

6. A map or plat showing the lands being taken is set forth in Schedule D.

7. The estates taken in the property is set forth in Schedule E.

8. The amount estimated to be just compensation for the taking, which sum I caused to be deposited in the Registry of the Court for the use and benefit of the persons entitled to it, is set forth in Schedule F. I am of the opinion that the ultimate award for the taking will be within the limit prescribed by law on the price to be paid for it.

9. The names and addresses of known parties who have or may claim an interest in said property are set forth in Schedule G.

10. The United States of America made best efforts to negotiate acquisition of the property interests sought prior to filing this condemnation action.

WHEREFORE, Plaintiff United States of America requests judgment that the property interests be condemned, that just compensation for the taking be ascertained and awarded, and the Court award such other relief as may be lawful and proper.

DATED: May 7, 2026

Respectfully submitted,

UNITED STATES OF AMERICA

By: s/ Charlotte Huffman

CHARLOTTE HUFFMAN
Bar No. 6296779 (IL)
ANNELISE M. PINTO
Bar No. 353929 (CA)
Land Acquisition Section
Environment & Natural Resources Division
P.O. Box 7611
Ben Franklin Station
Washington, D.C. 20002
Telephone: (202) 305-0282
Facsimile: (202) 514-8865
E-mail: charlotte.huffman@usdoj.gov
annelise.pinto@usdoj.gov

*Attorneys for Plaintiff United States of
America*

SCHEDULE A

AUTHORITY FOR THE TAKING

The property is taken under and in accordance with 40 U.S.C. §§ 3113 and 3114, which authorize the condemnation of land and the filing of a Declaration of Taking; the Act of Congress approved September 30, 1996, as Public Law 104-208, Division C, Section 102, 110 Stat. 3009-546, 3009-554-55, as amended and codified at 8 U.S.C. § 1103(b) & note; and the Act of Congress approved July 4, 2025, as Public Law 119-21, tit. IX, sec. 90001, 139 Stat. 72, 357-58, which appropriated the funds that shall be used for the taking.

SCHEDULE B

PUBLIC PURPOSE

The public purpose for which said property is taken is to construct, install, operate, and maintain roads, fencing, vehicle barriers, security lighting, cameras, sensors, and related structures designed to help secure the United States/Mexico border within the state of New Mexico.

SCHEDULE C

LEGAL DESCRIPTION

Doña Ana County, New Mexico

Tract: EPT-STN-2001

Owner: Catholic Diocese of Las Cruces

Acres: 11.822

Being a 11.822 acre (514,951 square feet) tract, more or less, out of a called 200.76 acre tract, surveyed 204.145 acres, being a part of lots 7, 8, 9, 10, 11 and the South half of the Northwest quarter of Section 16, Township 29, South, Range 4, East, conveyed to the Catholic Diocese of Las Cruces by warranty deed recorded in instrument no. 8501501, records of Dona Ana County, New Mexico. Said parcel of land more particularly described by metes and bounds as follows;

Starting at COE Project control marker, said point being a 3 1/2" aluminum cap set in concrete stamped EMC-02, having the following NAD83 (2011) Grid Coordinates: N=289359.808, E= 1552189.398;

Thence: S13°59'53"W, a distance of 4,243.31 feet to a found concrete marker, being International boundary monument No. 2 on the South line of the Jobe Concrete Products, Inc. tract, described in Instrument No. 038742, lying in Section 16, Township 29, South, Range 4, East, Dona Ana County, New Mexico, said point being the **Point of Commencement**, having the following coordinates: N=285242.507, E=151162.987;

Thence: along said international boundary, N89°50'45"W, a distance of 284.32 feet to a set 5/8" rebar and aluminum cap stamped EPT-STN-2003-2=2000-1, being the Southeastern corner of this tract, South line of the Catholic Diocese of Las Cruces tract, described in Instrument No. 8501501, and the **Point of Beginning**, having the following coordinates: N=285243.271, E=1550878.673;

Thence: N89° 50' 45"W for a distance of 3200.73 feet to a set 5/8" rebar and aluminum cap, stamped EPT-STN-2000-2, being the Southwestern corner of this tract, the Southwest corner of Section 16, T-29-S, R-4-E, being on the South line of said Catholic Diocese of Las Cruces tract, and the Southeast corner of the 60' wide Roosevelt Easement, described in GLO supplement plat of the Northeast quarter of Section 17 Township 29, South, Range 4, for angle;

Thence: along the Section line common to Sections 16 and 17, T-29-S, R-4-E, N00° 10' 25"E for a distance of 60.00 feet to a set 5/8" rebar and aluminum cap, stamped EPT-STN-2000-3, being the Northwestern corner of said 60' wide Roosevelt Easement, and the Southeast corner of the Catholic Diocese of Las Cruces tract, recorded in Instrument no. 9910227, for point on line;

SCHEDULE C (Cont.)

Thence: continue along said Section line common to Sections 16 and 17, T-29-S, R-4-E, leaving said 60' wide Roosevelt Easement, N00° 10' 25"E for a distance of 100.00 feet to a calculated point, designated as EPT-STN-2001-4=2001-1-4, being the Northwestern corner of this tract, for angle;

Thence: leaving said Section line, S89° 50' 45"E for a distance of 3236.14 feet to a calculated point, designated as EPT-STN-2001-5, being the Northeast corner of this tract and on the East line of the Catholic Diocese of Las Cruces tract, recorded in Instrument no. 8501501 and on the West line of the Jobe Concrete Products, Inc. tract, recorded in Instrument no. 038742, for angle.

Thence: continue along said property line, S12° 39' 06"W for a distance of 102.43 feet to a set 5/8" rebar and aluminum cap, stamped EPT-STN-2003-3=2000-10, for point on line;

Thence: continue along said property line, S12° 39' 06"W for a distance of 61.46 feet, returning to the **Point of Beginning**.

SCHEDULE C (Cont.)

Tract: EPT-STN-2001-1
Owner: Catholic Diocese of Las Cruces
Acres: 1.554

Being a 1.554 acre (67,671 square feet) tract, more or less, out of a called 67.60 acre tract, surveyed 68.868 acres, being out of the South half of the Northwest quarter of the Northwest quarter of Section 16, Township 29, South, Range 4, East, and a part of lot 7 and the East half of the East half of the Northeast quarter of Section 17, Township 29, South, Range 4, East, conveyed to the Catholic Diocese of Las Cruces by warranty deed recorded in instrument no. 9910227, records of Dona Ana County, New Mexico. Said parcel of land more particularly described by metes and bounds as follows;

Starting at COE Project control marker, said point being a 3 1/2" aluminum cap set in concrete stamped EMC-01, having the following NAD83 (2011) Grid Coordinates: N= 289746.012, E= 1541921.585;

Thence: S75°54'12"E, a distance of 5,247.42 feet to a found 2" iron pipe on the North line of Section 17, T-29-S, R-4-E, being the Northeast corner of the parent tract owned by the City of Sunland Park and the Northwest corner of the Catholic Diocese of Las Cruces tract, warranty deed recorded in instrument no. 9910227, said point being the **Point of Commencement**, having the following coordinates: N=288467.965, E=1547010.989;

Thence: S11°56'08"E, a distance of 3225.83 feet to a set 5/8" rebar and aluminum cap stamped EPT-STN-2000-3, being on the Section line common to Sections 16 and 17, T-29-S, R-4-E, the Southeastern corner of this tract, The Southeast corner of the Catholic Diocese of Las Cruces tract, warranty deed recorded in Instrument no. 9910227, Northeast corner of the Roosevelt Reservation tract, described in the GLO supplemental plat of the Northeast quarter of Section 17, T-29-S, R-4-E, and on the West line of the Catholic Diocese of Las Cruces tract, warranty deed recorded in Instrument no. 8501501, said point being the **Point of Beginning**, having the following coordinates: N=285311.877, E=1547678.139;

Thence: leaving said Section line, along the North line of said Roosevelt Reservation tract, N89° 50' 21"W for a distance of 676.71 feet to a calculated point designated as EPT-STN-2001-1-2=2002-5, being the Southwestern corner of this tract, the Southwest corner of the Catholic Diocese of Las Cruces tract, warranty deed recorded in Instrument no. 9910227, and the Southeastern corner of said City of Sunland Park tract, for angle;

Thence: leaving said Roosevelt Reservation tract, along said East line of the City of Sunland Park tract and the West line of the Catholic Diocese of Las Cruces tract, warranty deed recorded in Instrument no. 9910227, N00° 10' 25"E for a distance of 100.00 feet to a calculated point designated as EPT-STN-2001-1-3=2002-4, being the Northwestern corner of this tract, for angle;

SCHEDULE C (Cont.)

Thence: leaving said property line, S89° 50' 21"E for a distance of 676.71 feet to a calculated point designated as EPT-STN-2001-4=2001-1-4, being the Northeastern corner of this tract, on the East line of the Catholic Diocese of Las Cruces tract, warranty deed recorded in Instrument no. 9910227 and the West line of the Catholic Diocese of Las Cruces tract, warranty deed recorded in Instrument no. 8501501, for angle;

Thence: continue along said property line, S00° 10' 25"W for a distance of 100.00 feet, returning to the **Point of Beginning**.

SCHEDULE C (Cont.)

Tract: EPT-STN-2001E
Owner: Catholic Diocese of Las Cruces
Acres: 0.883

Being a 0.883 of one acre (38,465 square feet) easement tract, more or less, out of a called 200.76 acre tract, surveyed 199.728 acres, being a part of lots 7, 8, 9, 10, 11 and the South half of the Northwest quarter of Section 16, Township 29, South, Range 4, East, conveyed to the Catholic Diocese of Las Cruces by warranty deed recorded in instrument no. 8501501, records of Dona Ana County, New Mexico. Said parcel of land more particularly described by metes and bounds as follows;

Starting at COE Project control marker, said point being a 3 1/2" aluminum cap set in concrete stamped EMC-01, having the following NAD83 (2011) Grid Coordinates: N=289746.012, E=1541921.585;

Thence: S83°34'27"W, a distance of 7,585.54 feet to a found capped rebar, being on the South line of the Insights-New Mexico Science Center Inc. tract, warranty deed recorded in Instrument no. 0519223, which was purchased out of the original tract described in the Jobe Concrete Products Inc. tract, warranty deed recorded in instrument no. 038742, said point being the **Point of Commencement**, having the following coordinates: N=288897.059, E=1549459.467;

Thence: S29°14'15"E, a distance of 3,272.49 feet to a set 5/8" rebar and aluminum cap stamped EPT-STN-2001E-1=2003E-1, being the Northeastern corner of this easement, set 20 feet from the centerline of the easement, on the East line of the Catholic Diocese of Las Cruces tract, warranty deed recorded in Instrument no. 8501501 and the West line of the remainder of the Jobe Concrete Products Inc. tract, warranty deed recorded in instrument no. 038742, and the **Point of Beginning**, having the following coordinates: N=286041.475, E=1551057.850;

Thence: along said property line, S12° 39' 06"W for a distance of 60.30 feet to a set 5/8" rebar and aluminum cap, stamped EPT-STN-2001E-2=2003E-12, being the Southeastern corner of this easement, set 20 feet from the centerline of the easement, on the West line of the Jobe Concrete Products Inc. tract, warranty deed recorded in instrument no. 038742, and the East line of the Catholic Diocese of Las Cruces tract, warranty deed recorded in Instrument no. 8501501, for angle;

Thence: leaving said property line, S45° 47' 21"W for a distance of 560.69 feet to a calculated point, 20 feet from the centerline of the easement, designated as EPT-STN-2001E-3 for angle;

Thence: S61° 18' 14"W for a distance of 283.58 feet to a calculated point, 20 feet from the centerline of the easement, designated as EPT-STN-2001E-4 for angle;

SCHEDULE C (Cont.)

Thence: S43° 34' 32"W for a distance of 70.12 feet to a calculated point, 20 feet from the centerline of the easement, designated as EPT-STN-2001E-5, being the Southeastern corner of this easement, for angle;

Thence: N89° 50' 45"W for a distance of 55.07 feet to a calculated point, 20 feet from the centerline of the easement, designated as EPT-STN-2000-4=2001E-6, being the Southwestern corner of this easement, for angle;

Thence: N43° 34' 32"E for a distance of 114.21 feet to a calculated point, 20 feet from the centerline of the easement, designated as EPT-STN-2001E-7 for angle;

Thence: N61° 18' 14"E for a distance of 284.37 feet to a calculated point, 20 feet from the centerline of the easement, designated as EPT-STN-2001E-8 for angle;

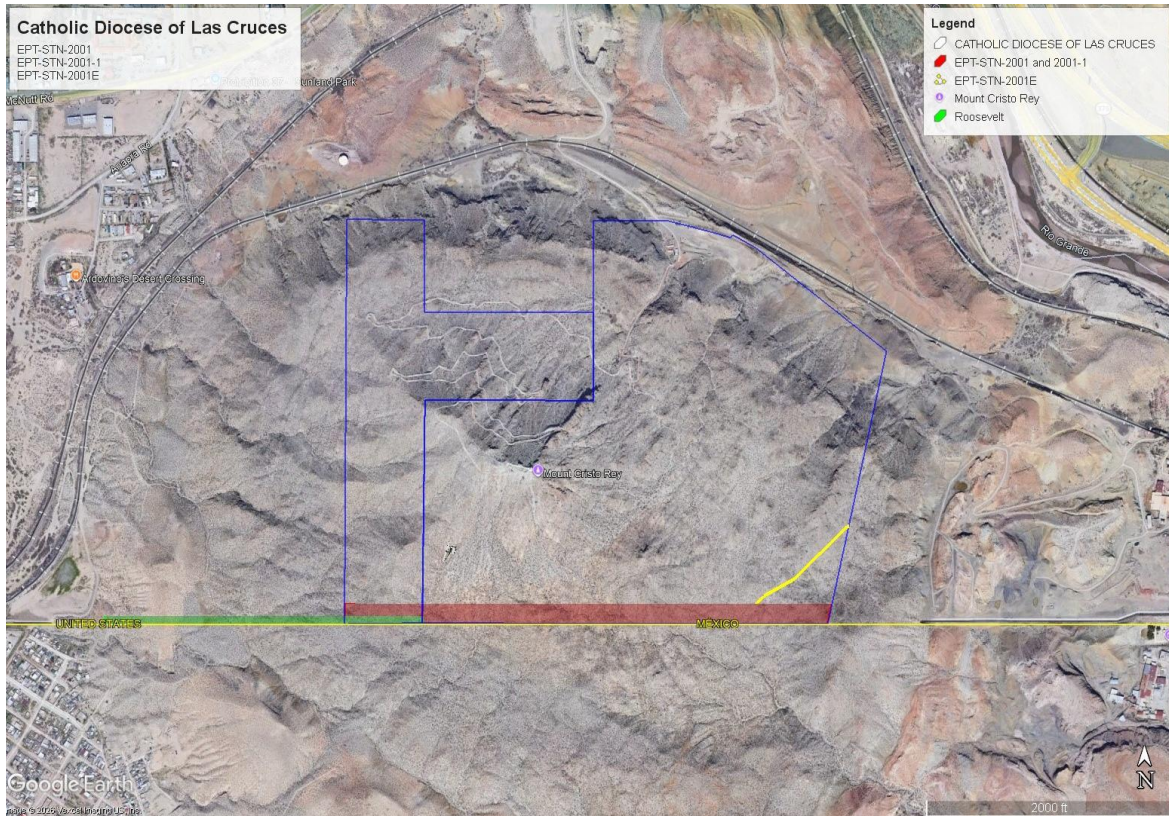
Thence: N45° 47' 21"E for a distance of 581.02 feet to a calculated point, 20 feet from the centerline of the easement, designated as EPT-STN-2001E-9 for angle;

Thence: N61° 41' 08"E for a distance of 25.70 feet, returning to the **Point of Beginning**.

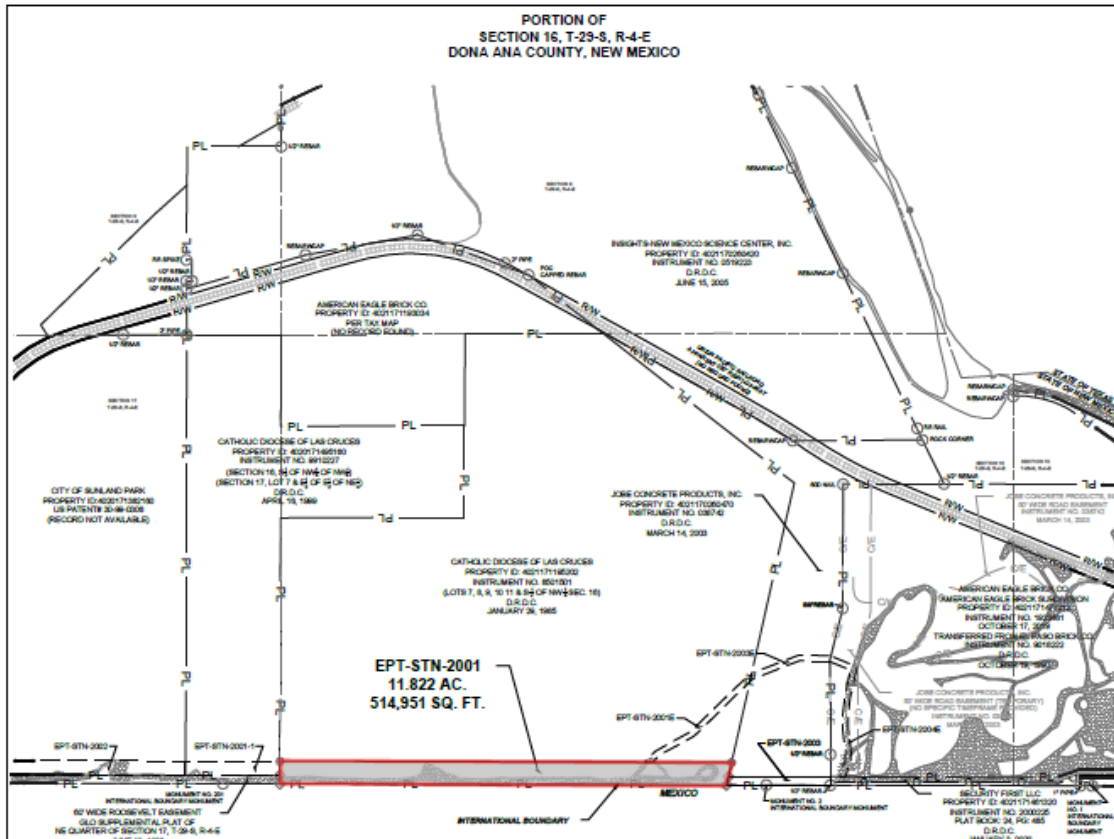
SCHEDULE D

MAP or PLAT

LAND TO BE CONDEMNED



SCHEDULE D (Cont.)

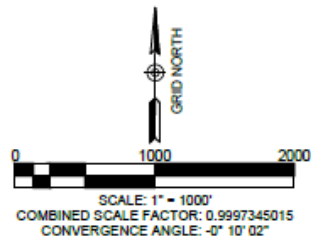


PLAT SHOWING A 11.822 ACRE (514,951 SQUARE FEET) PARCEL OF LAND, MORE OR LESS, BEING OUT OF A PART OF LOTS 7, 8, 9, 10, 11 AND THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 16, TOWNSHIP 29 SOUTH, RANGE 4 EAST, DONA ANA COUNTY, NEW MEXICO, CONVEYED TO THE CATHOLIC DIOCESE OF LAS CRUCES BY WARRANTY DEED RECORDED IN INSTRUMENT NO. 8501501, RECORDS OF DONA ANA COUNTY, NEW MEXICO.

I, WILLIAM GRAY, NEW MEXICO REGISTERED PROFESSIONAL SURVEYOR NO. 20162, DO HEREBY CERTIFY THAT THIS BOUNDARY SURVEY WAS PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION, THAT THIS SURVEY MEETS THE MINIMUM STANDARDS FOR SURVEYING IN THE STATE OF NEW MEXICO; AS PROMULGATED BY THE NEW MEXICO BOARD OF PROFESSIONAL LAND SURVEYORS.



AREA TABLE	
AREA	ACRES
PARENT TRACT	±204.145
TAKING TRACT	±11.822
SAVE AND EXCEPT	±0.00
I.B.W.C. EASEMENT INSIDE TAKING TRACT	±0.00
REMAINING PARENT TRACT NORTH OF TAKING TRACT	±192.323
REMAINING PARENT TRACT SOUTH OF TAKING TRACT	±0.000



WILLIAM GRAY R.P.L.S. 20162

METES & BOUNDS SURVEY
CATHOLIC DIOCESE OF LAS CRUCES
TRACT NO. EPT-STN-2001
DONA ANA COUNTY, NEW MEXICO

Mark	Description	Date	Appr.

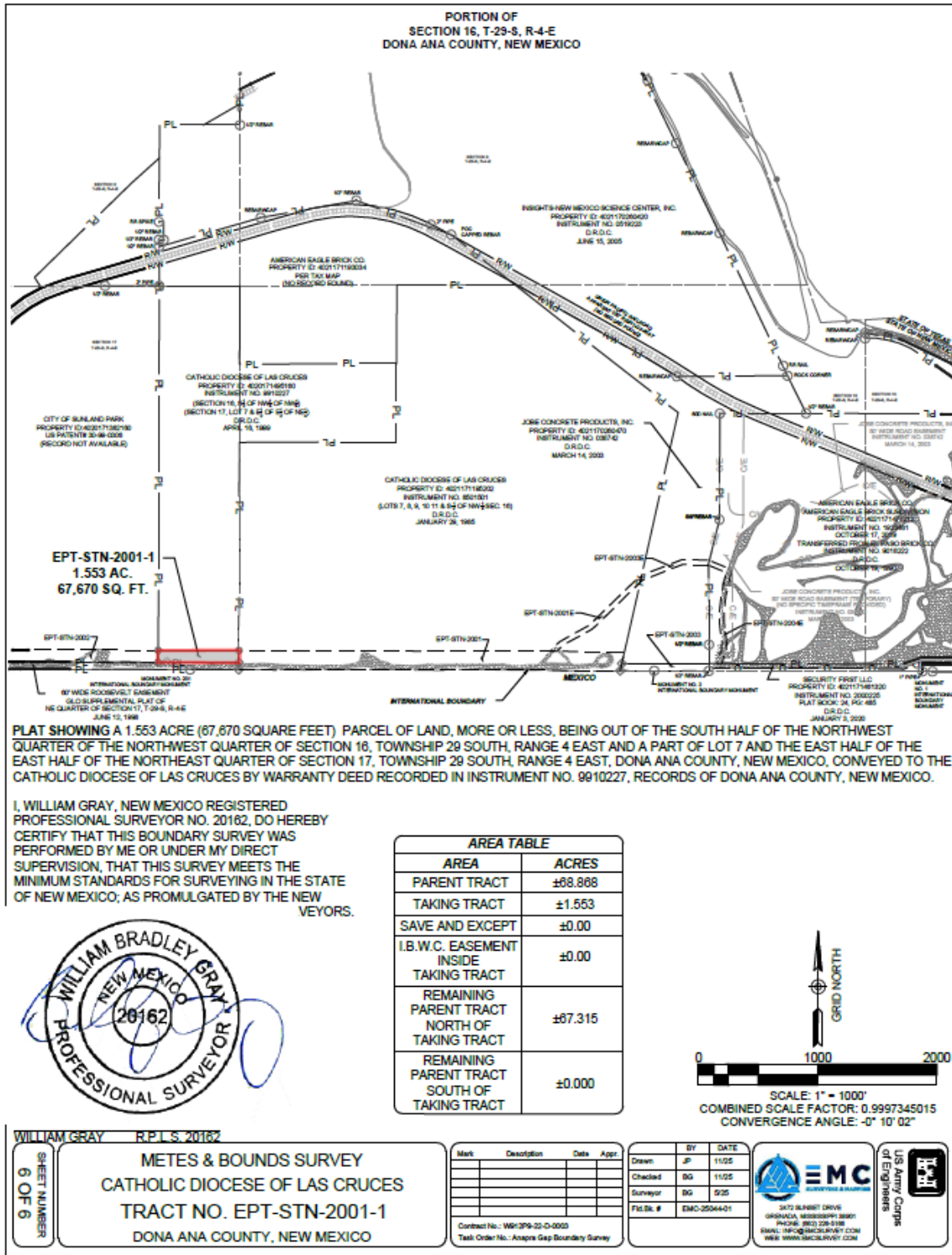
Contract No.: W61379-23-D-3023
Task Order No.: Anage Gap Boundary Survey

BY	DATE
Drawn JP	11/05
Checked BG	11/05
Surveyor BG	9/25
File #	EMC-2004-01

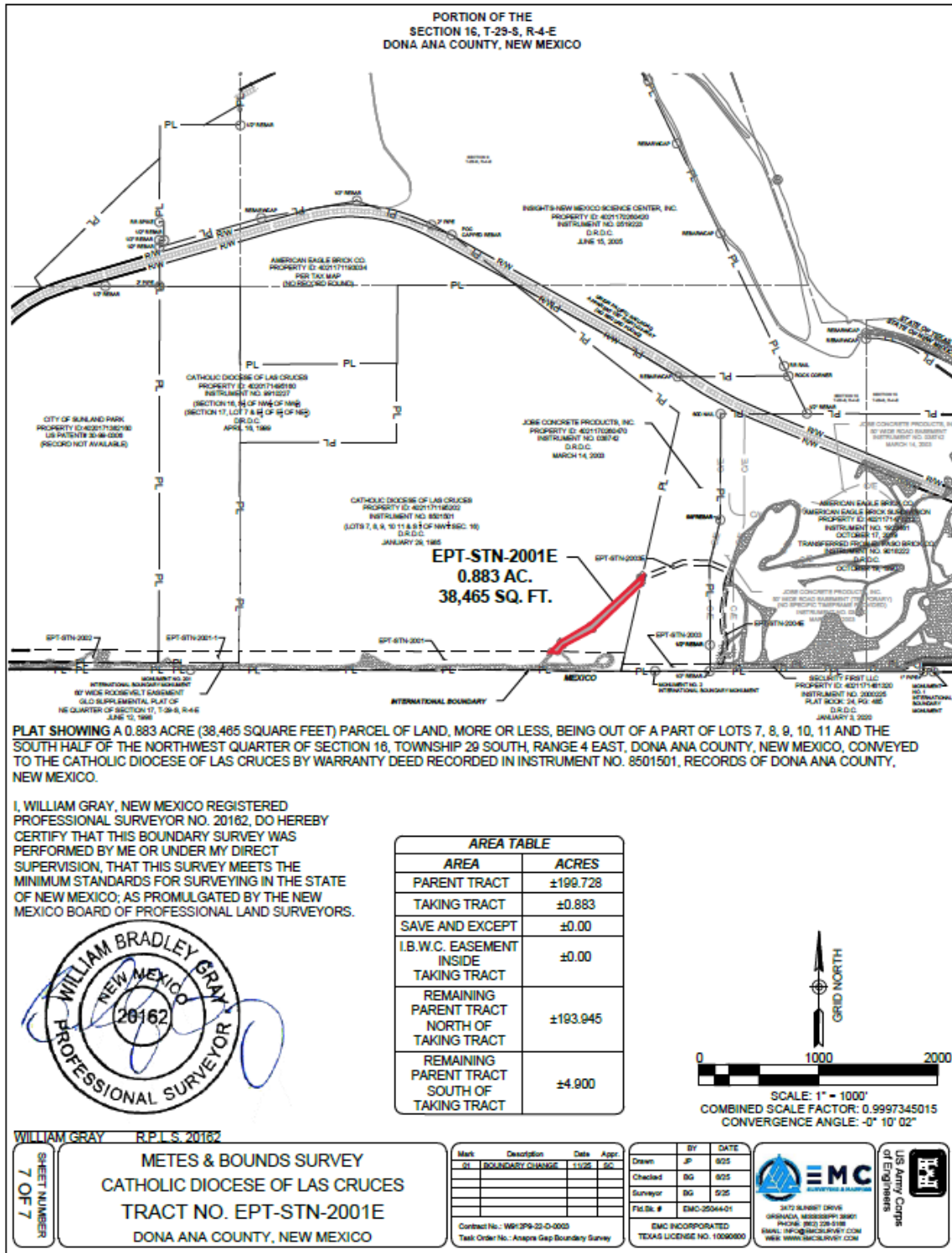
3412 SUNSET DRIVE
GRANDPRAIRIE, MISSISSIPPI 39021
PHONE: 601.228.0188
EMAIL: INFO@EMCSURVEY.COM
WEB: WWW.EMCSURVEY.COM



SCHEDULE D (Cont.)



SCHEDULE D (Cont.)



SCHEDULE E

ESTATE TAKEN

Doña Ana County, New Mexico

Tracts: EPT-STN-2001, EPT-STN-2001-1

The estate taken is a fee simple acquisition subject to existing easements of record for public roads and highways, public utilities, railroads, and pipelines; and subject to all recorded interests in minerals and appurtenant rights for exploration, development, production and removal of said minerals. The estate excludes all recorded interests in water rights associated with or appurtenant to the land, and in water distribution and drainage systems, provided that any surface rights arising from the excluded interests in water distribution and drainage systems are subordinated to the construction, operation, and maintenance of the facility.

ESTATE TAKEN

Doña Ana County, New Mexico

Tract: EPT-STN-2001E

The estate taken is a non-exclusive, perpetual and assignable easement and right-of-way in, on, over, under and across the lands described in Exhibit C, for use by the United States, its representatives, agents, and contractors, for the location, construction, operation, maintenance, alteration and replacement of a road and aboveground and/or underground utility lines and appurtenances thereto; together with the right to trim, cut, fell and remove any vegetative or structural obstacles that interfere with the right-of-way; subject to existing easements for public roads and highways, public utilities, railroads and pipelines, if any; reserving however, to the owners, their heirs and assigns, the right to use the surface of such land as access to their adjoining land or for any other use consistent with its use as a road and utility easement.

SCHEDULE F

ESTIMATE OF JUST COMPENSATION

The sum estimated as just compensation for the land(s) being taken is ONE HUNDRED EIGHTY-THREE THOUSAND SEVENTY-ONE DOLLARS AND NO/100 (\$183,071.00), to be deposited herewith in the Registry of the Court for the use and benefit of the persons entitled thereto.

TRACT EPT-STN-2001:

The sum estimated as just compensation for the land acquired is ONE HUNDRED FIFTY-THREE THOUSAND SIX HUNDRED EIGHTY-SIX DOLLARS AND 00/100 (\$153,686.00).

TRACT EPT-STN-2001-1:

The sum estimated as just compensation for the land acquired is TWENTY THOUSAND TWO HUNDRED TWO DOLLARS AND 00/100 (\$20,202.00).

TRACT EPT-STN-2001E:

The sum estimated as just compensation for the land acquired is NINE THOUSAND ONE HUNDRED EIGHTY-THREE DOLLARS AND 00/100 (\$9,183.00).

SCHEDULE G**INTERESTED PARTIES**

The following table identifies all persons who have or claim an interest in the property condemned and whose names are now known, indicating the nature of each person's property interest(s) as indicated by references in the public records and any other information available to the United States. See Fed. R. Civ. P. 71.1(c).

Interested Party	Reference
<p>Catholic Diocese of Las Cruces 1280 Med Park Dr. Las Cruces, NM 88005</p> <p><i>Please serve:</i> Kathryn Brack Morrow Registered Agent Mann Morrow PLLC 1730 Tierra de Mesilla, Suite 4 Las Cruces, NM 88005</p>	<p>A 200.76 acre tract of land in the certain Warrant Deed dated January 21, 1985 from The Most Reverend S.M. Metzger, Catholic Bishop of El Paso to the Catholic Diocese of Las Cruces in volume 293, Page 515 of the Deed Records of Doña Ana County, New Mexico and;</p> <p>A 67.60 acre parcel, tract of land in the certain Patent dated June 17, 1948 from United States of America to the Catholic Diocese of Las Cruces in volume 175, Page 132 of the Deed Records of Doña Ana County, New Mexico.</p>
<p>Doña Ana County Treasurer Marisol Richardson 845 N. Motel Blvd Las Cruces, NM 88007</p> <p><i>Please serve:</i> Cari Neill Deputy County Attorney 845 N. Motel Blvd Las Cruces, NM 88007</p>	<p>Taxing Authority</p>

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

United States of America

(b) County of Residence of First Listed Plaintiff (EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number) Charlotte Huffman, Annelise Pinto, United States Department of Justice, P.O. Box 7611 - Ben Franklin Station, Washington, DC 20044, 202-305-5160

DEFENDANTS

14.259 Acres of Land, More or Less, Situated in Doña Ana County, State of New Mexico; Catholic Diocese of Las

County of Residence of First Listed Defendant Doña Ana County, NM (IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known) Kathryn Brack Morrow, Mann Morrow, PLLC; 1730 Tierra de Mesilla, Suite 4, Las Cruces, NM 88005; (575) 440-0300

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- 1 U.S. Government Plaintiff, 2 U.S. Government Defendant, 3 Federal Question (U.S. Government Not a Party), 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

Table with columns for Plaintiff (PTF) and Defendant (DEF) citizenship: Citizen of This State, Citizen of Another State, Citizen or Subject of a Foreign Country, Incorporated or Principal Place of Business In This State, Incorporated and Principal Place of Business In Another State, Foreign Nation.

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

Large table with categories: CONTRACT, REAL PROPERTY, CIVIL RIGHTS, PRISONER PETITIONS, TORTS, FORFEITURE/PENALTY, LABOR, IMMIGRATION, BANKRUPTCY, INTELLECTUAL PROPERTY RIGHTS, SOCIAL SECURITY, FEDERAL TAX SUITS, OTHER STATUTES.

V. ORIGIN (Place an "X" in One Box Only)

- 1 Original Proceeding, 2 Removed from State Court, 3 Remanded from Appellate Court, 4 Reinstated or Reopened, 5 Transferred from Another District (specify), 6 Multidistrict Litigation - Transfer, 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): 40 U.S.C. §§ 3113 and 3114. Brief description of cause: Exercise of eminent domain by the United States.

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$ CHECK YES only if demanded in complaint: JURY DEMAND: Yes No

VIII. RELATED CASE(S) IF ANY

(See instructions): JUDGE DOCKET NUMBER

DATE: May 7, 2026 SIGNATURE OF ATTORNEY OF RECORD: CHARLOTTE HUFFMAN Digitally signed by CHARLOTTE HUFFMAN Date: 2026.05.07 10:30:12 -0400

FOR OFFICE USE ONLY

RECEIPT # AMOUNT APPLYING IFP JUDGE MAG. JUDGE