

FIFTH JUDICIAL DISTRICT
COUNTY OF CHAVES
STATE OF NEW MEXICO

COPY

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5th JUDICIAL DISTRICT COURT
Chaves County
05/12/2025 10:10:53
STACY L. MORA
CLERK OF THE COURT
Villarreal, Jennifer

STATE OF NEW MEXICO, *ex rel.*)
STATE ENGINEER)
and PECOS VALLEY ARTESIAN)
CONSERVANCY DISTRICT,)
)
Plaintiffs,)
v.)
)
L.T. LEWIS, *et al.*, and)
THE UNITED STATES OF AMERICA)
)
Defendants.)

Nos. 20294 and 22600
Consolidated

Hon. James J. Wechsler
Judge Pro Tempore

Pecos River Stream System
Cow Creek Section

Case No. D-504-WS-1900001

RETURNED

MAY 29 2025

MAIL

STATE'S MONTHLY ADJUDICATION REPORT

The State of New Mexico *ex rel.* State Engineer reports the following adjudication statistics, pursuant to Section A(4) of the January 9, 2023 Second Amended Procedural Order, for the month of April 2025. During the month of March 2025, the Office of the State Engineer published notice to unknown claimants in the Cow Creek Section in the Las Vegas Optic and the Santa Fe New Mexican pursuant to the attached notice. Persons who are claiming water rights that were not included in the published hydrographic survey for this section are asked to notify the Office of the State Engineer to recognize their claims.

1. Defendants for whom service was been completed:

N/A

2. Defendants who provided the State with a signed proposed subfile final judgment:

Joyce Rodriguez, subfile PRCC-56.03;

Kenneth Rodriguez, subfile PRCC-56.04;

Jimmy N. Rodriguez, Jimmy T. Rodriguez and Helen Rodriguez, subfile PRCC-56.01;

Herman Rodriguez, subfile PRCC-56.02;

Russell L. Tuckel & Penny J. Tuckel Rev. Trust dated 12/23/24, subfile PRCC-13.19;

3. Defendants who requested consultation with the State:

Estate of Paul Nazario Lujan, subfiles PRCC-9.14, -69.21;

4. Defendants whose consultation was terminated by the State:

N/A

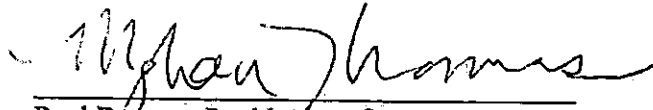
5. Defendants subject to default for failure to respond in accordance with this Order:

Carl Martinez, subfile PRCC-25.10;

Aron Gonzales, subfiles PRCC-32.12, -33.14;

Dolores Padilla, subfile PRCC-33.02;

Respectfully submitted this 12th day of May, 2025.



Paul Bossert, Paul.bossert@ose.nm.gov

Meghan Thomas, Meghan.thomas@ose.nm.gov

Special Assistant Attorneys General

Office of the State Engineer

P.O. Box 25102

Santa Fe, New Mexico 87504-5102

(505) 827-6150

Attorneys for Plaintiff, State of New Mexico

FIFTH JUDICIAL DISTRICT
COUNTY OF CHAVES
STATE OF NEW MEXICO

5th DISTRICT COURT CHAVES CO.
FILED '25 FEB 19 PM 4:47

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

Plaintiffs,

v.

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

Defendants.

Nos. 20294 and 22600
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Hon. James J. Wechsler
Judge *Pro Tempore*

Pecos Stream System
Cow Creek Section

Case No.: D504-WS-19000001

NOTICE OF DEADLINE TO CLAIM WATER RIGHTS

FROM: Clerk of the New Mexico District Court for the Fifth Judicial District, Chaves County

This Notice is directed to all unknown persons who may claim any right to the use of the waters of Cow Creek and its tributaries.

THIS NOTICE IS THE ONLY NOTICE YOU WILL RECEIVE OF THE PENDENCY OF THIS ADJUDICATION OF WATER RIGHTS.

YOU ARE HEREBY NOTIFIED that there is pending in the New Mexico Fifth Judicial District Court an action to adjudicate all claims to rights to use of the waters of the Cow Creek Section of the Pecos River Stream System. As the owner(s) of land located in the Cow Creek basin, you are required to appear before the Court and describe the rights, if any, that you claim to the use of the surface waters of Cow Creek.

Unless you file a Claim with the Clerk of the Court and serve a copy on the Office of the State Engineer by JULY 4, 2025, any right you may have to use the surface waters of Cow Creek may be adjudicated by default judgment.

The Plaintiff in this action is the State of New Mexico *ex rel.* State Engineer [State]. A copy of the Amended Complaint filed in this action on May 30, 1978, may be obtained from the Fifth Judicial District Court, Chaves County Court House, P.O. Box 1776, Roswell, NM 88202-1776, under the caption State of New Mexico *ex rel.* Reynolds v. L.T. Lewis, et al., Nos. 20294 and 22600 Consolidated.

The 2015 Cow Creek Hydrographic Survey published September 11, 2015, may be viewed at: (1) the Office of the State Engineer, 130 S. Capitol, Santa Fe, NM 87504; or (2) OSE website at <https://www.ose.nm.gov/HydroSurvey/index.php>.

The Cow Creek Section adjudication is controlled by the Second Amended Procedural Order, issued January 9, 2023, which requires the State to make each water right claimant a party to the adjudication suit. For claims not identified or described in the 2015 Hydrographic Survey, the procedural order directs the State to serve notice on all unknown claimants of the procedure and deadline for submitting their claim of a water right. The form for submitting such claims is attached to this Notice. All claims must be submitted by completing the attached form, filing it with the Court, and serving a copy on the Office of the State Engineer. The deadline for submitting such claims is JULY 4, 2025.

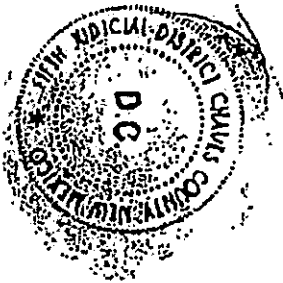
The plaintiff's attorneys are:

Meghan Thomas
Paul Bossert
Special Assistant Attorneys General
Office of the State Engineer
P.O. Box 25102
Santa Fe, New Mexico 87504-5102
(505) 827-6150

WITNESS the hand and seal of the Fifth Judicial District Court for the Counties of Chaves, Eddy and Lea, State of New Mexico.

STACY L. MORA, CLERK
Fifth Judicial District Court

By 
Deputy Clerk



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,

Plaintiffs,

v.

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

Defendants.

Hon. James J. Wechsler
Judge *Pro Tempore*

Pecos River Stream System
Cow Creek Section

Case No. D-504-WS-1900001

CLAIM TO SURFACE WATER RIGHT

The claimant(s) listed below submit(s) this Claim to Surface Water Right for a water right that was not depicted or described in the 2015 Cow Creek Watershed Hydrographic Survey.

1. Claimant(s) name(s) and contact information:

Claimant 1

Claimant 2

First and last name

First and last name

Mailing address

Mailing address

Mailing address continued

Mailing address continued

Email address

Email address

Phone number

Phone number

- 2. Priority date : _____
- 3. Source of water: _____
- 4. Amount of water: _____
- 5. Purpose of use: _____
- 6. Period of use: _____
- 7. Place of use (including 2015 Cow Creek Watershed Hydrographic Survey map sheet(s) where claimed water right is located): _____

- 8. Place or point of diversion (ditch): _____
- 9. Number of irrigated acres (if purpose of use is irrigation): _____

Attach a copy of the deed or other proof of ownership of the land where the water is being used.

Claimant 1 signature

Date

Claimant 2 signature

Date

FIFTH JUDICIAL DISTRICT
COUNTY OF CHAVES
STATE OF NEW MEXICO

STATE OF NEW MEXICO, ex rel.
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And PECOS VALLEY ARTESIAN
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L.T.LEWIS, et al., and
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Consolidated

James J. Wechsler
Judge Pro Tempore

Pecos River Stream System
Cow Creek Section
D-504-WS-19000001

Certificate of Service

I hereby certify that a true and correct copy of the State's Monthly Adjudication Report filed on 05/12/2025 and this Certificate of Service was sent by e-mail or mail on this 12th Day of May, 2025 to the following:

Kerry Armour, Paralegal
Administrative Office of the
Courts
237 Don Gaspar Ave.
Santa Fe, NM. 87501
aockla@nmcourts.gov

David Benavides
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P.O. Box 32197
Santa Fe NM 87594
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Kyle Harwood
Luke Pierpont
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luke@egolfaw.com

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Cameron Punarejo Honeycutt
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Utton Center Ombudsman
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University of New Mexico
School of Law, MSC 11-6070
Albuquerque, NM 87131

Claimant Lourdes S Rains
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Claimants Florian C. Lucero and
Velma B. Lucero - Email:
flucero45@comcast.net

Claimant Velma B. Valencia
Lucero
email: vlucero04@comcast.net

Claimants Richard or Laura
Roybal - USPS mail AND email
request-
USPS
PO Box 218
Pecos NM. 87552

Email:
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Claimants Carol Follingstad and Marion Reynolds dba Cow Creek Cabin LLC -
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carrolls-email@comcast.net

Claimant Mary Helen Follingstad dba CowCreek Cabin LLC -
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Claimant Sylvia A. Riesselmann
Email:
svl_on2wheels@yahoo.com

Claimant Joyce C. Rodriguez -
Email: joyrod13@gmail.com

Claimant Kenny R. Rodriguez -
Email: Kennyrayr@yahoo.com

Claimant Joe Trujillo -
Email: joemar.tru@outlook.com

Claimant Ray Lopez
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Claimant Marcial Ruiz -
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Claimant Ernest A. Sandoval -
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Claimant Ben Ruiz dba Ruiz Development, LC -
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benjamin.bowles1@gmail.com

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Pecos, NM 87552

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Glorieta, NM 87535

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Claimant Edna D. Armijo Herrera -
Email: ebuggers@yahoo.com

Claimant Steven E. Rodriguez -
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Pecos, NM. 87552

Claimant Herb G. Cohen -
Email: herbgcohen@yahoo.com

Claimant Josie E. Lujan -
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earthangel@cybermesa.com

Claimants Diana R and Abel Armijo -
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Claimant Ted Lopez -
Email: ttl@lanl.gov

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Pecos, Nm 87552

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AND USPS mail
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Santa Fe, NM 87505

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Email: Btarmijo@yahoo.com

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Paulenemichels@yahoo.com

Claimant Herman Rodriguez -
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amanda.montoya0923@gmail.com

Claimant Darcy Bushnell -
Email: bushnell@law.unm.edu

Claimant Luciano Aragon
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Bernalillo, NM. 87004

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Email: essweeney@excite.com

Claimant Julian Gonzales -
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JulianGonzales.Gonzales991@gmail.com

Claimant Margaret J. Pyle
Email: loboden@comcast.net

Claimant Jimmy (James) G.
Rodriguez -
Email: hrodrigu4@hotmail.com

Claimant Luciano Garcia -
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Claimant MaryAnn Vigil -
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harley27@windstream.net

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and Winifred Fernandez -
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Darrell and Katrina Gooch
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San Jose, NM 87565

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maragon1985@gmail.com

Claimant David Old -
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New Mexico Legal Aid
(Enrique Romero) -
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Claimants Kyle Harwood OBO
Russell Tuckel Jr and Penny
Tuckel -
Email: pngaune@gmail.com

Claimant Ronald Romero
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Kyle Harwood OBO Cow Creek
Cabins and Russell & Penny
Tuckel
Email: kyle@egolfflaw.com

Terrell and Christina Garrett
David Benavides with New
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Email: david@nmlegalaid.org

Claimant Paul Winkler c/o Seth
R. Fullerton
Email:
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tegarrettpdx@gmail.com

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Claimants Ben J and Margaret J
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Claimant Kenny Rodriguez
USPS Mail
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Pecos, NM. 87552

Claimant Darrell Gooch -
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floydada-ern@suddenlinkmail.com

Claimant Lon Perry -
Email: coachlon@aol.com

Claimant Russel L. Tuckel and
Penny J Tuckel Trust
Email: mrtuckel@live.com

Claimant Ben J. and Margaret J.
Ruiz Revocable Trust
Email: tea@tessadavidson.com,
td@tessadavidson.com

Claimant Charles E. Austin
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Carlsbad, CA, 92011

Frank Eikermann
Email: agnifortune@gmail.com

Claimant Kenneth A. Nava
Email: kennava@gmail.com

Claimant Aline Akes
Email: alineaakes45@gmail.com

State Land Office
water@slo.state.nm.us

Joe Williams
joewill@utk.edu

Varela Revocable Trust
% Alan M. Varela
alan_vrl@yahoo.com

T

Toni or Gregorio Tapia
ttapia59@yahoo.com

Commissioner of the Public Lands
of the State of New Mexico
Email: jsullivan@nmslo.gov

Honey Boy Ranch LLC
% Stirling M. Puck
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Santa Fe, NM 87505
Email: hellpuck@msn.com

Jared Rodriguez
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Valentina Gallegos
General Delivery
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Brandi Hunsaker
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Rebecca Dempsey
rdempsey@cuddymccarthy.com

Jennifer Villarreal
Judicial Specialist Senior
Fifth Judicial District Court

PLEASE VERIFY ALL INFORMATION IS CORRECT. IF NOT PLEASE CONTACT THE CHAVES COUNTY DISTRICT COURT AT 575-622-2212 AND ASK FOR JENNIFER OR NICOLE

FIFTH JUDICIAL DISTRICT COURT

P.O. Box 1776
Roswell, New Mexico
88202-1776

LUBBOCK TX 794

14 MAY 2025 AM 1 L

FIRST-CLASS



US POSTAGE PAID PITNEY BOWES



ZIP 88201 \$ 000.97⁰
02 7W
0008033316 MAY. 13. 2025

Claimant Delvin L. Morris
304 N Essex Dr.
Lubbock, TX. 79416

NIXIE 750 DE 1 0000/24

RETURN TO SENDER
INSUFFICIENT ADDRESS
UNABLE TO FORWARD

79416-10420
88202-1776

NO: 88202177636 #1075-10100

