

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

07/18/2019

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER
SUSAN HARRIS

A. Hatfield

Deputy

In re: Wallace
Contested Case No. W1-11-3323

FILED: 07/25/2019

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

2:30 p.m. This is the time set for a status conference before Special Master Susan Ward Harris to consider the claims and resolve objections to Watershed File Report (“WFR”) 115-04-ADC-004.

The following attorneys appear in-person: David Brown on behalf of landowners, Fred Miller, Julia Pemberton and Holly Pemberton; Mark McGinnis on behalf of Salt River Project; and Joe Sparks on behalf of San Carlos Apache Tribe and Tonto Apache Tribe.

The following attorneys appear telephonically: John Burnside on behalf of BHP Copper; Kimberly Parks on behalf of Arizona Department of Water Resources; Bradley Pew on behalf of ASARCO; and Jay Tomkus on behalf of Pascua Yaqui Tribe and Yavapai-Apache Nation.

A record of the proceedings is made digitally in lieu of a court reporter.

Upon the oral motion of Mr. Brown,

IT IS ORDERED that David Brown on behalf of landowners, Fred Miller and Julia Pemberton, shall be added to the court-approved mailing list for this contested case W1-11-3323.

Mr. Brown states that this case does have surface water rights affiliated with it. The clients obtain their water from wells. The Court notes that ADWR has determined that the well listed in the WFR is in the sub flow zone.

Mr. Brown indicates that he will file amended Statement of Claimants and proposed Abstracts which will be sent to the objectors for their proposed corrections.

The Court inquires if Mr. Brown has had any contact with Albert Wallace and Katherine Wallace as mail sent to their last known address has been returned. He states he has not.

IT IS FURTHER ORDERED removing Albert Wallace and Katherine Wallace be removed from the Court-approved mailing list.

Discussion is held if the parcel of land owned by William Walker and Penny Walker is included in the land that ADWR mapped as irrigated in the WFR.

Mr. McGinnis requests clarification if the well in question is in the sub flow zone. ADWR has found that Well 01, located on NWSWSE04 07S 17E, is included in the subflow zone.

IT IS FURTHER ORDERED that Mr. Brown shall file by **November 1, 2019** amended Statement of Claimants and proposed Abstracts.

2:37 p.m. Matter concludes.

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