

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

STATE OF NEW MEXICO ex rel.)	
State Engineer and THE UNITED)	
STATES OF AMERICA,)	No. 68cv7488-BB-ACE
)	No. 70cv8650-BB-ACE
Plaintiffs)	Consolidated
)	
v.)	
)	
JOHN ABBOTT et al.,)	Rio Santa Cruz and
)	Rio de Truchas Stream Systems
Defendants)	Pueblo Claims Subproceeding II

**TRUCHAS ACEQUIAS' RESPONSE TO OHKAY OWINGEH'S OBJECTIONS
AND MOTION TO ADOPT IN PART SPECIAL MASTER'S ORDER
ON MOTION TO COMPEL**

Exhibit A

Anschuetz invoice entries for 11/15/05, 2/21/06, and 3/24/06

Kurt F. Anschuetz—Ohkay Owingeh's Water Rights Claims in NM v. Abbott—Invoice 18-01, December 1, 2005, page 3

PROFESSIONAL CONSULTATION SERVICE (CONT'D.)

Date	Description	Hours	Rate/Hr.	Total
10/21/05	Travel from Albuquerque to Santa Fe (1.25 hr [11:15 AM-12:30 PM]), meeting with Mr. Merlan, re project update (1.0 hr. [1:00-2:00 PM]), meeting with Dr. Ford, re project update (1.5 hrs. [2:00-3:30 PM]), and return travel to Albuquerque (1.25 hrs. [4:45-6:00 PM]). (See mileage reimbursement claim below.)	5.0	\$60.00	\$300.00
10/27/05	Telephone conversations with Mr. Merlan and Mr. Marshall (.5 hr [8:30-9:00 AM]), Rio de Truchas and Rio de Santa Cruz valleys fieldtrip planning memo to Mr. Vollmann, Mr. Bergen, Dr. Ford, Mr. Merlan, and telephone conversation with Mr. Vollmann, re contract status (.5 hr. [9:30-10:00 AM]).	1.0	\$60.00	\$60.00
10/31/05	Rio de Truchas and Rio de Santa Cruz valleys field trip planning and project administration (2.0 hrs. [8:00-10:00 AM]).	2.0	\$60.00	\$120.00
11/7/05	Meeting with Mr. Vollmann, re project status, Rio de Truchas and Rio de Santa Cruz valleys fieldtrip planning, and to pick up map showing geographic scope of <i>NM v. Abbott</i> case (1.0 hr. [8:45-9:45 AM]).	1.0	\$60.00	\$60.00
11/7/05	Rio de Truchas and Rio de Santa Cruz valleys field trip planning and preparation, including preliminary inspection of USGS maps to determine access and possible points of interest (4.0 hrs. [10:00-11:30 AM and 12:30-3:00 PM]).	4.0	\$60.00	\$240.00
11/8/05	Rio de Truchas and Rio de Santa Cruz valleys fieldtrip reconnaissance to determine access identify points of interest for itinerary, including travel from Albuquerque to Ohkay Owingeh (2.0 hrs. [7:00-9:00 AM]), reconnaissance through Rio de Truchas and Rio de Santa Cruz valleys with Dr. Ford (6.0 hrs. [10:30 AM-4:30 PM]), and return travel to Albuquerque from Ohkay Owingeh (2.0 hrs. [4:30-6:30 PM]). (Note: Claimed time excludes 1.0 hour of travel time and 1.0 hr. for lunch and breaks.) (See mileage reimbursement claim below.)	8.0	\$60.00	\$480.00
11/9/05	Rio de Truchas and Rio de Santa Cruz valleys fieldtrip preparation—maps and itinerary (2.0 hrs [6:30-8:30 PM]).	2.0	\$60.00	\$120.00
11/12/05	Rio de Truchas and Rio de Santa Cruz valleys fieldtrip preparation (1.5 hrs. [12:00-1:30 PM]).	1.5	\$60.00	\$90.00
11/14/05	Rio de Truchas and Rio de Santa Cruz valleys fieldtrip handout preparation—itinerary maps and Tsewadi site form reproduction for participants (2.5 hrs. 7:00-9:30 PM]).	2.5	\$60.00	\$150.00
11/15/05	Rio de Truchas and Rio de Santa Cruz valleys fieldtrip, with Mr. Vollmann, Mr. Bergen, Dr. Ford, Mr. Merlan, and Mr. Marshall (9.0 hrs [8:00 AM-5:00 PM]). (Note: Claimed time excludes 1.0 hour for lunch.)	8.0	\$60.00	\$480.00
11/21/05	Preparation for meeting with Mr. Merlan in Santa Fe, re Ohkay Owingeh's Homelands Study archaeological and ethnographic site data from (1.0 hr. [9:00-10:00 AM]).	1.0	\$60.00	\$60.00
11/22/05	Meeting with Mr. Merlan in Santa Fe, re Ohkay Owingeh's Homelands Study archaeological and ethnographic site data (1.5 hrs. [1:00-2:30 PM]).	1.5	\$60.00	\$90.00
11/23/05	Begin conversion of Ohkay Owingeh's Homelands Study archaeological and ethnographic data to ArcGIS 9.0 format (3.0 hrs. [8:30-11:30 AM]).	3.0	\$60.00	\$180.00
11/28/05	Finish conversion Ohkay Owingeh's Homelands Study archaeological and ethnographic data to ArcGIS 9.0 format (2.5 hrs. [8:00-10:30 AM]) and begin to review and incorporate new ARMS archaeological site data into ArcGIS 9.0 database (5.5 hrs. [10:30 AM-12:00 PM, 1:00-3:00 PM, 4:30-6:30 PM]).	8.0	\$60.00	\$480.00

Kurt F. Anschuetz— Ohkay Owingeh's Water Rights Claims in NM v. Abbott, 2006—Invoice 22-01, May 30, 2006, page 2

PROFESSIONAL CONSULTATION SERVICE:

Date	Description	Hours	Rate/Hr.	Total
1/27/06	Ohkay Owingeh Water Commission meeting at Santa Fe Indian School, with Mr. Tim Vollmann (Special Counsel for Water Rights) (5.5 hrs. [10:30 AM-12:00 PM, 1:00-3:30 PM, and 4:30-6:00 PM]). (Note: Claimed time includes 2.25 hrs. for round-trip travel between my home office and Santa Fe.)	5.5	\$62.50	\$343.75
1/30/06	Calendar Year (CY) 2006 budget notes, and telephone consultations with Mr. Michael Marshall (Expert Archaeologist) and Dr. William Hudspeth (Expert GIS Specialist), and Part 1 review of Mr. Marshall's proposed budget and planning notes for 2006 Professional Services (4.0 hrs. [8:00 AM-12:00 PM]).	4.0	\$62.50	\$250.00
2/07/06	Part 2 review of Mr. Marshall's proposed CY 2006 budget and planning notes (5.5 hrs. [8:00 AM-1:30 PM]).	5.5	\$62.50	\$343.75
2/13/06	Review of Mr. Vollmann's CY 2006 project planning notes, follow-up telephone conversation with Mr. Vollmann about this review, and e-mail correspondence with Dr. Richard I. Ford (Expert Anthropologist) (2.5 hrs. [8:00-10:30 PM]), and meeting with Mr. Vollmann and Dr. Hudspeth at Earth Data Analysis Center (EDAC), University of New Mexico, Albuquerque (2.5 hrs. [10:30 AM-1:00 PM]),	5.0	\$62.50	\$312.50
2/17/06	Further review of Mr. Marshall's CY 2006 Professional Services cost estimate and examination of ARMS archaeological site data in <u>NM v. Abbott</u> project area using ArcMap (3.0 hrs. [1:30-2:30 PM and 4:30-6:30 PM]).	3.0	\$62.50	\$187.50
2/20/06	Preparation time and meeting with Mr. Vollmann to discuss the scope of Mr. Marshall's and Mr. Thomas Merlan's (Expert Historian) CY 2006 Professional Services Contracts (3.0 hr. [7:00-10:00 AM]), and meeting with Mr. Vollmann and Mr. Merlan to discuss Mr. Merlan's Professional Services Contract and Scope of Work (3.5 hr. [10:30 AM-2:00 PM]).	6.5	\$62.50	\$406.25
2/21/06	Preparation for meeting (1.0 hr. [9:30-10:30 AM]), travel to Ohkay Owingeh (2.25 hrs. [10:30-11:45 AM and 12:30-1:30 PM]), meeting with Mr. Vollmann, Dr. Ford, Dr. Sue-Ellen Jacobs (Expert Anthropologist), and Mr. Herman Agoyo (Ohkay Owingeh Water Commissioner and Realty Officer) to discuss interviews with at Ohkay Owingeh community members (3.0 hrs. [2:00-5:00 PM]), and return travel to Albuquerque (2.0 hrs. [5:00-7:00 PM]).	8.25	\$62.50	\$515.63
2/22/06	Addition of <u>NM v. Abbott</u> watershed boundaries and land status to ArcGIS 9.0 database (2.5 hrs. [12:00-1:00 PM and 5:30-7:00 PM]).	2.5	\$62.50	\$156.25
2/23/06	Continue work to add <u>NM v. Abbott</u> watershed boundaries and land status to ArcGIS 9.0 database (4.5 hrs. [12:30-3:30 PM and 5:30-7:00 PM]).	4.5	\$62.50	\$281.25
2/24/06	Prepare first draft of Mr. Marshall's CY 2006 Professional Services Contract Scope of Work (4.5 hrs. [8:00 AM-12:30 PM]).	4.5	\$62.50	\$281.25
3/1/06	Prepare first draft of Mr. Hudspeth's CY 2006 Professional Services Contract Scope of Work (3.0 hrs. [8:30-11:30 AM]).	3.0	\$62.50	\$187.50
3/7/06	Preparation time and meeting with Mr. Vollmann, Mr. Marshall, and Dr. Walt to discuss the revised professional services contract, scope of work, and budget for archaeological study during CY 2006 on <u>NM v. Abbott</u> (4.5 hrs. [8:00 AM-12:30 PM]). (Note: Claimed time includes .75 hr. for round-trip travel between my home office and Mr. Vollmann's office.)	4.5	\$62.50	\$281.25
3/24/06	Meeting with Mr. Vollmann, Mr. John Burstaller, and Mark Miller (Prospective Expert Hydrologists) at D. B. Stephens, Albuquerque, to discuss D. B. Stephens' staff conducting surface hydrological studies needed in support of Ohkay Owingeh's water case (3.0 hrs. [8:30-11:30 AM]).	3.0	\$62.50	\$187.50