

FIFTH JUDICIAL DISTRICT
COUNTY OF CHAVES
STATE OF NEW MEXICO

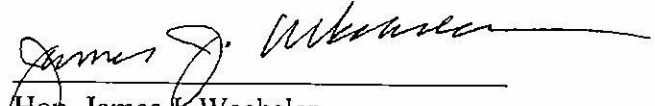
STATE OF NEW MEXICO, <i>ex rel.</i>)	Nos. 20294 and 22600
STATE ENGINEER)	Consolidated
and PECOS VALLEY ARTESIAN)	Hon. James J. Wechsler
CONSERVANCY DISTRICT,)	Judge Pro Tempore
)	
Plaintiffs,)	
v.)	Pecos River Stream System
)	Cow Creek Section
L.T. LEWIS, <i>et al.</i> , and)	
THE UNITED STATES OF AMERICA)	WS JW
)	D-504-W-19000001
Defendants.)	
)	

**ORDER GRANTING STATE'S MOTION FOR
SECOND AMENDED PROCEDURAL ORDER**

THIS MATTER comes before the Court on the State of New Mexico's Motion for Second Amended Procedural Order ("Motion"), filed July 15, 2022, and the Cow Creek Basin Acequia Association's response, filed on July 29, 2022. The Court held a hearing on the Motion on December 6, 2022. Having heard the parties' arguments regarding the proposed amendments, and further proposed modifications to the proposed amended procedure; and being fully informed on the issues presented; the Court GRANTS the State's Motion.

WHEREFORE, IT IS ORDERED:

1. The Court enters the Second Amended Procedural Order Governing the Adjudication of Water Rights in the Cow Creek Section.
2. The State shall commence joinder and service of water rights claimants forthwith.



 Hon. James J. Wechsler
 Judge Pro Tempore

Certificate of Service

I hereby certify that a true and correct copy of the Order Granting State's Motion for Second Amended Procedural Order, the Proposed Second Amended procedural Order Governing the Adjudication of Water Rights in the Cow Creek Section, and this Certificate of Service was sent by e-mail or mail on this 9th day of January, 2023 to the following:

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FIFTH JUDICIAL DISTRICT
COUNTY OF CHAVES
STATE OF NEW MEXICO

Nos. 20294 and 22600
Consolidated

STATE OF NEW MEXICO, *ex rel.*)
STATE ENGINEER)
and PECOS VALLEY ARTESIAN)
CONSERVANCY DISTRICT,)

Hon. James J. Wechsler
Judge Pro Tempore

Plaintiffs,)

Pecos River Stream System
Cow Creek Section

v.)

L.T. LEWIS, *et al.*, and)
THE UNITED STATES OF AMERICA)

Case No. D-504-CV-WS-19000001

Defendants.)

**PROPOSED SECOND AMENDED PROCEDURAL ORDER GOVERNING THE
ADJUDICATION OF WATER RIGHTS IN THE COW CREEK SECTION**

This Order is entered by the Court pursuant to 1-016(B) NMRA to guide the course of the statutory adjudication of water rights claims in the Cow Creek Section of the Pecos River stream system. This Order governs the subfile phase only. *Inter se* proceedings will be governed by a separate procedural order issued by this Court after the conclusion of this subfile phase. This Order provides a framework for settlement negotiations between individual claimants and the State of New Mexico. Claimants shall receive individual notifications from the State regarding their individual adjudications, and their individual adjudications will proceed without reference to the adjudications of other claimants.

The Court ordered on October 9, 2015, that all known and unknown water right claimants in the Cow Creek Section be given notice of the procedure to be followed when providing water right claimants with notice of court hearings and the filing of orders, motions and other documents with the clerk. On January 5, 2016, the State of New Mexico (State) filed its Certificate of Service, certifying that the Notice of Adjudication of Water Rights in the Cow

