

SUPERIOR COURT OF ARIZONA MARICOPA COUNTY

06/09/2022

CLERK OF THE COURT

SPECIAL WATER MASTER  
SUSAN WARD HARRIS

T. DeRaddo  
Deputy

In re: Babacomari Ranch Company I  
Contested Case No. W1-11-0185

FILED: 6/14/2022

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

2:02 p.m. This is the time set for a Status Conference before Special Water Master Susan Ward Harris to receive an update regarding the document requests from the National Archives.

The following attorneys and parties appear virtually through Court Connect:

- David Brown on behalf of the Babacomari Ranch Company entities
- Bradley Pew on behalf of American Smelting and Refining Company (“ASARCO”)
- John Burnside on behalf of BHP Copper
- Tom Murphy on behalf of the Gila River Indian Community
- Joe Sparks on behalf of San Carlos Apache Tribe
- Richard Palmer on behalf of the Tonto Apache Tribe
- Sara Ransom on behalf of the Pueblo Del Sol Water Company and the City of Sierra Vista
- Sue Montgomery on behalf of Yavapai Apache Nation and observing on behalf of the Pascua Yaqui Tribe
- Mike Foy of behalf of Salt River Project (“SRP”)
- Charles Cahoy on behalf of the City of Phoenix
- Kimberly Parks on behalf of Arizona Department of Water Resources (“ADWR”)
- Alexandra Arboleda on behalf of Baca Float #3, LLC

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

Mr. Brown addresses the Court regarding case status. He received a response from the National Archives that the requested records are not able to be located. He plans to retain a consultant/archivist to search state records from Albuquerque, NM; Tucson, AZ; and from California. He believes that there are a large number of documents to be reviewed once they come in from the various sources.

Mr. Brown further states that he was able to obtain GPS coordinates from all of the wells and reports that he had a consultant map those wells relative to the subflow zone. All of the wells except one are outside of the sub-flow zone, including the large irrigation well.

Mr. Brown requests that the Court stay this matter and to consolidate Case No. W1-11-0033 with W1-11-0185, which are the two Babacomari Ranch cases.

The Court requests that Mr. Brown file a motion that includes the well numbers, the GPS coordinates and the well registration numbers, with a Motion to Consolidate the cases.

Mr. Brown states that several SOC's have not yet been amended or refiled in this matter due to the fact that the documents that are anticipated to arrive from the archivist must be reviewed first.

2:10 p.m. Matter concludes.

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