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STATE OF NEW MEXICO
COUNTY OF DOÑA ANA
THIRD JUDICIAL DISTRICT COURT

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DISTRICT COURT
DONA ANA COUNTY, NM
NADINE SANCHEZ

STATE OF NEW MEXICO *ex rel.*
Office of the State Engineer,

Plaintiff,

vs.

ELEPHANT BUTTE IRRIGATION DISTRICT,
et al.,
Defendants.

No. CV 96-888

Hon. Jerald A. Valentine

ORDER REGARDING PROCEDURE FOR SUBSTITUTION OF NEW OWNERS

This matter having come before the Court upon the request of the State of New Mexico *ex rel.* Office of the State Engineer (State), the other parties to the adjudication through counsel of record not having objected to the proposed procedure, and the Court being fully advised in the premises,

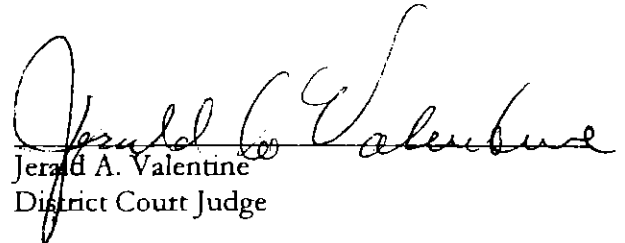
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the following procedures will be followed in substituting new owners of previously adjudicated water rights into this adjudication:

1. Upon determination of a change of ownership of an adjudicated water right, the State will request the new owner to concur in a Stipulated Motion for Substitution and Waiver of Service. The request to the new owner shall include a written copy of the Motion and a copy of the filed Subfile Order. A sample of the Stipulated Motion and Waiver of Service is attached to this Order.

2. If the new owner concurs in the Stipulated Motion and waiver of service, the State shall file with the Court the Stipulated Motion and an Order for Substitution.

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3. If the new owner does not concur in the Stipulated Motion and waiver of service, the State shall file an Opposed Motion to Substitute accompanied by a Notice of Hearing pursuant to NMRA 1-025.


Gerald A. Valentine
District Court Judge

Submitted by:

Susanne Hoffman-Dooley
Special Assistant Attorney General
Attorney for the State of New Mexico

**STATE OF NEW MEXICO
COUNTY OF DOÑA ANA
THIRD JUDICIAL DISTRICT COURT**

STATE OF NEW MEXICO <i>ex rel.</i> OFFICE OF THE)	
STATE ENGINEER,)	
)	No. CV-96-888
Plaintiff,)	Hon. Jerald A. Valentine
)	
vs.)	Lower Rio Grande
)	_____ Section
ELEPHANT BUTTE IRRIGATION DISTRICT, <i>et al.</i> ,)	Subfile No.
)	Case No.
Defendants.)	

UNOPPOSED MOTION FOR SUBSTITUTION OF NEW OWNER AND WAIVER OF SERVICE AND CHANGE OF NAME AND ADDRESS OF WATER RIGHT OWNER

I/We have acquired the water rights shown on the attached Change of Ownership form. I/We understand that these water rights are now being adjudicated in court. I/We understand that a signed Offer of Judgment has been entered and a Subfile Order has been filed with the court. I/we would like to be substituted as the current owner(s) of these rights and made defendant(s) in the adjudication. Court documents relating to these water rights and the adjudication should be mailed to mc/us at the address shown below.

OSE File No.: _____

Previous Owner: _____

(1) Current Owner: _____

Street Address: _____

City, State and zip code: _____

Telephone No.: (____) _____

(2) Current Owner: _____

Street Address: _____

City, State and zip code: _____