



The Court also has received and considered the "Motion of the United States for Leave to File Separate Opening and Answering Briefs on Issue 3" filed by the United States as independent sovereign. No opposition was filed, therefore, upon consideration,

IT IS HEREBY ORDERED that the "Motion of the United States for Leave to File Separate Opening and Answering Briefs on Issue 3" is GRANTED. An answering brief may be filed by the State Litigants by January 24, 2001.

The Court has also received and considered a "Motion by the Arizona State Land Department to Include Among the Issues to be Briefed and Argued As Part of This Court's Deliberations On Issue #3 the Issue of Whether There Are Federal Reserved Water Rights for State Trust Lands, and For Leave To File Separate Opening and Answering Briefs on the Merits of That Issue" filed by the Arizona State Land Department. The Court received a joint response filed by Arizona Public Service Company and Phelps Dodge Corporation, Salt River Project Agricultural Improvement and Power District and Salt River Valley Water Users' Association and ASARCO, Inc.; a joint response filed by the Gila River Indian Community, and the San Carlos Apache Tribe, Tonto Apache Tribe and Yavapai Apache Nation; and an opposition filed by the United States; and a reply thereto. Therefore, upon consideration,

IT IS HEREBY ORDERED that the "Motion by the Arizona State Land Department to Include Among the Issues to be Briefed and Argued As

Part of This Court's Deliberations On Issue #3 the Issue of Whether There Are Federal Reserved Water Rights for State Trust Lands, and For Leave To File Separate Opening and Answering Briefs on the Merits of That Issue" is DENIED.

The Court has also received and considered a "Motion Requesting Permission for Parties to Submit Names of Judges to Replace Judge Bolton" filed by Salt River Project Agricultural Improvement and Power District and Salt River Valley Water Users' Association, has entered an order dated October 27, 2000, permitting each claimant in the adjudication to submit by November 27, 2000, written comment on five superior court judges being considered for the assignment, and has received and considered the comments submitted. Therefore, upon consideration,

IT IS HEREBY ORDERED that the "Motion Requesting Permission for Parties to Submit Names of Judges to Replace Judge Bolton" is GRANTED in part, nunc pro tunc, to permit comment on the Court's nominees.

IT IS FURTHER ORDERED assigning Judge Eddward Ballinger, Jr. to the adjudication.

Dated this 19th day of December, 2000.

A handwritten signature in cursive script, appearing to read "Thomas A. Zlaket", written over a horizontal line.

THOMAS A. ZLAKET, Chief Justice