

FIFTH JUDICIAL DISTRICT COURT  
 COUNTY OF CHAVES  
 STATE OF NEW MEXICO

STATE OF NEW MEXICO, ex rel.	)	
S.E. REYNOLDS, State Engineer	)	
and PECOS VALLEY ARTESIAN	)	
CONSERVANCY DISTRICT,	)	
	)	
Plaintiffs,	)	Nos. 20294 and 22600
	)	Consolidated
v.	)	
	)	Carlsbad Irr. Dist. Section
L. T. LEWIS, et al., and	)	
UNITED STATES OF AMERICA,	)	
	)	
Defendants.	)	

**ORDER ALLOWING BRIEFING AND SUBMISSION SCHEDULE**

This matter came before the Court on the Joint Motion for Adoption of a Briefing and Submission Schedule submitted by certain parties. Movants included, the United States by Lynn A. Johnson and David Gehlert; PVACD by Stuart D. Shanor and Eric Biggs; CID by Steven L. Hernandez; the State of New Mexico by Stephen R. Farris; and the Brantleys and certain other clients by W.T. Martin. The motion appearing to be unopposed by all responding counsel, and the Court being otherwise advised, it is ORDERED that:

The following schedule for filing submissions is confirmed by the Court as follows:

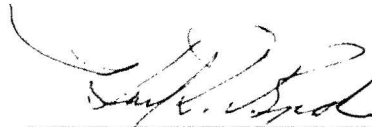
<u>Dates</u>	<u>Submissions</u>
Feb. 9, 1998	US/CID designation of material facts regarding Threshold Legal Issue #2.
Feb. 16, 1998	Responses by all parties to the US Motion of January 28 seeking Reconsideration and for Clarification.
Feb. 23, 1998	PVACD designation of material facts regarding Threshold Issue #2 and Response to US/CID designation of material facts.

Mar. 6, 1998 US reply to responses filed to its Motion seeking Reconsideration and Clarification, filed on January 28.

March 6, 1998 US/CID Response to PVACD designation of material facts and reply to PVACD Response.

It is FURTHER ORDERED that the deadline for submission of a supplemental prehearing order regarding remaining matters and controversies, currently February 25, 1998, will be deferred until after completion of the briefing and fact development process outlined above and the Court's resolution of the US Motion of January 28.

It is FURTHER ORDERED that a status conference will be scheduled after the Court's resolution of the above motions in order to clarify questions outstanding at that time, and to set further deadlines in this matter.



HON. HARL D. BYRD

Telephonically approved as to form:

Telephonically approved  
Lynn A. Johnson and David Gehlert  
United States Dept. of Justice

Telephonically approved  
W. T. Martin, Brantleys, et al

Telephonically approved  
Steven L. Hernandez  
Carlsbad Irrigation District

Telephonically approved  
Stephen R. Farris  
New Mexico State Engineer Office



Stuart D. Shanor and Eric Biggs  
Pecos Valley Artesian Conservancy District