

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA)	
and)	07cv00681-BB
ZUNI INDIAN TRIBE)	
Plaintiffs,)	ZUNI RIVER BASIN
)	ADJUDICATION
-v-)	
)	
STATE OF NEW MEXICO, ex rel. State)	Subproceeding 1
ENGINEER, et al.)	Zuni Indian Claims
Defendants)	
_____)	

**STATE OF NEW MEXICO’S INITIAL DISCLOSURES
PURSUANT TO FED. R. CIV. P. 26 (a)(1)**

The Plaintiff, State of New Mexico *ex rel.* State Engineer (“State”), hereby makes its initial disclosures pursuant to Fed. R. Civ. P. 26(a)(1) and the Initial Scheduling and Planning Order (Doc. # 151, 1/30/2008). The State may supplement these initial disclosures at appropriate intervals in accordance with Rule 26(e).

I. Fed. R. Civ. P. 26 (a)(1)(A)(i) Disclosures

The following individuals are likely to have discoverable information that the State may use to support its claims or defenses:

- 1) Dario Rodriguez-Bejarano, Chief, Hydrographic Survey Mapping Bureau, Office of the State Engineer, Post Office Box 25102, Santa Fe, New Mexico 87504-5102; interpretation of aerial imagery, and mapping and computer based information technology.
- 2) Jim McNeas, Water Resource Engineering Specialist I, Office of the State Engineer – Hydrographic Survey Mapping Bureau, Post Office Box 25102, Santa Fe, New Mexico 87504-5102; interpretation of aerial imagery, and mapping and computer based information technology.

- 3) John Longworth, Chief, Water Use and Conservation Bureau, Office of the State Engineer, Post Office Box 25102, Santa Fe, New Mexico 87504-5102; present and historical irrigation water requirements.
- 4) Ben Wear, Water Resource Engineering Specialist I, Office of the State Engineer – Hydrographic Survey Mapping Bureau, Post Office Box 25102, Santa Fe, New Mexico 87504-5102; interpretation of aerial imagery, and mapping and computer based information technology.

II. Fed. R. Civ. P. 26 (a)(1)(A)(ii) Disclosures

The State may use the following documents, electronically stored information, and tangible things to support its claims or defenses. The State reserves its right to assert in response to any discovery request any claims of privilege or immunity that are applicable to all or part of any of the identified materials. Except as otherwise noted, the identified materials are located in the Office of the State Engineer, Litigation and Adjudication Program, 130 S. Capitol, Santa Fe, New Mexico 87501.

A. Survey Reports

See **Electronic Files: HS_Reports, US Disclosure_1, US Disclosure_2** below.

B. Maps and Aerial Photography

Maps: See **Electronic Files: HS_Reports, US Disclosure_1, US Disclosure_2, DRGs_Atarque, nrce_adjudicated, NRCE_Ramah, 2007_ZuniClaims** below.

Aerial Photography: See **Electronic Files: 2005Imagery, DOQQs, DOQQs_Atarque, Landsat2001, NRCE_Ramah** below.

C. Other Reports

Date	Author	Title
December, 1990	Margadant, Guillermo F.	Memorandum About Some Legal-Historical Aspects of the <i>Aamodt</i> Case
8/1/67	Espinosa, Gilberto	Translation into English of the Recopilacion de Leyes de los Reynos de las Indias

Date	Author	Title
1913	Robinson, H.F.	Excerpts from <u>Project Histories – The Pueblos of New Mexico</u>
Undated	Mares, José Fuentes	Interpretive Essay on the Legal History of the Recopilacion de las Leyes de Indias in Regard to Rights in Waters, Forests, and Pastures
Undated	Moreno, Laudelino	Memorandum Reviewing the Basic Legal Principles Relative to Water Rights in California Under Spain and Mexico
Undated	Margadant, Guillermo F.	Statement Under Penalty of Perjury, <i>New Mexico v. Abbott, et al.</i> , Nos. 7488 and 8640, Consolidated

D. Electronic Files

The following reports, maps and images are in electronic form.
HS_Reports – contains reports and maps received from NRCE in PDF format
US Disclosure_1 – contains reports and maps from the US in PDF format US Disclosure_2 – contains reports and maps from the US in PDF format
2005Imagery – contains 2005 aerial imagery
DOQQs – contains 1996 aerial imagery for: El Morro USGS Quadrangle KettnerCanyon USGS Quadrangle Ramah USGS Quadrangle Togeye Lake USGS Quadrangle Valle Largo USGS Quadrangle
DOQQs_Atarque – contains 1996 aerial imagery for Atarque Lake USGS Quadrangle
DRGs_Atarque – contains USGS quadrangle maps for the area
FieldVisit13Jun06Atarque – contains digital pictures from field visit to Atarque Lake
Fieldvisit31jan03 - contains digital pictures from field visit to Zuni area on January 31, 2003
Landsat2001 – contains satellite imagery of the Zuni area
SD0420File – contains scanned and georeferenced images of 1913 Ramah map filed with OSE
nrce_adjudicated – contains mapping data provided by NRCE
NRCE_Ramah – contains mapping data for Ramah provided by NRCE

Ramah Claims – contains PDF copies of OSE documents related to Ramah adjudication
NRCE_Ramah – contains aerial photography for the area provided by NRCE
2007_ZuniClaims – contains maps showing the Zuni Water Rights Claims - obtained from US

Electronically Filed

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