

SUPERIOR COURT OF ARIZONA
APACHE COUNTY

9/18/2007

CLERK OF THE COURT
FORM V000

HONORABLE EDDWARD BALLINGER, JR.

L. NEVENHOVEN
DEPUTY

COPY

CV-6417

FILED: October 17, 2007

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

MINUTE ENTRY

Courtroom 112 – Northeast Regional Court Center

2:12 p.m. This is the time set for Joint Hearing Re: Future Alignment of ADWR Technical Assessments. Telephonically present are: R. Lee Leininger, L. Rick Mabery, F. Patrick Berry, Steven G. Bartell on behalf of the United States; Joe P. Sparks and Robyn L. Interpreter on behalf of San Carlos Apache Tribe, Yavapai-Apache Nation, and Tonto Apache Tribe (collectively “the Apache Tribes”). Present are: Jenny J. Pelton on behalf of NBJ Ranch; Stanley M. Pollack and Bidtah N. Becker on behalf of Navajo Nation; A. Scott Canty on behalf of the Hopi Tribe; Lauren J. Caster and Gregory Adams on behalf of Abitibi Consolidated Sales Corp, Arizona Water Co., and ASARCO, LLC; Ruth E. Koester and Ann Marie Chischilly on behalf of the Gila River Indian Community; Stanley B. Lutz on behalf of BHP Copper; Nathan Fidel on behalf of Arizona State Agencies; John B. Weldon and Mark A. McGinnis on behalf of Salt River Project; Kristina Fredrickson, paralegal on behalf of Arizona State Agencies; Michael J. Pearce on behalf of City of Prescott; M. James Callahan on behalf of City of Phoenix; Steve Wene on behalf of Safford and Avatar; William Staudenmaier on behalf of APS, Phelps Dodge, and RWCD; Janet Ronald, Scott Deeny, and Richard Burtell on behalf of ADWR; Charlotte Benson on behalf of the City of Tempe; William P. Sullivan on behalf of the City of Gilbert; Cynthia J. Haglin on behalf of the City of Chandler; Marilyn D. Cage on behalf of the City of Goodyear; and David A. Brown on behalf of various claimants; Special Master George A. Schade, Jr. and his assistant Regina M. Spurlock are present.

Court reporter, Lisa Vitoff is also present.

The parties and the Special Master discuss with the Court technical directives, future funding, and priorities for the tasks that the Arizona Department of Water Resources should be undertaking. Timelines that show how the Department could work simultaneously on projects would be helpful. The report the Department filed estimated how long it would take to complete a specific project but did not show how each project could be advanced by coordinating them. ADWR was asked to provide a supplemental report.

The Court indicates that the Hopi Reservation HSR will have the highest priority in the Little Colorado River Adjudication.

Special Master Schade gives a report on the organization and funding of his office. He reports the balances of the funds of filing fees, additions to the funds, and the expenses of the office.

IT IS ORDERED that ADWR shall provide a supplemental report on or before **October 19, 2007**.

IT IS FURTHER ORDERED signing this minute entry as an Order of the Court.

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

3:43 p.m. Matter concludes.

A copy of this order is mailed to all parties on the Court approved mailing lists for the Gila River Adjudication, W-1, W-2, W-3, W-4 (Consolidated), and the Little Colorado River Adjudication, Civil No. 6417, both dated July 26, 2007.