

SUPERIOR COURT OF ARIZONA  
APACHE COUNTY

August 13, 2024

CLERK OF THE COURT

SPECIAL WATER MASTER  
SHERRI ZENDRI

S. Ortega  
Deputy

FILED: August 14, 2024

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

In re: Norma Larson Elliot  
**Contested Case No. CV6417-33-6957**

In re: Status Conference

**MINUTE ENTRY**

Courtroom: CCB 301

10:30 a.m. This is the time set for a virtual Status Conference. This matter was reset to allow property owners one more opportunity to appear and determine their interest in pursuing potential water rights.

The following attorneys and parties appear by virtually/telephonically through Court Connect:

- Marty Byrne on behalf of Plano de Retiro LLC and Lynx 559 LLC
- Alexa Penalosa for the US Department of Justice, ENRD Natural Resources Division
- Phillip Londen observing for the Hopi Tribe
- Mark A. McGinnis for the Salt River Project (“SRP”)
- Garrett Perkins observing for the Little Colorado River (“LCR”) Coalition
- Karen Nielsen for the Arizona Department of Water Resources (“ADWR”)
- Katya M. Lancero for the Navajo Nation
- Vanessa Boyd Willard for the US Department of Justice

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

Discussion is held regarding the last status conference in this matter held on June 11, 2024. The Court notes that no property owners appeared at that hearing. Mr. Byrne apologizes that he forgot about the hearing. Mr. Byrne informs the Court that he is not interested in pursuing water rights in this matter as he does not use the water that runs through his property nor does he ever plan on using it.

The Court inquires about landowner Lester Gaines, who has not made an appearance at any of the three conferences regarding this contested case. Mr. Byrne does not have any information about Mr. Gaines.

Based on the matters discussed on the record,

**IT IS ORDERED** that Statement of Claimant No. 39-0080638 will be dismissed in association with Watershed File Report No. 033-56-ACC-001.

10:36 a.m. Matter concludes.

A copy of the minute entry will be sent to all parties on the Court approved mailing list.

**LATER:**

The Court notes that WFR# 033-56-ACC-001 also includes an application for a permit to appropriate public water: #33-0087274.

**IT IS ORDERED** that ADWR shall include a copy of this Minute Entry dismissing contested case CV6417-33-6957 and WFR# 033-56-ACC-001 in the record for the application for a permit #33-0087274.

**IT IS FURTHER ORDERED** closing this contested case.