

Exhibit A

Plaintiffs' First Joint Discovery Requests

INSTRUCTIONS

Pursuant to Fed. R. Civ. P. 33 and 34, Defendants must serve their responses on Plaintiffs within 30 days. In addition to Fed. R. Civ. P. 33 and 34, Rule 6(d) allows an additional 3 days added on to the time for a response to discovery. Further, Fed. R. Civ. P. 6(a)(1)(C) states, “if the last day is a Saturday, Sunday, or legal holiday, the period continues to run until the end of the next day that is not a Saturday, Sunday, or legal holiday.” Therefore, Defendants’ responses must be served on Plaintiffs on or before **June 7, 2016**.

Each Defendant is instructed to respond to each interrogatory and request for production in writing and completely. Defendants may submit a combined, common response if appropriate. Defendants should respond to each interrogatory in a separate document and/or on as many additional sheets of paper as needed.

In producing documents in response to the requests for production, Defendants may produce copies of documents to Plaintiffs in either paper or electronic format. Defendants may also provide Plaintiffs the ability to inspect original documents.

In the event you have any objection to any discovery request, you must nonetheless respond to the discovery request. If you find any request vague or ambiguous, you must nonetheless respond to the discovery request to the best of your ability and state any assumptions or limitations that you made to formulate a response to the discovery request. In your Subfile Answer (Doc. 1653), you claim a water right for domestic, livestock and other uses from well 2A-1-W035. Each interrogatory is designed to identify all the information you have in your possession to support your water right claims for uses from this well. Any ambiguity in the

interrogatories that you might claim or perceive must be construed consistent with this statement of context.

DEFINITIONS

“**Document**” includes, but is not limited to, all written and graphic material in whatever form (including drafts) regardless of the medium (paper, electronic, etc.) by which information is preserved.

INTERROGATORIES

Pursuant to Fed. R. Civ. P. 33, Plaintiffs issue the following Interrogatories to each of the Defendants.

Interrogatory No. 1 – To the extent you have any information and with as much specificity as you have available, state the date that well 2A-1-W035 was drilled/constructed, the date that well 2A-1-W035 became operational (i.e., first produced water), who owned the well when it was completed, and what grazing lands were served by the well.

Identify the person(s) responsible for answering the Interrogatory.

Interrogatory No. 2 – For the water use from well 2A-1-W035 for domestic, livestock, and other purposes, provide a complete description of how water has been used to support each purpose (domestic, livestock, and other uses). For each year that water was physically applied since the well was drilled, include in your description how water was applied for each use, the period of time/duration that water was applied for each use, the type/number of livestock watered each year, and the number of homes served each year.

For each/any year you have no information to respond to this Interrogatory at this time, you should indicate that you have no information to respond to this Interrogatory.

Identify the person(s) responsible for answering the Interrogatory.

Interrogatory No. 3 – To the extent you have any information and with as much specificity as you have available, for each and every year that water from well 2A-1-W035 was used for livestock use, state how livestock were watered from well 2A-1-W035 (i.e., the manner by which and the location to which the water was delivered from well 2A-1-W035 for livestock use).

For each/any year you have no information to respond to this Interrogatory at this time, you should indicate that you have no information to respond to this Interrogatory.

Identify the person(s) responsible for answering the Interrogatory.

Interrogatory No. 4 – To the extent you have any information and with as much specificity as you have available, for each and every year that water from well 2A-1-W035 was used for livestock use, state the quantity of water consumed by livestock from well 2A-1-W035.

For each/any year you have no information to respond to this Interrogatory at this time, you should indicate that you have no information to respond to this Interrogatory.

Identify the person(s) responsible for answering the Interrogatory.

Interrogatory No. 5 – To the extent you have any information and with as much specificity as you have available, for each and every year that water from well 2A-1-W035 was used for livestock use, state when (i.e., the months of use/period of use) livestock were watered from well 2A-1-W035.

For each/any year you have no information to respond to this Interrogatory at this time, you should indicate that you have no information to respond to this Interrogatory.

Identify the person(s) responsible for answering the Interrogatory.

Interrogatory No. 6 – To the extent you have any information and with as much specificity as you have available, for each and every year that water from well 2A-1-W035 was used for other uses (horses, fire protection, wildlife and disease control), state the quantity of water used for those purposes.

For each/any year you have no information to respond to this Interrogatory at this time, you should indicate that you have no information to respond to this Interrogatory.

Identify the person(s) responsible for answering the Interrogatory.

Interrogatory No. 7 – In the Subfile Answer (March 18, 2008) (Doc. No. 1653), Defendants stated that “Our historical use . . . is three acre feet.” Describe the complete basis for your position that you are entitled to quantify a water right from this well greater than 2.424 acre-feet per annum as offered by Plaintiffs in the last proposed Consent Order. Include a description of any calculations performed, well meter logs relied upon, and measurements taken to establish and support the water quantity you claim.

For each/any year you have no information to respond to this Interrogatory at this time, you should indicate that you have no information to respond to this Interrogatory.

Identify the person(s) responsible for answering the Interrogatory.

Interrogatory No. 8 – Describe the basis for your contention that the Railroad Act of 1862 governs the attributes of your water right (priority date, amount, beneficial use, periods of use and place of use) in this subfile action.

Identify the person(s) responsible for answering the Interrogatory.

Interrogatory No. 9 – Describe your chain of title to your property as it relates back to the Railroad Act of 1862.

For each/any year you have no information to respond to this Interrogatory at this time, you should indicate that you have no information to respond to this Interrogatory.

Identify the person(s) responsible for answering the Interrogatory.

REQUESTS FOR PRODUCTION OF DOCUMENTS

Pursuant to Fed. R. Civ. P. 34, Plaintiffs issue the following Requests for Production of documents (“RFP”) to each of the Defendants.

RFP No. 1 – For each of the Interrogatories listed above, produce every document used, relied upon, or referenced to respond to the Interrogatory.

RFP No. 2 – For Interrogatory No. 9, produce every title document on which you rely to establish that the chain of title for your property relates back to a railroad that received its title under the Railroad Act of 1862.

DATED: May 5, 2016

Respectfully submitted,

_____/s/
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COUNSEL FOR THE STATE OF
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 5, 2016, I served the foregoing PLAINTIFFS' FIRST JOINT DISCOVERY REQUEST on the following in the manner indicated:

Via U.S. Mail, Postage Pre-paid:

Henry Ray Grizzle
Rebecca Grizzle
P.O. Box 154
Vanderwagen, NM 87326

/s/
Samuel D. Gollis