

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

September 12, 2019

CLERK OF THE COURT

SPECIAL WATER MASTER
SUSAN HARRIS

T. DeRaddo

Deputy

In Re: Ruben and Delta Bryce,
Contested Case No. W1-11-3386

FILED: 9/23/2019

In Re: The General Adjudication
of All Rights to Use Water in the
Gila River System and Source

In re: Status Conference

MINUTE ENTRY

Courtroom: CCB 301

2:20 p.m. This is the time set for a status conference involving Watershed File Report 115-05-AC-007.

Counsel, Mark McGinnis appears in person on behalf of Salt River Project.

Also present are land owners, Jan Rogers, trustee of the Greta Bergen Trust; Larri Tearman (trust beneficiary/successor trustee), Mark Allen, trustee of the Logene Allen Trust, and Tim Rogers.

The following attorneys and parties appear telephonically:

- John Frazone, land owner
- Elizabeth Hilliard, Claimant
- Brad Pew on behalf of ASARCO
- Carla A. Consoli on behalf of the AZ Chapter of the Nature Conservancy
- Lucas Christian on behalf of the Tonto Apache Tribe
- Laurel A. Herrmann on behalf of the San Carlos Apache Tribe
- John D. Burnside on behalf of BHP Copper
- Kimberly Parks on behalf of ADWR

- Jay Tomkus on behalf of the Yavapai Apache Nation and observing on behalf of the Pascua Yaqui Tribe
- Curtis Zinger (trust beneficiary)
- Kerry Bryce grandson of Ruben and Delta Bryce (beneficiary of Greta Bergen Trust)
- Sherry Zinger as co-trustee of the Greta Bergen Trust

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

Discussion is held regarding the status of the Statements of Claimant (SOCs) that have not been assigned from the original claimants to the current landowners.

A Statement of Claimant was filed by Jan Rogers and Larri Tearman's grandmother, Delta Bryce, who is now deceased. Delta Bryce's daughters, Greta Bergen and Logene Allen are also deceased, but an assignment of statement of claim was not made into either of their trusts. The granddaughters of Delta Bryce, Jan Rogers and Larri Tearman, have not assigned the SOC into the proper trusts.

Kimberly Parks reports that she may be able to assist Jan Rogers and Larri Tearman in resolving this problem. Ms. Parks shall review all documents provided by the trustees of the Greta Bergan Trust and Logene Allen Trust (deeds and trust documents) to determine the best way to proceed.

Jan Rogers as trustee and Larri Tearman as a representative of the trustee state that they intend to pursue a claim for water rights for the land held in trust.

IT IS ORDERED that by **October 15, 2019** ADWR shall schedule and hold a meeting with the representatives of the trustees and the trustees of the Greta Bergan Trust and Logene Allen Trust and the Objectors to determine if the objections to the potential water rights set forth in Watershed File Report 115-05-AC-007 can be resolved.

2:31 p.m. Matter concludes.

A copy of this order is mailed to all parties on the Court-approved mailing list for this case.