

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

January 8, 2020

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER
SUSAN WARD HARRIS

S. Ortega

Deputy

In re: Stanley C. and Molly Yoder
Contested Case No. W1-11-3125

FILED: 01/17/2020

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

Courtroom: CCB 301

2:30 p.m. This is the time set for a Status Conference to consider the claims filed by Stanley and Molly Yoder in Statements of Claimant 39-2342 and 39-11774, copies of which can be obtained from the Arizona Department of Water Resources, and resolve objections to Watershed File Report (“WFR”) 114-04-BAD-044.

The following attorneys and parties appear in person:

Mark A. McGinnis for Salt River Project

The following attorneys and parties appear telephonically:

John D. Burnside for BHP Copper

Lucas Christian for Tonto Apache Tribe

Kimberly R. Parks for Arizona Department of Water Resources (ADWR)

Bradley Pew for ASARCO

Joe P. Sparks for San Carlos Apache Tribe

Jay Tomkus for the Yavapai-Apache Nation

Molly Yoder, Landowner

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

Mrs. Yoder informs the Court that Stanley Yoder passed away two years ago. She states that she has no interest in the land owned by Mark Paton and has never owned that

land. The previous landowner of the property now owned by Mark Paton was Charles Hune. Mrs. Yoder also states that the addresses for the land and description for the well are incorrect. She owns Lot 18 and Mr. Paton owns Lot 19. Mrs. Yoder's position is that the Statements of Claimant (SOCs) she filed and the ADWR potential rights listed in the watershed file report concern her land and have nothing to do with Mr. Paton's land. She owns her own well which is described in the Statement of Claimant.

Mrs. Yoder continues to use the well on her property for domestic purposes and to irrigate approximately one-half acre.

The Court informs Mrs. Yoder that she can meet and confer with ADWR and the objectors about this case to determine if the objections could be resolved and the parties could agree on water rights. Alternatively, a date for a scheduling conference could be set which would include a date for a hearing at which time the parties would have the opportunity to put on evidence in support of their claims for water rights.

Mrs. Yoder prefers to meet with ADWR regarding the objections to water rights.

IT IS ORDERED amending Molly Yoder's address to: 78432 Mesquite Road, Winkelman, AZ 85192 and removing Mark Paton from the Court-approved mailing list.

IT IS FURTHER ORDERED directing Ms. Parks to set up a meeting before **April 30, 2020** with ADWR, the objectors, and the landowner.

The Court directs Mrs. Yoder to take to the meeting all of the information she has about past uses of water on the property and how she continues to use the water.

IT IS FURTHER ORDERED that a copy of this Minute Entry be sent to Danielle Brownrigg, Mrs. Yoder's representative, at Brownrigglawfirm@gmail.com.

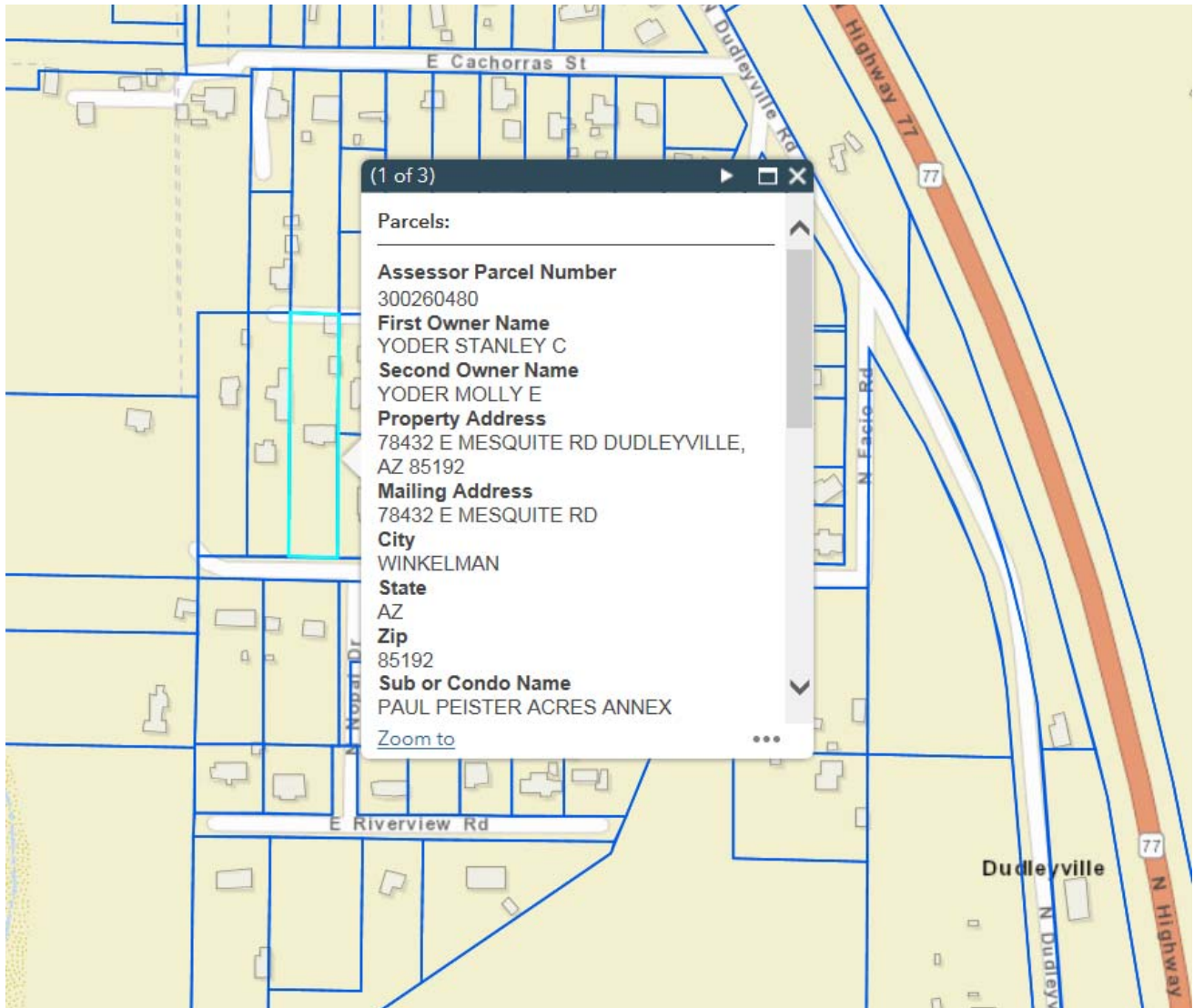
IT IS FURTHER ORDERED that ADWR include Ms. Brownrigg in the meeting.

2:38 p.m. Hearing concludes.

LATER:

In Statement of Claimant 39-11774, Stanley Yoder identified the well by registration no. 55-800919 located in SWSWSW section 16 T6S R16E.

The Pinal County Assessor identifies Lot 18 referenced by Molly Yoder as tax parcel 300-26-048 and is shown on the following map:



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