

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA and	)	
STATE OF NEW MEXICO ex rel. STATE	)	
ENGINEER,	)	
	)	
Plaintiffs,	)	
	)	
and	)	No. 01-cv-0072-MV/WPL
	)	
ZUNI INDIAN TRIBE, NAVAJO NATION,	)	ZUNI RIVER BASIN
	)	ADJUDICATION
Plaintiffs in Intervention,	)	
	)	
v.	)	<b>Subfile No. ZRB-2-0038</b>
	)	
A & R PRODUCTIONS, et al.,	)	
	)	
Defendants.	)	
	)	

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**SECOND DECLARATION OF SCOTT TURNBULL**

1. My name is Scott Turnbull. I have previously submitted a declaration with the Plaintiffs’ Joint Cross-Motion for Summary Judgment and Response to Defendants’ Motion for Summary Judgment in subfile action ZRB-2-0038 concerning the water right claims of Craig and Regina Fredrickson.
2. The portion of the Zuni River Basin subject to this adjudication in New Mexico includes land within both Cibola County and McKinley County. The Defendants’ property is located in Cibola County.
3. The United States Department of Agriculture’s (“USDA”) National Agriculture Statistics Service (“NASS”) conducts a Census of Agriculture and publishes its

findings every five years. NASS collects and analyzes data regarding agricultural production throughout the United States which includes county-level livestock data for both Cibola and McKinley counties. This data is publicly available for free online at: [www.agcensus.usda.gov](http://www.agcensus.usda.gov).

4. Cattle inventory data reported by the USDA NASS census since 1997 for both Cibola and McKinley counties is listed in Table 1. Note that each census report contains data for the current census year as well as the previous census year.

**Table 1. Total Cattle and Calves Inventory from USDA Census**

<b>Census Year</b>	<b>Cibola County</b>	<b>McKinley County</b>	<b>Data Source</b>
2012	11,969	27,034	<i>2012 Census of Agriculture.</i> Table 11. USDA NASS. Issued May 2014.
2007	16,323	33,863	
2002	16,168	20,951	<i>2002 Census of Agriculture.</i> Table 11. USDA NASS. Issued Jun 2004.
1997	22,091	26,790	

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct. Executed on this 12<sup>th</sup> day of October, 2016.



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