

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

07/13/2020

CLERK OF THE COURT

SPECIAL WATER MASTER
SUSAN WARD HARRIS

L. Stogsdill
Deputy

In re: Sacaton Bingham Ranch Limited Partnership
Contested Case No. W1-11-2600

FILED: 7/31/2020

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

Central Court Building – Courtroom 301

2:30 p.m. This is the time set for a Status Conference before Special Water Master Susan Ward Harris.

The following attorneys appear telephonically: Kevin P. Crestin on behalf of the Arizona State Land Department, John Burnside on behalf of BHP Copper, Mia A. Hammersley on behalf of the Yavapai-Apache Nation and observing on behalf of the Pascua Yaqui Tribe, Laurel A. Hermann and Joe P. Sparks on behalf of the San Carlos Apache Tribe, Mark McGinnis on behalf of the Salt River Project, Richard Palmer on behalf of the Tonto Apache Tribe, Kimberly R. Parks on behalf of ADWR, Bradley Pew on behalf of ASARCO LLC and James Bingham as President of Bingham Sacaton Ranch, Inc. and as Successor Trustee.

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

Mr. Bingham states that the Sacaton Bingham Ranch Limited Partnership no longer exists.

Mr. Crestin advises the Court that the PWRs in this case are not on state trust land. The State Land Department does not intend to pursue the PWRs in Watershed File Report 113-09-CB-003.

Based on the foregoing,

IT IS ORDERED dismissing the State Land Department’s Statements of Claimant with respect to claims for water uses on land within the boundaries of .Watershed File Report 113-09-CB-003.

Mr. Bingham also addresses the Court as to his intentions as to the small portion of the land that he owns that had been irrigated in the past. He does not intend to pursue any water rights relative to the land he owns.

IT IS FURTHER ORDERED dismissing Bingham Sacaton Ranch’s claims for water rights with respect to claims for water uses within the boundaries of .Watershed File Report 113-09-CB-003.

Counsel has no comments regarding this matter.

2:35 p.m. Matter concludes.

LATER:

This case concerned two potential water rights (PWR): a right for stock watering use and a right for irrigation use on 0.4 acres as shown in the map prepared by Arizona Department of Water Resources (ADWR) for Watershed File Report 113-09-CB-003. *See* figure 1. Watershed File Report 113-09-CB-003 concerns land located in sections 8 and 9, Township 10S Range 18E that is labelled as “(3)” on the map.

In its report, ADWR determined that the land was not presently irrigated but may have been irrigated in the preceding ten years. Based on the representations made at the Status Conference that neither the claimants nor the current landowner intends to pursue

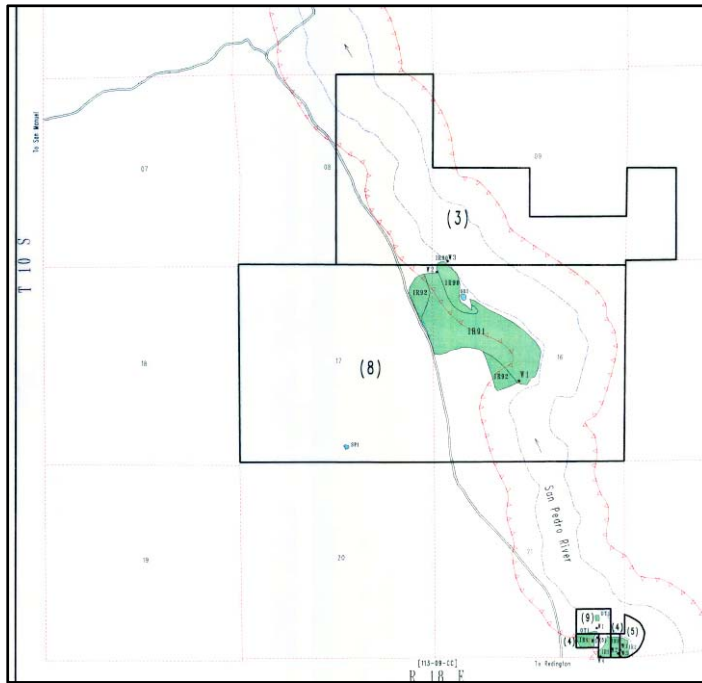


Figure 1

right to water for use on the land within the boundaries of Watershed File Report 113-09-CB-003,

IT IS FURTHER ORDERED dismissing this case and no further action will be taken with respect to claims or uses identified in Watershed File Report 113-09-CB-003.

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