

SUPERIOR COURT OF ARIZONA  
APACHE COUNTY

10/01/2004

CLERK OF THE COURT  
FORM V000

HONORABLE EDDWARD BALLINGER, JR.

R. Luiszer  
Deputy

CV-6417

FILED: November 4, 2004

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

MINUTE ENTRY

3:15 p.m. Present are the following: John Weldon and Mark McGinnis representing Salt River Project, Anthony Fines representing Gila Valley Irrigation District and Verde Valley Communities, Joe P. Sparks representing San Carlos Apache Tribe, Tonto Apache Tribe, and Yavapai-Apache Nation, Steve Wene representing City of Safford, City of Flagstaff, and Rio Rico Properties, Inc., Janet Ronald from Arizona Department of Water Resources, Peter Fahmy representing Office of the Solicitor, U.S. Department of the Interior, David Brown representing various parties, William Staudenmaier representing Arizona Public Service, Lauren Caster representing Abitibi Consolidated Sales and Arizona Water Company, Scott McElroy representing Navajo Nation, Perri Benemelis from the City of Phoenix, Shanti Rosset and Graham Clark representing the Arizona Attorney General's Office, Colin Hampson, Harry Sachse, R. Sekayaumptewa and Kim Honani, Sr. representing the Hopi Tribe, John Lacy representing BHP Copper, Inc., Tim Pierson representing Gila River Indian Community, Lin Fehlmann representing Bureau of Land

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Management, Gregg Houtz representing Arizona Department of Water Resources, Mike Pearce representing CAWCD, Vanessa Boyd Willard and Stephen Bartell representing the U.S. Department of Justice and Mary Ann Joca representing the U.S. Department of Agriculture Forest Service. Special Master, George A. Schade, Jr. and his assistant, Kathy Dolge, are present.

Court Reporter, Monica Hill, is present.

This is the time set for a meeting with the Little Colorado River Adjudication Settlement Committee.

Jan Ronald addresses the Court on the direction ADWR should take regarding the Hopi Tribe HSR. Harry Sachse and John Weldon address the Court. The Court directs that ADWR shall proceed with the main reservation lands.

Discussion is held that a settlement judge is no longer available for this case. The possibilities of others to preside over the settlement discussions are further discussed.

Harry Sachse, John Weldon, Gregg Houtz, Stephen Bartell, and David Brown address the Court.

The Court suggests that the Settlement Committee locate a settlement judge or mediator to preside over the discussions and agreed to inquire as to whether there is a judge within the state that is able to assume that role.

Discussion is held on the format of hydrographic survey reports for non-Indian federal lands.

Peter Fahmy addresses the Court on procedures to address non-Indian federal reserved water right claims.

3:46 p.m. Court stands at recess.

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A copy of this minute entry is mailed to all parties on the Court-approved LCR mailing list dated October 21, 2004.