

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA

IN CHAMBERS ( X ) IN OPEN COURT ( )

SPECIAL MASTER GEORGE A. SCHADE, JR.  
Presiding

IN RE THE GENERAL ADJUDICATION  
OF ALL RIGHTS TO USE WATER IN THE  
GILA RIVER SYSTEM AND SOURCE

DATE: March 10, 2008

CIVIL NO. W1-11-232  
(Consolidated)

ORDER NUNC PRO TUNC  
GRANTING THE REQUESTS OF  
THE CITIES OF PHOENIX AND  
MESA TO WITHDRAW THEIR  
OBJECTIONS

CONTESTED CASE NAME: *In re San Pedro Riparian National Conservation Area.*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.

DESCRIPTIVE SUMMARY: The Special Master grants nunc pro tunc the requests of the City of Phoenix and the City of Mesa to withdraw their objections and removes the Cities from the Court approved mailing list for this contested case.

NUMBER OF PAGES: 2.

DATE OF FILING: March 10, 2008.

This order is issued nunc pro tunc to the order issued on March 7, 2008, to show that the City of Mesa, not the City of Tempe, has withdrawn as an objector. The City of Tempe is not an objector in this matter.

On February 25, 2008, the City of Phoenix filed a notice withdrawing "its objections to the claims of the United States on behalf of the San Pedro Riparian National Conservation Area" as set forth in Watershed File Reports Nos. 111-20-032, 111-23-

AAA-001, and 112-17-DCD-001 reported in the Final Hydrographic Survey Report for the San Pedro River Watershed (Nov. 20, 1991).

On February 26, 2008, the City of Mesa filed a notice withdrawing its objections to the watershed file reports being considered in this matter and requested to be removed as a litigant from this case.

The requests to be removed as litigants from this case will be granted. Because the Cities of Phoenix and Mesa are neither claimants, landowners, nor objectors to the watershed file reports being considered in this case, this case has not been consolidated with any other cases in which the Cities are litigants, and this case has not been broadened “to resolve similar issues of law or fact, typical claims or defenses, or objections raising issues of broad legal importance,” the Cities of Phoenix and Mesa will be removed from the mailing list for this contested case. Rules for Proceedings Before the Special Master § 7.01[6] (Persons Who Can Participate in Contested Cases).

IT IS ORDERED:

1. The requests of the City of Phoenix and the City of Mesa to withdraw their objections to the watershed file reports being considered in this contested case are granted.

2. The City of Phoenix and the City of Mesa are removed from the Court approved mailing list for this contested case.

DATED: March 10, 2008.

/s/ George A. Schade, Jr.  
GEORGE A. SCHADE, JR.  
Special Master

On March 10, 2008, the original of the foregoing was delivered to the Clerk of the Maricopa County Superior Court for filing and distributing a copy to all persons listed on the Court approved mailing list for Contested Case No. W1-11-232 dated January 28, 2008.

/s/ George A. Schade, Jr.  
George A. Schade, Jr.