

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

November 17, 2022

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER
SUSAN HARRIS

M. Pritchard

Deputy

In re: First Nat'l Bank and Charles Leftault
Contested Case No: W1-11-1345

FILED: November 22, 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

Courtroom: CCB 301

2:00 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 telephonically:

- J. Albert Brown for Rancho Del Rio San Pedro, LLC
- Mike Foy for Salt River Project ("SRP")
- Joseph Sparks for the San Carlos Apache Tribe
- John Burnside for BHP Copper
- Charmayne Staloff and Laura Boyer for the United States Indian Resources Section
- David Gehlert and Maggie Woodward for the United States Proprietary Agencies
- Kimberly Parks and Kome Akpolo for the Arizona Department of Water Resources ("ADWR")
- Sarah Ransom for Pueblo del Sol
- Christina Jovanovic and Bradley Pew observing for ASARCO
- Richard Palmer for the Tonto Apache Tribe
- Susan Montgomery for the Yavapai Apache Nation (and observing for the Pascua Yaquai Tribe)
- Thomas Murphy for the Gila River Indian Community

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

The Court has received the position paper of the United States.

The Court inquires of Mr. Brown as to the status of a stipulation to abstracts for water rights.

Mr. Brown states that a conference call with the United States was held and documents were provided. He has no objection to the United States' participation in this matter.

The Court inquires if an agreement has been reached with all other parties except the United States?

Mr. Brown states that an agreement is close and they expect to meet the December 1, 2022 deadline.

The Court inquires of Ms. Staloff as to how long she will need to respond to the proposed stipulation.

Ms. Staloff would like until February due to the upcoming holidays. They would like to carefully review all of the documents and what has happened in the case so far.

Mr. Sparks states that there is one outstanding issue.

Mr. Foy received the abstracts a month ago and is in agreement with those abstracts.

Ms. Montgomery is authorized to enter into a stipulation. She is waiting for any additional conversations to take place to approve a final stipulation.

Ms. Ransom did not receive the latest abstracts. She does not anticipate disagreement after receipt.

Mr. Murphy is aware of issue mentioned by Mr. Sparks and believes it can be resolved shortly and then the Community will most likely stipulate.

Mr. Palmer is also waiting for any additional conversations to take place to approve a final stipulation.

Mr. Sparks states that he does not believe it is appropriate, when before the Court, to refer to specific substantive issues discussed during settlement efforts and requests that all parties refrain from giving any information about specific issues discussed as part of a settlement of claimed water rights.

The Court inquires of Mr. Sparks about the amount of time he believes will be required to resolve the outstanding issue.

Mr. Sparks defers to Mr. Brown.

Mr. Brown has read the latest email from Mr. Sparks but not discussed it with his clients. His client may be agreeable to the latest offer and they may not need an expert. Mr. Brown will send the latest abstracts to Ms. Ransom.

The Court inquires of Mr. Brown how much time is still needed.

Mr. Brown states that February is agreeable.

Ms. Staloff has nothing further to add.

The Court will set a Status Conference in 60 days regarding the outstanding issues and the status of the case.

2:12 p.m. Matter concludes.

LATER: A Status Conference will be held on **January 19, 2023, at 3:00 p.m.** If stipulated abstracts are filed prior to January 19, 2023, the Status Conference will be vacated. The Status Conference will be held using the Court Connect program. Instructions for Court Connect are attached below. If you receive this Order by email, click on the red box “Join Court Connect Hearing” on the attached instructions to make an appearance. If you do not receive this Order by email, log into the Court Connect program on the internet by typing <https://tinyurl.com/specialwatermaster>. If you do not have access to the internet, you may attend telephonically using the telephone number and access code included in the instructions for Court Connect. Alternatively, you may attend telephonically using the following instructions:

Instructions for telephonic appearance:
Dial: 602-506-9695 (local)
1-855-506-9695 (toll free long distance)
Dial Participant Pass Code 357264#

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



Court Connect Hearing Notice for In First National Bank of AZ & Charles Leftault

This hearing will be conducted through the new Court Connect program offered by the Superior Court of Arizona in Maricopa County. This new and innovative program allows Court participants to appear online, rather than in a physical courtroom. Hearings are preferably conducted by videoconference but can also be conducted by phone. Lawyers (and self-representing litigants) are responsible for distributing this notice to anyone who will be appearing on their behalf.

All participants must use the JOIN COURT CONNECT HEARING button or the dial in information below to participate.

Participants: Please follow the steps below to participate in the remote proceeding.

1. Click the JOIN COURT CONNECT HEARING button below.
2. Enter your full name and role in name field.
3. Wait for the facilitator to admit you to the proceeding.

Remember to keep this email handy so you can use it to participate in the following proceeding.

Case Name: In re First National Bank of AZ & Charles Leftault, Contested Case No. W1-11-1345

Start Date/Time: January 19, 2023 at 3:00 p.m.

JOIN COURT CONNECT HEARING

Dial-in Information: +1 917-781-4590

Private Dial-in Information: for privacy purposes, you can block your phone number by dialing *67 +1 917-781-4590

Dial-in Access Code: 688 970 203#

Tiny URL: <https://tinyurl.com/specialwatermaster>

To ensure an optimal experience, please review the brief Court Connect training prior to the hearing: [Here](#)

