IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA, for Itself and)
as Trustee for the Zuni Indian Tribe, Navajo Nation	1)
and Ramah Band of Navajos, and)
and)
STATE OF NEW MEXICO, ex rel. State)
ENGINEER,)
Plaintiffs,)
)
and) 01cv00072-BB
ZUNI INDIAN TRIBE, NAVAJO NATION,)
Plaintiffs-in-Intervention,) ZUNI RIVER BASIN
) ADJUDICATION
-V-)
)
STATE OF NEW MEXICO, COMMISSIONER)
OF PUBLIC LANDS and A & R PRODUCTIONS,	,)
et al.)
)
Defendants.)

MOTION OF SPECIAL MASTER FOR INTERIM FEES AND EXPENSES

TO: The Honorable Bruce D. Black FROM: United States District Judge Vickie L. Gabin Special Master

A Motion requesting the Court to approve interim fees and expenses, a brief summary of the work performed, and the Special Master's Declaration in support of Motion

This Motion is submitted pursuant to the Administrative Order entered May 4, 2001 (Docket

No. 54), regarding the manner in which the Special Master, data manager and other personnel required by the Special Master are paid for services, costs, expenses and New Mexico gross receipts taxes related to this adjudication. The Special Master hereby moves for an order of the Court approving the work performed in this case from July 1, 2006, through December 31, 2006, as described herein, and the manner by which fees and expenses have been paid from the trust account.

I. WORK PERFORMED

A. General Case Management

The Court's data manager continues to build the Court's data base which will track all pleadings and will be used to produce a partial final decree for non-federal rights.

B. Federal and Indian Claims

Pursuant to the April 5, 2004, Procedural and Scheduling Order, the preparation of the United States' water rights claims on behalf of the Zuni Indian Tribe continues. The original filing deadline for those claims was extended from December 31, 2006, to April 30, 2007.

C. Non-federal Claims

The adjudication of non-federal water rights claims is ongoing. I granted the Plaintiffs's Motion to Establish a separate Ramah Sub-Area on July 21, 2006; and the latest procedural and scheduling order, for Sub-areas 1, 2 and 3 (excluding Ramah), was entered September 28. The last status conference was held September 21.

II. DECLARATION

DECLARATION OF SPECIAL MASTER IN SUPPORT OF MOTION

I, Vickie L. Gabin, declare that the work described above is the basis for this Motion, and that the work of Jennifer McCabe, administrative assistant, and Karla Bruner/AquaTek, the Court's data manager, has been performed satisfactorily. Hourly records of work performed are available from the contractors if needed.

Dated: March 30, 2007

Vichie L. Stabin SPECIAL MASTER VICKIE L. GABIN