

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-006-0001
	)	
Respondents.	)	Claimant(s): BETH COX,
_____	)	JAMES WALTER, JEANETTE WALTER

**STATE OF NEW MEXICO'S MOTION  
TO EXTEND CONSULTATION PERIOD**

The State of New Mexico ("State") hereby moves the Court for an extension of the ninety-day consultation period to November 7, 2016 in the above-captioned subfile, on the following grounds:

1. A Response and Request for Consultation ("Consultation Request") was submitted to the State on August 6 and August 7, 2014 in response to the proposed Subfile Final Judgment served on the claimant(s).

2. Pursuant to the April 22, 2014 Procedural Order Governing Expedited *Inter Se* Adjudication of State Law Water Rights, the State and claimants are allowed a consultation period of ninety days to resolve issues set forth in the Consultation Request.

3. Additional time is needed for the State and claimant(s) to determine if the issues raised in the Consultation Request can be resolved.

For the forgoing reasons, the State respectfully requests that the consultation period in this subfile be extended to November 7, 2016.

Respectfully submitted,

UTTON & KERY, P. A.  
*Attorney for Plaintiff State of New Mexico*  
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 15th day of October, 2016.

/s/Susan C. Kery  
SUSAN C. KERY