complaint in this action, or if you waived service of process, you must file an answer in this subfile with United States District Court for the District of New Mexico by August 12, 2006. Any right you may have to use waters of the stream system may be adjudicated by default judgment in conformity with the Consent Order proposed by the United States and the State if you fail to file an answer by August 12, 2006. The court's address is 333 Lomas NW, Suite 270, Albuquerque, NM 87102. A copy of the answer filed with the district court must also be sent to counsel for the United States at the following address:**

**BRADLEY S. BRIDGEWATER  
U.S. Department of Justice  
1961 Stout Street – 8<sup>th</sup> Floor  
Denver, CO 80294**

CASE # 01cv00072-BB/WDS/ACE

Subfile # ZRB-3-0139

TO WHOM IT MAY CONCERN:

Dear Sirs,

We want to bring to your attention the fact that the amount of water listed for our well, map label 7a-8-w07, is an unrealistic and insufficient estimation for our current needs, this is not even taking into consideration future expansion. We are requesting additional water for the following **beneficial usages:**

1. Expanded multiple domestic use
2. Subsistence gardening
3. Reforestation/Environmental Habitat improvement projects
4. Possible future domestic expansion

**We feel an adequate amount for our needs would be approximately 10 acre feet per year.**

We trust that you will favorably consider our request and adjust the consent order accordingly. Please notify us of your decision for our records.

Sincerely,

River of Life Trust