

STATE OF NEW MEXICO
COUNTY OF HIDALGO
SIXTH JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO <i>ex rel.</i>	)	No. D-623-CV-2005-00054
NEW MEXICO STATE ENGINEER,	)	Honorable Jarod K. Hofacket
	)	
Plaintiff,	)	ANIMAS UNDERGROUND WATER
vs.	)	BASIN ADJUDICATION
	)	
ROSETTE, INC., <i>et al.</i> ,	)	
	)	
Respondents.	)	
_____	)	

STATE'S SEPTEMBER 2026 MONTHLY REPORT
ON SUBFILE ACTIVITY FOR AUGUST 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 August 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
500 Tijeras Ave. NW
Albuquerque, NM 87102
(505) 379-4203

Electronically Filed
By: /s/Susan C. Kery
SUSAN C. KERY
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 September, 2026.

/s/Susan C. Kery
SUSAN C. KERY

ATTACHMENT A

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