

FIFTH JUDICIAL DISTRICT COURT  
COUNTY OF CHAVES  
STATE OF NEW MEXICO

STATE OF NEW MEXICO ex rel.	)	
State Engineer and	)	
PECOS VALLEY ARTESIAN	)	
CONSERVANCY DISTRICT,	)	
	)	Nos. 20294 & 22600
Plaintiffs,	)	CONSOLIDATED
	)	
vs.	)	
	)	
L.T. LEWIS, et al.,	)	Carlsbad Basin Section
UNITED STATES OF AMERICA,	)	Carlsbad Irrigation District
	)	
<u>Defendants.</u>	)	

**AMENDMENT AND REVISION TO OPINION RE THRESHOLD LEGAL ISSUE NO. 2**

THIS MATTER comes on for consideration by the Court in connection with certain corrections which should be made in connection with the **OPINION RE THRESHOLD LEGAL ISSUE NO. 2** served on September 19, 1997.

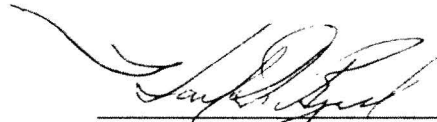
IT IS THEREFORE ORDERED that:

1. The reference to "United States" in the third to the last line on page 4, is deleted.
2. The first sentence in the first full paragraph on page 7 is deleted and the following substituted therefor:

Issues concerning the ownership and incidents of ownership of water and storage rights of the United States vis-a-vis members of CID involve questions of fact and law which do not appear to have been raised nor were they the

subject matter of, or determined in the *Hope* Proceedings or the Black River Proceedings.

3. The word "which" in the third line of the first full paragraph on page 11, is deleted and the word "who" substituted therefor. In the next sentence, the word "or" is deleted and the word "nor" substituted therefor.
4. In the last line of footnote 7, on page 13, the word "legal" is deleted.



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HARL D. BYRD  
DISTRICT JUDGE PRO TEMPORE