

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

11/13/2019

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER
SUSAN WARD HARRIS

S. Ortega
Deputy

In re: R. L. D. Irrevocable Trust
Contested Case No. W1-11-2803

FILED: 11/20/2019

In Re: The General Adjudication
of All Rights to Use Water in the
Gila River System and Source
W-1, W-2, W-3 and W-4 (Consolidated)

In re: Status Conference

MINUTE ENTRY

Courtroom: CCB 301

2:21 p.m. This is the time that the Status Conference begins which was set for 2:30.

The following attorneys and parties appear in-person: Mark McGinnis and Michael Foy on behalf of Salt River Project (“SRP”); and Rhett Billingsley on behalf of ASARCO.

The following attorneys and parties appear telephonically: John D. Burnside on behalf of BHP Copper; Julian Nava on behalf of Tonto Apache Tribe; Kimberly Parks for Arizona Department of Water Resources; Laurel Herrmann on behalf of San Carlos Apache Tribe; and Jay Tomkus on behalf of Pascua Yaqui Tribe and Yavapai-Apache Nation.

A record of the proceedings is made digitally in lieu of a court reporter.

The Court informs counsel that a copy of the order noticing this status conference was sent to the last known address on file with ADWR for the R. L. D. Irrevocable Trust has been returned and cannot be forwarded.

IT IS THEREFOR ORDERED removing the R. L. D. Irrevocable Trust from the Court approved mailing list.

A copy of the order noticing this status conference was also sent to the claimants, Dan Dean, a Trustee for the 3D Irrevocable Trust and Claude H. House, at the last known addresses on file with ADWR. The order has been returned with the notation that it cannot be forwarded

IT IS THEREFOR ORDERED removing Dan Dean, a Trustee for the 3D Irrevocable Trust and Claude H. House from the Court approved mailing list.

Mr. Billingsley states that he has not spoken to anyone representing either Peoples Properties LLC or the R. L. D. Irrevocable Trust. ASARCO does not have a claim to either of the water rights asserted by Mr. Dean or Mr. House under the Statements of Claimant (SOCs) that they filed. ASARCO is maintaining its objections that the notice of appropriation listed in the WFR, which is the basis for the water rights, describes a place of use that is owned by ASARCO.

Mr. Billingsley also states ASARCO provided Chris Peoples of Peoples Properties LLC with a recommendation for a list of attorneys that he may seek to retain for representation.

2:27 p.m. Amy Brown timely telephonically appears on behalf of Peoples Properties LLC.

Ms. Brown states that she has reviewed the WFR and have located a land entry file from 1891 and requests ninety (90) days to further review the SOC's that have been filed, to assess whether surface waters filings need to be filed with ADWR, and to file any necessary assignments or amendments.

With no objections,

IT IS FURTHER ORDERED that Peoples Properties LLC complete the following by **February 11, 2020**:

- file amended SOC's and Statements of Claim, if necessary;
- confer with the objectors in this matter to attempt to resolve objections;
- prepare proposed abstracts and distribute them with a stipulation and order to the objectors; and
- file either a status report or an executed stipulation and proposed order to approved proposed abstracts.

2:30 p.m. Matter concludes.

A copy of this order is mailed to all persons listed on the Court-approved mailing list.