

**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>Respondents.</b>	)	
_____	)	

**STATE'S FEBRUARY 2026 MONTHLY REPORT**  
**ON SUBFILE ACTIVITY FOR JANUARY 2026**

Pursuant to the Procedural Order issued April 22, 2014, the State of New Mexico is required to file a monthly report with the Clerk of the Court that contains the following information, by subfile and date, for the previous calendar month:

- a. A list of claimants for whom service has been completed, together with a proof of service or publication, as required by Rule 1-004(L) NMRA;
- b. A list of claimants who have provided the State with a signed judgment, which signed judgments shall be separately filed with the Court;
- c. A list of claimants who have requested consultation with the State;
- d. A list of claimants whose consultation process has been terminated by the State; and
- e. A list of claimants who are subject to default for failure to respond.

The activity in individual subfiles for January 2026 is described in Attachment A.

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 counsel of record via the Court's Odyssey File & Serve System this 19th day of February, 2026.

*/s/Susan C. Kery*  
SUSAN C. KERY

**ATTACHMENT A**

<b>Subfile Number</b>	<b>Name</b>	<b>Date of Action</b>	
<b>CLAIMANTS SERVED WITH PROOF OF SERVICE</b>		<b>MAILED</b>	<b>RETURN RECEIPT (signed)</b>
N/A			
<b>SIGNED SUBFILE JUDGMENTS</b>		<b>SUBMITTED TO CLERK-- POSTED FOR INTER SE</b>	
N/A			
<b>CLAIMANT REQUESTS FOR CONSULTATION</b>		<b>DATE RECEIVED--FILED</b>	
N/A			
<b>CONSULTATION TERMINATIONS</b>		<b>DATE SERVED</b>	
N/A			
<b>CLAIMANTS SUBJECT TO DEFAULT</b>		<b>DATE OF DEFAULT</b>	
N/A			