

STATE OF NEW MEXICO *ex rel.*)
OFFICE OF THE NEW MEXICO)
STATE ENGINEER,)

Plaintiff,)

vs.)

ELEPHANT BUTTE)
IRRIGATION DISTRICT,)
et al.,)

)
Defendants.)

No.CV-96-888
Lower Rio Grande Adjud'n
James J. Wechsler,
Presiding Judge

Stream System Issue No. 107,
Pre-Project Interests
D-307-SS-0700107

MOTION TO AMEND SCHEDULING ORDER

Come Now the Pre-1906 Claimants (“Claimants”), who move the Court to amend its Scheduling Order filed in this case on April 8, 2025, to provide an extension of time within which to file the information specified in Paragraph (4).

In support of said Motion, Claimants state that in an initial motion to seek an extension the deadline in Paragraph (4) regarding discovery Claimants explained several issues that prevented Counsel for the Pre-1906 Claimants from being able to adequately respond to Paragraph (4) by August 29, 2025, and requested an extension to September 15, 2025 to comply with Paragraph (4) .

When Pre-1906 Claimants sent their proposed Motion for concurrence to all counsel of record listed in the service list in SSI 107 on August 26, 2025, there was unanimous response of non-opposition to the extension of the deadline for

Paragraph (4) to September 15, 2025, if all participants were granted the same extension.

Therefore, the Pre-1906 Claimants have revised their Motion to provide an extension of Paragraph (4) for all participants in SS 107 and sent them a copy of this Motion for their concurrence on August 27, 2025.

Pre-1906 Claimants pray that this Court amend the first words of Paragraph (4) of its scheduling Order filed April 8, 2025, to read as follows” “No later than September 15, 2025, ...” .

/s/ Robert S. Simon
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Certificate of Service

I, Robert Simon, hereby certify that a true copy of the Pre-1906 Claimants’ MOTION TO AMEND SCHEDULING ORDER was sent via email to the counsel for parties of record located on the SS-97-107 service list on the Lower Rio Grande Adjudication Website. on August 27, 2025.

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