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6 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
7 IN AND FOR THE COUNTY OF APACHE
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9 IN RE THE GENERAL ADJUDICATION OF
10 ALL RIGHTS TO USE WATER IN THE
11 LITTLE COLORADO RIVER SYSTEM AND
SOURCE

No. CV 6417

ORDER TRANSFERRING FUNDS FOR
PAYMENT OF ADJUDICATION
EXPENSES

12 This matter coming before the Court on its own motion to transfer funds from the Clerk of the
13 Apache County Superior Court to the Administrative Office of the Courts ("AOC") for the purpose of
14 paying expenses related to the conduct of the Adjudication;

15 The Court finds that:

16 1. The Clerk of the Apache County Superior Court administers the fund that the Apache
17 County Treasurer manages.

18 2. Pursuant to A.R.S. § 45-255(B), the Superior Court shall fix the expenses related to the
19 conduct of the Adjudication.

20 3. The AOC requires a transfer of monies from the fund of filing fees to pay for expenses
21 related to the conduct of the Adjudication incurred in fiscal year 2019 which began on July 1, 2018,
22 and ends on June 30, 2019.

23 4. The expenditure of this money for expenses related to the conduct of the Adjudication is
24 appropriate under A.R.S. § 45-255(B).

1 5. Certain expenses paid in fiscal year 2019 were directly related to the Little Colorado River
2 Adjudication in the amount of \$1,900, and this amount should be paid from the fund of filing fees and
3 transferred to the AOC.

4 6. For fiscal year 2019, the Court approved the allocation of compensation and expenses
5 between the two adjudication as 15 percent of the compensation and expenses related to the conduct
6 of the Adjudications were to be paid from the fund of filing fees in this adjudication, and 85 percent
7 from the Gila River Adjudication fund. These expenses are considered common to both adjudications.

8 7. The common expenses incurred in this adjudication during fiscal year 2019 were
9 \$28,994.46.

10 8. The legislature appropriated a total of \$190,700.00 for compensation and expenses incurred
11 in both Adjudications during fiscal year 2019, of which \$28,605.00 has been or will be used to pay the
12 common expenses incurred in this adjudication.

13 9. The balance of common expenses for the Little Colorado Adjudication for the fiscal year
14 2019 that should be paid from the fund of filing fees and transferred to the AOC is \$389.46.

15 10. The transfer of \$2,289.46 (\$1,900 + \$389.46) from the fund of filing fees to the AOC for
16 payment of fiscal year 2019 expenses is timely and in accordance with law.

17 IT IS ORDERED:

18 1. The Clerk of the Apache County Superior Court shall immediately obtain the transfer of
19 \$2,289.46 from the account maintained for the filing fees in this proceeding to the AOC, Attn: Ms.
20 Candy Frazier.

21 2. This transfer is not a final determination of the question of what proportion of the Special
22 Master's compensation and expenses should be paid from the filing fees collected in this adjudication.
23 The Court specifically reserves final determination of the basis for allocating the Special Master's
24 compensation and expenses between the two adjudications.

1 DATED: June 17, 2019.

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4 MARK BRAIN
Judge of the Superior Court

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6 On June 18, 2019, the original was mailed
7 to the Clerk of the Apache County Superior
8 Court for filing and distributing to those
9 parties who appear on the Court-approved
10 mailing list for Case No. CV 6417.
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