

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

10/23/2019

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER
SUSAN HARRIS

A. Hatfield

Deputy

In re: Eldon J. and Shirley Barney
Contested Case No. W1-11-1898

FILED: 11/01/2019

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

In re: Status Conference

MINUTE ENTRY

Courtroom: CCB 301

1:30 p.m. This is the time set for a status conference to determine claims for water rights asserted by Karma Foods LLC, to determine if the representatives of Eldon Barney or Shirley Barney intend to pursue claims for water rights on land included in WFR 112-17-BAD-001, and to determine status of existing settlement discussions.

The following attorneys and parties appear in-person: Rhett Billingsley is present on behalf of ASARCO; and Mark McGinnis on behalf of SRP.

The following attorneys and parties appear telephonically: Manoj Tyagi, the manager of Karma Foods, LLC; David Brown on behalf of St. David Irrigation District; Kimberly Parks on behalf of AZ Department of Water Resources; Joe Sparks on behalf of the San Carlos Apache Tribe; and Jay Tomkus on behalf of the Yavapai-Apache Nation.

Court reporter, Jeannie Kappedal, is present and a record of these proceedings is made digitally.

Mr. Tyagi informs the Court that he is currently in the Emergency Room at a hospital in Tucson.

The Court states that given Mr. Tyagi's situation, the status conference will be limited to addressing the ownership of the acreage that is involved in WFR 112-17-BAD-001.

The Court addresses Mr. Brown regarding Jay Barney and the Kartchner's claims which are in the St. David Irrigation District case. The Court is assuming that they are claiming part of the acreage that ADWR has found under this WFR.

Mr. Brown states the Court is correct.

The Court inquires of the parties if there are any objection to having ADWR put an overlay on the map already prepared of their WFR borders to show where the irrigated acreage found by ADWR lies. There are no objections by any of the parties.

The Court addresses Mr. Tyagi. Karma Foods has filed a claim for 100 irrigated acres and ADWR has found 186 acres that they label as irrigation 001 in which Karma Foods land lies.

IT IS ORDERED that ADWR shall prepare a map by December 6, 2019 and outline the various irrigated acreage in WFR 112-17-BAD-001.

The Court will set a scheduling conference to allow Mr. Tyagi to appear, to give the parties' time to look at the map prepared by ADWR, and determine the next steps in the proceeding.

1:36 p.m. Matter concludes.

A copy of this order is mailed to all persons listed on the Court-approved mailing list.