

SUPERIOR COURT OF ARIZONA
APACHE COUNTY AND MARICOPA COUNTY

09/18/2012

CLERK OF THE COURT
FORM V000

HONORABLE EDDWARD BALLINGER, JR.

L. Nevenhoven
Deputy

COPY

FILED: 09/28/2012

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

CV-6417

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

In re Comments and Submissions of a Draft
Proposed Special Procedural Order for Review and
Approval of Non-Indian Water Rights Settlements

MINUTE ENTRY

10:07 a.m. This is the time set for Hearing to discuss all comments and submissions of a draft proposed special procedural order. Appearing are: Lauren J. Caster and Gregory L. Adams on behalf of ASARCO, LLC; David A. Brown on behalf of various Little Colorado River and Gila River Adjudication claimants; L. William Staudenmaier on behalf of Freeport-McMoRan Corporation and Arizona Public Service; Douglas C. Nelson on behalf of the Lower Gila Water Users; John B. Weldon, Jr. and Patrick B. Sigl on behalf of the Salt River Project; Laura L. Maul on behalf of the United States; Janet L. Ronald and Ayesha Vohra on behalf of the Arizona Department of Water Resources; Susan B. Montgomery on behalf of the Yavapai Apache Nation and Pascua Yaqui Tribe; Sara Ransom and Lee A. Storey on behalf of the City of Flagstaff; Joe P. Sparks on behalf of the San Carlos Apache Tribe and Tonto Apache Tribe; Thomas L. Murphy on behalf of the Gila River Indian Community; William H. Anger on behalf of the Cities of Avondale, Chandler, Glendale, Mesa, and Scottsdale; Steven B. Bennett on behalf of the City of Scottsdale; Sally A. Worthington on behalf of Maricopa County; Steven L. Wene on behalf of the City of Safford; Theresa M. Craig on behalf of the State of Arizona; Shilpa Hunter-Patel on behalf of Freeport McMoRan Corporation. Present telephonically are: Scott B. McElroy and

Daniel E. Steuer on behalf of the Navajo Nation. Special Master, George A. Schade, Jr., is present.

Court reporter, Kim Hannan, is present, as well as a record of the proceedings being made by CD/videotape.

Douglas C. Nelson presents argument to the Court regarding the Motion to Strike Lower Gila River Water Users' Citations to Unpublished Federal District Court Decisions filed by ASARCO, LLC.

IT IS ORDERED granting the Motion to Strike.

Messrs. Nelson, Weldon, Brown, Caster, and Staudenmaier present arguments regarding the proposed special procedural order.

LET THE RECORD REFLECT that the request for the proposed special procedural order is withdrawn.

IT IS ORDERED deeming the request for the proposed special procedural order withdrawn.

IT IS FURTHER ORDERED signing this minute entry as a formal written Order of the Court.

/s/ Eddward P. Ballinger, Jr.
JUDICIAL OFFICER OF THE SUPERIOR COURT

11:05 a.m. Matter concludes.

A copy of this order is mailed to all parties on the court-approved mailing lists for the Little Colorado River Adjudication, Civil No. 6417, and the Gila River Adjudication, W-1, W-2, W-3, W-4 (Consolidated), both dated July 17, 2012.