

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

<b>STATE OF NEW MEXICO <i>ex rel.</i></b>	)	<b>No. D-623-CV-2005-00054</b>
<b>NEW MEXICO STATE ENGINEER</b>	)	<b>Honorable Jarod K. Hofacket</b>
	)	
<b>Plaintiff,</b>	)	<b>ANIMAS UNDERGROUND WATER</b>
<b>vs.</b>	)	<b>BASIN ADJUDICATION</b>
	)	
<b>ROSETTE, INC., <i>et al.</i></b>	)	<b>Subfile No. AUB-021-0004</b>
	)	
	)	<b>Claimant(s): Rena Croom</b>
<b>Defendants.</b>	)	<b>Tommie Ruebush</b>
_____	)	

**NOTICE TERMINATING WATER RIGHTS CONSULTATION**

The State of New Mexico, *ex rel.* Office of the State Engineer (“State”), hereby notifies the Court of the termination of consultation on the proposed Subfile Final Judgment for the water rights associated with the subfile referenced above, for the reasons stated below:

1. Claimants Rena Croom and Tommie Ruebush were each served with a proposed Subfile Final Judgment in Subfile No. AUB-021-0004 (“proposed Judgment”) on September 25, 2015.
2. On or about October 23, 2015, the Claimants each submitted a Response and Request for Consultation contesting the proposed Judgment and requesting consultation with the State. A Notice of Filing of Requests for Consultation was filed with the Court on March 27, 2017.
3. Rena Croom died on February 11, 2022. At the time of her death, the proposed Judgment was still under consultation.
4. Pursuant to a Warranty Deed (Joint Tenants) recorded in Hidalgo County on May 23, 2022, the water rights described in the proposed Judgment would now be owned by Tommie Ruebush, Johnny Ruebush, and Levi Ruebush.

5. Since the water rights described in the proposed Judgment are no longer the property of Claimant Rena Croom, the consultation process will be terminated, and a revised proposed Judgment will be served on Tommie Ruebush, Johnny Ruebush, and Levi Ruebush.

Respectfully submitted,

UTTON & KERY, P. A.  
*Attorney for Plaintiff State of New Mexico ex rel.*  
*New Mexico State Engineer.*  
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*Electronically Filed*  
By: /s/Susan C. Kery  
SUSAN C. KERY  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served to parties of record via the Court's Odyssey File & Serve System, and mailed to Tommie Ruebush, P.O. Box 37, Animas, NM 88020, and Johnny Ruebush and Levi Ruebush, P.O. Box 302, Animas, NM 88020-0302, this 11th day of October, 2024.

/s/Susan C. Kery  
SUSAN C. KERY