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)
and)
STATE OF NEW MEXICO, ex rel. State)
ENGINEER,)
Plaintiffs,)
)
and) 01cv00072-BB-ACE
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: Vickie L. Gabin United States District Judge 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 interim fees and expenses for work performed in this case from January 1, 2005, through June 30, 2005. Most of the fees and expenses have already 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. During the six

months covered by this report, my duties have been light.

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.

C. Non-federal Claims

On January 5, 2005, I entered the Procedural and Scheduling Order for the Adjudication of

Water Rights Claims in Sub-areas 4 and 8 of the Zuni River Stream System. The Order describes the

two sub-areas, provides for joinder of water rights claimants, and generally guides the process by

which consent orders are served on the claimants and claimants respond. Since that time, co-plaintiffs

report that various deadlines have been missed; the schedule will be amended accordingly.

II. DECLARATION

DECLARATION OF SPECIAL MASTER IN SUPPORT OF MOTION

I, Vickie L. Gabin, declare that the work described above is the basis for my fee application,

and that the work of Geta A. Gatterman, paralegal and administrative assistant, and Karla McCall/

AquaTek, the data manager, has been performed satisfactorily. Hourly records of work performed

are available from the contractors if needed.

Dated: August 4, 2005

/electronic signature/

SPECIAL MASTER VICKIE L. GABIN

2