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 and Ramah Band of Navajos, and STATE OF NEW MEXICO, *ex rel.* STATE ENGINEER,

Plaintiffs,

and

ZUNI INDIAN TRIBE and NAVAJO NATION,

Plaintiffs-in-Intervention,

V.

No. CIV 01-72 BB Zuni River Basin

STATE OF NEW MEXICO, COMMISSIONER OF PUBLIC LANDS and A & R PRODUCTIONS, et al.,

Defendants.

ORDER ADOPTING SPECIAL MASTER'S REPORT

THE Special Master's Report and Recommendations on Request for Attorneys' Fees and Costs [#307] having been entered on January 28, 2004, no objections having been filed, and on the United States' Motion for Action [#313]; Now, therefore,

IT IS ORDERED that the report and recommendations of the Special Master are ADOPTED, and the request for attorney's fees and costs [#296] brought by Paul Davis and the Paul Davis and JoAnn V. Davis Revocable Trust is DENIED.

DATED this 25th day of February, 2004.

BRUCE D. BLACK

United States District Judge