

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

4/6/17

CLERK OF THE COURT
Status Conference: 4/6/17

SPECIAL MASTER SUSAN WARD HARRIS

T. DeRaddo
Deputy

W1-11-1174

FILED: 4/7/2017

In re PWR 107 Claims
Contested Case No. W1-11-1174

W1-11-1174

In re the General Adjudication W-1, W-2, W-3,
W-4 (Consolidated) of All Rights to Use Water in
The Gila River System and Source

MINUTE ENTRY

Central Court Building – Courtroom 301

9:36 a.m. This is the time set for a Status Conference before Special Master Susan Ward Harris, to address settlement efforts.

The following attorneys appear in person:

- Joseph Sparks on behalf of the Tonto Apache and San Carlos Apache Tribes
- John Weldon on behalf of SRP
- Brian Heiserman on behalf of Freeport Minerals
- Shilpa Hunter Patel on behalf of Freeport Minerals
- John Gaudio on behalf of the Department of the Interior (BLM)
- Janet Miller on behalf of the Arizona Department of Water Resources
- Kimberly Parks on behalf of the Arizona Department of Water Resources
- Susan Montgomery on behalf of the Yavapai-Apache Nation
- Patrick Sigl on behalf of SRP
- R. Lee Leininger on behalf of the United States

The following attorneys appear telephonically:

- William Sullivan on behalf of the City of Sierra Vista
- Julia Kolsrud on behalf of the Tonto Apache Tribe and the San Carlos Apache Tribe
- Justine Jimmie on behalf of the San Carlos Apache Tribe

Court Reporter, Lydia Estrada-Gray, is present. A record of the proceedings is also made digitally.

Mr. Leininger addresses the Court regarding the status of settlement efforts in this matter. Mr. Leininger explains that there are two groups of claims. Stipulations were signed and submitted for a group of 16 PWR claims. There is a group of 4 claims for which there are signed stipulations, but those stipulations had not been submitted. Those 4 stipulations (signed in 2003-4) were then presented to the parties that had objected to them (Gila River Indian Community and SRP). The stipulations were resubmitted to the parties for their signatures. All parties and objectors have signed off or have given their positions regarding signing off.

Mr. Sparks addresses the Court regarding the fact that the San Carlos Apache Tribe has signed off and the stipulations were submitted to the Court. The Tonto Apache Tribe requests that the stipulation be modified prior to signing; however, there is only one Constitutional Meeting per month before the Tribal Counsel, and the document may not be signed until next month.

Mr. Weldon addresses the Court regarding stipulations that were signed in 2004, and states that SRP is prepared to sign the new stipulations, but needs to address an issue with a flow rate volume in the abstract.

Ms. Miller addresses the Court regarding abstracts for the 4 PWR springs. Ms. Miller will inform the Court regarding whether the Arizona Department of Water Resources has approved the abstracts.

9:48 a.m. Matter concludes.

LATER : The signed stipulations settling this matter shall be file on or May 5, 2017.