

SUPERIOR COURT OF ARIZONA  
IN AND FOR APACHE COUNTY

December 18, 2024

CLERK OF THE COURT  
B. Powell  
Deputy

SPECIAL WATER MASTER  
SHERRI ZENDRI

In Re: *Jeanne J. Hatch Family Trust*  
**Case No: CV6417-33-6773**

In re the General Adjudication of  
All Water Rights to Use Water in the  
Little Colorado River System and Source

FILED: January 6, 2025

In re: Status Conference  
HSR: Silver Creek Hydrographic Survey (1991)

**MINUTE ENTRY**

Courtroom CCB - 301

10:30 a.m. This is the time set for a Status Conference regarding the rights to use water on land that the Navajo County Assessor has identified as owned by (1) Gregg W. Drohan; (2) TMC Lakeside Property, LLC; (3) Roger E & Connie Hansen; (4) William M. & Anna E. Ash; (5) Jennifer P & Francis C. Bouchal; (6) Angela Margardino Trustee; (7) Jacob W. Knowles; (8) John & Marilyn Grena and (9) Daniel R & Shannon M. Curatola. All parties appear via Court Connect.

- Chris Kissel and Meg Schneider on behalf of TMC Lakeside Property
- Logan Hansen on behalf of Roger E and Connie Hanson, landowners
- William J. Crum for the United States Department of Justice
- Brandon Delgado on behalf of the Hopi Tribe
- Karen Nielsen on behalf of ADWR
- Garret Perkins observing on behalf of The LCR Coalition

The remaining parties who failed to appear for this conference and the initial Status Conference will be removed from the case.

Logan Hansen updates the Court with an email address so his parents receive the minutes from the hearings. He also notifies the Court that his parents have applied for a certification for the pond and is awaiting an answer from ADWR.

TMC Lakeside Properties notifies the Court that the pond is shared with the Hansens and want to preserve the rights. They have filed their own claim under TMC Lakeside Property name.

Ms. Nielsen gathers information from the interested parties on their claim numbers. Discussion is held regarding what still may need to be filed so ADWR can properly answer. Additional information is included at the end of this minute entry.

Ms. Nielsen gives a timeframe for inspections and moving forward.

**IT IS ORDERED** that a single status report shall be filed with the Court **no later than June 18, 2025**. The report shall be a single report, jointly authored by ADWR and the claimants, submitted by ADWR, that updates all activity by ADWR and the claimants.

Further discussion is held between TMC and Ms. Nielsen regarding clarification as to what they are needing to file and why. Additional information can be found at the end of this minute entry.

10:50 a.m. Matter concludes.

**NOTE:** All court proceedings are recorded digitally and not by a court reporter. Should you want an unofficial copy of the proceedings, the parties or counsel may request a CD of the proceedings. **For copies of hearings or trial proceedings recorded previously, please call Electronic Records Services at 602-506-7100**, or order online at [ERS@superiorcourt.maricopa.gov](mailto:ERS@superiorcourt.maricopa.gov).

Pursuant to Local Rule 2.22, if a party desires a court reporter for any proceeding in which a court reporter is not mandated by Arizona Supreme Court Rule 30, the party must submit a written request to the assigned judicial officer at least ten (10) judicial days in advance of the hearing, and must pay the authorized fee to the Clerk of the Court at least two (2) judicial days before the proceeding. The fee is \$140 for a half-day and \$280 for a full day.

**LATER:**

**Statement of Claimant AND Basis of Right**

To pursue water rights, a property owner must present the Court with a current Statement of Claimant ("SOC") AND documentation of the reason their claim to the water is legally valid, also known as the "basis of right."

The SOC is the landowner's written statement to the Court that provides details about their water right claim. This claim is given a number starting with "39," and must represent the current conditions of water being claimed.

To obtain a water right, a claimant must also provide a "basis of right." The basis or right explains why the water claims listed are on the SOC are legitimate under Arizona law.

If the claimed water right is for a pond constructed before 1977, less than 15 acre-feet, and used solely for watering livestock or wildlife (but not primarily for fishing or culturing of fish), the claimant may file an "application for a stockpond claim of right." Ariz. Rev. Stat. §§ 45-271, 45-272. If the claimed water right is for any other use, the claimant must file an "application for a permit to appropriate public water." Blank forms for either application may be found on the ADWR website at:

<https://www.azwater.gov/surface-water/surface-water-forms-and-documents>.

**IT IS FURTHER ORDERED** that **William M. & Anna E. Ash** must file a statement of intent with this Court **no later than February 28, 2025**, if they intend to pursue any potential water rights. The statement of intent must also include an update of what actions they have taken to date with respect to this contested case. Failure to provide any documentation will result in their dismissal from the contested case and a forfeiture of any potential water rights with respect to this contested case.

#### **Update of the Court Approved Mailing List**

**IT IS FURTHER ORDERED** the following parties are removed from this contested case for failure to express interest:

Jennifer P & Francis C Bouchal,  
Angela Margardino Trustee,  
Daniel R & Shannon M Curatolo

A copy of this minute entry will be sent to all people on the court-approved mailing list for this matter.