

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

05/08/2019

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER
SUSAN HARRIS

A. Hatfield

Deputy

In re: Alex Pacheco and Christine Salazar
Pacheco
Contested Case No. W1-11-3378

FILED: 05/21/2019

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: Scheduling Conference

MINUTE ENTRY

Courtroom: CCB 301

1:30 p.m. This is the time set for a scheduling conference before Special Master Susan Ward Harris to determine if objections to watershed file report 115-05-AB-002 can be settled.

The following attorneys and parties appear in-person: Charles Cahoy on behalf of the City of Phoenix; Stanley Lutz on behalf of the AZ Chapter of the Nature Conservancy; Mark McGinnis on behalf of the Salt River Project; and Joe Sparks on behalf of the San Carlos Apache Tribe and Tonto Apache Tribe, and Alex Pacheco, Christine Pacheco, Arthur Pacheco and David Pacheco representing themselves.

The following attorneys appear telephonically: Kimberly Parks on behalf of the Arizona Department of Water Resources; and Jay Tomkus on behalf of Pascua Yaqui Tribe and Yavapai-Apache Nation.

Court reporter, Celeste Paxton Jones, is present and a record of these proceedings is made digitally.

The Court addresses the Pacheco family. It notes that Alex Pacheco, the grandfather of Mr. Pacheco who appeared in court, filed Statement of Claimant (SOC) No. 39-1173 and Arizona Department of Water Resources investigated that claim and found an irrigation use and domestic use. The Court further notes that objections have been filed to the potential water rights. The Court states that the purpose of today's

hearing was to inquire if the Claimants would like the opportunity to meet with the objectors in order to provide them with information to resolve their objections or to set this matter for further proceedings and set dates for a trial.

Mr. Alex Pacheco indicates that the family would like the opportunity to meet with the objectors.

Mr. Lutz makes an oral motion to intervene as this claim has a potential impact on the Nature Conservancy's claim for water rights regarding the Salazar-Tapia ditch.

Mr. McGinnis suggests that the parties meet with Arizona Department of Water Resources (ADWR).

Mr. Sparks, Mr. Cahoy, and Mr. Tomkus concur with SRP's position.

The Court inquires if the Pachecos would have any objections to meeting with neighboring landowners as part of the process to settle objections.

The Pachecos have no objections to meeting with ADWR, the objectors, and neighboring landowners.

IT IS ORDERED directing Ms. Parks to schedule a meeting with ADWR by July 26, 2019.

1:42 p.m. Matter concludes.

LATER:

IT IS FURTHER ORDERED granting The Nature Conservancy's motion to intervene. Stanley Lutz and Carla Consoli shall be added to the court-approved mailing list for this case.

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