



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

Discovery proceedings are currently underway for the litigation of the water rights claims of the Zuni Indian Tribe (Scheduling Order, September 24, 2008, Doc. No. 264, as amended), with the first phase of hearings now scheduled for September, 2011.

C. Non-federal Claims

The hydrographic survey reports have been completed, and with few exceptions all known non-Indian water rights claimants have been joined and served with consent order packets pursuant to scheduling and procedural orders. The vast majority of water rights claims have been determined by consent orders and default orders. Default proceedings for those individuals who fail to timely respond to proposed consent orders are on-going. There are fewer than 200 disputed subfile claims still outstanding; I anticipate that the litigation of those subfiles will begin this year 2010.

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 Karla Bruner, AquaTek, Inc., the Court's data manager, has been performed satisfactorily. Hourly records of work performed are available from the contractor if needed.

Dated: August 11, 2010

*Vickie L. Gabin*

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SPECIAL MASTER VICKIE L. GABIN