

IN THE UNITED STATES COURT OF APPEALS  
FOR THE TENTH CIRCUIT

STATE OF NEW MEXICO, ex rel. S.E.  
Reynolds, State Engineer,

Plaintiff – Appellee,

UNITED STATES OF AMERICA,

Plaintiff - Intervenor

v.

No. 15-2047

(D.C. No. 6:66-CV-006639-WJ-WPL)

ELISA TRUJILLO, et al.,

Defendants – Appellants.

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**APPELLEE STATE OF NEW MEXICO’S DESIGNATION OF  
ADDITIONAL TRANSCRIPTS TO BE ORDERED**

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Appellee State of New Mexico (“State”), pursuant to Fed. R. App. P. 10(b)(3)(B) hereby files and serves Appellant Elisa Trujillo with notice that it considers it necessary to have a transcript of other parts of the proceeding than those identified by Appellant Trujillo ordered and included in the record.

On March 27, 2015, Appellant Trujillo filed her *Notice of Filing Designation of Transcript* with the district court stating that “a transcript is not necessary for this appeal.” (No. 10155-2). Appellant Trujillo is not correct. On January 19, 2010, at 10:30 a.m., oral arguments were heard by the Special Master at a motion hearing

on the State's *Motion for Summary Judgment* regarding the water rights claims of Elisa Trujillo. See January 14, 2010 *Order Vacating Evidentiary Hearings of January 19, 2010 and Setting Hearing for Arguments on the State's Motion for Summary Judgment Regarding the Claims of Elisa Trujillo Under Subfile PM-43319* (No. 6893). A transcript of that oral argument is necessary for a complete record on appeal.

The State therefore designates a transcript of the January 19, 2010 oral argument before the Special Master on the State's *Motion for Summary Judgment* on the water right claims of Elisa Trujillo as an additional part to be ordered by Appellant for inclusion in the record on appeal.

/s/ Edward C. Bagley

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that, on April 13, 2015, I filed the foregoing electronically through the CM/ECF system, which caused the parties or counsel reflected on the Notice of Electronic Filing to be served by electronic means.

/s/ Edward C. Bagley

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