

No. 141, Original

IN THE  
SUPREME COURT OF THE UNITED STATES

---

STATE OF TEXAS,

*Plaintiff,*

v.

STATE OF NEW MEXICO and  
STATE OF COLORADO,

*Defendants.*

---

**OFFICE OF THE SPECIAL MASTER**

---

**STATE OF NEW MEXICO'S NOTICE OF EXHIBIT  
DISCLOSURES AND OBJECTIONS FOR  
ROLF SCHMIDT-PETERSEN**

HECTOR H. BALDERAS  
New Mexico Attorney General  
TANIA MAESTAS  
Deputy Attorney General  
CHOLLA KHOURY  
Assistant Attorney General  
ZACHARY E. OGAZ  
Assistant Attorney General  
P.O. Drawer 1508  
Santa Fe, New Mexico 87501  
505-239-4672

MARCUS J. RAEL, JR.\*  
LUIS ROBLES  
SUSAN BARELA  
Special Assistant Attorneys General  
Robles Rael & Anaya  
500 Marquette Ave NW #700  
Albuquerque, NM 87102  
[marcus@roblesrael.com](mailto:marcus@roblesrael.com)  
505-242-2228

*\*Counsel of Record*

October 19, 2021

In response to the Special Master's September 16, 2021 Order Regarding Remote Trial Protocols, the State of New Mexico provides the following exhibit disclosures and objections for Rolf Schmidt-Petersen. As of this filing, the parties anticipate that Mr. Schmit-Petersen will testify on October 20 and October 21, 2021. Accordingly, the State of New Mexico provides the following:

**Attachment 1:** The Rolf Schmidt-Petersen direct-examination exhibit index, which identifies the States of Texas's and Colorado's and the United States of America's objections.

**Attachment 2:** The Rolf Schmidt-Petersen cross-examination exhibit index, which identifies the State of New Mexico's objections.

All exhibits, indexes, and related exhibits have been uploaded to Box.com and are available for the parties to access and download. In an effort to resolve these objections, the parties have met and conferred in good faith.

Dated: October 19, 2021

Respectfully submitted,

By: /s/ Jeffrey J. Wechsler  
Jeffrey J. Wechsler

HECTOR H. BALDERAS  
New Mexico Attorney General  
TANIA MAESTAS  
Deputy Attorney General  
CHOLLA KHOURY  
Assistant Attorney General  
ZACHARY E. OGAZ  
Assistant Attorney General  
P.O. Drawer 1508  
Santa Fe, New Mexico 87501  
505-239-4672

JEFFREY J. WECHSLER  
Special Assistant Attorney General  
SHELLY L. DALRYMPLE  
KALEB W. BROOKS  
MONTGOMERY & ANDREWS, P.A.  
325 Paseo de Peralta  
Santa Fe, NM 87501  
[jwechsler@montand.com](mailto:jwechsler@montand.com)

JOHN B. DRAPER  
Special Assistant Attorney General  
CORINNE E. ATTON  
DRAPER & DRAPER LLC  
325 Paseo de Peralta  
Santa Fe, NM 87501  
[john.draper@draperllc.com](mailto:john.draper@draperllc.com)  
505-570-4591

MARCUS J. RAEL, JR.\*  
LUIS ROBLES  
SUSAN BARELA  
Special Assistant Attorneys General  
Robles Rael & Anaya  
500 Marquette Ave NW #700  
Albuquerque, NM 87102  
[marcus@roblesrael.com](mailto:marcus@roblesrael.com)  
505-242-2228

*\*Counsel of Record*

BENNETT W. RALEY  
LISA M. THOMPSON  
MICHAEL A. KOPP  
Special Assistant Attorneys General  
TROUT RALEY  
1120 Lincoln Street, Suite 1600  
Denver, Colorado 80203  
303-861-1963

No. 141, Original

IN THE  
SUPREME COURT OF THE UNITED STATES

\_\_\_\_\_  
◆  
\_\_\_\_\_  
STATE OF TEXAS,

*Plaintiff,*

v.

STATE OF NEW MEXICO and  
STATE OF COLORADO,

*Defendants.*

\_\_\_\_\_  
◆  
\_\_\_\_\_  
**OFFICE OF THE SPECIAL MASTER**

\_\_\_\_\_  
◆  
\_\_\_\_\_  
**STATE OF NEW MEXICO'S CERTIFICATE OF SERVICE**

This is to certify that on this 19th day of October, 2021, I caused a true and correct copy of **THE STATE OF NEW MEXICO'S NOTICE OF EXHIBIT DISCLOSURES AND OBJECTIONS FOR ROLF SCHMIDT-PETERSEN** to be served upon all parties and *amici curiae*, by and through the attorneys of record and/or designated representatives for each party and *amicus curiae* in this original action. As permitted by order of the Special Master, and agreement among the parties, service was effected by electronic mail to those individuals listed on the attached service list, which reflects all updates and revisions through the current date.

Respectfully submitted,

Dated: October 19, 2021

*/s/ Michael A. Kopp*  
\_\_\_\_\_  
Michael Kopp  
Special Assistant Attorney General  
TROUT RALEY  
1120 Lincoln Street, Suite 1600  
Denver, Colorado 80203  
(303) 861-1963

**SPECIAL MASTER**

**HONORABLE MICHAEL J. MELLOY**

*Special Master*

United States Circuit Judge  
111 Seventh Avenue, S.E., Box 22  
Cedar Rapids, IA 52401-2101

[TXvNM141@ca8.uscourts.gov](mailto:TXvNM141@ca8.uscourts.gov)  
(319) 432-6080  
(service via email and U.S. Mail)

**MICHAEL E. GANS**

*Clerk of the Court*

United States Court of Appeals - Eighth Circuit  
Thomas F. Eagleton United States Courthouse  
111 South 10th Street, Suite 24.329  
St. Louis, MO 63102

[TXvNM141@ca8.uscourts.gov](mailto:TXvNM141@ca8.uscourts.gov)  
(314) 244-2400

**MEDIATOR**

**HON. OLIVER W. WANGER (USDJ RET.)**

WANGER JONES HELSLEY PC  
265 E. River Park Circle, Suite 310  
Fresno, California 93720

[owanger@wjhattorneys.com](mailto:owanger@wjhattorneys.com)  
(559) 233-4800 Ext. 203

**DEBORAH L. PELL (Paralegal)**

[dpell@whjattorneys.com](mailto:dpell@whjattorneys.com)

**UNITED STATES**

**BRIAN H. FLETCHER\***

*Acting Solicitor General*

**TODD KIM**

*Assistant Attorney General*

**EDWIN S KNEEDLER**

*Deputy Solicitor General*

**FREDERICK LIU**

*Assistant to the Solicitor General*

U.S. DEPARTMENT OF JUSTICE  
950 Pennsylvania Avenue, NW  
Washington, DC 20530-0001

[supremectbriefs@usdoj.gov](mailto:supremectbriefs@usdoj.gov)  
(202)514-2217

**JAMES J. DUBOIS\***

**R. LEE LEININGER**

U.S. DEPARTMENT OF JUSTICE  
Environment & Natural Resources Division  
999 18th Street  
South Terrace – Suite 370  
Denver, Colorado 80202

[james.dubois@usdoj.gov](mailto:james.dubois@usdoj.gov)  
(303) 844-1375  
[lee.leininger@usdoj.gov](mailto:lee.leininger@usdoj.gov)  
(303) 844-1364

**SETH C. ALLISON, Paralegal**

[Seth.allison@usdoj.gov](mailto:Seth.allison@usdoj.gov)  
(303)844-7917

**JUDITH E. COLEMAN**  
**JENNIFER A. NAJJAR**  
U.S. DEPARTMENT OF JUSTICE  
Environment & Natural Resources Division  
P.O. Box 7611  
Washington, D.C. 20044-7611

[Judith.coleman@usdoj.gov](mailto:Judith.coleman@usdoj.gov)  
(202) 514-3553  
[jennifer.najjar@usdoj.gov](mailto:jennifer.najjar@usdoj.gov)  
(202) 305-0476

**STATE OF NEW MEXICO**

**HECTOR H. BALDERAS**  
*New Mexico Attorney General*  
**TANIA MAESTAS**  
*Chief Deputy Attorney General*  
**CHOLLA KHOURY**  
*Assistant Attorney General*  
**ZACHARY E. OGAZ**  
*Assistant Attorney General*  
STATE OF NEW MEXICO

[hbalderas@nmag.gov](mailto:hbalderas@nmag.gov)  
[tmaestas@nmag.gov](mailto:tmaestas@nmag.gov)  
[ckhoury@nmag.gov](mailto:ckhoury@nmag.gov)  
[zogaz@nmag.gov](mailto:zogaz@nmag.gov)  
[psalazar@nmag.gov](mailto:psalazar@nmag.gov)  
[jvanwiel@nmag.gov](mailto:jvanwiel@nmag.gov)  
(505) 239-4672

P.O. Drawer 1508  
Santa Fe, New Mexico 87501  
**PATRICIA SALAZAR** - Assistant  
**JENNIFER VAN WIEL** - Paralegal

**MARCUS J. RAEL, JR.\***  
**LUIS ROBLES**  
**SUSAN BARELA**  
*Special Assistant Attorneys General*  
ROBLES, RAEL & ANAYA, P.C.  
500 Marquette Avenue NW, Suite 700  
Albuquerque, New Mexico 87102  
**CHELSEA SANDOVAL** - Paralegal  
**PAULINE WAYLAND** – Paralegal  
**BONNIE DEWITT** – Paralegal

[marcus@roblesrael.com](mailto:marcus@roblesrael.com)  
[luis@roblesrael.com](mailto:luis@roblesrael.com)  
[susan@roblesrael.com](mailto:susan@roblesrael.com)  
[chelsea@roblesrael.com](mailto:chelsea@roblesrael.com)  
[pauline@roblesrael.com](mailto:pauline@roblesrael.com)  
[bonnie@roblesrael.com](mailto:bonnie@roblesrael.com)  
(505) 242-2228

**BENNETT W. RALEY**  
**LISA M. THOMPSON**  
**MICHAEL A. KOPP**  
*Special Assistant Attorneys General*  
TROUT RALEY  
1120 Lincoln Street, Suite 1600  
Denver, Colorado 80203

[braley@troutlaw.com](mailto:braley@troutlaw.com)  
[lthompson@troutlaw.com](mailto:lthompson@troutlaw.com)  
[mkopp@troutlaw.com](mailto:mkopp@troutlaw.com)  
(303) 861-1963

**JEFFREY WECHSLER**

[jwechsler@montand.com](mailto:jwechsler@montand.com)

**SHELLY L. DALRYMPLE**

**KALEB W. BROOKS**

*Special Assistant Attorney General*

**MONTGOMERY & ANDREWS**

325 Paseo De Peralta

Santa Fe, NM 87501

**DIANA LUNA** – Paralegal

[sdalrymple@montand.com](mailto:sdalrymple@montand.com)

[kwbrooks@montand.com](mailto:kwbrooks@montand.com)

(505) 986-2637

[dluna@montand.com](mailto:dluna@montand.com)

**JOHN DRAPER**

**CORINNE ATTON**

*Special Assistant Attorney General*

**DRAPER & DRAPER LLC**

325 Paseo De Peralta

Santa Fe, NM 87501

**DONNA ORMEROD** – Paralegal

[john.draper@draperllc.com](mailto:john.draper@draperllc.com)

[corinne.atton@draperllc.com](mailto:corinne.atton@draperllc.com)

(505) 570-4591

[donna.ormerod@draperllc.com](mailto:donna.ormerod@draperllc.com)

## STATE OF COLORADO

**PHILIP J. WEISER**

*Attorney General of Colorado*

**ERIC R. OLSON**

*Solicitor General*

**LAIN LEONIAK**

*Acting First Assistant Attorney General*

**CHAD M. WALLACE\***

*Senior Assistant Attorney General*

**PRESTON V. HARTMAN**

*Assistant Attorney General*

**COLORADO DEPARTMENT OF LAW**

Ralph Carr Judicial Center

7<sup>th</sup> Floor

1300 Broadway

Denver, CO 80203

**NAN EDWARDS**, Paralegal II

[eric.olson@coag.gov](mailto:eric.olson@coag.gov)

[chad.wallace@coag.gov](mailto:chad.wallace@coag.gov)

(720) 508-6281 (direct)

[preston.hartman@coag.gov](mailto:preston.hartman@coag.gov)

(720) 508-6257 (direct)

[nan.edwards@coag.gov](mailto:nan.edwards@coag.gov)

## STATE OF TEXAS

**STUART SOMACH\***

**ANDREW M. HITCHINGS**

**ROBERT B. HOFFMAN**

**FRANCIS M. GOLDSBERRY II**

**THERESA C. BARFIELD**

**SARAH A. KLAHN**

**BRITTANY K. JOHNSON**

**RICHARD S. DEITCHMAN**

**SOMACH SIMMONS & DUNN, PC**

[ssomach@somachlaw.com](mailto:ssomach@somachlaw.com)

[ahitchings@somachlaw.com](mailto:ahitchings@somachlaw.com)

[rhoffman@somachlaw.com](mailto:rhoffman@somachlaw.com)

[mgoldsberry@somachlaw.com](mailto:mgoldsberry@somachlaw.com)

[tbarfield@somachlaw.com](mailto:tbarfield@somachlaw.com)

[sklahn@somachlaw.com](mailto:sklahn@somachlaw.com)

[bjohnson@somachlaw.com](mailto:bjohnson@somachlaw.com)

[rdeitchman@somachlaw.com](mailto:rdeitchman@somachlaw.com)

(916) 446-7979

500 Capital Mall, Suite 1000  
Sacramento, CA 95814-2403  
**CORENE RODDER - Secretary**  
**CRYSTAL RIVERA - Secretary**  
**YOLANDA DE LA CRUZ - Paralegal**

(916) 803- 4561 (cell)

[crodder@somachlaw.com](mailto:crodder@somachlaw.com)  
[crivera@somachlaw.com](mailto:crivera@somachlaw.com)  
[ydelacruz@somachlaw.com](mailto:ydelacruz@somachlaw.com)

**KEN PAXTON**

*Attorney General of Texas*

**BRENT WEBSTER**

*First Assistant Attorney General*

**GRANT DORFMAN**

*Deputy First Assistant Attorney General*

**SHAWN COWLES**

*Deputy Attorney General for Civil Litigation*

**WILLIAM F. COLE**

*Assistant Solicitor General*

**BEAU CARTER**

*Assistant Solicitor General*

**PRISCILLA M. HUBENAK**

*Chief, Environmental Protection Division*

OFFICE OF ATTORNEY GENERAL

OF TEXAS

P.O. Box 12548

Austin, TX 78711-2548

(512) 463-2012

(512) 457-4644 Fax

[Priscilla.Hubenak@oag.texas.gov](mailto:Priscilla.Hubenak@oag.texas.gov)

**AMICI / FOR INFORMATIONAL PURPOSES ONLY**

**ALBUQUERQUE BERNALILLO COUNTY WATER UTILITY AUTHORITY**

**JAMES C. BROCKMANN\***

(505) 983-3880

**JAY F. STEIN**

[jcbrockmann@newmexicowaterlaw.com](mailto:jcbrockmann@newmexicowaterlaw.com)

STEIN & BROCKMANN, P.A.

[jfstein@newmexicowaterlaw.com](mailto:jfstein@newmexicowaterlaw.com)

P.O. Box 2067

[administrator@newmexicowaterlaw.com](mailto:administrator@newmexicowaterlaw.com)

Santé Fe, New Mexico 87504

**Administrative Copy**

**PETER AUH**

(505) 289-3092

ALBUQUERQUE BERNALILLO COUNTY

[pauh@abcwua.org](mailto:pauh@abcwua.org)

WATER UTILITY AUTHORITY

P.O. Box 568

Albuquerque, NM 87103-0568

**CITY OF EL PASO**



**DOUGLAS G. CAROOM\***  
**SUSAN M. MAXWELL**  
BICKERSTAFF HEATH DELGADO  
ACOSTA, LLP  
2711 S. MoPac Expressway  
Building One, Suite 300  
Austin, TX 78746

(512) 472-8021  
[dcaroom@bickerstaff.com](mailto:dcaroom@bickerstaff.com)  
[smaxwell@bickerstaff.com](mailto:smaxwell@bickerstaff.com)

## CITY OF LAS CRUCES

**JAY F. STEIN \***  
**JAMES C. BROCKMANN**  
STEIN & BROCKMANN, P.A.  
P.O. Box 2067  
Santé Fe, New Mexico 87504  
**Administrative Copy**

(505) 983-3880  
[jbrockmann@newmexicowaterlaw.com](mailto:jbrockmann@newmexicowaterlaw.com)  
[jfstein@newmexicowaterlaw.com](mailto:jfstein@newmexicowaterlaw.com)  
[administrator@newmexicowaterlaw.com](mailto:administrator@newmexicowaterlaw.com)

**JENNIFER VEGA-BROWN**  
**ROBERT CABELLO**  
LAW CRUCES CITY ATTORNEY'S OFFICE  
P.O. Box 20000  
Las Cruces, New Mexico 88004

(575) 541-2128  
[jvega-brown@las-cruces.org](mailto:jvega-brown@las-cruces.org)  
[rcabello@las-cruces.org](mailto:rcabello@las-cruces.org)

## ELEPHANT BUTTE IRRIGATION DISTRICT

**SAMANTHA R. BARNCastle\***  
BARNCastle LAW FIRM, LLC  
1100 South Main, Suite 20 (88005)  
P.O. Box 1556  
Las Cruces, NM 88004  
**JANET CORRELL – Paralegal**

(575) 636-2377  
(575) 636-2688 (fax)  
[samantha@h2o-legal.com](mailto:samantha@h2o-legal.com)  
[janet@h2o-legal.com](mailto:janet@h2o-legal.com)

## EL PASO COUNTY WATER IMPROVEMENT DISTRICT NO. 1

**MARIA O'BRIEN\***  
**SARAH M. STEVENSON**  
MODRALL, SPERLING, ROEHL, HARRIS  
& SISK, PA  
500 Fourth Street N.W., Suite 1000  
Albuquerque, New Mexico 87103-2168  
**CHARLIE PADILLA – Legal Assistant**

(505) 848-1803 (direct)  
[mobrien@modrall.com](mailto:mobrien@modrall.com)  
[sarah.stevenson@modrall.com](mailto:sarah.stevenson@modrall.com)  
[charliep@modrall.com](mailto:charliep@modrall.com)

**RENEA HICKS**  
LAW OFFICE OF MAX RENE HICKS  
P.O.Box 303187

[rhicks@renea-hicks.com](mailto:rhicks@renea-hicks.com)  
(512)480-8231

Austin, TX 78703-0504

**HUDSPETH COUNTY CONSERVATION AND RECLAMATION DISTRICT NO. 1**

**ANDREW S. "DREW" MILLER\***  
KEMP SMITH LLP  
919 Congress Avenue, Suite 1305  
Austin, TX 78701

(512) 320-5466  
[dmiller@kempsmith.com](mailto:dmiller@kempsmith.com)

**STATE OF KANSAS**

**DEREK SCHMIDT**  
*Attorney General of Kansas*  
**JEFFREY A. CHANAY**  
*Chief Deputy Attorney General*  
**TOBY CROUSE\***  
*Solicitor General of Kansas*  
**BRYAN C. CLARK**  
*Assistant Solicitor General*  
**DWIGHT R. CARSWELL**  
*Assistant Attorney General*  
120 S. W. 10th Ave., 2nd Floor  
Topeka, KS 66612

(785) 296-2215  
[toby.crouse@ag.ks.gov](mailto:toby.crouse@ag.ks.gov)  
[bryan.clark@ag.ks.gov](mailto:bryan.clark@ag.ks.gov)

**NEW MEXICO PECAN GROWERS**

**TESSA T. DAVIDSON\***  
DAVIDSON LAW FIRM, LLC  
4206 Corrales Road  
P.O. Box 2240  
Corrales, NM 87048  
**JO HARDEN – Paralegal**

[ttd@tessadavidson.com](mailto:ttd@tessadavidson.com)  
(505) 792-3636  
  
[jo@tessadavidson.com](mailto:jo@tessadavidson.com)

**NEW MEXICO STATE UNIVERSITY**

**JOHN W. UTTON\***  
UTTON & KERY, P.A.  
P.O. Box 2386  
Santa Fe, New Mexico 87504

(505) 699-1445  
[john@uttonkery.com](mailto:john@uttonkery.com)

*General Counsel*  
New Mexico State University  
Hadley Hall Room 132  
2850 Weddell Road  
Las Cruces, NM 88003

[gencounsel@nmsu.edu](mailto:gencounsel@nmsu.edu)  
(575) 646-2446

**SOUTHERN RIO GRANDE DIVERSIFIED CROP FARMERS ASSOCIATION**

**ARNOLD J. OLSEN\***

HENNIGHAUSEN OLSEN & MCCREA, L.L.P.

P.O. Box 1415

Roswell, NM 88202-1415

**Malina Kauai, Paralegal**

**Rochelle Bartlett, Legal Assistant**

(575) 624-2463

[ajolsen@h2olawyers.com](mailto:ajolsen@h2olawyers.com)

[mkauai@h2olawyers.com](mailto:mkauai@h2olawyers.com)

[rbartlett@h2olawyers.com](mailto:rbartlett@h2olawyers.com)

Trial Exhibit	TrialExno	ProdBeg	ProdEnd	Date	Subject/Title	Category (A, B, C)	Category B Objections (Cite Fed. R. Evid.)	Category C Objections (Cite Fed. R. Evid.)
CO	CO-0103	NM_00016379	NM_00016507	3/26/2010	2010 RGCC 71st Meeting Transcript	A		
JT	JT-0391	NM_00072907	NM_00072962	3/21/2002	2001 - Sixty-Third Annual Report of the Rio Grande Compact Commission	ADMITTED		
JT	JT-0395	NM_00005643	NM_00005682	3/23/2006	2005 - Sixty-Seventh Annual Report of the Rio Grande Compact Commission	ADMITTED		
JT	JT-0396	NM_00005683	NM_00005720	3/22/2007	2006 - Sixty-Eighth Annual Report of the Rio Grande Compact Commission	A		
JT	JT-0401	CO - 013102	CO - 013214	12/21/2012	2011 - Seventy-Third Annual Report of the Rio Grande Compact Commission	A		
JT	JT-0428	NM_00100914	NM_00100930	2/25/1952	Rio Grande Compact, Act of May 31, 1939, 53 Stat. 785 (Compact) (Amended)	ADMITTED		
JT	JT-0436	NM_00132758	NM_00132765	3/7/2007	TCEQ Certificate of Adjudication No. 23-5940 (of US water rights)	ADMITTED		
JT	JT-0439	NM_00174693	NM_00174695	5/21/1906	1906 Convention between the US and Mexico providing for the equitable distribution of the waters of the Rio Grande	ADMITTED		
JT	JT-0460	NM_00063486	NM_00063487	2/16/1938	Resolution of the Rio Grande Compact Commission Concerning Federal Agency Operations of Their Water-Related Facilities on the Rio Grande Compact Accounting	A		
JT	JT-0467	TX_00175935	TX_00175942	9/11/1980	State Engineer Order #126: In the Matter of State Engineer Special Order No. 126 Declaring the Lower Rio Grande Underground Water Basin in Dona Ana County (LRG Basin Declaration)	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
JT	JT-0468	NM_00283188	NM_00283190	9/17/1982	State Engineer Order #135: In the Matter of State Engineer Special Order No. 135 Declaring an Extension of the Lower Rio Grande Underground Water Basin in Dona Ana, Grant and Sierra Counties	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-0144	EBID_NM_003752-0001	EBID_NM_003752-0106	11/30/2000	OSE Annual Report - 1999-2000	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602); Authenticity (Fed. R. Evid. 901)
NM	NM-0210	EPCWID_206696	EPCWID_207277	9/30/2016	Continued Implementation of the 2008 Operating Agreement for the Rio Grande Project, New Mexico and Texas: Final Environmental Impact Statement ("FEIS")	ADMITTED		
NM	NM-0406	NM_00013613	NM_00013767	6/15/1993	1993 - Special (72nd) Meeting of the RGCC	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-0414	NM_00015632	NM_00015755	3/25/2004	2004 RGCC 65th Meeting (87th) Transcripts	A		
NM	NM-0553	NM_00152742	NM_00152743	2/16/1996	Release of water from the Rio Grande Project	B/C	TX & US Object - Relevance (Fed. R. Evid. 403); Hearsay (Fed. R. Evid. 801, 802)	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-0572	NM_00168291	NM_00168293	5/6/1996	TX position on 1996 spill, and Compact interpretation	B/C	TX & US Object - Relevance (Fed. R. Evid. 403); Hearsay (Fed. R. Evid. 801, 802); CO OBJECT: hearsay FRE 801; legal opinion FRE 701	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-0616	NM_00228057	NM_00228335	3/22/2017	Lower Rio Grande Regional Water Plan	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)

Trial Exhibit	Trialxno	ProdBeg	ProdEnd	Date	Subject/Title	Category (A, B, C)	Category B Objections (Cite Fed. R. Evid.)	Category C Objections (Cite Fed. R. Evid.)
NM	NM-0642	NM_00254046	NM_00254047	6/7/2011	Letter RE: Request to BOR for technical engagement on RGP issues.	B	TX & US Object - Relevance (Fed. R. Evid. 403); CO OBJECT: Authenticity	
NM	NM-0645	NM_00254274	NM_00254276	8/8/2011	Email string RE: RG Project Operations	B/C	TX & US Object - Relevance (Fed. R. Evid. 403); Hearsay (Fed. R. Evid. 801, 802)	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-0668	NM_00276028	NM_00276044	3/23/2006	2006 - Minutes of the 67th Annual Meeting of the Rio Grande Compact Commission	B	TX & US Object - Relevance (Fed. R. Evid. 403)	
<b>NM</b>	<b>NM-0685</b>	<b>NM_00294089</b>	<b>NM_00294092</b>	<b>7/21/2002</b>	<b>RGP Operations and Article VII of the Rio Grande Compact Storage Limitations</b>	<b>A</b>		
NM	NM-0698	NM_00299120	NM_00299121	6/24/2011	Texas Second Request for Relinquishment of a Portion of New Mexico's Accrued Rio Grande Compact Credit Water in Rio Grande Project Storage	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-0705	NM_00299408	NM_00299408	8/12/2011	Letter Re: Proposed August 19, 2011 Meeting	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-0706	NM_00299521	NM_00299568	6/11/2007	2007 RGP EA and Finding of No Significant Impact - Rio Grande Project	B	TX & US Object - Relevance (Fed. R. Evid. 403)	
NM	NM-0714	NM_00305671	NM_00305672	7/26/2011	Credit Water Accounting	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
<b>NM</b>	<b>NM-0732</b>	<b>NM_00328057</b>	<b>NM_00328062</b>	<b>6/13/2012</b>	<b>Affidavit of Rolf Schmidt-Petersen, State of NM v. USA and BOR, DNM</b>	<b>A</b>		
<b>NM</b>	<b>NM-0739</b>	<b>NM_00379781</b>	<b>NM_00379892</b>	<b>12/31/2016</b>	<b>Office of the State Engineer Annual Report 2016</b>	<b>A</b>		
NM	NM-0794	NM_00449848	NM_00449871	2/26/2012	Review of Rio Grande Compact Commission Records Regarding Historical Accounting of Credit Water Evaporation	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-0796	NM_00450613	NM_00450613	5/19/2010	Relinquishment of a portion of New Mexico's accrued Rio Grande Compact credit water	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-0805	NM_00467081	NM_00467082	5/9/2011	Handwritten easel notes prepared by Texas and presented in a meeting between Texas and New Mexico on or about 05/0/2011 "photographed by Rolf Schmidt-Peterson"	B/C	TX & US Object - Relevance (Fed. R. Evid. 403); Handwriting (28 USC 1731); CO OBJECT: Authenticity	TX & US Object - Foundation (Fed. R. Evid. 602); Authenticity (Fed. R. Evid. 901)
<b>NM</b>	<b>NM-0819</b>	<b>NM_00469698</b>	<b>NM_00469725</b>	<b>4/8/2021</b>	<b>DRAFT Report of the Engineer Advisers to the RGCC for Calendar Year 2020</b>	<b>A</b>		
NM	NM-0948	NM_00473636	NM_00473707	11/9/2009	Rio Grande Salinity Management Program: Preliminary Economic Impact Assessment (Nov. 2009)	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
<b>NM</b>	<b>NM-2178</b>	<b>TX_00291849</b>	<b>TX_00291869</b>	<b>3/21/2002</b>	<b>2002 - Minutes of the 63rd Annual Meeting of the Rio Grande Compact Commission</b>	<b>A</b>		
NM	NM-2205	TX_00304974	TX_00304977	9/21/2012	Your August 24, 2012 letter	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-2238	TX_00570406	TX_00570414	3/27/2003	2003 - Minutes of the 64th Annual Meeting of Rio Grande Compact Comm	B	TX & US Object - Relevance (Fed. R. Evid. 403); Hearsay (Fed. R. Evid. 801)	
NM	NM-2261	US0076294	US0076424	6/29/2004	Final EIS, River Management Alternatives for the Rio Grande Canalization Project	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-2307	US0208327	US0208327	12/7/1995	Extreme concern about proposed RGP operation in 1996	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)

TX and CO Objections to New Mexico Direct Examination Exhibits of Rolf Schmidt-Petersen

Trial Exhibit	Trialxno	ProdBeg	ProdEnd	Date	Subject/Title	Category (A, B, C)	Category B Objections (Cite Fed. R. Evid.)	Category C Objections (Cite Fed. R. Evid.)
NM	NM-2314	US0212528	US0212529	8/2/2002	Facsimile from Steve Vandiver, Engineer Adviser, State of Colorado, to Ken Maxey, Albuquerque Area Manager, Bureau of Reclamation, and Filiberto Cortez, Manager, El Paso Field Division, Bureau of Reclamation	B	TX & US Object - Relevance (Fed. R. Evid. 403)	
NM	NM-2315	US0213326	US0213327	7/10/2003	June 27, 2003 letter regarding credit water and its evaporation and release	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-2362	US0344859	US0344911	6/28/1996	Rio Grande Project Operations	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-2382	US0401256	US0401266	5/17/2011	Impact of New Mexico Credit Relinquishment on Rio Grande Project Allocations and Elephant Butte Reservoir	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
NM	NM-2474	US0669041	US0669217	12/8/2016	IBWC RGCP River Management Plan	A		
NM	NM-DEMO-001	NM-DEMO-001	NM-DEMO-001		Google Earth Demonstrative	A		
NM	NM-DEMO-022	NM-DEMO-022	NM-DEMO-022		Rolf Schmidt Petersen Demonstratives	B/C	TX & US Object - Relevance (Fed. R. Evid. 403)	TX & US Object - Foundation (Fed. R. Evid. 602)
TX	TX-0525				Declaration of Rolf Schmidt?Petersen in Support of State of New Mexico's Motions for Partial Summary Judgment	A		
TX	TX-0530				Second Declaration of Rolf I. Schmidt?Peterson in Support of New Mexico's Motions for Partial Summary	A		

New Mexico and Colorado Objections to TX and US Cross Examination Exhibits for Rolf Schmidt-Petersen

TrialExhibit	TrialExno	ProdBeg	ProdEnd	Date	Subject/Title	Category	Category B Objections	Category C Objections
CO	CO-0103			03/26/2010	2010 RGCC 71st Meeting Transcript	A		
CO	CO-0220	US0321578	US0321610	9/20/2002	Letter compilation: Transmittal of Analysis of the Bureau of Reclamation's Rio Grande Project Deliveries and Waste at El Paso County Water Improvement District No. 1 for June 2002	B/C	NM Objects to Hearsay. Fed. R. Evid. 802	NM Objects that the Proponent Cannot Lay a Foundation. Fed. R. Evid. 602.
JT	JT-0395	NM_00005643	NM_00005682	3/23/2006	2005 - Sixty-Seventh Annual Report of the Rio Grande Compact Commission	ADMITTED		
JT	JT-0401	CO - 013102	CO - 013214	12/21/2012	2011 - Seventy-Third Annual Report of the Rio Grande Compact Commission	A		
NM	NM-0562	NM_00159142	NM_00159147	12/6/1996	1996 - Minutes of the Special Meeting of the Rio Grande Compact Commission	A		
NM	NM-1311	NM2_00017312	NM2_00017358	9/1/2010	URGWOM Planning Model User Manual	C		NM Objects that the Proponent Cannot Lay a Foundation. Fed. R. Evid. 602.
NM	NM-2137	TX_00185264	TX_00185351	2/14/2012	First Amended complaint for Declaratory and Injunctive Relief in State of NM v. USA, et al.; Case No. 11-cv-691-JAP-WDS	B	CO Objects to Legal Opinion - FRE 701	
NM	NM-2162	TX_00282474	TX_00282476	9/2/2011	Clarification of existing Operating Plan for the Rio Grande Project	B	NM Objects to Hearsay. Fed. R. Evid. 802	
NM	NM-2183	TX_00294712	TX_00294712	3/21/2002	Resolution of the Rio Grande Compact Commission Regarding the Development of an Appropriate Methodology for Determining the Annual Allocation of Usable Water in Rio Grande Project Storage	A		
NM	NM-2254	TX_00648097	TX_00648097	4/26/2018	Texas rescinds its support and approval of the 2006 EA's Resolution	A		
NM	NM-2280	US0138136	US0138144	2/5/2009	2009 Rio Grande Project Water Supply Initial Allocation	A		
NM	NM-2357	US0279109	US0279125	6/16/2009	2009 Rio Grande Project Water Supply Updated Allocation for End of May 2009 Rio Grande Project Data	A		

New Mexico and Colorado Objections to TX and US Cross Examination Exhibits for Rolf Schmidt-Petersen

TrialExhibit	TrialExno	ProdBeg	ProdEnd	Date	Subject/Title	Category	Category B Objections	Category C Objections
TX	TX-0398	NM_00237059	NM_00237062	8/24/2012	2012 Letter from Patrick Gordon re Illegal Diversions of Project Water in NM	A		
TX	TX-0543	NM_00178797	NM_00178804	3/21/2002	Memorandum of Understanding between the Rio Grande Compact Commission and the United States Bureau of Reclamation	A		
US	US-0549	US0547536	US0547662	10/28/2003	DRAFT Documentation of the History and Methodology of Rio Grande Compact Accounting	B/C	NM Objects to Hearsay. Fed. R. Evid. 802; CO Objects to authenticity.	NM Objects That the Document Cannot be Authenticated At Trial (Fed. R. Evid. 901(A)), and Proponent Cannot Lay a Foundation (Fed. R. Evid. 602).
US	US-DEMO-KING-09			10/1/2021	Phil King PowerPoint Presentation (Slide 9)	ADMITTED FOR DEMONSTRATIVE PURPOSES ONLY		