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

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

CIVIL NO. W1-11-2696

ORDER SETTING DATE FOR
ORAL ARGUMENT ON
MOTION TO STAY

CONTESTED CASE NAME: *In re Bayless & Berkalew*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.

DESCRIPTIVE SUMMARY: Oral Argument set on Motion to Stay

NUMBER OF PAGES: 2

DATE OF FILING: October 12, 2018

The San Carlos Apache Tribe and Tonto Apache Tribe (“Tribes”) requested that the Court vacate the October 19, 2018 deadline to file a response to the oral Motion to Strike made by Bayless & Berkalew Co., joined by the Arizona State Land Department, to the Proposed Corrections filed by the Tribes to the draft abstracts for *de minimis* water uses issued June 1,

1 2018, if the Court were to stay consideration of claims made by Bayless & Berkalew Co. for
2 water rights for irrigation use. The proposed water rights which are the subject of the Motion to
3 Strike do not involve irrigation uses. Thus, they are not affected by the pending Motion for a
4 Stay. Further, the deadline for pleadings due with respect to the Motion for a Stay will not
5 expire prior to the deadline set for filing a response to the Motion to Strike. Accordingly,
6

7 **IT IS ORDERED** denying the request to vacate the deadline for filing a response to the
8 Motion to Strike.

9 **IT IS FURTHER ORDERED** setting oral argument on the Motion to Stay filed by
10 Bayless & Berkalew Co. on **November 7, 2018** at 8:45 a.m. in the Superior Court of Arizona,
11 Central Court Building, Courtroom 301, 201 West Jefferson Street, Phoenix, AZ 85003-2202.
12

13 Instructions for telephonic participation:

14 Dial: 602-506-9695 (local)


15 1-855-506-9695 (toll free long distance)

16 Dial Collaboration (conference) Code 357264#
17

18
19 

20 Susan Ward Harris
21 Special Master
22

23 The original of the foregoing was delivered to
24 the Clerk of the Maricopa County Superior
25 Court on October 12, 2018, for filing and
26 distributing a copy to all persons listed on the
27 Court approved mailing list for Contested Case
28 No. W1-11-2696.

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Barbara Brown