

HIGHWAY COURT  
CHAVES COUNTY, NM  
FILED IN V. OFFICE

2017 AUG -2 PM 1:40

H.A. [unclear]  
DISTRICT COURT CLERK

STATE OF NEW MEXICO  
COUNTY OF CHAVES  
FIFTH JUDICIAL DISTRICT

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

Plaintiffs,

v.

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

Defendants.

D-504-WS-19000001

No. 20294 and 22600

James J. Wechsler  
Presiding Judge

Pecos River Stream System  
Cow Creek Section

**Monthly Adjudication Report  
and  
Cow Creek Section, Pecos Water Rights Adjudication**

**AUGUST 2017**

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**Fifth Judicial District Court  
P. O. Box 1776  
Roswell, New Mexico 88202  
Clerk's Office: (575) 622-2212 – Fax (575) 624-9510  
<https://cowcreek.nmcourts.gov>**

**PENDING HEARINGS:**

<p>August 11, 2017 - 9:30 AM New Mexico Court of Appeals 237 Don Gaspar, Santa Fe, NM 87501</p> <p><i>(With video link from the 5<sup>th</sup> Judicial District Court 400 N. Virginia, Roswell, NM 88201)</i></p>	<p><b>Joint Working Session, New Mexico Stream Adjudications</b></p>
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**PENDING DEADLINES:**

<p><b>No pending deadlines at this time</b></p>	
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**PROCEDURAL AND SCHEDULING ORDERS CURRENTLY IN EFFECT:**

<b>DATE FILED:</b>	<b>DOCUMENT TITLE:</b>
February 19, 2016	Special Master's Scheduling Order: February 18, 2016 Scheduling Conference
October 9, 2015	Order Mandating That Notice of This Court's <i>In Rem</i> Jurisdiction be Given to All Known and Unknown Water Rights Claimants in the Cow Creek Section of the Pecos River Stream System.
January 25, 2017	Procedural Order Governing the Adjudication of Water Rights in the Cow Creek Section
April 28, 2017	Amended Procedural Order Governing the Adjudication of Water Rights in the Cow Creek Section

**DOCUMENTS FILED**

<b><u>DATE FILED:</u></b>	<b><u>CASE</u></b>	<b><u>EVENT/ COURT DOCUMENT:</u></b>
August 10, 2015	CV-WS-19000001	Notice of August 25, 2015 working Session For the Cow Creek Section
September 14, 2015	CV-WS-19000001	State of New Mexico's Motion for Notice of Adjudication of Water Rights in the Cow Creek Section of the Pecos River Stream System
September 21, 2015	CV-WS-19000001	Notice of Filing of Special Master's Report
September 21, 2015	CV-WS-19000001	Special Master's Report Recommending That Notice of This court's <i>In Rem</i> Jurisdiction be Given to all Known and Unknown Water Rights Claimants in the Cow Creek Section
October 9, 2015	CV-WS-19000001	Notice of Adjudication of Water Rights in the Cow Creek Section of the Pecos River Stream System
October 9, 2015	CV-WS-19000001	Order Mandating That Notice of This Court's <i>In Rem</i> Jurisdiction be Given to All Known and Unknown Water Rights Claimants in the Cow Creek Section of the Pecos River Stream System
January 5, 2016	CV-WS-19000001	Certificate of Service (filed by State of New Mexico)

January 25, 2016	CV-WS-19000001	<b>Notice of Scheduling Conference for the Cow Creek Section</b>
February 19, 2016	CV-WS-19000001	<b>Special Master's Scheduling Order: February 18, 2016 Scheduling Conference</b>
March 17, 2016	CV-WS-19000001	<b>State of New Mexico's Motion for Reconsideration[of Special Master's Scheduling Order]</b>
March 29, 2016	CV-WS-19000001	<b>Notice of Hearing on New Mexico's Motion for Reconsideration</b>
May 9, 2016	CV-WS-19000001	<b>Special Master's Order Granting State of New Mexico's Motion for Reconsideration and Setting Hearing to Determine Whether All Water Rights In Cow Creek Should Be Adjudicated in Expedited <i>Inter Se</i> Proceedings</b>
June 24, 2016	CV-WS-19000001	<b>Special Master's Order Setting Deadlines (A) for State of New Mexico to Submit Revisions to Proposed Procedural Order and (B) for Parties to File Objections to the Adjudication of all Water Rights in Expedited <i>Inter Se</i> Proceedings and Submit Comments Concerning Revised Procedural Order</b>
July 8, 2016	CV-WS-19000001	<b>Notice of Unavailability of Counsel (filed by Rebecca Dempsey)</b>
July 22, 2016	CV-WS-19000001	<b>Los Pueblos Altos Corporation's Objections to Expedited <i>Inter Se</i> Proceedings For All Water Rights</b>
July 25, 2016	CV-WS-19000001	<b>Entry of Appearance (filed by Maria O'Brien)</b>
July 25, 2016	CV-WS-19000001	<b>Cow Creek Ranch, LLC's, Ranch O'Rainbow LLC, and Russell Tuckel, Jr. and Penny Tuckel's Joint Statement of Objections to Adjudicating All Water Rights in the Cow Creek Section in Expedited <i>Inter Se</i> Proceedings</b>
July 25, 2016	CV-WS-19000001	<b>Limited Entry of Appearance (filed by Enrique Romero)</b>
July 25, 2016	CV-WS-19000001	<b>Entry of Appearance (filed by Kyle S. Harwood and Luke M. Pierpont)</b>
August 30, 2016	CV-WS-19000001	<b>Notice of Deadline For Submission of Comments Concerning Draft Special Master's Report and Proposed Procedural Order</b>
September 19, 2016	CV-WS-19000001	<b>Notice of Invitation to Attend Joint Working Session New Mexico State Stream Adjudications Scheduled for October 6, 2016 at 9:30 AM</b>
September 26, 2016	CV-WS-19000001	<b>Entry of Appearance (Tessa T. Davidson)</b>
September 26, 2016	CV-WS-19000001	<b>Subscription to Monthly Adjudication Report (Tessa T. Davidson)</b>
September 26, 2016	CV-WS-19000001	<b>Notice of Non-Availability (Tessa T. Davidson)</b>
September 26, 2016	CV-WS-19000001	<b>Notice of Filing of Special Master's Report</b>
September 26, 2016	CV-WS-19000001	<b>Special Master's Report Recommending That All Water Rights in the Cow Creek Section be</b>

		<b>Adjudicated in Expedited <i>Inter Se</i> Proceedings</b>
September 29, 2016	CV-WS-19000001	<b>Notice of Filing of States FY 2017 Rule 1-071.3(B) Report</b>
October 4, 2016	CV-WS-19000001	<b>Entry of Appearance (Kyle S. Harwood and Luke M. Pierpont)</b>
October 7, 2016	CV-WS-19000001	<b>Cow Creek Ranch, LLC, Ranch O'Rainbow, LLC, Los Pueblos Altos Corp, Cow Creek Basin Acequia Association and Russell Tuckel, Jr and Penny Tuckel's Joint Objections to the Special Master's Report</b>
October 11, 2016	CV-WS-19000001	<b>Cow Creek Basin Acequia Association's Objections to the Special Master Report and Proposed Procedural Order and Motion to Amend Proposed Procedural Order</b>
October 18, 2016	CV-WS-19000001	<b>Notice of Non-Availability (Kyle Harwood on behalf of Penny J Tuckel and Russell L Tuckel, and Cow Creek Cabins, LLC)</b>
November 28, 2016	CV-WS-19000001	<b>Notice of Hearing for Objections to the Special Master's Report</b>
December 1, 2016	CV-WS-19000001	<b>Amended Notice of Hearing for Objections to the Special Master's Report</b>
January 25, 2017	CV-WS-19000001	<b>Procedural Order Governing the Adjudication of Water Rights in the Cow Creek Section</b>
February 23, 2017	CV-WS-19000001	<b>Joint Motion to Correct Exhibits B, F, and G to Court's Procedural Order Governing the Adjudication of Water Rights in the Cow Creek Section</b>
April 26, 2017	CV-WS-19000001	<b>Amended Certificate of Service of Motion of Approval of Appointment of Water Master</b>
April 26, 2017	CV-WS-19000001	<b>Motion for Approval of Appointment of Water Master</b>
April 28, 2017	CV-WS-19000001	<b>Amended Procedural Order Governing the Adjudication of Water Rights in the Cow Creek Section</b>
June 12, 2017	CV-WS-19000001	<b>Order Approving Appointment of Water Master</b>
June 12, 2017	CV-WS-19000001	<b>Monthly Adjudication Report for Cow Creek</b>
June 30, 2017	CV-WS-19000001	<b>Notice of and Invitation to Attend Joint Working Session New Mexico State Stream Adjudications Scheduled for August 11, 2017 at 9:30 AM</b>
July 7, 2017	CV-WS-19000001	<b>Order Retaining the Honorable James J. Wechsler as Judge Pro Tem in the Water Rights Adjudications in the First, Third, Fifth, Eleventh, and Thirteenth District Courts</b>
	CV-WS-19000001	<b>Monthly Adjudication Report for Cow Creek</b>

## **HOW TO OBTAIN DOCUMENTS CONTAINED IN THIS REPORT**

Documents are available on the following Court Website:

**<https://cowcreek.nmcourts.gov>**

A paper copy may be obtained from the Court by requesting a hard copy in writing addresses to:

Clerk of the Court, Chaves County  
Fifth Judicial District Court  
P. O. Box 1776  
Roswell, New Mexico 88202

The request shall include a money order or cashier's check to cover the copying costs, currently set at \$.35 per page. The Court does not accept personal checks. The request shall also include a self-addressed envelope of sufficient size and with sufficient postage for mailing the requested documents.