## 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.                            | <b>)</b>                         |
| IOIDI ( DDOMM ) . I           | )                                |
| 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 B

Anschuetz invoice entries for 3/9/07 and 3/27/07

Kurt F. Anschuetz-Ohkay Owingeh's Water Rights Claims in NM v. Abbott, 2007-Invoice 23-03, April 4, 2007, page 2

## PROFESSIONAL CONSULTATION SERVICE:

| Date    | Description  | Hours | Rate/Hr. | Total    |
|---------|--|-------|----------|----------|
| 3/2/07  | Meeting with Bill Hudspeth at the University of New Mexico, re: Dr. Hudspeth's Expert Report research progress and outline (3.0 hrs. [8:30-11:30 AM]).   |       | \$62.50  | \$187.50 |
| 3/6/07  | Preparation for a meeting with Mike Marshall and Tim Vollmann to discuss Mr. Marshall's Expert Report outline, including the review of the draft outline and the compilation of map information about Ohkay Owingeh's Old Woman shrine (2.25 hrs [8:00-10:15 AM]); travel to University of New Mexico to deliver research materials to Bill Hudspeth (0.5 hr. [10:15-10:45 AM]);and meeting with Mike Marshall and Tim Vollmann at Mr. Vollmann's law office to discuss Mr. Marshall's Expert Report outline (4.25 hrs. [10:45 AM-3:00 PM]).   | 7.0   | \$62.50  | \$437.50 |
| 3/8/07  | Travel from Albuquerque to the NM v. Abbott study area near Chimayo via Mike Marshall's home (2.75 hrs. [7:00-7:30 and 8:00-10:15 AM]); field reconnaissance in the Chimayo vicinity with Mr. Marshall (7.0 hrs. [10:30 AM-5:30 PM]); and return travel to Albuquerque (2.25 hrs. [5:30-7:45 PM]). (Note: Time claimed excludes 2.0 hr. for lunch and an optional site visit that did not fulfill the expectation of providing information useful to the case.)  | 10.0  | \$62.50  | \$625.00 |
| 3/9/07  | Preparation for meeting with Bill Hudspeth and Tim Vollmann to discuss Dr. Hudspeth's Expert Report outline (1.25 hrs. [7:30-8:45 AM]); meeting with Dr. Hudspeth and Tim Vollmann at Mr. Vollmann's law office to discuss Dr. Hudspeth's Expert Report outline (2.5 hrs. [8:45-11:15 AM]); travel to Santa Fe with Mr. Vollmann for meeting with Richard Ford, Sue-Ellen Jacobs, and Anthony Moquino to discuss the progress of the ethnographic study and Drs. Ford and Jacob's Expert Report outline (1.25 hrs. [11:15 AM-12:30 PM]); meeting with Mr. Vollmann, Dr. Ford, Dr. Jacobs and Mr. Moquino at Dr. Ford's home office (2.5 hrs. [2:00-4:30 PM]); and return travel to Albuquerque (1.25 hrs. [4:30-5:45 PM]). | 8.75  | \$62.50  | \$546.88 |
| 3/13/07 | E-mail consultation with Tim Vollmann, re: review and editing of notes that he prepared on behalf of Lee Bergen for presentation to Ohkay Owingeh Council (0.25 hr. [5:00-5:15 AM]).   | 0.25  | \$62.50  | \$15.63  |
| 3/20/07 | Meeting with Steve Hall to learn about his discovery of a canal in the middle Rio Truchas Valley during his initial fieldwork on March 16, 2007, and to discuss his Expert Report outline (3.0 hrs. [3:00-6:00 PM]).   | 3.0   | \$62.50  | \$187.50 |
| 3/21/07 | Travel from Albuquerque to the NM v. Abbott study area (1.25 hrs. [7:15-8:30 AM]); provide an on-site orientation in Rio Santa Cruz and Rio Truchas valleys for Mark Miller (8.0 hrs. [9:00 AM-5:00 PM]); telephone consultations with Steve Hall, Mike Marshall, Dick Ford and Anthony Moquino to inform them of new finds in the vicinity of the middle Rio Truchas canal site (1.0 hr. [5:00-6:00 PM]); and return travel to Albuquerque from Santa Fe (1.25 hrs. [6:00-7:15 PM]). (Note: Time claimed excludes 1.0 hr. for lunch and breaks.)  | 10.5  | \$62.50  | \$656.25 |

Kurt F. Anschuetz-Ohkay Owingeh's Water Rights Claims in NM v. Abbott, 2007-Invoice 23-03, April 4, 2007, page 3

| Date    | Description  | Hours | Rate/Hr. | Total      |
|---------|--|-------|----------|------------|
| 3/27/07 | E-mail and telephone consultations with Tim Vollmann, re: the middle Rio Truchas canal site other project updates, and Steve Hall and Mark Miller, re: research designs, information needs, and meeting schedule to discuss their Expert Report outlines with Tim Vollmann (1.0 hr. 11:30 AM-12:30 PM]); and research material compilations for Steve Hall and Mark Miller, and telephone consultation with Henry Walt, re: archaeology Expert Report's progress and availability of J. P. Harrington microfilms (3.0 hrs. [2:30-5:30 PM]).  Meeting with Henry Walt to deliver the J.P. Harrington microfilms and to discuss the archaeology Expert Report's progress further (1.5 hrs. [9:45-11:15 AM]); and archaeological research in preparation for resumption of reconnaissance fieldwork in the Rio Santa Cruz and Rio Truchas Valleys on behalf of Mike Marshall (4.0 hrs. [1:00-5:00 PM]). |       | \$62.50  | \$250.00   |
| 3/29/07 |  |       | \$62.50  | \$343.75   |
| 3/30/07 | Travel from Albuquerque to the village of Truchas (2.5 hrs. [7:00-9:30 AM]); field reconnaissance in the Rio Santa Cruz and the Rio Truchas valleys (6.0 hrs. [10:00 AM-4:00 PM]); and return travel to Albuquerque (2.5 hrs. [4:00-6:30 PM]). (Note: Time claimed excludes 1.0 hr. for lunch and breaks.)   | 10.0  | \$62.50  | \$625.00   |
| Total   |  | 62.0  | \$62.50  | \$3,875.00 |

TOTAL: KFA PROFESSIONAL CONSULTATION SERVICES

62.0 hrs. @ \$62.50/hr.

\$3,875.00

TOTAL: NEW MEXICO GROSS RECEIPTS TAX ON KFA PCS

@ \$.06875 (6.875%)

\$266.41

## MILEAGE REIMBURSEMENT:

| Date    | Beginning Mileage | Ending Mileage | Miles | Rate/Mile | Total     |  |
|---------|-------------------|----------------|-------|-----------|-----------|--|
| 3/8/07  | 133430            | 133637         | 207   | .405      | \$83.835  |  |
| 3/9/07  | 133637            | 133778         | 141   | .405      | \$57.105  |  |
| 3/21/07 | 134323            | 134575         | 252   | .405      | \$102.060 |  |
| 3/30/07 | 135059            | 135282         | 223   | .405      | \$90.315  |  |
| otal    |                   |                | 823   | .405      | \$333.32  |  |

TOTAL MILEAGE REIMBURSEMENT:

\$333.32