

# **EXHIBIT C.2**

New Mexico Counter De...

1 IN THE SUPREME COURT OF THE UNITED STATES

2 BEFORE THE OFFICE OF THE SPECIAL MASTER

HON. MICHAEL J. MELLOY

3

4 STATE OF TEXAS )

)

5 Plaintiff, )

) Original Action Case

6 VS. ) No. 220141

) (Original 141)

7 STATE OF NEW MEXICO, )

and STATE OF COLORADO, )

8 )

Defendants. )

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12 REMOTE ORAL AND VIDEOTAPED DEPOSITION OF

13 JOHN LONGWORTH

14 NOVEMBER 20, 2020

15 VOLUME 2

16 \*\*\*\*\*

17

18 REMOTE ORAL AND VIDEOTAPED DEPOSITION of JOHN

19 LONGWORTH, produced as a witness at the instance of

the United States, and duly sworn, was taken in the

20 above-styled and numbered cause on November 20, 2020,

from 1:03 p.m. to 5:33 p.m., before Heather L. Garza,

21 CSR, RPR, in and for the State of Texas, recorded by

machine shorthand, at the offices of HEATHER L. GARZA,

22 CSR, RPR, The Woodlands, Texas, pursuant to the

Federal Rules of Civil Procedure and the provisions

23 stated on the record or attached hereto; that the

24 deposition shall be read and signed.

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R E M O T E A P P E A R A N C E S

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22  
23  
24  
25

New Mexico  
Counter De...

FOR THE PLAINTIFF STATE OF TEXAS:  
Ms. Sarah A. Klahn  
SOMACH SIMMONS & DUNN  
2701 Lawrence Street, Suite 113  
Denver, Colorado 80205  
(720) 279-7868  
sklahn@somachlaw.com  
  
-and-  
  
Mr. Stuart L. Somach  
Mr. Francis Goldsberry II  
Ms. Theresa C. Barfield  
SOMACH SIMMONS & DUNN  
. 500 Capitol Mall, Suite 1000  
Sacramento, California 95814  
(916) 446-7979  
ssomach@somachlaw.com  
mgoldsberry@somachlaw.com  
tbarfield@somachlaw.com  
  
FOR THE DEFENDANT STATE OF NEW MEXICO:  
  
Mr. Jeffrey Wechsler  
MONTGOMERY & ANDREWS  
. 325 Paseo De Peralta  
Santa Fe, New Mexico 87501  
(505) 986-2637  
jwechsler@montand.com  
  
-and-  
Ms. Susan Barela  
ROBLES, RAEL & ANAYA, P.C.  
500 Marquette Avenue NW, Suite 700  
Albuquerque, New Mexico 87102  
(505) 242-2228  
susan@roblesrael.com

1 FOR THE DEFENDANT STATE OF COLORADO:

2 Mr. Chad Wallace  
3 COLORADO DEPARTMENT OF LAW  
4 1300 Broadway, 7th Floor  
5 Denver, Colorado 80203  
6 (720) 508-6281  
7 chad.wallace@coag.gov

8

9 FOR THE UNITED STATES:

10 Mr. R. Lee Leininger  
11 Mr. James J. Dubois  
12 U.S. DEPARTMENT OF JUSTICE  
13 . 999 18th Street, Suite 370  
14 Denver, Colorado 80202  
15 (303) 844-1364  
16 lee.leininger@usdoj.gov  
17 james.dubois@usdoj.gov

18

19 -and-

20

21 Ms. Judith E. Coleman  
22 Ms. Jennifer A. Najjar  
23 U.S. Department of Justice  
24 Post Office Box 7611  
25 Washington, DC 20044  
(202) 514-3553  
judith.coleman@usdoj.gov  
jennifer.najjar@usdoj.gov

26

27 -and-

28 Ms. Shelly Randel  
29 U.S. DEPARTMENT OF THE INTERIOR  
30 1849 C Street NW  
31 Washington, DC 20240  
32 (202) 208-5432  
33 shelly.randel@sol.doi.gov

34

35 -and-

36

37 Mr. Christopher B. Rich  
38 U.S. DEPARTMENT OF THE INTERIOR  
39 . 125 South State Street, Suite 6201  
40 Salt Lake City, Utah 84138  
41 (801) 524-5677

42

1 FOR THE ELEPHANT BUTTE IRRIGATION DISTRICT:

2 Ms. Samantha R. Barncastle  
BARNCASTLE LAW FIRM, LLC  
3 1100 South Main, Suite 20  
Las Cruces, New Mexico 88005  
4 (575) 636-2377  
samantha@h2o-legal.com

5

6 FOR THE ALBUQUERQUE BERNALILLO COUNTY WATER UTILITY  
AUTHORITY AND THE CITY OF LAS CRUCES:

7

Mr. James C. Brockmann  
8 STEIN & BROCKMANN, P.A.  
Post Office Box 2067  
9 Santa Fe, New Mexico 87504  
(505) 983-3880

10 jcbrockmann@newmexicowaterlaw.com

11

FOR THE NEW MEXICO PECAN GROWERS:

12

Ms. Tessa T. Davidson  
13 DAVIDSON LAW FIRM, LLC  
. 4206 Corrales Road  
14 Post Office Box 2240  
Corrales, New Mexico 87048  
15 (505) 792-3636  
ttd@tessadavidson.com

16

17 FOR THE NEW MEXICO STATE UNIVERSITY:

18 Mr. John W. Utton  
UTTON & KERY, P.A.  
19 Post Office Box 2386  
Santa Fe, New Mexico 87504  
20 (505) 699-1445  
john@uttonkery.com

21

22 VIDEOGRAPHER:

23 Ms. Kayla Brown

24

25

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1 THE VIDEOGRAPHER: The time is 1:03 p.m.  
2 We're on the record.

3 JOHN LONGWORTH,  
4 having been first duly sworn, testified as follows:

5 E X A M I N A T I O N

6 BY MR. LEININGER:

7 Q. Mr. Longworth, this is Lee Leininger, U.S.  
8 Department of Justice. We are resuming your  
9 deposition, and before we go much further, let's go  
10 ahead and have a roll call.

11 MR. LEININGER: I'll start with the  
12 United States. For the United States, Department of  
13 Justice, we have Judith Coleman, James Dubois, and for  
14 the Bureau of Reclamation, we have Ian Ferguson, Bert  
15 Cortez -- sorry. I have to look at this as -- my  
16 apologies. Also, we have Jen Najjar from the  
17 Department of Justice. I am looking for Chris Rich or  
18 Shelly Randel. Shelly Randel has joined us, too, with  
19 the solicitor's office. I don't see Chris Rich. That  
20 looks like that's it for the United States. Let's go  
21 to New Mexico.

22 MR. WECHSLER: Good afternoon. Jeff  
23 Wechsler for the State of New Mexico. We have John  
24 D'Antonio, Greg Ridgley, Arianne Singer, Shelly  
25 Dalrymple, Estevan Lopez, Susan Barela, Ken Knox, and

New Mexico  
Counter De...



1 Peggy Barroll.

2 MR. LEININGER: Texas?

3 MS. KLAHN: Sarah Klahn for the State of  
4 Texas, as well as Francis Goldsberry.

5 MR. LEININGER: Colorado?

6 MR. WALLACE: Good afternoon. This is  
7 Chad Wallace for Colorado.

8 MR. LEININGER: Hi, Chad. Let's go to  
9 the districts. EBID?

10 MR. KING: Phil King.

11 MR. LEININGER: Hey, Phil, is Samantha  
12 going to join us? Do you know?

13 MR. KING: I am not sure. I think she  
14 planned on it, but I'm not certain.

15 MR. FUCHS: Yeah, I don't know either.  
16 This is Erek Fuchs also for EBID. Not sure if Sam is  
17 going to get on or not.

18 MR. LEININGER: Very well. Let's go to  
19 El Paso County Water Improvement District No. 1. No  
20 one? Okay. How about the other amici, CLC, City of  
21 Las Cruces?

22 MR. BROCKMANN: Good afternoon. This is  
23 Jim Brockmann on behalf of Las Cruces and Albuquerque  
24 Bernalillo County Water Utility today.

25 MR. LEININGER: Hey, Jim. City of El

1 Paso? Other amici? Tessa, I see you're on. Why  
2 don't you start?

3 MS. DAVIDSON: Yes, good afternoon.

4 Tessa Davidson for New Mexico Pecan Growers.

5 MR. UTTON: Good afternoon. This is  
6 John Utton on behalf of New Mexico State University.

7 MR. LEININGER: Okay. I think that's it  
8 so why don't we go ahead and get started.

9 Q. (BY MR. LEININGER) John, this is a  
10 continuation of your previous deposition, so I'm not  
11 going to reiterate the ground rules. We only have  
12 four hours here, and there's others, including Sarah,  
13 and Sam, I think, if she joins, that wanted to ask you  
14 questions so I'm going to try to be quick about this.  
15 Secondly, one ground rule to remember is if you ever  
16 want to -- if you want to take a break at some point,  
17 just let me know. Certainly be amenable to that. The  
18 other understanding is that you're appearing as a  
19 witness for the State of New Mexico pursuant to  
20 Federal Rule 30(b)(6). Is that your understanding?

21 A. Yes. That's my understanding.

22 Q. So your answers are as representative of New  
23 Mexico, and your answers are essentially the answers  
24 of the State, correct? Is that your understanding?

25 A. Yes. That's my understanding.

1 we place a call alleging that we are shorted water for  
2 delivery to Texas for irrigation uses, how would that  
3 request for enforcement be implemented and carried out  
4 in New Mexico? Would New Mexico curtail junior  
5 groundwater pumpers?

6 A. So early in the question, we place a call  
7 alleging that we are shorted. In my experience, that  
8 allegation would be the first step in analyzing the,  
9 as you put it, call to determine if it is a valid  
10 claim.

11 Q. Okay. And for purposes of this offer of  
12 judgment, what would you use? What would you look to  
13 for this offer of judgment to say whether or not we  
14 had a valid claim?

15 A. This would be one part of the analysis to  
16 determine if there is a valid claim.

17 Q. Okay. How is that one part utilized? I'm  
18 just trying to understand how these elements define  
19 delivery of irrigation water to Texas such that it can  
20 be implemented. Do you understand?

21 A. This is going outside of what I prepared to  
22 answer, but going to my understanding of the question,  
23 realizing it 's an odd question, I think you would go  
24 to the Compact.

25 Q. Okay. Let's -- I just have one more line of

1 questioning here, and then why don't we take a break,  
2 if that's okay with you. If you go back up to your  
3 purposes of use where it defines usable water as  
4 defined by the Rio Grande Compact, for release and  
5 delivery for the purpose of municipal and industrial  
6 uses, and I'm just going to jump to in Texas. Is this  
7 offer of water right under New Mexico law right to  
8 deliver for M&I uses in Texas?

9 MR. WECHSLER: Form and foundation.

10 A. I believe that's what it says.

11 MR. LEININGER: I think this would be a  
12 good place to take a break. Is that okay?

13 MR. WECHSLER: Sure.

14 MR. LEININGER: Let's take ten minutes.

15 And, Kayla, I apologize. I've got a few more  
16 documents I need to send your way for when we get  
17 back.

18 THE VIDEOGRAPHER: That's fine. The  
19 time is 2:23 p.m. We're off the record.

20 (Break.)

21 THE VIDEOGRAPHER: The time is 2:36 p.m.  
22 We're on the record

23 Q. (BY MR. LEININGER) When we ended the last  
24 deposition, we were beginning a discussion on Stream  
25 System Issue 101. Do you recall?

1 A. I forget how the -- that ended to be honest.  
2 We may have. I'm not -- I'm not disputing it. I just  
3 don't -- I just don't recall.

4 Q. Yeah. We didn't get very far, but we're  
5 going to pick up there for the rest of my question.  
6 So Stream System Issue 101 was a determination of  
7 consumptive irrigation requirements and farm delivery  
8 requirements for all crops in the lower Rio Grande; is  
9 that correct?

10 A. I believe that's how it was styled, yes.

11 Q. You stated that you were asked by the Office  
12 of State Engineer legal division to formulate an  
13 opinion on those specific topics; is that correct?

14 A. That's my recollection, yes.

15 Q. Let's start with what -- what is a farm  
16 delivery requirement?

17 A. A farm delivery requirement in the context of  
18 an adjudication is a general basin-wide determination  
19 of what would be the amount of water necessary to be  
20 delivered at the farm head gate to be able to meet the  
21 consumptive irrigation requirement of the basin-wide  
22 cropping pattern.

23 Q. Is a farm delivery requirement, and I'll  
24 probably end up abbreviating it FDR. You'll still  
25 understand what I'm talking about, right?

Texas  
Affirmative

Texas Affirmative

1 A. Yes.

2 Q. Is it an upper limit on the amount of water  
3 an individual farmer may divert and deliver to an acre  
4 of crop land in one year?

5 A. That broke up a little bit so let me look at  
6 the question.

7 THE REPORTER: You may want to make sure  
8 I heard it correct, as well.

9 MR. LEININGER: It looks correct,  
10 Heather. Thank you.

11 THE WITNESS: Okay.

12 A. I believe that's correct, if I understand the  
13 question. For per acre of the area that's being  
14 adjudicated, it would provide the limit of the amount  
15 that could be diverted at the head gate.

16 Q. (BY MR. LEININGER) So that leads to my next  
17 question. Why have an FDR?

18 A. In determining the right -- excuse me -- the  
19 water right associated for the permanent lands for  
20 irrigation, a farm delivery requirement provides the  
21 ultimate description of the right -- water right  
22 associated with those lands.

23 Q. So, in other words, it defines the water  
24 right of the individual irrigator's beneficial use?

25 A. In a New Mexico adjudication, the beneficial

1 use is considered the consumptive use less effect of  
2 precipitation.

3 Q. So the FDR is something different than that?  
4 Does the FDR appear on the offers of judgment to the  
5 individual irrigators?

6 A. It can. I think often does.

7 Q. If you're an irrigator of crops in the Lower  
8 Rio Grande, are there times when an offer of judgment  
9 from the State of New Mexico does not include an FDR?

10 A. If FDR has been established through the 101  
11 proceeding. How that is portrayed in the sub-file  
12 order with individuals, I'm not aware of. The  
13 sub-file proceedings are separate from the 101  
14 proceeding.

15 Q. Well, let -- let me just understand because  
16 you -- you are here standing in place of the State of  
17 New Mexico, so I'm just trying to understand that we  
18 went through a process in the adjudication of stream  
19 system issue to determine a farm delivery requirement  
20 and how that is then used to define the individual  
21 irrigator's water right. Does that appear on their  
22 offer?

23 MR. WECHSLER: Object to form.

24 If you recall, Lee, and he certainly can  
25 answer if he knows, but if you recall in our

1 objections, we did object to tendering someone to be  
2 prepared to talk about all of the different sub-file  
3 orders within the entire Lower Rio Grande  
4 Adjudication, and it was precisely because we  
5 recognize that some of the sub-file orders are  
6 different, and we couldn't get somebody prepared to be  
7 talking about those different sub-file orders. But he  
8 can certainly answer if he knows.

9       A.     The 101 issue, as I understand it, was  
10 litigated for the purposes of determining the  
11 consumptive irrigation requirement and the farm  
12 delivery requirement for the irrigated lands within  
13 the boundaries of the adjudication in the Lower Rio  
14 Grande. How that is depicted on an individual  
15 sub-file offer, I have not seen that nor have I  
16 represented that I've reviewed that.

17       Q.     (BY MR. LEININGER) And this may be outside of  
18 your realm of knowledge, but it goes to the question  
19 -- my question why is there an FDR, and the question  
20 really is after all that work in Stream System 101 to  
21 define what the FDR is, how does that then get  
22 reflected in individual offers of judgment for  
23 irrigators?

24       A.     I'll answer that question to the best of my  
25 ability in this way: Any irrigator in this



1 of that proposal. I think you mean the owner  
2 management proposal. What objective standards does  
3 the state engineer use to evaluate the efficacy?

4 A. Well, a couple points. One, making sure that  
5 the lands under consideration have appropriate water  
6 rights to be included in the owner management plan.

7 Q. Let me stop you there.

8 A. Two --

9 Q. What's an appropriate water right?

10 A. If there is somebody who's proposing to use  
11 land that does not have a water right, that would not  
12 be appropriate.

13 Q. So in your understanding, if that were the  
14 case, the owner management plan proposal would be  
15 rejected?

16 A. That parcel.

17 Q. So just the parcel?

18 A. In this scenario, yes.

19 Q. So I interrupted you. You had number two  
20 coming.

21 A. I don't recall what I was going to say.

22 Q. So the only objective standard the state  
23 engineer uses to evaluate efficacy is that the lands  
24 under consideration have a water right associated with  
25 them?

1 A. No.

2 Q. What other objective standard would the state  
3 engineer use?

4 A. There needs to be a determination of who the  
5 owner is.

6 Q. How is that made?

7 A. The entity that is submitting the OWMAN makes  
8 a representation as to what parcels they own versus  
9 what parcels they manage. There needs to be a  
10 signature from the owner of the parcels that they  
11 manage.

12 Q. Is there any --

13 THE WITNESS: Jeff, can we take a break?

14 MR. WECHSLER: Yeah.

15 THE WITNESS: It's 5:00. I mean, I do  
16 have some hard stops here.

17 MS. KLAHN: Well, that sure would have  
18 been nice to know at the beginning.

19 MR. WECHSLER: Well, the depo was  
20 noticed from 1:00 to 5:00. It's a continuation. How  
21 much longer do you think you need, Sarah?

22 MS. KLAHN: Well, it depends how many  
23 more documents he decides to read into the record. If  
24 we can continue to be efficient, I think I could be  
25 finished in about 15 minutes.

1 MR. WECHSLER: All right. Why don't we  
2 take a ten-minute break and then we'll go for another  
3 15 minutes after that.

4 THE VIDEOGRAPHER: The time is 5:02 p.m.  
5 We're off the record.

6 (Break.)

7 THE VIDEOGRAPHER: The time is 5:13 p.m.  
8 We're on the record.

Texas  
Affirmative

9 Q. (BY MS. KLAHN) Before we took our break,  
10 Mr. Longworth, I was about to ask you about that --  
11 your answer to the last question about the owner  
12 management plan. You had indicated that when someone  
13 submits an OWMAN, they have -- there have to be  
14 signatures from the owners of the parcels that  
15 somebody may manage. Do you recall that testimony?

16 A. Bear with me here for a second. In essence,  
17 yes.

18 Q. Is there any verification of ownership that's  
19 done at the state engineer's office; do you know?

20 A. Since there is potential for things like over  
21 diversion, it is my understanding that there needs to  
22 be an affidavit from the owner to be able to ensure  
23 that they are aware of the potential implications of  
24 an over diversion, for example.

25 Q. Okay. Are there any hydrological evaluations

1 done by the state engineer when an OWMAN application  
2 is submitted?

3 A. Not to my knowledge.

4 Q. Could you pull up your January -- sorry.

5 MS. KLAHN: Could we have the January,  
6 2011, expert report that Mr. Longworth talked with  
7 Mr. Leininger about put up?

8 THE VIDEOGRAPHER: Okay. You might have  
9 to direct me to which one it is. I'm sorry.

10 MS. KLAHN: You're fine. Try 7. I  
11 think that might be it.

12 Q. (BY MS. KLAHN) Can you -- can you scroll  
13 down and let's see if it's the January report,  
14 Mr. Longworth?

15 A. (Complying).

16 Q. Did -- when you prepared this report, what  
17 kinds of conversations had you had with water users or  
18 had your office had with water users in the lower Rio  
19 Grande about --

20 A. I'm sorry to interrupt. I've lost the  
21 realtime feed. How do I get that up again?

22 THE REPORTER: Do you still have it  
23 pulled up and you're just not connected or --

24 THE WITNESS: I'm looking. I just don't  
25 -- I don't see it. What's the way I get back into it?

1 THE REPORTER: Do y'all want to go off  
2 the record for one minute?

3 MS. KLAHN: Sure.

4 THE WITNESS: Yeah.

5 THE VIDEOGRAPHER: The time is 5:17 p.m.  
6 We're off the record.

7 (Break.)

8 THE VIDEOGRAPHER: The time is 5:19 p.m.  
9 We're on the record.

10 Q. (BY MS. KLAHN) So we were looking at Exhibit  
11 7, I think. Yeah. So this -- the analysis that you  
12 did in Exhibit 7, Mr. Longworth, what is a pure  
13 modified Blaney-Criddle analysis in the sense of just  
14 looking at the irrigated land and the crops in order  
15 to determine the FDR and CIR; is that accurate?

16 A. At a very high sense. The modified  
17 Blaney-Criddle method was used to determine the  
18 consumptive use. After that point, we utilized the  
19 standard processes for incorporating cropping  
20 patterns, climatic data, in order to be able to  
21 conclude with a consumptive irrigation requirement and  
22 then ultimately -- excuse me -- an FDR.

23 Q. So the -- when you say the standard processes  
24 for incorporating cropping patterns, what was the time  
25 frame for the cropping patterns that you used in your

1 analysis; do you recall?

2       A.    I believe so.  In this report here, we  
3 utilized the EBID's and Bureau of Reclamation's  
4 cropping reports that they put out annually.  During  
5 discovery, there was one of EBID's experts raised some  
6 concerns about that, that that document was not  
7 appropriate, so we moved to a project we had worked on  
8 where we did an extensive assessment of the cropping  
9 pattern in 2008 and ultimately used essentially our  
10 independent determination of what the cropping pattern  
11 was for 2008, and that was the basis for our cropping  
12 pattern.

13       Q.    Okay.  In the course of your work on this  
14 report or on any of the reports for Stream System 101,  
15 was there ever any discussion amongst your team or,  
16 not talking about speaking with the attorneys now, but  
17 any discussion amongst the technical folks about doing  
18 an historical analysis about how much water had been  
19 used historically on the parcels that you were looking  
20 at?

21       A.    Certainly, there was casual conversation  
22 about that, but we landed on utilizing the  
23 methodologies that we used in other adjudications,  
24 notably that the -- there's a specific case, and I  
25 apologize, I don't remember it, that provides some

1 direction to the state engineer in terms of what are  
2 appropriate methodologies for adjudication processes,  
3 and we utilized those methods in this report in  
4 determining the C.

5 Q. (BY MS. KLAHN) So is it possible in the --  
6 let me withdraw that. So the FDR and CIR numbers that  
7 were agreed upon ultimately in the settlement apply  
8 across the board with the various qualifications that  
9 you talked about with Mr. Leininger and so on, but  
10 those apply across the board to the cropping acreage  
11 in the Lower Rio Grande; is that right?

12 A. Those acreages that qualify as groundwater  
13 only or as surface water with groundwater or surface  
14 water.

15 Q. Okay. So it's possible that there was one  
16 farmer -- one or more parcels, let's say, that ended  
17 up with a more generous CIR than what they had  
18 historically diverted; would you agree with that?

19 MR. WECHSLER: Object to form.

20 A. The State's analysis of which I prepare is a  
21 basin wide determination of historical view of what  
22 was consumptively used. To the extent there are  
23 parcels that use less than that, then in the sense I  
24 believe you're using the word generous, meaning more  
25 than what we determine, then, yes, they would have

1 received a higher CIR and FDR than they historically  
2 used. The converse, of course, is also true where an  
3 entity, farmer here, had parcels that perhaps use a  
4 higher consumptive use and FDR and they're confined or  
5 constrained by the Court's determination. In our  
6 report, it could be both above and below.

7 Q. (BY MS. KLAHN) Okay. And the -- when you use  
8 the adjective historical in your answer there, that  
9 would be an historical view back to 2008, based on the  
10 basin wide land survey that was performed?

11 A. That's a good question because I thought that  
12 you were talking about historically diverted, meaning  
13 over the course of time within the period that we look  
14 at to get the general CIR -- I mean, the basin wide  
15 CIR. So perhaps you can help me understand what you  
16 meant by historically diverted.

17 Q. No, I think you understood what I meant when  
18 I asked the question, which was that the CIR and FDR  
19 numbers could be more generous in the sense of being a  
20 larger rate of flow or volume than what was  
21 historically diverted, but when you answered the  
22 question, you said, "The State's analysis of which I  
23 prepared is a basin wide determination of historical  
24 view of what was consumptively used," and I was just  
25 trying to define historical in your answer, and I



1 under -- so my question was: Does that refer back to  
2 the 2008 land survey that you mentioned a minute ago?

3 A. So when we look at and how we incorporate  
4 historical uses, we basic -- we utilize the climatic  
5 data and ultimately average that so that gives us a  
6 historical average of the various climatic conditions  
7 and then apply that through the modified  
8 Blaney-Criddle equation to the 2008 cropping pattern.

9 So the cropping pattern is static. The climatic data  
10 is average over a period of time from a particular  
11 weather station. That's how we go back to having a  
12 historical view. It's based on the climatic data.

13 Q. And I -- I'm pretty sure. You're welcome to  
14 look through this Exhibit 7. I'm pretty sure that  
15 there's not any statement about the period of record  
16 that you use. Do you recall what years of record for  
17 the weather data that you used?

18 A. I believe it's on Page 5. Uses 71-year  
19 period of record from the state university station,  
20 which was previously the agricultural college station.

21 Q. I see. And the period starts in 1938 when  
22 the Rio Grande Compact was signed?

23 A. That was the year it was signed, yes.

24 Q. No. I'm just reading from the sentence in  
25 the third to last sentence in that top paragraph on

1 Page 5. It says, "This period starts in the year the  
2 Rio Grande Compact was signed in 1938 and ends in  
3 2008."

4 A. Yeah. I believe -- that's what I said. It  
5 was the year that was signed, yes. But January, we  
6 weren't signed in January, so take an annual respect  
7 that we didn't start the date that the Compact was  
8 signed and ratified by the various states and the  
9 United States.

10 Q. Why was 1938 the starting point instead of  
11 1929, for example, or 1919 when?

12 A. You kind of -- 1919 when? Is there more to  
13 that?

14 Q. Why was 1938 the starting point?

15 A. It was our professional determination that  
16 that would be an appropriate starting point given that  
17 that -- at that point, the State of New Mexico was  
18 obligated under a Compact.

19 Q. So we had some conversation before the break  
20 about whether the Compact entered into the Stream  
21 System 101 final judgment. Let me ask that question a  
22 different way. How did the Compact enter into your  
23 engineering analyses that are reflected in your  
24 reports that were disclosed in the Stream System 101  
25 proceeding?

1 A. I don't think the Compact entered into our  
2 engineering analyses. We utilized the Compact signing  
3 year as the climatic data, but that was -- as far as I  
4 can remember, that was it.

5 Q. In your answer a minute ago, you said that it  
6 was your professional determination that 1938 would be  
7 an appropriate starting point given that at that  
8 point, the State of New Mexico was obligated under a  
9 Compact. What did you mean by that?

10 A. Well, at that point, I guess it wasn't 1938,  
11 per se, but in and around 1938, the State of New  
12 Mexico entered into a Compact with its neighboring  
13 states on the Rio Grande.

14 Q. What significance would that have to the  
15 starting point for your historical weather data  
16 evaluation in your reports?

17 A. That was the time frame that we  
18 professionally thought was a good starting point.

19 Q. Was it your intent when you prepared those  
20 engineering analyses to try and determine what  
21 historically had been used in New Mexico since the  
22 signing of the Compact?

23 A. No.

24 MS. KLAHN: I think that's all the  
25 questions I have for this witness.

1                   MR. WECHSLER: Okay. Well, I understand  
2 Sam doesn't have any questions, so appreciate your  
3 patience, John.

4                   MS. KLAHN: Any follow-up, Lee?

5                   MR. LEININGER: No. Thank you, John.

6                   THE VIDEOGRAPHER: The time is 5:33 p.m.  
7 We're off the record.

8                   (The deposition concluded at 5:33 p.m.)

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IN THE SUPREME COURT OF THE UNITED STATES  
BEFORE THE OFFICE OF THE SPECIAL MASTER  
HON. MICHAEL J. MELLOY

STATE OF TEXAS )  
)  
Plaintiff, )  
) Original Action Case  
VS. ) No. 220141  
) (Original 141)  
STATE OF NEW MEXICO, )  
and STATE OF COLORADO, )  
)  
Defendants. )

THE STATE OF TEXAS :  
COUNTY OF HARRIS :

I, HEATHER L. GARZA, a Certified Shorthand Reporter in and for the State of Texas, do hereby certify that the facts as stated by me in the caption hereto are true; that the above and foregoing answers of the witness, JOHN LONGWORTH, to the interrogatories as indicated were made before me by the said witness after being first duly sworn to testify the truth, and same were reduced to typewriting under my direction; that the above and foregoing deposition as set forth in typewriting is a full, true, and correct transcript of the proceedings had at the time of taking of said deposition.

I further certify that I am not, in any capacity, a regular employee of the party in whose

1 behalf this deposition is taken, nor in the regular  
2 employ of this attorney; and I certify that I am not  
3 interested in the cause, nor of kin or counsel to  
4 either of the parties.  
5

6 That the amount of time used by each party at  
7 the deposition is as follows:

- 8 MR. LEININGER - 02:57:47
- MR. WECHSLER - 00:00:00
- 9 MS. KLAHN - 00:54:27
- MR. WALLACE - 00:00:00
- 10 MS. BARNCASTLE - 00:00:00

11  
12 GIVEN UNDER MY HAND AND SEAL OF OFFICE,  
13 this, the 28th day of December, 2020.



14 *Heather L. Garza*

HEATHER L. GARZA, CSR, RPR, CRR  
15 Certification No.: 8262  
Expiration Date: 04-30-22

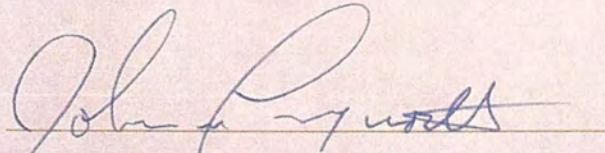
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S I G N A T U R E   O F   W I T N E S S

I, JOHN LONGWORTH, solemnly swear or affirm under the pains and penalties of perjury that the foregoing pages contain a true and correct transcript of the testimony given by me at the time and place stated with the corrections, if any, and the reasons therefor noted on the foregoing correction page(s).

  
\_\_\_\_\_  
JOHN LONGWORTH, VOLUME II

Job No. 66070