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

UNITED STATES OF AMERICA	)	
	)	
Plaintiff,	)	
	)	01cv00072-BDB-ACE
-V-	)	
	)	ZUNI RIVER BASIN
STATE OF NEW MEXICO, ex rel. STATE	)	
Engineer, 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, 2003 through June 30, 2003. Most of the fees and expenses have already been paid from the trust account.

I. WORK PERFORMED

This six-month period was dedicated to structuring the adjudication to address appropriately

the circumstances unique to the Zuni Basin. At the January 16 status conference, involved attorneys

and I discussed the United States's proposed procedural and scheduling order. Shortly thereafter,

I circulated yet another, more comprehensive order to counsel and received further comments.

Following an April 11-12 field trip and status conference in the Zuni Basin area, and after conferring

with counsel for the State and United States, and researching the issues, I entered a June 24 Interim

Procedural Order requiring all water rights claimants in the basin, whether or not they are named

defendants, to come forward with descriptions of their water rights claims. This interim order lays

the groundwork for the hydrographic surveys and for assembling the data necessary to make

decisions regarding the quantitative scope of the adjudication, i.e., whether domestic rights will be

included in this case, or, if included, regulated in any way.

March 13, 2003, I filed a Special Master's Report and Recommendations on the Geographic

Scope of the Adjudication, which was adopted, with modifications, by the Court's May 21 Order.

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, has been performed

satisfactorily. Hourly records of work performed are available from the contractor if needed.

Dated: July 24, 2003

s /electronic signature/
SPECIAL MASTER VICKIE L. GABIN

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