

BEFORE THE NEW MEXICO STATE ENGINEER

SEP 23 PM 3 05

IN THE MATTER OF THE CORRECTED APPLICATION FILED BY AUGUSTIN PLAINS RANCH, LLC FOR PERMIT TO APPROPRIATE GROUNDWATER IN THE RIO GRANDE UNDERGROUND WATER BASIN IN THE STATE OF NEW MEXICO

Hearing No. 17-005
OSE File No. RG-89943 POD1
through POD 37

OFFICE OF THE
STATE ENGINEER
1000 EAST 10TH
SANTA FE, NM 87501

PARTIALLY UNOPPOSED MOTION REQUESTING
AN EXTENSION OF TIME TO FILE RESPONSE

The Water Rights Division, ("WRD") of the Office of the State Engineer, by and through its undersigned counsel of record, hereby submits this Partially Unopposed Motion for Extension of Time to File Response. As grounds for this motion, WRD states:

1. On September 26, 2017, Protestants represented by the New Mexico Environmental Law Center, collectively "the Community Protestants," filed their Motion for Summary Judgment ("Motion") and Memorandum in Support of their Motion.

2. WRD's attorney of record, Maureen C. Dolan, will be out of the office from September 30, 2017 through October 9, 2017.

3. WRD therefore requests a ten day extension of time, until October 26, 2017, to file its Response to the Community Protestants' Motion.

4. Counsel for the Applicants, Augustin Plains Ranch, LLC, and for the Community Protestants have been contacted and do not oppose this motion.

WHEREFORE, WRD respectfully requests an extension of time until October 26, 2017 for WRD to submit its Response to the Community Protestants' Motion for Summary Judgment. No

other deadlines set forth in the Hearing Examiner's August 10, 2017 Scheduling Order will be affected. A form of order is attached.

Respectfully submitted:



Maureen C. Dolan

Martha C. Franks

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Administrative Litigation Unit

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Partially Unopposed Motion Requesting an Extension of Time was mailed to the Applicant and Community Protestants this 29th day of September, 2017. A complete copy of the Partially Unopposed Motion Requesting an Extension of Time may be located on the Office of the State Engineer website, <http://www.ose.state.nm.us/HU/AugustinPlains.php>. The service list will be updated as necessary.


Theresa L. Vargas
Administrative Litigation Unit

APPLICANTS	
Jeffrey J. Wechsler Montgomery & Andrews, P.A. 325 Paso de Peralta Santa Fe, NM 87501 John Draper Draper & Draper LLC 325 Paso de Peralta Santa Fe, NM 87501 <i>Attorneys for Applicant Augustin Plains Ranch, LLC</i>	
PROTESTANTS	
Douglas Meiklejohn, Esq. Jaimie Park, Esq. Jon Block, Esq. Eric Jantz, Esq. New Mexico Environmental Law Center 1405 Luisa Street, Suite 5 Santa Fe, NM 87505 <i>Attorneys for 85 individuals includes 3 landowners associations</i>	