



2017 DEC 15 PM 2 02

BEFORE THE NEW MEXICO STATE ENGINEER

OFFICE OF THE  
STATE ENGINEER  
HEADQUARTERS UNIT  
SANTA FE, NM

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

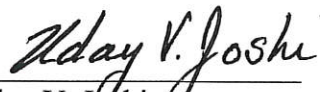
Hearing No. 17-005  
OSE File No. RG-89943 POD  
1 through POD 37

**ORDER MEMORIALIZING THE STAY OF PROCEEDING AND DENIAL OF  
PROTESTANT HAND'S MOTION TO STRIKE APPLICANT'S REPLY TO WATER  
RIGHTS DIVISION'S RESPONSE**

This matter came before Uday V. Joshi, State Engineer's designated Hearing Examiner, upon Protestant Hand's Motion to Strike Applicant's Reply to WRD's Response to Community Protestants' Motion for Summary Judgment (Motion to Strike), filed on December 7, 2017, and the Oral Argument held on December 13, 2017, at the Catron County Courthouse in Reserve, NM on the New Mexico Environmental Law Center's (Community Protestants) Motion for Summary Judgment, filed on September 26, 2017, and Catron County Board of County Commissioners' Motion for Summary Judgment, filed on October 16, 2017.

Therefore, having considered the matter, the Hearing Examiner, herein, memorializes his denial of Protestant Hand's Motion to Strike and his Order, rendered at the oral argument, vacating all pending deadlines and staying this proceeding until after the State Engineer enters an Order on the Motions for Summary Judgment, filed on September 26, 2017, and October 16, 2017, respectively.

DONE this 15<sup>th</sup> day of December, 2017.

  
Uday V. Joshi  
Hearing Examiner