

FIFTH JUDICIAL DISTRICT COURT)	
COUNTY OF CHAVES)	
STATE OF NEW MEXICO)	
)	
)	
STATE OF NEW MEXICO, ex rel.)	
THOMAS C. TURNEY, State Engineer,)	
and PECOS VALLEY ARTESIAN)	
CONSERVANCY DISTRICT,)	
)	
Plaintiffs,)	
)	
vs.)	Nos. 20294 and 22600
)	CONSOLIDATED
L. T. LEWIS, et al., and)	
UNITED STATES OF AMERICA,)	Carlsbad Irrigation
)	District Section
Defendants.)	
)	

ORDER APPROVING THE UNITED STATES' AND PVACD'S STIPULATION


THIS MATTER having come before the Court upon a stipulation between the United States and PVACD to withdraw the following documents from consideration by the Court:

1. PVACD's Reply re: Fact Designations. (3/23/98)
2. United States' Motion to Strike and for an Order Precluding PVACD from Identifying Additional Material Facts and from Submitting Evidence to Support its Previously Identified Facts Other than in Compliance with the Schedule to be Determined Pursuant to this Court's Orders re: Preparation of Supplemental Prehearing Order. (3/30/98).
3. PVACD's Response to US Motion to Strike and for

Protective Order. (4/13/98),

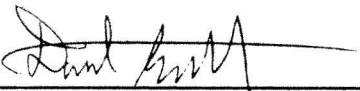
and the Court being otherwise fully advised in the premises;

IT IS HEREBY ORDERED that the above listed documents shall be, and the same hereby are, deemed withdrawn and shall not be considered by the Court in the resolution of Threshold Legal Issue No. 2.



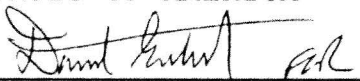
Harl D. Byrd
District Judge Pro Tempore

Submitted By:



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U.S. Department of Justice
Environment & Natural
Resources Division
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