

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

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO
BY BY

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Robert M. Marsh
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RAMAH NAVAJO CHAPTER,
and **OGLELA SIOUX TRIBE,** and
PUEBLO OF ZUNI for
themselves and on behalf of a
Class of persons similarly situated,

Plaintiff,

vs.

CIV No. 90-0957 LH/WWD

GALE NORTON, Secretary of the
Interior, et al.,

Defendants.

ORDER APPROVING
FINAL DISTRIBUTION LIST AND DISTRIBUTION OF
NET COMMON FUND

The parties by and through their respective legal counsel of record stipulate to entry of the following order under Paragraph 16(b) of Appendix F to the Second Partial Settlement Agreement approved by Order entered December 6, 2002 (Docket No. 731):

Class Counsel, the Independent CPA REDW, LLC, and the Class Monitor have satisfactorily completed all phases of the distribution process under paragraphs 1-16(a) of Appendix F to the Second Partial Settlement Agreement and the Independent CPA has filed a Final Distribution List with the Clerk as required by Paragraph 16(a) of the said Appendix F. and the Court being otherwise advised in the premises,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT

1. The Final Distribution List as required by ¶¶ 14-16 of Appendix F has been prepared by REDW, LLC, and was duly filed with the Clerk of this Court on January 23, 2004 (Docket 848). That Final Distribution List sets out how the Net Common Fund amount of \$22,230,597.00 is to be allocated among the members of the class who are entitled to receive a share thereof (including \$899,631.54 thereof to be allocated to the named Class representatives). The said Final Distribution List is hereby incorporated into this Order as if specifically set forth, and is hereby approved.

2. The Clerk, Class Counsel, REDW, LLC, the Independent CPA, and Kenton Keckler and Company, P.C., the Class Monitor, shall be and hereby are authorized and directed to complete their respective obligations in the distribution process as called for under Paragraph 16 of Appendix F of the Second Partial Settlement Agreement in accordance with the said approved Final Distribution List once all collateral required to secure the net common fund amount to be distributed from the Wells Fargo Bank account No. 1352220320 has been duly pledged and such collateral pledge has been approved by the Court, and after the Court has by further Order authorized transfer of the said Net Common Fund amount from CRIS Sub-Account No. 1:90-CV-0957-11 to the Wells Fargo Bank, account No. 1352220320.

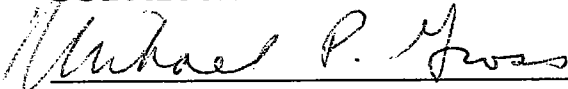
3. Class Counsel shall also cause the said Final Distribution List to be promptly published on the Independent CPA's Internet website, pursuant to ¶ 16(c) of the said Appendix F and provided to the Wells Fargo Bank.

4. Once all the foregoing collateral pledge arrangements are completed and the \$22,230,597.00 has been duly transferred to the Wells Fargo Bank, account No. 1352220320, REDW, LLC, and the Class Monitor are further authorized and directed to promptly prepare individual checks payable to each class member in the amounts shown on the Final Distribution List and to mail each check to the individual class members by United States Mail, certified - return receipt requested, first class postage prepaid.

C. LeROY HANSEN

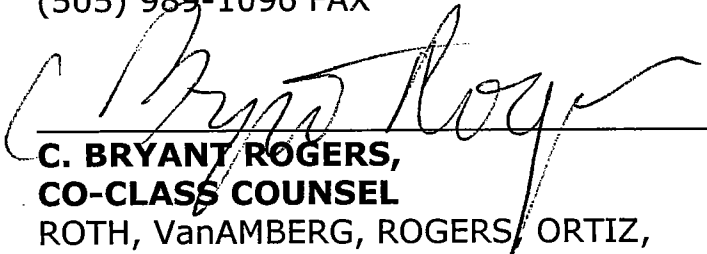
United States District Judge

SUBMITTED BY PLAINTIFFS' COUNSEL:



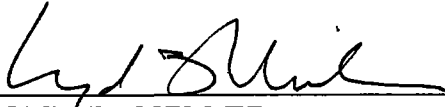
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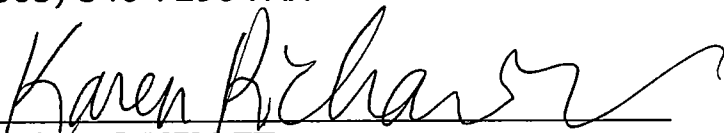


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