

STATE OF NEW MEXICO  
COUNTY OF HIDALGO  
SIXTH JUDICIAL DISTRICT

6TH JUDICIAL DISTRICT COURT  
HIDALGO COUNTY, NM  
FILED IN MY OFFICE  
11/7/2022 2:12 PM  
KERRI CLARK  
CLERK OF COURT  
AMR

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

v.

D-623-CV-2005-00054  
Honorable Jarod K. Hofacket

ROSETTE, INC., *et al*  
Defendants.

**Animas Underground Basin Water Rights Adjudication  
Monthly Adjudication Report  
OF DOCUMENTS FILED IN THE MONTH OF  
OCTOBER – 2022**

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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:**

	<i>None at this time</i>
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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, 2022**

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**Documents filed**

**October 1, 2022 – October 31, 2022**

**Event/ Court Document:**

<b><u>DATE FILED:</u></b>	<b><u>CASE</u></b>	<b><u>EVENT/ COURT DOCUMENT:</u></b>
October 3, 2022	D-623-AUB-021-0001	Certificate as to the State of the Record. (Cynthia A. Adams)
October 3, 2022	D-623-AUB-031-1001	Certificate as to the State of the Record. (Andrew V. Peterson and Kacie L. Peterson)
October 3, 2022	D-623-AUB-033-1001	Certificate as to the State of the Record. (Andrew V. Peterson)
October 3, 2022	D-623-AUB-033-1002	Return of Service. (Cash T. Massey & Kansas K. Massey 2016 Living Trust)
October 5, 2022	D-623-CV-2005-00054	Monthly Water Adjudication Report for September 2022.
October 17, 2022	D-623-AUB-031-1001	State of New Mexico's Motion for Subfile Default Judgment. (Andrew V. Peterson and Kacie L. Peterson)
October 20, 2022	D-623-CV-2005-00054	State's October 2022 Monthly Report on Subfile Activity for September 2022.
October 20, 2022	D-623-AUB-021-0001	Amended Certificate as to the State of the Record. (Cynthia A. Adams)
October 21, 2022	D-623-AUB-033-1001	State of New Mexico's Motion for Subfile Default Judgment. (Andrew V. Peterson)
October 25, 2022	D-623-AUB-021-0001	State of New Mexico's Motion for Subfile Default Judgment. (Cynthia A. Adams)

October 31, 2022	D-623-AUB-031-1001	State of New Mexico Notice of Errata. (Andrew V. Peterson and Kacie L. Peterson)
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**“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>
Sunrise Cattle Company AUB-038-1001	“Proposed Subfile Final Judgment: Unlicensed Water Rights”	November 24, 2022
Diamond A Ranch, Western Division LLC AUB-042-1001	“Proposed Subfile Final Judgment: Unlicensed Water Rights”	December 22, 2022
Diamond A Ranch, Western Division LLC AUB-042-1002	“Proposed Subfile Final Judgment: Unlicensed Water Rights”	December 22, 2022
Animas Foundation/ Sunrise Cattle Company AUB-038-1002	“Proposed Subfile Final Judgment: Unlicensed Water Rights”	December 22, 2022
Cash Massey and Kansas Massey 2016 Living Trust AUB-033-1002	“Proposed Subfile Final Judgment: Unlicensed Water Rights”	December 22, 2022
Cynthia A. Adams AUB-021-0001	“Proposed Order Granting Subfile Default Judgment”	December 22, 2022
Andrew Veao Peterson AUB-033-1001	“Proposed Order Granting Subfile Default Judgment”	December 22, 2022
Andrew V Peterson & Kacie L Peterson AUB-031-1001	“Proposed Order Granting Subfile Default Judgment”	December 22, 2022

## 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>
	None at this time	

## 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.