

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

FILED
3rd JUDICIAL DISTRICT COURT
Dona Ana County
09/18/2026 14:09:42
CLERK OF THE COURT
Wood, Melissa

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 – 2026

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>
RN-9702928	October 2, 2026 at 9:30 am	State of New Mexico's Motion for Leave to File Objections to Jaralosa's Final Exhibit and Witness List and the State of New Mexico's Objections to Jaralosa's Final Exhibit and Witness List, both filed on September 11, 2026. Additionally, Jaralosa's Response to be filed by September 23, 2026 and the State's Reply to be filed on September 29, 2026 will be discussed. Google Meet link: https://meet.google.com/ydb-eevt-qya Phone: 904-580-8631 PIN: 895 968 251

PENDING DEADLINES (Chronological Order):

<u>CASE</u>	<u>DATE OF DEADLINE</u>	<u>DEADLINE</u>

**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
SS-97-107	April 15, 2025 April 8, 2025; Amended 8/28/2025; Amended 10/8/2025 Amended 11/19/2025 Amended 3/4/2026 Amended 4/15/2026 Amended 6/22/2026 Amended 7/20/2026	Scheduling Order

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, 2026 through AUGUST 31, 2026

<u>CASE</u>	<u>DATE FILED</u>	<u>ORDER FILED</u>
		None at this time

DOCUMENTS FILED

AUGUST 1, 2026 through AUGUST 31, 2026

(and/or items not yet resolved)

<u>CASE</u>	<u>DATE FILED</u>	<u>DOCUMENT FILED</u>
SS-107	August 3, 2026	U.S. Response in Opposition to Pre-1906 Claimants' Motion to Reconsider Order Denying Motion for Summary Judgment and Alternatively for Certification for Interlocutory Appeal
SS-107	August 4, 2026	EBID's Concurrence with U.S. Response to Robert Simon's Motion for Reconsideration of Denial of Summary Judgment
CV-888	August 4, 2026	Notice of Status Conference Hearing- Re August 27, 2026 at 10:00 am setting for Rule 1-071.3 Annual Joint Working Session
SS-107 SS-104	August 11, 2026	Notice of Non-Availability- Robert Simon
CV-888	August 13, 2026	LRG Monthly Adjudication Report for July 2026
SS-107	August 17, 2026	State of NM's Response to Pre-1906 Claimants' Motion to Reconsider Order Denying Motion for Summary Judgment and Alternatively for Certification for Interlocutory Appeal
SS-107	August 21, 2026	Pre-1906 Claimants' Reply in Support of its Motion to Reconsider the Order Denying its Motion for Summary Judgment and, Alternatively, for Certification for Interlocutory Appeal
SS-107	August 24, 2026	Notice of Completion of Briefing and Non-Availability by Robert Simon

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.