

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

07/24/2019

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER
SUSAN HARRIS

A. Hatfield

Deputy

In re: Arizona Chapter of the Nature
Conservancy – Argo Land
Contested Case No. W1-11-3382

FILED: 08/05/2019

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

3:41 p.m. This is the time set for a Scheduling Conference before Special Master Susan Ward Harris.

The following attorneys appear in-person: Charles Cahoy on behalf of City of Phoenix; Carla Consoli on behalf of the AZ Chapter of the Nature Conservancy (“TNC”); Mark McGinnis on behalf of Salt River Project, Kimberly Parks on behalf of the Arizona Department of Water Resources; Joe Sparks on behalf of San Carlos Apache Tribe and Tonto Apache Tribe; and John Burnside on behalf of BHP Copper.

The following attorneys appear telephonically: Susan Montgomery on behalf of Pascua Yaqui Tribe and Yavapai-Apache Nation; and Bradley Pew on behalf of ASARCO.

Court reporter, Lori Thielmann, is present and a record of these proceedings is made digitally.

Ms. Consoli states that she has been running two parallel processes: 1) one to resolve this case; and 2) seek approval of a case information report with all the parties. She further states that the case information report has been filed with the Court and it does not contain a schedule or dates for trial.

Ms. Consoli states that the parties are so close to a resolution that she did not include dates for court proceedings. Ms. Consoli has circulated a draft stipulation with proposed abstracts. She has heard from all of the parties in this case. Ms. Consoli further states that she needs to distribute revised documents to the parties. It is her intention to distribute those documents within ten to fifteen days.

The Court will not set a discovery and trial schedule at this time based on TNC's representation.

Mr. Sparks requests thirty days to review the documents once he receives them.

Mr. McGinnis, Mr. Cahoy, Mr. Burnside, and Ms. Montgomery have already completed their review.

Mr. Pew states that he only needs a little bit of time to review the changes.

The Court inquires if TNC has resolved all of their cases.

Ms. Consoli states that they have one more case, *In re: Geldmacher*. She stated that she did not receive notice of the hearing that was held on July 18, 2019 in that matter. TNC owns property and they have certificated in-stream flow right and will be participating in that case.

3:45 p.m. Matter concludes.

LATER

IT IS ORDERED that the parties shall file a stipulated agreement to proposed abstracts for water rights claimed by TNC in this case by **September 9, 2019**, or if no or only a partial agreement can be reached, TNC shall file a report by **September 9, 2019** identifying the proposed rights for which a stipulated agreement has not been signed.

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