

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

05/09/2019

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER
SUSAN HARRIS

A. Hatfield

Deputy

In re: Eldon J. and Shirley Barney
Contested Case No. W1-11-1898

FILED: 05/21/2019

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

1:31 p.m. This is the time set for a status conference before Special Master Susan Ward Harris to determine whether the objections filed to the potential water right 112-17-BAD-001-IR001 can be resolved by settlement or if a litigation schedule shall be set along with a trial date.

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

The following attorneys appear in-person: John Burnside on behalf of BHP Copper f.k.a Magma Copper; Mark McGinnis on behalf of Salt River Project; and Joe Sparks on behalf of San Carlos Apache Tribe and Tonto Apache Tribe.

The following attorneys appear telephonically: Susan Montgomery on behalf of Pascua Yaqui Tribe and Yavapai-Apache Nation; Kimberly Parks on behalf of AZ Department of Water Resources; and Bradley Pew from Asarco.

The Court notes that no one appears from the Marco Family Limited Partnership.

The Court assumes that Mr. Marco would like to proceed because he timely filed an amended Statement of Claimant. Mr. Marco is claiming water rights for stock water, domestic and irrigation. The Watershed File Report (WFR) only lists a potential water right for irrigation use but does reference stock watering and domestic uses.

The Court inquires if the objectors would be willing to meet with the landowner and AZ Department of Water Resources (ADWR) in order to settle the objections.

Mr. McGinnis, Mr. Sparks, Mr. Burnside, and Ms. Montgomery agree to a meeting with the landowner and ADWR.

IT IS ORDERED directing Ms. Parks to set up a meeting with ADWR by **August 30, 2019** and file a meeting report.

IT IS FURTHER ORDERED that the failure of a representative of the Marco Family Limited Partnership to appear at the meeting will result in a hearing to show cause as to why the Statement of Claimant should not be dismissed and no further action taken with respect to 112-17-BAD-001-IR001.

2:41 p.m. Matter concludes.

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