

STATE OF NEW MEXICO
COUNTY OF DOÑA ANA
THIRD JUDICIAL DISTRICT COURT

State of New Mexico, *ex rel.*
Office of the State Engineer,

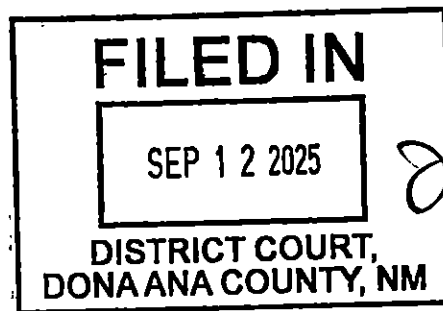
Plaintiff,

vs.

Elephant Butte Irrigation District, *et al.*,

Defendants.

D-307-CV-96-888
aka D-307-CV-888
Honorable James J. Wechsler
Judge Pro Tempore



Lower Rio Grande Basin Adjudication Monthly Adjudication Report

Documents filed in the month of

August – 2025

Prepared by Javier Cuevas

Documents are located on the following link:

<https://lrgadjudication.nmcourts.gov>

*Third Judicial District Court
201 W. Picacho Avenue
Las Cruces, NM 88005
(575) 528-8370*

PENDING COURT SETTINGS: (Chronological Order):

<u>CASE</u>	<u>DATE OF SETTING</u>	<u>MATTER TO BE HEARD</u>
CV-888	December 9, 2025 at 10:00 a.m.	Status Conference on active adjudications and any other matters the Court deems necessary

PENDING DEADLINES (Chronological Order):

<u>CASE</u>	<u>DATE OF DEADLINE</u>	<u>DEADLINE</u>
SS-97-107	September, 2025	Provide Discoverable material as noted in Scheduling Order from 4/8/2025, Extended by Order on 8/28/2025
SS-97-107	October 14, 2025	Participating Parties to file motions on threshold legal issues or Rule 1-012 (B)(6)
SS-97-107	January 14, 2026	Participating shall confer and determine whether it will be necessary to call expert or fact witnesses to support their claims or defenses
SS-97-107	January 29, 2026	File Witness List for any expert or factual witnesses along with their anticipated areas of testimony
SS-97-107	March 30, 2026	Disclosure of any exhibits and exhibit reports prepared by retained experts to all participating parties and filed with the Court
SS-97-107	May 30, 2026	Disclose all rebuttal witnesses, exhibits, and rebuttal reports to participating parties and filed with the Court
SS-97-107	July 16, 2026	General discovery shall commence on January 14, 2026 and shall be completed by this date
SS-97-107	August 30, 2026	Participating parties shall confer in effort to settle contested issues
SS-97-107	September 15, 2026	Filing of Dispositive Motions

**CASE MANAGEMENT
and
SCHEDULING ORDERS CURRENTLY IN EFFECT**

<u>CASE</u>	<u>DATE FILED</u>	<u>DOCUMENT TITLE</u>
D-307-CV-96-888 aka D-307-CV-888	August 16, 2010	Second Amended Case Management Order for Stream System Issues and Expedited <i>Inter Se</i> Proceedings Authorizing Notice by Monthly Report and Settling Procedures
D-307-CV-96-888 aka D-307-CV-888	November 19, 2014	Seventh Amended Order Regarding Stream Adjudication Procedures
D-307-CV-96-888 D-307-CV-888	June 6, 2017	Procedural Order for Global Assessed Acreage Proceedings

SUMMARY OF ACTIVITY

NOTE: *This report only covers stream system issues and other general adjudication matters. This report does not cover individual subfile matters. Individual subfile matters may be examined at the Clerk's office at the address listed on the last page of this report. Thank you.*

COURT ORDERS FILED

AUGUST 1, 2025 through AUGUST 31, 2025

<u>CASE</u>	<u>DATE FILED</u>	<u>ORDER FILED</u>
SS-97-107	August 7, 2025	Order Denying Motion to Modify Court's April 24, 2025 Notice and SSI-107
SS-97-107	August 7, 2025	Order Granting Motions to Allow Participation
SS-97-108	August 12, 2025	Eight Global Order Adding Assessed Acreage for Certain Subfiles
SS-97-107	August 28, 2025	Order Amending April 8, 2025 Scheduling Order

DOCUMENTS FILED

AUGUST 1, 2025 through AUGUST 31, 2025

(and/or items not yet resolved)

<u>CASE</u>	<u>DATE FILED</u>	<u>DOCUMENT FILED</u>
D-307-CV-888	October 4, 2019	State of New Mexico's Motion to Exclude Smaller Surface Water Stock Pond Impoundments from the Adjudication
D-307-CV-888 Also filed in: D-307-OA-9702924 – R.P. Brewster Ltd Partnership	October 29, 2019	R.P. Brewster Limited Partnership's Objection to State of New Mexico's Motion to Exclude Smaller Surface Water Stock Pond Impoundments from the Adjudication
D-307-CV-888	November 21, 2019	Defendant EBID's Response to SNM's Motion to Exclude Smaller Surface Water Stock Pond Impoundments from the Adjudication

HOW TO OBTAIN THE ABOVE DOCUMENTS

OBTAINING DOCUMENTS CONTAINED IN THIS REPORT ON-LINE:

Documents are available on the following website: <https://lrgadjudication.nmcourts.gov>

Click: Category on top "Forms & Files"

Click: on desired adjudication i.e., CV-888, SS-97-104; SS-97-107, etc.

Click: *document(s) desired*

NOTE: Pursuant to the Second Amended Case Management Order filed on August 16, 2010, Exhibits attached to motions or other documents *may* be omitted from the website and can be obtained from the moving party, initiating party, or at the Clerk's office as noted below.

OBTAINING DOCUMENTS CONTAINED IN THIS REPORT FROM THE COURT:

You may purchase a copy from the Court by calling the numbers below or by requesting it in writing addressed to the following:

Third Judicial District Court

Water Clerk

201 W. Picacho Avenue

Las Cruces, NM 88005

(575) 523-8200

Or Email Requests to: lcrd-waterfilings@nmcourts.gov

The request shall include a money order or cashier's check to cover copying costs, currently set at \$.35 per page. The Court does not accept personal checks. The request shall also include a self-addressed, stamped envelope of sufficient size and with sufficient postage for mailing the requested documents.

SUBSCRIBING TO THE MONTHLY REPORT

Any claimant may subscribe to the Monthly Report by filing a written request with a current mailing address and by paying an annual fee of \$100.00. The subscription fee is due by June 1, of each year. Please see the *Second Amended Case Management Order* filed August 16, 2010, which is located on the website under Court Procedural Orders.

HOW TO FILE YOUR DOCUMENTS AT THE THIRD JUDICIAL DISTRICT COURT:

- US Mail: Third Judicial District Court, 201 W. Picacho Ave., Las Cruces, NM 88005
- In Person: Third Judicial District Court, 201 W. Picacho Ave., Las Cruces, NM 88005
- Facsimile: 575-523-8290
- Email: lcrd-waterfilings@nmcourts.gov
- E-File: *E-Filing is not available at this time.*

MAILING LISTS: Mailings Lists are located on the Lower Rio Grande Website under the Forms & Files category on main menu. Then go to LRG services lists, they are also located in each individual Stream System Issue or *inter se* issue.