

STATE OF NEW MEXICO  
COUNTY OF HIDALGO  
SIXTH JUDICIAL DISTRICT

STATE OF NEW MEXICO <i>ex rel.</i>	)	No. D-623-CV 2005-00054
NEW MEXICO STATE ENGINEER,	)	Honorable J.C. Robinson
	)	
Plaintiff,	)	ANIMAS UNDERGROUND WATER
vs.	)	BASIN ADJUDICATION
	)	
ROSETTE, INC., <i>et al.</i> ,	)	Subfile No. AUB-018-0004A
	)	
Respondents.	)	Claimant(s): William Massey
_____	)	

**PROOF OF SERVICE**

The State of New Mexico, *ex rel.* Office of the State Engineer, hereby files the Consultation Request received from the above Claimant(s). A copy of the Consultation Request is attached hereto.

Respectfully submitted,

UTTON & KERY, P. A.  
*Attorney for Plaintiff State of New Mexico ex rel.  
New Mexico State Engineer.*  
317 Commercial Street, N. E.  
Albuquerque, NM 87102  
(505) 379-4203

*Electronically Filed*  
By: /s/Susan C. Kery  
SUSAN C. KERY  
[susan@uttonkery.com](mailto:susan@uttonkery.com)

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served to counsel of record via the Court's Odyssey File & Serve System this 21st day of November, 2016:

/s/Susan C. Kery  
SUSAN C. KERY

**STATE OF NEW MEXICO  
COUNTY OF HIDALGO  
SIXTH JUDICIAL DISTRICT COURT**

STATE OF NEW MEXICO *ex rel.* )  
NEW MEXICO STATE ENGINEER, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
ROSETTE, INC., *et al.*, )  
 )  
Respondents. )  
\_\_\_\_\_ )

CV 2005-0054  
Hon. J. C. Robinson

ANIMAS UNDERGROUND WATER  
BASIN ADJUDICATION

Subfile No. AUB-018-0004A

Claimant:  
WILLIAM MASSEY

**RESPONSE AND REQUEST FOR CONSULTATION**  
**(LICENSED WATER RIGHTS)**

I, William Massey, disagree with the proposed Subfile Final Judgment for this subfile (the "proposed Judgment") and request consultation with the State of New Mexico concerning the proposed Judgment. I disagree with the proposed Judgment for the reasons indicated below:

**I. CLAIMANT INFORMATION**

**(Please check all boxes that apply)**

- My name is incorrect.  
Should be: \_\_\_\_\_
- My address is incorrect.  
Should be: \_\_\_\_\_

I do not own water rights in the Animas Underground Water Basin that are represented by the State Engineer's License attached to the proposed Judgment. I believe the current owner of the water rights is:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

**II. DESCRIPTION OF WATER RIGHTS**

**(Please check all boxes that apply)**

The attached map does not accurately depict the well location or place of use recognized in the State Engineer's License attached to the proposed Judgment.

I am not bound by the terms of the water rights described in the State Engineer's License because:

*I disagree with the States proposed diversion rate of 3 acre feet.*

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**III. VERIFICATION (must be completed)**

I certify that I am the claimant filing this Response or that I am the attorney for the responding claimant and that I have read this Response, know its contents and believe that the statements are true to the best of my knowledge.

William M Massey  
Signature of Claimant

P.O. Box 62  
Animas, N.M. 88020

\_\_\_\_\_  
Mailing address

(575) 548-2374  
Phone number

\_\_\_\_\_  
E-mail address

6/25/15  
Date