

FILED
DISTRICT COURT
SAN JUAN COUNTY
NEW MEXICO

Nov 16 8 39 AM '98

ELEVENTH JUDICIAL DISTRICT COURT
COUNTY OF SAN JUAN
STATE OF NEW MEXICO

STATE OF NEW MEXICO ex rel.)
STATE ENGINEER,)
)
Plaintiff,)
)
v.)
)
UNITED STATES OF AMERICA, et al.,)
)
Defendants,)
)
and)
)
JICARILLA APACHE TRIBE,)
)
Defendant-Intervenor.)

No. CV 75-184
SAN JUAN RIVER BASIN
Jicarilla Expedited Inter Se
Proceeding

**JOINT NOTICE OF FILING OF AFFIDAVITS
DEMONSTRATING COMPLIANCE WITH ORDER OF APRIL 30, 1998**

The United States of America ("United States"), the State of New Mexico ex rel. State Engineer ("State") and the Jicarilla Apache Tribe ("Tribe")(collectively the "Settling Parties") hereby jointly submit the following notice and affidavits to demonstrate full compliance with the Court's Order of April 30, 1998 ("Order") in the above-styled cause. Compliance with those portions of the Order requiring service by mail and by publication of the "Notice of Expedited Inter Se Proceeding to Adjudicate the Water Rights of the Jicarilla Apache Tribe" has already been demonstrated through the filing of the United States' "Certificate of Service" dated April 13, 1998, (filed April 14, 1998), the "Joint Notice of Filing of Publishers' Affidavits" dated May 14, 1998 (filed May 15, 1998) and

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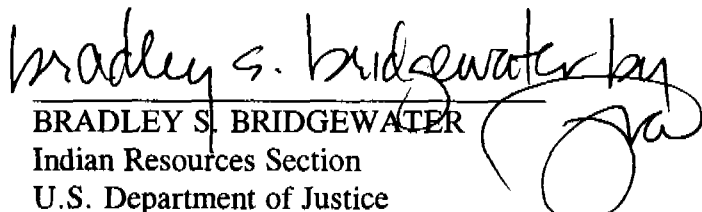
the "Joint Second Notice of Filing of Publisher's Affidavit" dated May 21, 1998 (filed May 22, 1998). The remaining requirements of the Order are addressed herein.

1. The Settling Parties hosted five public meetings between April 22, 1998 and June 10, 1998, to inform all potential water rights claimants in the San Juan River Basin of the expedited inter se proceeding to hear any objections to the proposed partial final decree which would adjudicate the water rights of the Jicarilla Apache Tribe. See Declaration of Tim Vollmann, attached hereto as Exhibit A.

2. In addition, at the request of two entities within the basin, the Settling Parties hosted two additional meetings on March 3, 1998, and May 19, 1998. See Exhibit A.

3. The Settling Parties advertised the above-referenced public meetings in the manner and in accordance with the schedule outlined in the Order. See Affidavit of Jessica Aberly, attached hereto as Exhibit B.

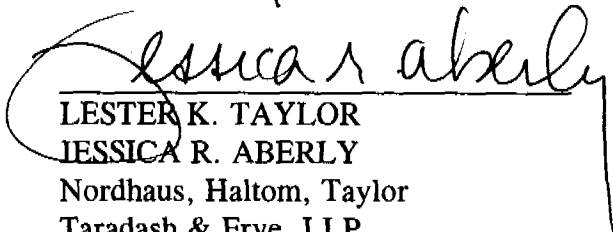
Respectfully submitted,


BRADLEY S. BRIDGEWATER
Indian Resources Section
U.S. Department of Justice
Suite 945, North Tower
999 Eighteenth Street
Denver, CO 80202
(303) 312-7318

Attorney for the United States of America


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Special Assistant Attorney General
State Engineer Office
P.O. Box 25102
Santa Fe, NM 87504-5102
(505) 827-6150

Attorney for the State of New Mexico on
the relation of the State Engineer


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Attorneys for the Jicarilla Apache Tribe

ELEVENTH JUDICIAL DISTRICT
COUNTY OF SAN JUAN
STATE OF NEW MEXICO

STATE OF NEW MEXICO on the)	
relation of the State Engineer,)	
)	
Plaintiff,)	
)	
v.)	No. CIV 75-184
)	
UNITED STATES OF AMERICA, et al.)	SAN JUAN RIVER
)	ADJUDICATION SUIT
Defendants.)	
<hr/>		

DECLARATION OF TIM VOLLMANN
REGARDING PUBLIC MEETINGS

I, Tim Vollmann, Southwest Regional Solicitor, U.S. Department of the Interior, hereby declare as follows:

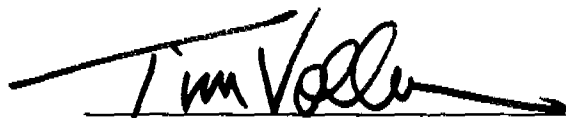
1. I am the chairman of the Department of the Interior's Jicarilla Apache Water Rights Settlement Implementation Team. In this role I have the lead responsibility in the Department for implementing the Jicarilla Apache Tribe Water Rights Settlement Act, Public Law 102-441, 106 Stat. 2237 (1992).

2. Among my responsibilities as Team Chair has been the conduct of informational public meetings on the Jicarilla Apache Water Rights Settlement and the proposed partial final decrees to effectuate that Settlement in both the Rio Chama and San Juan River general stream adjudications. That responsibility has included meetings with Navajo owners of individual Indian allotments in the San Juan River Basin in October 1996, which was the subject of my Declaration of January 29, 1998, which was filed with this Court as Exhibit C to the Joint Motion to Establish an Expedited *Inter Se* Proceeding, filed February 2, 1998.

3. I also conducted seven informational public meetings, in cooperation with representatives of the New Mexico State Engineer Office and the Jicarilla Apache Tribe, between March 3, 1998, and June 10, 1998, regarding the *Inter Se* Proceeding before this Court. Those meetings were in Bloomfield on March 3, in Aztec on April 22, in Kirtland on April 30, in Bloomfield on May 5, in Shiprock on May 19, in Lindrith on May 27, and in Farmington on June 10. Five of the meetings were conducted pursuant to this Court's Order of April 30, 1998. Two additional meetings were conducted on the Settling Parties' own initiative, at the request of the San Juan Agricultural Water Users Assn. (in Bloomfield on March 3) and the Shiprock Chapter of the Navajo Nation (in Shiprock on May 19.)

4. Copies of the proposed partial final decree, the Settlement Contract of December 8, 1992, and the Jicarilla Apache Tribe Water Rights Settlement Act of 1992, Public Law 102-441, were distributed to all attendees at these public meetings, and the provisions of the proposed decree were generally described. The attendees were advised of their right to file an objection to the proposed partial final decree with this Court by June 15.

5. Copies of the sign-in sheets from these meetings are attached to this Declaration.



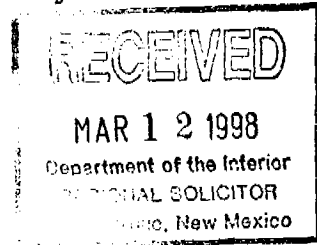
TIM VOLLMANN
Regional Solicitor, SW Region
U.S. Dept. of the Interior
2400 Louisiana Blvd. NE
Bldg. One, Suite 200
Albuquerque, NM 87110
(505) 346-2700

Date: November 10, 1998

Tim:

Here is the attendance list from the 3-3 town meeting in Bloomfield. I just received it in the mail from Gary Hawthorne.

Jeff



Sign In

Name

Joe Jagay	Artec + Hal Ford Ditch Cos.
Hal Hamler	Pioneer
Lin Blacutt	East Side Rawlston
Byrd P. D.	Artec D.Mex.
Alan Monans	" "
Richard Blacutt	Kelo-Blacutt
John E. Harris	Hillside Irrigation
Henry Sanford	Blossfield, B.I.D.
Joe Salmon	B.I.D.
Orion Utton	Artec
Bob Eastburn	Two SIC
Gerald Wilbanc	La Pompa ditch
Roger Covel	West Hammond & Consec.
John Vlasny	La Acquia De la Pump
Charlie & Prada Berrigone	La Plata
Paul Hickman	West Hammond & Consec.
Don Kennedy	Farmington Echo
Pat Monte	Blanco, N.M.
Jesse Lane	Hammond
Willow Brock	Lower arimas
Vick Asby	West Hammond Hammond
Russell Smith	Hammond
J.M. Corbett	Hammond
Jack M. Moore	Hammond

Bliss J. Blake

Elledge

Bob Jensen

~~John [unclear]~~
Steve [unclear]

Norman Wolf

B10.

Tyler Chang

Paul [unclear]

~~[unclear]~~

Frank [unclear]

Raymond E. Horvath

Independent

Debra Wiley III

West Hammond

Rick & Vicki Rinehart

La Plata / Helton

R. W. Dalton

Lower Animas

Louie Valacich

Acacia No 64 Post

H. F. DAVIS

Matt & [unclear]

East Hammond

Jicarilla Apache Water Rights Settlement

Headcount
35

Public Meeting, Kirtland, NM April 30, 1998

<u>Name</u>	<u>Address</u>
Motteshard, Larry	PO Box 9 Kirtland, NM 87417
Albert & Nila Hamblin	1380 Hwy 170 La Plata NM 87419
George E Thomas	17RD 6337 NB 49A Kirtland NW 87417
Clayton Bond	Box 248 Kirtland
Shannon Bond	Box 2193 Kirtland
Leland Odain	Box 172 Kirtland 87417
Dee Karlin	#7 Rd. 6680, P.O. Box 776, Fruitland ⁸⁷⁴¹⁶
Darlene Yzic	Box 1951, Kirtland, NM 87417
Blond Hampton	335 CR 6100 Kirtland N.M. 87417
Ormer Lamborn	36 RD 6700 Kirtland N.M. 87416
W.C. Holif	Box 251 Aztec N.M. 87400
Rosemary Bechtold	13 County Rd 6337, Kirtland, NM 87417
Jim T. Dunlap	#740 NM 170 Farmington, N.M. 87401
Christine Dunlap	#740 NM 170 Farmington NM 87401
Phil Wheeler	216 CR 6700 Waterford NM 87421
P. Mah DTS	#17 RD 6050 Farmington 87401
W. Morris	Box 1412 Jarr. NM 87499
Cary Horner	PO Box 2497 Farmington 87499
Bill Erenbach	State Engineer Office, Aztec
Chester H. Parally	30 CR 6570 Kirtland, NM. 87417
Emerie Blair Jr.	9 Rd 6319 Kirtland N.M. 87417
Lisa C. Blair	P.O. Box 1431 " " "
Tommy Henry & Roxanne	P.O. Box 555 Fruitland NM 87416
Charles W. Wethington	PO Box 12 Kirtland NM 87417
Martin E. Wethington	25 Rd 6200 Fruitland NM 87416
Jay Atanasi	Box 2271 Kirtland NM 87417
Judith Stanley	Box 2395 Kirtland NM 87417
James T. McQuade	1 Rd 6557 Kirtland NM 87417
Valdasue Steele	3705 US. Hwy 64W. Waterford NM 87421
Treuet Hamilton	PO Box 898, Fruitland NM 87416
Tommy Robbins	3 CR 6285 Kirtland NM 87417
Heather Robbins	#3 R 6285 Kirtland NM 87417

Jicarilla Apache Water Rights Settlement

Bloomfield, NM

Wadsworth
100 of May 5, 1998

<u>Name</u>	<u>Address</u>
Steve Panagias Mr & Mrs J.W. Meafee	503 N. Island 708 S. First St. Bloomfield, NM 87413
Ed Zuffelt Edna Zuffelt Rev. Uner Barbideau	102 E. Pearce Ave. Bloomfield NM 87413 CARSON WING Water Assembly of God. PO BOX 2436, Bloomfield, NM 87413
Dennis O. Chavez Raul Chavez	288 Rd 4800 Bloomfield, N.M. 289 Rd 4800 Bloomfield NM
CHESTER DAVENPORT Rose Injillo Rosa Injillo	411 CR 5500 Bloomfield NM 7127 Hwy 64, Bloomfield, NM 7127 Hwy 64. Blanco NM. 87413
Milton Archuleta George Archuleta	330 C.R. 4599. Blanco NM 87412 6736 W Hwy 64 - Bloomfield 2 NM
Martin F. Gonzales Beela Dallegor	6794 US-64. Bloomfield New Mexico 87413 1208 Jarrvin Pl - Farmington, NM 87401
Carmen Archibegne Kelly & Barb Jackson	6110 Hwy 64 Bloomfield, NM 87413 631 Rd 4990 Bloomfield, NM 87413
Mrs Jose R. Velasquez Mr & Mrs Max Archuleta	764 C.R. 4599 Blanco n.m. 87412 491 N.M Hwy 511 Blanco NM 87412
RUSSELL SMITH	BOX 1566, BLOOMFIELD, N.M 87413
WAYNE HATSON Doug HATSON	PO Box 532 Bloomfield NM 87413 P.O. Box 863 Bloomfield N. MEX 87413
Cecilia Archibegne de Randy Kirkpatrick	6088 Highway 64 Farmington 800 Municipal Dr. Farmington #13 Rd. 5209 NEU 3024 Fehn. 87901
Jim Miller Carlton & Melanie Snyder	
JEFF GREIDER	1225 W. River Rd Bloomfield, NM 87413 6669 US Hwy 64 BLOOMFIELD 87413
Donna Wade Bill Hare	#308 Rd 4800 Bloomfield NM 1601 E. Blues Bloomfield
Robert A. Trujillo Charles R. Beach	P.O. Box 1435 Bloomfield N.Mex. 87413 P.O. Box 1541 Bloomfield N.Mexico 87413

Frank Blackmer 18CR 6358 Kittland N.M.
Earl Hickam 976 CR 5000 Bloomfield NM 87413
Gary Horner PO Box 2497 Farm 87499
Virgil Douglas CR 4865 #1 Bloomfield, N.M.
Bob Oxford 301 Crandall Dr. Aztec, NM 87410
Victor D. Jones #12 CR 5097 Farmington N.M. 87401
Perry Phelps PO Box 567 Bloomfield, N.M. 87413
Ann Phelps POB 567 Bloomfield, N.M. 87413
Dudra Ellsaesser 2501 W. Broadway, Blm., NM 87413
James Ellsaesser 2501 W. Broadway Blm., NM 87413
Jose Alip Valdez 1003 Mitchell Ln. Blm. N.M. 87413
Neffie Howard 750 Judy St. Bloomfield, N.M. 87413
Thomas Bunch Howard 920 Judy St. Bloomfield N.M. 87413
Jannie Skendler 801 West Main Bloomfield NM 87413
Raymond Barnes 400 N Newby Bloomfield NM 87413
Rosa M. Hauser 420 W. Blanco Str. Bloomfield N.M. 87413
A. J. Hauser 424 W. Blanco Str. Bloomfield N.M. 87413
Dwain Stanford 68 Rd 5295 NBU 3026 Farmington, NM 87401
Terri Stanford 68 Rd 5295 NBU 3026 Farmington, NM 87401
J. Gary Ritchie 6219 Bloomfield Highway. Bloomfield, NM 87413
Dale Carter 1100 Glenwood Bloomfield NM 87413
Jope Gray 1507 4th B Bloomfield New M.
John Horvath 606 E Blanco Blvd. Bloomfield NM 87413
Robert J. Horvath #27 Rd 581 Farmington NM, 87401
Aubrey Wood 106 South Kirby Bloomfield N.M. 87413
Roman H. Martinez 208 N. Frontier St. Blmf, N.M. 87413
LYLE B. Tinkler 903 Rio Road Bloomfield, NM 87413
Roman Martinez 300 Roman lane Bloomfield, N.M. 87413
Luis Gonzales 771 CR 4990 Bloomfield, N.M. 87413
CHARLES KELLER 209 Reed 5500 Bloomfield NM 87413
Roy E. Solomon 35 Rd 5085 Bloomfield NM 87413
Jarry E Maston 23 RD 5377 Farmington 87401
James Moll 1900 E. Blanco Blvd Bloomfield 87413
Juanita Maston 10 Rd 5377 Farmington NM 87401
Bessie Maston " " " " " " " "
Harley & Ruthie Widmer 2610 E Blanco Blvd Blmfld 87413
Harold Carol Cloer 337 Rd 5500 Bloomfield, NM 87413

Jerry Matto South Newby Ln
Michael Ferrari 515 Curtis Lane

