

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

August 18, 2022

CLERK OF THE COURT

SPECIAL WATER MASTER
SUSAN WARD HARRIS

T. DeRaddo
Deputy

In re: Edward and Ethelyn Lehner
Contested Case No: W1-11-1343

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

FILED: 8/29/2022

In re: Status Conference

MINUTE ENTRY

Courtroom CCB - 301

1:45 p.m. This is the time set for a virtual/telephonic Status Conference before Special Water Master, Susan Ward Harris.

The following attorneys appear virtually/telephonically via Court Connect/Teams.

- Michael Foy, Mark McGinnis and Katrina Wilkinson on behalf of Salt River Project (“SRP”)
- Thomas Murphy on behalf of the Gila River Indian Community
- Kimberly Parks and Kylie Denton on behalf of the Arizona Department of Water Resources (“ADWR”)
- Robin Interpreter on behalf of the Yavapai-Apache Nation
- Laurel Herrmann and Joseph Sparks on behalf of the San Carlos Apache Tribe
- John Burnside on behalf of BHP Copper
- Christina Jovanovic on behalf of ASARCO
- Luke Erickson on behalf of Tracy Resser, landowner
- Carla Consoli on behalf of the Nature Conservatory

Mr. Erickson reports that no assignments have been filed regarding the Statements of Claimant. Mr. Erickson has just been assigned this case, and has reviewed the case on the Court's website. Mr. Erickson cannot determine at this time if the wells are in or outside of the sub flow zone.

Mr. Erickson states that Well 55-608083 is very close to a boundary. The map that he viewed contains a disclaimer that indicates that the dots on the map may not be exactly where the wells are located.

The Court reports that a review of the interactive map regarding Well 55-608077 shows a well highlighted as Well 55-608077 but linked to documents with a different well registration number.

Kimberly Parks of ADWR, states that ADWR will research the location of the two wells: Well 55-608083 and Well 55-608077 to determine whether the wells are inside or outside of the subflow zone.

Mr. Erickson has not yet spoken with the client in detail about all of her water needs. He intends to speak with his client soon to determine what water rights are being claimed.

Mr. Erickson will file assignments and Amended Statements of Claimant within 30 days.

ADWR will file a map in 30 days with information about the above-mentioned wells.

Carla Consoli reports that the former owner of the property lives across the country. If Mr. Erickson requires any assistance in contacting the former owner, Ms. Consoli is willing to help.

Discussion is held regarding the patent associated with the property. Mr. Erickson may contact Carla Consoli for assistance with this matter.

1:53 p.m. Matter concludes.

A copy of this order is mailed to all parties on the Court-approved mailing list for this case.

LATER:

Assignments and Amended Statements of Claimant shall be filed with ADWR by **September 19, 2022.**

Arizona Department of Water Resources is requested to provide a map of the location of Wells 55-608083 and 55-608077 relative to the subflow zone by **September 19, 2022**.

NOTE: All court proceedings are recorded digitally and not by a court reporter. 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.