

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

11/15/2018

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER
SUSAN HARRIS

A. Hatfield

Deputy

In re: St. David Irrigation District
Contested Case No. W1-11-1675

FILED: 12/11/2018

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: Oral Argument

MINUTE ENTRY

Courtroom: CCB 301

1:30 p.m. This is the time set for Oral Argument before Special Master Susan Ward Harris on objections to the existing form of Statement of Claimant and/or request for the inclusion of additional information in the amended Statements of Claimant.

The following attorneys and parties appear in-person: John Burnside on behalf of BHP Copper and Arizona Public Service; Mark McGinnis on behalf of the Salt River Project; Bradley Pew on behalf of ASARCO and the LRC Coalition; Joe Sparks on behalf of the San Carlos Apache Tribe and the Tonto Apache Tribe

The following attorneys are present telephonically: David A. Brown on behalf of St. David Irrigation District; and Robyn L. Interpreter on behalf of the Pascua Yaqui Tribe and the Yavapai-Apache Nation.

Court reporter, Cindy Lineburg, is present and a record of the proceedings is also made digitally.

The Court stated that at the last status conference Mr. Sparks raised the possibility that the form of statement of claimant is not in compliance with the statute. The filing made by Mr. Sparks, however, appears to be a request for additional information rather than a claim that the information requested is required by statute. The Court confirmed

with Mr. Sparks that the filing is not an argument that a statement of claimant must be revised to comply with the statute but rather a request for additional information.

Mr. Sparks said that the request was a list of basic evidentiary documents that it believes necessary to support the claims.

Argument is presented on the Parties' respective positions on the issue of inclusion of additional information in the amended Statements of Claimants from the St. David Irrigation District for irrigation uses and if this case should be the one to deal with the chain of title issue.

Based upon the argument and information presented,

The Court will treat Mr. Spark's motion as an informal request for discovery from St. David Irrigation District. No deadlines will be attached by the Court for responses to the request.

2:26 Matter concludes.

A copy of this minute entry is mailed to all persons listed on the Court-approved mailing list for Contested Case No. W1-11-1675