

STATE OF NEW MEXICO  
COUNTY OF HIDALGO  
SIXTH JUDICIAL DISTRICT

STATE OF NEW MEXICO, *ex rel.*  
NEW MEXICO STATE ENGINEER,

Plaintiff,

v.

D-623-CV-2005-00054  
Honorable J.C. Robinson

ROSETTE, INC., *et al*

Defendants.

**Animas Underground Basin Water Rights Adjudication  
Monthly Adjudication Report  
OF DOCUMENTS FILED IN THE MONTH OF  
OCTOBER – 2019**

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Sixth Judicial District Court  
P. O. Box 608  
Lordsburg, New Mexico 88045  
[6thJudicialDistrict.AUWB@gmail.com](mailto:6thJudicialDistrict.AUWB@gmail.com)  
575-542-3411  
<https://animasadjudication.nmcourts.gov>

**PLEASE NOTE: SUMMARY REQUIRED:** As required by the **Case Management Order Mandating Basin-Wide Issue Proceedings and Expedite *Inter Se* Proceedings and Prescribing Procedure for Giving Notice of All Such Proceedings** filed August 9, 2012, no Motion or other request for relief will be considered by the Court unless it is accompanied by a separate written summary of the motion or other request for relief:

This summary must include:

1. The name of the party filling the pleading;
2. The title of the pleading;
3. A descriptive summary of the relief sought, **no longer than seventy-five (75) words;** and
4. The total number of pages in the pleading.

**UPCOMING HEARINGS:**

	<i>None at this time</i>
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**UPCOMING DEADLINES:**

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**PROCEDURAL AND SCHEDULING ORDERS CURRENTLY IN EFFECT**

**DATE FILED:**

**DOCUMENT TITLE:**

August 9, 2012	Case Management Order Mandating Basin Wide Issue Proceeding and Expedite Inter Se Proceedings and Prescribing Procedure for Giving Notice of All Such Proceedings.
April 22, 2014	Procedural Order Governing Expedited Inter Se Adjudication of State Law Water Rights.

**COURT ORDERS FILED BETWEEN OCTOBER 1 – OCTOBER 31, 2019**

September 12, 2019	Order Granting State of New Mexico’s Motion to Close Subfile. (Jack Robinson & Susan Kerr-Robinson)
September 12, 2019	Order Granting State of New Mexico’s Motion to Close Subfile. (Jon William Schmidt)

**Documents filed**

**October 1, 2019 – October 31, 2019**

**Event/ Court Document:**

<b><u>DATE FILED:</u></b>	<b><u>CASE</u></b>	<b><u>EVENT/ COURT DOCUMENT:</u></b>
October 1, 2019	D-623-CV-2005-00054	Monthly Water Adjudication Report for September 2019.
October 1, 2019	D-623-AUB-020-0001	Subfile Final Judgment: Licensed Water Rights. (Billy Massey, Randy Lee Massey, Ricky Alan Massey and Massey Enterprises LLC)
October 1, 2019	D-623-AUB-020-0001B	Subfile Final Judgment: Unlicensed Water Rights. (Billy Massey, Randy Lee Massey, Ricky Alan Massey and Massey Enterprises LLC)
October 2, 2019	D-623-AUB-020-0001	Court Clerk’s Certificate of Mailing/Delivery a copy of the Subfile Final Judgment: Licensed Water Rights. (Billy Massey, Randy Lee Massey, Ricky Alan Massey and Massey Enterprises LLC)
October 2, 2019	D-623-AUB-020-0001B	Court Clerk’s Certificate of Mailing/Delivery a copy of the Subfile Final Judgment: Unlicensed Water Rights. (Billy Massey, Randy Lee Massey, Ricky Alan Massey and Massey Enterprises LLC)

October 11, 2019	D-623-AUB-013-0007A	Notice of Issuance of Summons on October 10, 2019. (John and Tammy Victor)
October 11, 2019	D-623-AUB-013-0007B	Notice of Issuance of Summons on October 10, 2019. (John and Tammy Victor)
October 21, 2019	D-623-CV-2005-00054	State's October 2019 Monthly Report on Subfile Activity for September 2019.
October 25, 2019	D-623-AUB-013-0007A	Return of Service. (John and Tammy Victor)
October 25, 2019	D-623-AUB-013-0007B	Return of Service. (John and Tammy Victor)
October 29, 2019	D-623-AUB-012-0012	Clerk's Certificate of Service of Notice of Deadline for Filing Notice of Intent to participate in <i>Inter Se</i> proceeding concerning proposed Subfile Judgment. (Manuel and Maria Ramirez)
October 29, 2019	D-623-AUB-004-0002B	Clerk's Certificate of Service of Notice of Deadline for Filing Notice of Intent to participate in <i>Inter Se</i> proceeding concerning proposed Subfile Judgment. (J O Bar Ranch LLC)
October 31, 2019	D-623-AUB-004-0002B	Subfile Final Judgment: Unlicensed Water Rights. (J O Bar Ranch, LLC)
October 31, 2019	D-623-AUB-004-0002B	Clerk's Certificate of Mailing Judgment. (J O Bar Ranch, LLC)
October 31, 2019	D-623-AUB-012-0012	Subfile Final Judgment: Licensed Water Rights. (Manuel and Maria Ramirez)
October 31, 2019	D-623-AUB-012-0012	Clerk's Certificate of Mailing Judgment. (Manuel and Maria Ramirez)

**“Proposed” Signed Subfile Judgments Awaiting Inter Se Objection and Posted on the AUB Website with Deadlines**

<b>Water Right Claimant and AUB number</b>	<b>Subfile Final Judgment</b>	<b>Deadline for Filing Inter Se Objection and Notice of Intent</b>
Kristopher Odell Massey & Tamie Massey D-623-AUB-012-0011A	“Proposed” Subfile Final Judgment– Unlicensed Water Rights	November 19, 2019
Daniel & Sylvia Dominguez D-623-AUB-012-0003	“Proposed” Order Granting Subfile Default Judgment	November 19, 2019
Irma & Leopold Mendoza D-623-AUB-011-0006B	“Proposed” Order Granting Subfile Default Judgment	November 19, 2019
Irma & Leopold Mendoza D-623-AUB-011-0006A	“Proposed” Order Granting Subfile Default Judgment	November 19, 2019

Animas Independent School District D-623-AUB-018-0002	“Proposed” Subfile Final Judgment– Unlicensed Water Rights	December 25, 2019
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**Pending Objections Filed**

<b>Water Right Claimant and AUB Number</b>	<b>Rejected Judgment</b>	<b><i>Inter Se</i> Objection and Notice of Intent AND Date of Filing</b>
Americulture, Inc. AUB-007-0003A	“Proposed” Subfile Final Judgment– Unlicensed Water Rights	Notice of Inter Se Objection to Proposed Subfile Judgment filed August 23, 2019
Seawright, LLC D-623-AUB-007-0003	“Proposed” Subfile Final Judgment– Unlicensed Water Rights	Notice of Inter Se Objection to Proposed Subfile Judgment filed August 23, 2019

**HOW TO OBTAIN DOCUMENTS CONTAINED IN THIS REPORT**

Documents are available on the following Court Website:

<https://animasadjudication.nmcourts.gov>

A paper copy may be obtained from the Court by requesting a hard copy in writing addresses to:

Clerk of the Court, Hidalgo County  
Sixth Judicial district Court  
P. O. Box 608  
Lordsburg, New Mexico 88045

The request shall include a money order or cashier’s check to cover the copying costs, currently set at \$.35 per page. The Court does not accept personal checks. The request shall also include a self-addressed envelope of sufficient size and with sufficient postage for mailing the requested documents.

**SUBSCRIBING TO THE MONTHLY ADJUDICATION REPORT:** Parties may elect to subscribe to the first class mail delivery of the Monthly Adjudication Report by filing a written request with the Sixth Judicial District Court at the address above. The request must include a current mailing address and an annual fee of \$65.00.