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IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA

IN RE THE GENERAL ADJUDICATION
OF ALL RIGHTS TO USE WATER IN
THE GILA RIVER SYSTEM AND
SOURCE

W-1 (Salt)
W-2 (Verde)
W-3 (Upper Gila)
W-4 (San Pedro)
Consolidated

Contested Case Nos. W1-11-2421, W1-11-2428, and W1-11-2503

ORDER DETERMINING CLAIMANT

CONTESTED CASE NAME: *In re Magma Copper – De Minimis; In re Magma Copper – Mining; In re Magma Copper – Irrigation*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.

DESCRIPTIVE SUMMARY: BHP Copper Inc. recognized as the Claimant with respect to Statements of Claimant filed by Magma Copper Company and listed on Attachment B.

NUMBER OF PAGES: 8

DATE OF FILING: February 22, 2019

1 BHP Copper Inc. has filed a copy of a certificate from the Delaware Secretary of State
2 authenticating a Certificate of Amendment of Restated Certificate of Incorporation dated
3 February 9, 1996 in which the Board of Directors approved an amendment to its articles to
4 change its name from Magma Copper Company to BHP Copper, Inc. A copy of the Certificate
5 of Amendment is attached as Attachment A. It also filed a current document from the Arizona
6 Corporation Commission certifying that Magma Copper Company changed its name to BHP
7 Copper Inc. on March 6, 1996. Accordingly,
8

9 **IT IS ORDERED** that BHP Copper Inc. is the proper Claimant for those Statements of
10 Claimant listed on Attachment B.
11
12

13 This Order does not relieve BHP Copper Inc. from the payment of any fees normally
14 assessed by the Arizona Department of Water Resources for filings associated with a change in
15 name.
16

17
18 
19 Susan Ward Harris
20 Special Master
21
22

23 On February 22, 2019, the original of the foregoing was
24 delivered to the Clerk of the Maricopa County Superior
25 Court for filing and distributing a copy to all persons
26 listed on the Court-approved mailing lists for the listed
27 contested cases.
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ATTACHMENT A

Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "MAGMA COPPER COMPANY", CHANGING ITS NAME FROM "MAGMA COPPER COMPANY" TO "BHP COPPER INC.", FILED IN THIS OFFICE ON THE THIRTEENTH DAY OF FEBRUARY, A.D. 1996, AT 3 O'CLOCK P.M.



Edward J. Freel

Edward J. Freel, Secretary of State

AUTHENTICATION:

DATE:

7848921

03-01-96

0701612 8100

960060429

2-13-96

CERTIFICATE OF AMENDMENT
OF
RESTATED CERTIFICATE OF INCORPORATION

MAGMA COPPER COMPANY, a corporation organized and existing under
and by virtue of the General Corporation Law of the State of Delaware,

DOES HEREBY CERTIFY:

FIRST: That the Board of Directors of said corporation, by unanimous written consent of its members, filed with the minutes of the Board, adopted a resolution proposing and declaring desirable of the following amendment to the Restated Certificate of Incorporation of said corporation:

RESOLVED, that Article I of the Restated Certificate of Incorporation of this corporation be amended to read in its entirety:

ARTICLE I

The name of the corporation is BHP COPPER INC. (the "Corporation").

SECOND: That in lieu of a meeting and vote of the stockholder, the stockholder has given unanimous written consent to said amendment in accordance with the provisions of Section 228 of the General Corporation Law of the State of Delaware.

THIRD: That the aforesaid amendment was duly adopted in accordance with the applicable provisions of Sections 242 and 228 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF said MAGMA COPPER COMPANY has caused this Certificate to be signed by Marsh Campbell, its Vice President and attested by Andrew Bradley, its Secretary, this 9th day of February, 1996.

MAGMA COPPER COMPANY

By M. H. Campbell
Vice President

ATTEST:

Andrew Bradley
Secretary

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ATTACHMENT B

Magma Copper Company Statements of Claimant
(as identified by query of ADWR Statements of Claimant Database)

39-2457	39-3166	39-34621	39-4649
39-2458	39-3167	39-34622	39-4650
39-2762	39-3168	39-34623	39-4661
39-3146	39-3169	39-34624	39-4662
39-3147	39-3170	39-34625	39-4663
39-3148	39-3171	39-4609	39-4664
39-3149	39-3172	39-4610	39-4665
39-3150	39-3173	39-4611	39-4671
39-3151	39-3174	39-4612	39-4672
39-3152	39-3175	39-4613	39-4673
39-3153	39-3176	39-4614	39-4674
39-3154	39-3177	39-4615	39-4675
39-3155	39-3178	39-4616	39-5227
39-3156	39-3179	39-4617	39-5228
39-3157	39-3180	39-4618	39-5229
39-3158	39-3181	39-4619	39-5230
39-3159	39-3182	39-4620	39-5231
39-3160	39-34613	39-4621	39-5231
39-3161	39-34614	39-4629	39-5232
39-3162	39-34615	39-4638	39-5234
39-3163	39-34616	39-4645	39-5235
39-3164	39-34617	39-4647	39-567
39-3165	39-34620	39-4648	