

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

February 3, 2022

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER
SUSAN HARRIS

M. Pritchard
Deputy

FILED: February 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: Russell & Patricia Williams
Contested Case No. W1-11-1309

MINUTE ENTRY

Courtroom: CCB 301

2:15 p.m. This is the time set for a telephonic Status Conference before Special Water Master Susan Ward Harris.

The following attorneys and parties appear via Court Connect:

- Kimberly Parks on behalf of the Arizona Department of Water Resources (“ADWR”)
- Thomas Murphy on behalf of the Gila River Indian Community
- Joe Sparks and Steve Titla on behalf of the San Carlos Apache Tribe
- Jenny Garcia on behalf of Micah and Jenny Garcia
- Richard Palmer on behalf of the Tonto Apache Tribe
- Sue Montgomery of behalf of the Yavapai Apache Nation (and observing on behalf of Pascua Yaquai Tribe)
- Mark McGinnis observing on behalf of Salt River Project (“SRP”)

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

The Court notes that Ms. Garcia has filed a statement of claimant with the court and properly mailed a copy of all of her documents filed with the court to all parties. The Court inquires if Ms. Garcia is pursuing her claim to a water right and whether she has spoken with Ms. Williams about Mrs. Williams assigning her statement of claimant to Ms. Garcia.

Ms. Garcia affirms she is pursuing the claim to water right and has not spoken with Mrs. Williams. She did receive an assignment by mail and is waiting on signatures.

The Court inquires if Ms. Garcia filed her statement of claimant with ADWR.

Ms. Garcia affirms, she mailed the statement of claimant to Ms. Parks and no one else at ADWR.

Ms. Parks did not yet receive it.

The Court will check the ADWR public records after this hearing for Ms. Garcia's statement.

The Court inquires if the water source is a well and if there is any other source of water.

Ms. Garcia affirms it is a well and there are no other sources.

The Court explains how wells with a priority date after 1919 in the subflow zone are permitted and receive water rights. The Court issued a report concluding that owners of wells must apply for and receive permits from ADWR to use appropriable water before the court can adjudicate a water right. The report is currently under review. Therefore,

IT IS ORDERED staying this case pending a decision on the report.

IT IS FURTHER ORDERED adding Mark McGinnis on behalf of Salt River Project ("SRP") to the Court-approved mailing list.

If the Court is unable to locate Ms. Garcia's statement of claimant in the ADWR public records, Ms. Garcia will contact ADWR to correct the issue.

2:22 p.m. Matter concludes.

LATER: The public records of Arizona Department of Water Resources do not contain a copy of a Statement of Claimant filed by Jenny and Micah Garcia with the Clerk of the Court. Ms. Garcia is directed to contact Arizona Department of Water Resources and take the steps necessary to file her Statement of Claimant with Arizona Department of Water Resources.

Contact information: Arizona Department of Water Resources
Adjudications Support Unit
P.O. Box 36020
Phoenix, Arizona 85067-6020

1-866-246-1414 (toll free)

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