

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

11/06/2001

CLERK OF THE COURT
FORM V000

HONORABLE EDDWARD BALLINGER, JR.

R. Luiszer
Deputy

W-1, W-2, W-3, W-4(Consolidated)
Contested Case No. W1-203

FILED: Nov. 7, 2001

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

MINUTE ENTRY

To facilitate effective argument on the matters to be considered at the November 27, 2001 hearings to be held in this case, the following schedule will be in effect:

A. Argument regarding the Special Master's June 30, 2000 Report commencing at 9:30 a.m.

Thirty (30) minutes of oral argument will be permitted for each of the following topics:

1. The preclusive effect of the *Globe Equity No. 59* decree;
2. Claims to the San Carlos River;
3. The effect of Landowner and Repayment Agreements; and
4. The effect of the 1977 Water Rights Settlement and Exchange Agreement and 1993 Assignment.

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The allotted argument time will be divided by granting objectors twenty (20) minutes and those filing responses ten (10) minutes.

B. Argument regarding the Special Master's December 28, 2000 Report commencing at 1:30 p.m.

Again thirty (30) minutes of oral argument will be heard for each of the following topics:

1. The preclusive effect of Claims Court Docket No. 228;
2. The preclusive effect of the Haggard Decree, Claims Court Docket No. 236-D, and the 1936 Maricopa Contract;
3. The preclusive effect of the 1907 Sacaton Agreement; and
4. The preclusive effect of the 1945 Buckeye-Arlington Agreements and Claims Court Docket No. 236-F.

The time divisions ordered for the morning argument will also be in effect during the afternoon hearing.

The Court believes it would be helpful if counsel for parties holding similar positions would agree among themselves as to who will present argument on each issue. In addition, any party wishing to be heard must have filed motions papers relating to the matters to be heard, or a terse statement adopting the position of another party.

Counsel shall present to the Court a written schedule of the presentations prior to commencement of the arguments.

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A copy of this minute entry is mailed to all parties on the Court-approved W-1, W-2, W-3 and W-4 mailing list dated October 30, 2001. This is also the Court-approved mailing list for W1-203.