

082415-Water Grab update

On July 30, 2015 the Augustin Plains Ranch filed a Motion to “Remand and Dismiss with the State Engineer” at the 7th Judicial Court. The motion states “Appeal from a decision of the New Mexico State Engineer in OSE hearing No. 09-096”. You will remember that this decision, rendered by Judge Matthew Reynolds, upheld the State Engineer’s denial of APR’s application to mine water in the Augustin Plains.

Doug Meiklejohn, Director of the New Mexico Environmental Law Center, stated:

”We believe that it is important to oppose the motion because we think that the motion is really an effort to persuade the District Court Judge to vacate his ruling that upheld the State Engineer's denial of the Augustin Plains Ranch's application.”

Subsequently, on August 12, 2015 the New Mexico Environmental Law Center, on behalf of its clients filed “A Response in Opposition to Augustin Plains Ranch LLC’s Motion to Dismiss and Remand to State Engineer”.

Mr. Meiklejohn has explained:

"The Augustin Plains Ranch, LLC now has 18 days from the date that each of the responses* to its motion was filed in which to file a reply to each response. ... It is possible that the Judge will set a hearing to have oral arguments on the motion, but I do not know whether that will happen or when the hearing will be if one is scheduled.”

This is the latest legal maneuvering on the part of APR.