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6 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
7 **IN AND FOR THE COUNTY OF MARICOPA**

8 **IN RE: THE GENERAL**  
9 **ADJUDICATION OF ALL RIGHTS TO**  
10 **USE WATER IN THE GILA RIVER**  
11 **SYSTEM AND SOURCE**

W-1, W-2, W-3, W-4 (Consolidated)

Case Nos. W1-11-2081, W1-11-2089, W1-  
11-2090, W1-11-2111, W1-11-2119, W1-  
11-2128; W1-11-2708; W1-11-2697

12 **ORDER APPROVING STIPULATION**  
13 **REGARDING EXPERT**  
14 **DISCLOSURES**

(Special Master Sherri L. Zendri)

15 CONTESTED CASE NAMES: *In re Orie Alvin Owens, Sr., et al.* (W1-11-2081); *In Valley*  
16 *National Bank* (W1-11-2089); *In William & Esther Taylor* (W1-11-2090); *In re Ruth B.*  
17 *Singer* (W1-11-2111); *In re San Pedro Investments* (W1-11-2119); *In re Robin L. and*  
*Linda M. Richey* (W1-11-2128); *In re Norman G. and Barbara Y. Crawford* (W1-11-2708);  
*In re Hope Iselin Jones* (W1-11-2697)

18 HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report

19 NUMBER OF PAGES: 8

20 On December 23, 2024, the parties to this contested case filed a Stipulation  
21 Regarding Expert Disclosures. Efforts to resolve the discovery dispute are recognized  
22 and appreciated. Parties are urged to keep the number and length of expert reports to a  
23 minimum.

24 **IT IS ORDERED** the stipulation, attached as Exhibit A to this Order, is approved.

25 DATED this 3<sup>rd</sup> day of January, 2025.

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28 Sherri L. Zendri  
Special Master

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## **ATTACHMENT A**

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DEC 30 2024

COPY

DEC 23 2024

Water Master of the  
Superior Court  
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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

IN RE: THE GENERAL ADJUDICATION  
OF ALL RIGHTS TO USE WATER IN  
THE GILA RIVER SYSTEM AND  
SOURCE

W-1, W-2, W-3, W-4 (Consolidated)

Case Nos. W1-11-2081, W1-11-2089, W1-  
11-2090, W1-11-2111, W1-11-2119, W1-  
11-2128; W1-11-2708; W1-11-2697

**STIPULATION REGARDING  
EXPERT DISCLOSURES**

(Special Master Sherri L. Zendri)

CONTESTED CASE NAMES: *In re Orie Alvin Owens, Sr., et al.* (W1-11-2081); *In Valley National Bank* (W1-11-2089); *In William & Esther Taylor* (W1-11-2090); *In re Ruth B. Singer* (W1-11-2111); *In re San Pedro Investments* (W1-11-2119); *In re Robin L. and Linda M. Richey* (W1-11-2128); *In re Norman G. and Barbara Y. Crawford* (W1-11-2708); *In re Hope Iselin Jones* (W1-11-2697)

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report

DESCRIPTIVE SUMMARY: The undersigned parties submit a stipulation regarding expert witness disclosures.

NUMBER OF PAGES: 5

DATE OF FILING: December 23, 2024.

1 The St. David Irrigation District, C-Spear LLC, Hartman Farms LLC, and the Gila  
2 River Indian Community have engaged in good faith discussions to resolve a discovery  
3 dispute related to expert witness disclosures. In resolution of that dispute, the undersigned  
4 parties stipulate as follows:

- 5 1. On December 3, 2024, the Gila River Indian Community disclosed a  
6 supplemental expert report by Brian Westfall dated December 2, 2024, and  
7 titled *Supplemental Analysis Responding to New Testimony by Claimants'*  
8 *Experts in C-Spear, Brown-Wilson and St. David Cases* (the "Westfall  
9 Supplemental Report"). A copy of the Westfall Supplemental Report was  
10 disclosed in each of the above-captioned contested cases. The undersigned  
11 parties agree not to object to the admission or use of the Westfall  
12 Supplemental Report or related testimony on the grounds of untimely  
13 disclosure. The undersigned parties reserve the right to object to the  
14 admission or use of the Westfall Supplemental Report and related testimony  
15 on grounds other than untimely disclosure.
- 16 2. The undersigned parties agree that the St. David Irrigation District, C-Spear  
17 LLC, and Hartman Farms LLC may collectively disclose a responsive expert  
18 report responding to the opinions set forth in the Westfall Supplemental  
19 Report. The responsive expert report shall be disclosed on or before January  
20 3, 2025. The undersigned parties agree not to object to the admission or use  
21 of the responsive expert report or related testimony on the grounds of  
22 untimely disclosure. The undersigned parties reserve the right to object to  
23 the admission or use of the responsive expert report and related testimony on  
24 grounds other than untimely disclosure.
- 25 3. Depositions of claimants' experts were conducted in November 2024. The  
26 undersigned parties shall be permitted to conduct a supplemental deposition  
27 of an expert disclosing a responsive expert report pursuant to Paragraph 2.  
28 The supplemental deposition shall be conducted virtually and be limited to  
one hour in length.
4. Except as provided in Paragraphs 1 and 2, the undersigned parties agree that  
no additional expert reports will be disclosed without obtaining leave of the  
Court upon a showing of good cause under Ariz. R. Civ. P. 37(c).

1 The undersigned parties enter into this stipulation for the purpose of resolving a  
2 discovery dispute. Nothing in this stipulation shall be construed as permitting any party to  
3 submit supplemental expert reports except as specifically provided herein. If this  
4 stipulation is not approved by the Court, the undersigned agree that this stipulation shall  
5 not be cited, referred to, or offered into evidence by any party in any circumstance.

6 A proposed order is attached.

1 RESPECTFULLY SUBMITTED this 23rd day of December, 2024.

2  
3 BROWN & BROWN LAW OFFICES, P.C.

4  
5 By:  FOR

6 David A. Brown  
7 J Albert Brown  
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9 Garrett W. Perkins  
10 Brian J. Heiserman  
11 Bradley J. Pew

12 *Attorneys for St. David Irrigation District, C-*  
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14 SNELL & WILMER L.L.P.

15 By: 

16 L. William Staudenmaier  
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19 *Attorneys for St. David Irrigation District*

20 FOR THE UNITED STATES:

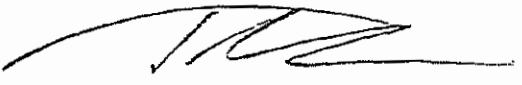
21 By:  FOR

22 TODD KIM  
23 Assistant Attorney General  
24 Andrew "Guss" Guarino  
25 William J.W. Crum  
26 Trial Attorneys  
27 Indian Resources Section  
28 Environment and Natural Resources Division  
United States Department of Justice

*Attorneys for the United States*


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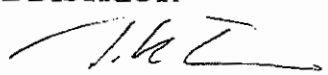
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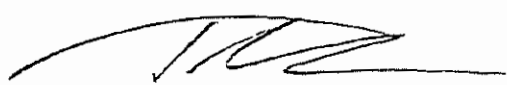
FOR BUCKEYE WATER CONSERVATION AND  
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1 **ORIGINAL** of the foregoing filed  
2 this 23rd day of December, 2024 with:

3 Clerk of the Court  
4 Maricopa County Superior Court  
5 Attention: Water Case  
6 601 West Jackson Street  
7 Phoenix, Arizona 85003

8 **AND COPY** hand-delivered this  
9 same day to:

10 Sherri L. Zendri  
11 Special Master  
12 Central Court Building, Ste. 3A  
13 201 West Jefferson  
14 Phoenix, AZ 85003-2205

15 Hon. Scott Blaney  
16 Judge of the Superior Court  
17 East Court Building  
18 101 West Jefferson Street, Suite 411  
19 Phoenix, AZ 85003

20 **AND COPIES** mailed this same day to  
21 all persons appearing on the Court-Approved  
22 Mailing Lists for the following contested cases:

23 W1-11-2081 (dated December 11, 2024),  
24 W1-11-2089 (dated December 11, 2024),  
25 W1-11-2090 (dated December 11, 2024),  
26 W1-11-2111 (dated October 17, 2024),  
27 W1-11-2119 (dated December 11, 2024),  
28 W1-11-2128 (dated December 11, 2024),  
W1-11-2708 (dated November 25, 2024), and  
W1-11-2697 (dated November 25, 2024).

