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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

CONTESTED CASE NOS. W1-11-2798,  
W1-11-2877

ORDER TO INITIATE CONTESTED  
CASES AND  
ORDER TO CONSOLIDATE

CONTESTED CASE NAME: *In re Asarco –Diversion*  
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.  
DESCRIPTIVE SUMMARY: The Special Master initiates contested case W1-11-2798 and W1-11-2877 to address objections to watershed file reports 114-01-005 and 114-04-035. The cases are consolidated under Contested Case No. **W1-11-2798**.  
NUMBER OF PAGES: 15  
DATE OF FILING: June 7, 2018

This case involves claims for water used for mining, irrigation and other uses. This Order initiates a contested case to resolve objections to watershed file report 114-01-005 and 114-04-035 published in the Final San Pedro River Watershed Hydrographic Survey Report

1 (1991). Copies of the watershed file reports are attached as Attachment A. Copies of  
2 objections will be posted on the What's New page under the case name and number at the  
3 following website:

4 <http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication>

5 **WFR 114-01-005**

6 The watershed file report lists Statements of Claimant 39-2272, 39-2481, 39-2484, 39-  
7 12014, and 39-12015 as the applicable adjudication filings. McFarland & Hullinger filed  
8 Statement of Claimant 39-2272, which has not been assigned or amended according to the  
9 public records maintained by ADWR. Asarco Incorporated filed Statements of Claimant 39-  
10 2481, 39-2484, 39-12014 and 39-12015. Asarco Inc. is described by the Arizona Corporation  
11 Commission as an inactive corporation because it has merged with another entity. Based on  
12 the public records maintained by the Pinal County Assessor's Office, Asarco Inc. is named as  
13 the owner of the relevant land described as the places of use.

14 **WFR 114-04-035**

15  
16 The watershed file report lists diversions for mining and other uses. It lists Statement of  
17 Claimant 39-4004, 39-12019, 39-13817, 39-13818 as the applicable adjudication filings for the  
18 potential water rights. Kennecott Copper Corporation filed Statements of Claimant 39-4004  
19 and 39-12019, which have not been assigned or amended according to the public records  
20 maintained by ADWR. Kennecott Corporation is described by the Arizona Corporation  
21 Commission as an inactive corporation and no statutory agent is listed. Asarco Inc. filed  
22 Statements of Claimant 39-13817 and 39-13818. Based on the public records maintained by  
23 the Pinal County Assessor's Office, Asarco Inc., Asarco LLC and Asarco Conservation  
24 Foundation are named as the owners of land in sections 28 and 33 T6S R16E, land included in  
25 the described as the places of use.

26 **IT IS ORDERED:**

27 1. Contested Case, Consolidation, Designation and Docket Number. This  
28 contested case initiates case nos. W1-11-2798 and W1-11-2877 to address objections to

1 watershed file reports 114-01-005 and 114-04-035. The two contested cases are consolidated  
2 under *In re Asarco –Diversion*, Contested Case No. W1-11-2798.

3 2. Litigants. The litigants in this contested case are the claimants, all persons who  
4 filed objections to the listed watershed file reports who are listed on Attachment B, and  
5 claimants who are allowed to intervene by order.

6  
7 3. Court-Approved Mailing List.

8 A. The initial Court-approved mailing list for this case shall include all  
9 persons listed on Attachment C to this order. A courtesy copy of this Order  
10 shall be sent to the statutory agent for Asarco LLC and Asarco Conservation  
11 Foundation. The list may be modified only by filing a motion with the Special  
12 Master to amend the Court-approved mailing list. Litigants are responsible for  
13 using the current Court-approved mailing list.

14 B. A copy of any pleading filed with the Clerk of the Maricopa County  
15 Superior Court in this case shall be served upon each person listed on the Court-  
16 approved mailing list.

17 C. Claimants wishing to be added or removed from the mailing list shall file  
18 a motion with the Special Master. Parties allowed to intervene will be  
19 automatically added to the mailing list.

20  
21  
22 4. Courtesy Email List.

23 The Special Master's office will email courtesy copies of orders and minute  
24 entries entered in this case to persons listed on Attachment C upon request.

25 Requests for inclusions on the email list should be sent to Barbara Brown at  
26 [brownb099@superiorcourt.maricopa.gov](mailto:brownb099@superiorcourt.maricopa.gov).

1 An initial scheduling conference to address a discovery plan, potential issues,  
2 anticipated motions and any other matters the litigants deem relevant to be included in a Case  
3 Management Order shall be held on July 11, 2018 at 2:00 p.m. before:

4 Special Master Susan Ward Harris  
5 Superior Court of Arizona  
6 201 West Jefferson Street  
7 Courtroom 301  
8 Phoenix, AZ 85003-2202

9 Instructions for telephonic appearance:

10 Dial: 602-506-9695 (local)

11 1-855-506-9695 (toll free long distance)

12 Dial Participant Pass Code 357264#

13  
14   
15 SUSAN WARD HARRIS  
16 Special Master  
17  
18

19 On June 7, 2018, the original of the foregoing was  
20 delivered to the Clerk of the Maricopa County Superior  
21 Court for filing and distributing a copy to all persons  
22 listed on the Court-approved mailing list for this  
23 contested case, a copy of which is attached hereto as  
Attachment C and to all persons listed on the Court-  
approved mailing list for the Gila River Adjudication W-  
1, W-2, W-3, W-4 (Consolidated).

24   
25 Barbara Brown

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**ATTACHMENT A**

|               |                |
|---------------|----------------|
| LAND OWNER    | WATERSHED FILE |
| ASARCO, INC.  | REPORT NUMBER  |
| (HAYDEN UNIT) | 114-01-005     |

A P P L I C A B L E F I L I N G S A N D D E C R E E S

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES

| FILING NUMBER | FILING STATUS | USES       | QUANTITY IN AFA | USE LOCATION SECTION | TWNP | RNGE | CLAIM DATE | DIVERSION LOCATION SECTION | TWNP | RNGE |
|---------------|---------------|------------|-----------------|----------------------|------|------|------------|----------------------------|------|------|
| 39-0002272    |               | MINING     |                 |                      |      |      |            |                            |      |      |
| 39-0002481    |               | IRRIGATION | 763.00          | 25                   | 050S | 150E | 1946       | NESWSE25                   | 050S | 150E |
| 39-0002484    |               | MINING     | 3.00            |                      |      |      | 1970       | SWNWNE25                   | 050S | 150E |
| 39-0002485    |               | OTHER      | 617.00          |                      |      |      | 1967       | NWNWSE25                   | 050S | 150E |
| 39-0002486    |               | OTHER      | 494.00          |                      |      |      | 1967       | SWSWNE25                   | 050S | 150E |
| 39-0012014    |               | MINING     | 494.00          |                      |      |      | 1967       | SWNESE25                   | 050S | 150E |
| 39-0012015    |               | MINING     | 617.00          |                      |      |      | 1946       | NESWSE25                   | 050S | 150E |

D W R A N A L Y S I S O F F I L I N G S A N D D E C R E E S

| FILING NUMBER | USES CLAIMED OR REFERENCED | USES FOUND BY DWR | APPLIES TO DIVERSIONS | APPLIES TO PWR NUMBERS |
|---------------|----------------------------|-------------------|-----------------------|------------------------|
| 39-0002272    | MINING                     | MINING            | W04                   | DV099                  |
| 39-0002481    | IRRIGATION                 | NONE              | W01                   | DV099                  |
| 39-0002484    | MINING                     | MINING            | W04                   | DV099                  |
| 39-0002485    | OTHER                      | NONE              | W02                   |                        |
| 39-0002486    | OTHER                      | NONE              |                       |                        |
| 39-0012014    | MINING                     | MINING            | W03                   | DV099                  |
| 39-0012015    | MINING                     | MINING            | W01                   | DV099                  |

D I V E R S I O N S

| DIV # | SECTION  | TWNP | RNGE | DIVERSION NAME | WATER SOURCE AND CLASSIFICATION                       |
|-------|----------|------|------|----------------|---|
| W01   | NESESE25 | 050S | 150E | S-3-A          | GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER           |
| W02   | NWNWSE25 | 050S | 150E | S-2-A          | GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER<br>UNUSED |
| W03   | SESESE25 | 050S | 150E | S-4-A          | GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER           |
| W04   | SWNWNE25 | 050S | 150E | M-1            | GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER<br>UNUSED |

U S E S

| PWR # | SECTION | TWNP | RNGE | SUPPLIED BY DIVERSIONS | WATER SOURCES        | PHOTO DATE | SOURCE CHANGE | FACILITY NAME |
|-------|---------|------|------|------------------------|----------------------|------------|---------------|---------------|
| DV099 | SESE25  | 050S | 150E | W01, W03               | GROUNDWATER : ZONE 1 | 1987       | NO            |               |

P W R S U M M A R Y

| PWR # | APPLICABLE ADJ FILINGS   | APPLICABLE PRE FILINGS | *APPARENT FIRST USE DATE* DATE BASIS FOR DATE | WATER SOURCES AND CLASSIFICATIONS           |
|-------|--|------------------------|---|---|
| DV099 | 39-0002272<br>39-0002481<br>39-0002484<br>39-0012014<br>39-0012015 | NONE                   | 1948 CLAIMANT INFO                            | GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER |
| NONE  | 39-0002485<br>39-0002486   | NONE                   |   |   |

## Q U A N T I T I E S O F U S E

| DIVERSION<br>PWR NOS. | DIVERSION<br>CAPACITY | MAXIMUM<br>DEMAND RATE | DECREED<br>RATE | CERTIFICATED<br>RATE | ESTIMATED VOLUME<br>DIVERTED |
|-----------------------|-----------------------|------------------------|-----------------|----------------------|------------------------------|
| DV099                 |                       |                        |                 |                      | 1138.0 AFA                   |

## E X P L A N A T I O N

## FILINGS AND DECREES

FILING 39-2481 - CLAIMS AN IRRIGATION WATER USE. NO IRRIGATION WAS FOUND AT THE CLAIMED LOCATION.

FILINGS 39-2485 & 39-2486 - CLAIM OTHER WATER USES. THE CLAIMED "OTHER" WATER USES ARE FOR INDUSTRIAL/MINING PURPOSES. NO INDUSTRIAL/MINING USES WERE FOUND AT THE CLAIMED LOCATIONS.

FILINGS 39-12014 & 39-12015 - CLAIM OTHER WATER USES. THE CLAIMED "OTHER" WATER USES ARE FOR INDUSTRIAL/MINING PURPOSES.

## DIVERSIONS

W1 & W3 - WELLS PROVIDE WATER FOR INDUSTRIAL/MINING USES AT THE ASARCO HAYDEN SMELTER, LOCATED OUTSIDE OF THE SAN PEDRO RIVER WATERSHED.

W2 & W4 - UNUSED WELLS.

## USES AND RESERVOIRS

DV99 - DIVERSION OF WATER (BY WELLS W1 & W3) FROM THE SAN PEDRO RIVER WATERSHED TO THE ASARCO MINING OPERATION AT HAYDEN, WHICH IS LOCATED IN THE UPPER GILA RIVER WATERSHED. FOR MORE INFORMATION ON THE ASARCO, INC. HAYDEN UNIT, SEE THE MAJOR USERS REPORTS IN VOLUME 1.

|                            |                |
|----------------------------|----------------|
| LAND OWNER                 | WATERSHED FILE |
| -----                      | REPORT NUMBER  |
| ASARCO, INC.<br>(RAY UNIT) | 114-04-035     |

A P P L I C A B L E F I L I N G S A N D D E C R E E S

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES

| FILING NUMBER | FILING STATUS | USES                                     | QUANTITY IN AFA | USE LOCATION SECTION | TWNP | RNGE | CLAIM DATE | DIVERSION SECTION | LOCATION TWNP | RNGE |
|---------------|---------------|--|-----------------|----------------------|------|------|------------|-------------------|---------------|------|
| 36-0018826    |               | DOMESTIC MUNICIPAL MINING                | 7272.00         |                      |      |      | 1873       | SWNE33            | 060S          | 160E |
| 36-0018827    |               | COMMERCIAL/IND DOMESTIC MUNICIPAL MINING | 7272.00         |                      |      |      | 1873       | SWNE33            | 060S          | 160E |
| 36-0018828    |               | COMMERCIAL/IND DOMESTIC MUNICIPAL MINING | 7272.00         |                      |      |      | 1873       | NWNE33            | 060S          | 160E |
| 36-0018829    |               | COMMERCIAL/IND DOMESTIC MUNICIPAL MINING | 7272.00         |                      |      |      | 1873       | SWSE28            | 060S          | 160E |
| 36-0018830    |               | COMMERCIAL/IND DOMESTIC MUNICIPAL MINING | 7272.00         |                      |      |      | 1873       | SWSE28            | 060S          | 160E |
| 36-0018831    |               | COMMERCIAL/IND DOMESTIC MUNICIPAL MINING | 7272.00         |                      |      |      | 1873       | NWSE28            | 060S          | 160E |
| 39-0004004    |               | IRRIGATION                               | 4243.00         |                      |      |      | 1873       | SWSW33            | 060S          | 160E |
|               |               | DOMESTIC STOCK                           | 2.00<br>10.00   |                      |      |      |            | NWSW33            | 060S          | 160E |
|               |               | MINING                                   |                 |                      |      |      |            | NESW33            | 060S          | 160E |
| 39-0012019    |               | DOMESTIC MINING                          | 7272.00         |                      |      |      | 1965       | NWSWNE33          | 060S          | 160E |
|               |               | MINING                                   |                 |                      |      |      |            | SWSWNE33          | 060S          | 160E |
| 39-0013817    |               | OTHER                                    |                 |                      |      |      |            | NENWNE33          | 060S          | 160E |
| 39-0013818    |               | COMMERCIAL/IND                           | 3225.00         | SWSE11               | 050S | 150E |            | SWNESW23          | 050S          | 150E |
|               |               |  |                 |                      |      |      |            | NESENW23          | 050S          | 150E |

D W R A N A L Y S I S O F F I L I N G S A N D D E C R E E S

| FILING NUMBER | USES CLAIMED OR REFERENCED | USES FOUND BY DWR          | APPLIES TO DIVERSIONS | APPLIES TO PWR NUMBERS |
|---------------|----------------------------|----------------------------|-----------------------|------------------------|
| 36-0018826    | DOMESTIC MUNICIPAL MINING  | MUNICIPAL MUNICIPAL MINING | WO2                   | DV099                  |
| 36-0018827    | DOMESTIC MUNICIPAL MINING  | MUNICIPAL MUNICIPAL MINING | WO1                   | DV099                  |
| 36-0018828    | DOMESTIC MUNICIPAL MINING  | MUNICIPAL MUNICIPAL MINING | WO3                   | DV099                  |
| 36-0018829    | DOMESTIC MUNICIPAL MINING  | MUNICIPAL MUNICIPAL MINING | WO4                   |                        |
| 36-0018830    | DOMESTIC MUNICIPAL MINING  | MUNICIPAL MUNICIPAL MINING | WO5                   | DV099                  |
| 36-0018831    | DOMESTIC MUNICIPAL MINING  | MUNICIPAL MUNICIPAL MINING | WO6                   | DV099                  |
| 39-0004004    | IRRIGATION                 | MUNICIPAL MUNICIPAL MINING | WO1, WO2, WO3         | DV099                  |
|               | DOMESTIC STOCK             | MUNICIPAL MUNICIPAL MINING | WO5                   |                        |
| 39-0012019    | DOMESTIC MUNICIPAL MINING  | MUNICIPAL MUNICIPAL MINING | WO1, WO2, WO3         | DV099                  |
|               |                            |                            | WO5                   |                        |



| FILING NUMBER | USES CLAIMED OR REFERENCED | USES FOUND BY DWR  | APPLIES TO DIVERSIONS | APPLIES TO PWR NUMBERS |
|---------------|----------------------------|--------------------|-----------------------|------------------------|
| 39-0013817    | OTHER                      | OTHER              | WO2,WO3,WO5<br>WO7    | DVO99                  |
| 39-0013818    | MUNICIPAL<br>OTHER         | MUNICIPAL<br>OTHER | WO7                   | DVO99                  |

D I V E R S I O N S

| DIV # | SECTION  | TWNP | RNGE | DIVERSION NAME | WATER SOURCE AND CLASSIFICATION             |
|-------|----------|------|------|----------------|---|
| WO1   | SWSWNE33 | 060S | 160E | WELL #8        | GROUNDWATER : ZONE 2                        |
| WO2   | NESWNE33 | 060S | 160E | WELL #5        | GROUNDWATER : ZONE 2                        |
| WO3   | SENWNE33 | 060S | 160E | WELL #10       | GROUNDWATER : ZONE 2                        |
| WO4   | SESWSE28 | 060S | 160E | WELL #11       | GROUNDWATER : ZONE 2<br>UNUSED              |
| WO5   | NESWSE28 | 060S | 160E | WELL #12       | GROUNDWATER : ZONE 2                        |
| WO6   | NWNWSE28 | 060S | 160E | WELL #13       | GROUNDWATER : ZONE 2<br>UNUSED              |
| WO7   | NESENW23 | 050S | 170E | UNNAMED        | GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER |

U S E S

| PWR # | SECTION | TWNP | RNGE | SUPPLIED BY DIVERSIONS | WATER SOURCES                                | PHOTO DATE | SOURCE CHANGE | FACILITY NAME |
|-------|---------|------|------|------------------------|--|------------|---------------|---------------|
| DVO99 | NE33    | 060S | 160E | WO1,WO2,WO3<br>WO5,WO7 | GROUNDWATER : ZONE 1<br>GROUNDWATER : ZONE 2 | 1984       | NO            |               |

P W R S U M M A R Y

| PWR # | APPLICABLE ADJ FILINGS                               | APPLICABLE PRE FILINGS   | *APPARENT FIRST USE DATE* | WATER SOURCES AND CLASSIFICATIONS                                      |
|-------|--|--|---------------------------|--|
| DVO99 | 39-0004004<br>39-0012019<br>39-0013817<br>39-0013818 | 36-0018826<br>36-0018827<br>36-0018828<br>36-0018830<br>36-0018831<br>36-0018829 | 1964 CLAIMANT INFO        | GROUNDWATER : ZONE 1 OF THE<br>SAN PEDRO RIVER<br>GROUNDWATER : ZONE 2 |
| NONE  | NONE   |  |                           |  |

Q U A N T I T I E S O F U S E

| DIVERSION PWR NOS. | DIVERSION CAPACITY | MAXIMUM DEMAND RATE | DECREED RATE | CERTIFICATED RATE | ESTIMATED VOLUME DIVERTED |
|--------------------|--------------------|---------------------|--------------|-------------------|---------------------------|
| DVO99              |                    |                     |              |                   | 1053.0 AFA                |

E X P L A N A T I O N

FILINGS AND DECREES

FILING 39-13817 - ALSO CLAIMS A WELL WHICH IS UTILIZED SOLELY FOR THE MONITORING OF GROUND-WATER. THIS WELL IS LOCATED OUTSIDE OF THE SAN PEDRO RIVER WATERSHED.  
 FILING 39-13818 - CLAIMS COMMERCIAL AND INDUSTRIAL WATER USES WHICH ARE LOCATED OUTSIDE OF THE SAN PEDRO RIVER WATERSHED.

DIVERSIONS

W1-W3, W5 & W7 - WELLS PROVIDE WATER FOR MINING AND OTHER WATER USES OUTSIDE OF THE SAN PEDRO RIVER WATERSHED.  
 W4 & W6 - UNUSED WELLS.

USES AND RESERVOIRS

DV99 - DIVERSION OF WATER (BY WELLS W1-W3, W5 & W7) FROM THE SAN PEDRO RIVER WATERSHED TO THE TO ASARCO MINING OPERATION IN RAY, WHICH IS LOCATED IN THE UPPER GILA RIVER WATERSHED. FOR MORE INFORMATION ON THE ASARCO, INC. RAY UNIT, SEE THE MAJOR USERS REPORTS IN VOLUME 1.

DISPOSITION OF LAND OWNER/CLAIMANT COMMENTS

A COMMENT WAS RECEIVED WHICH PROVIDED INFORMATION ON OWNERSHIP CHANGES.

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**ATTACHMENT B**

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ASARCO LLC  
Lauren Caster, Brian Heiserman and Bradley Pew  
Fennemore Craig, P.C.  
2394 East Camelback Road, Ste 600  
Phoenix AZ 85016-3429

City of Phoenix  
Charles Cahoy, Brad Holm and Monique Coady  
Phoenix City Attorney's Office  
200 West Washington Street, 13<sup>th</sup> Floor  
Phoenix AZ 85003-1611

Gila River Indian Community  
Linus Everling and Thomas L. Murphy  
Gila River Indian Community  
Office of the General Counsel  
P. O. Box 97  
Sacaton, AZ 85147

R.L. D. Irrevocable Trust  
c/o D. Deen  
P.O. Box 51  
Winkelman AZ 85192

Salt River Valley Water Users' Association's and the Salt River Project Agricultural  
Improvement and Power District  
John B. Weldon, Jr. and Mark A. McGinnis  
Salmon, Lewis & Weldon PLC  
2850 E Camelback Rd, Ste 200  
Phoenix, AZ 85016

San Carlos Apache Tribe  
Tonto Apache Tribe  
Joe P. Sparks and Laurel A. Herrmann  
the Sparks Law Firm, P.C.  
7503 First Street  
Scottsdale, AZ 85251-4573

U. S. Department of Justice  
F. Patrick Barry  
Environment and Natural Resources  
P. O. Box 7611  
Washington DC 20044-7611

1 U. S. Department of Justice  
2 R. Lee Leininger  
3 Natural Resources Section  
4 999 18<sup>th</sup> Street, So Terrace, Ste 370  
5 Denver, CO 80202

6 Yavapai-Apache Nation  
7 Camp Verde Reservation  
8 Susan B. Montgomery, Robyn L. Interpreter,  
9 and Jay Tomkus  
10 Montgomery & Interpreter, PLC  
11 3301 E. Thunderbird Road  
12 Phoenix, AZ 85032

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**ATTACHMENT C**

Court Approved Mailing List  
In re ASARCO–Diversion, Contested Case No. W1-11-2798  
W1-11-2798 (13 Names)  
Prepared by the Special Master  
6/6/2018

---

Brad Holm and Monique Coady  
Phoenix City Attorney's Office  
200 West Washington Street,  
13th Floor  
Phoenix, AZ 85003-1611

Charles L. Cahoy, Asst. City  
Attorney  
Phoenix City Attorney's Office  
200 W. Washington 13th Flr.  
Phoenix, AZ 85003

CT Corporation System  
3800 North Central Ave. Ste  
460  
Phoenix, AZ 85012

F. Patrick Barry  
U.S. Department of Justice  
Environment and Natural  
Resources  
P. O. Box 7611  
Washington, DC 20044-7611

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Herrmann  
The Sparks Law Firm, P.C.  
7503 First Street  
Scottsdale, AZ 85251-4573

John B. Weldon, Jr. and Mark  
A. McGinnis  
Salmon, Lewis & Weldon PLC  
2850 E Camelback Rd, Ste  
200  
Phoenix, AZ 85016

Kimberly R. Parks and Janet L.  
Miller  
Arizona Department of Water  
Resources  
P. O. Box 36020  
Phoenix, AZ 85067

L. J. Caster, B.J. Heiserman, B.  
J. Pew  
Fennemore Craig, P.C.  
2394 East Camelback Road  
Ste 600  
Phoenix, AZ 85016-3429

Linus Everling and Thomas L.  
Murphy  
Gila River Indian Community  
Office of the General Counsel  
P. O. Box 97  
Sacaton, AZ 85147

R. L. D. Irrevocable Trust, c/o  
D. Deen  
P. O. Box 51  
Winkelman, AZ 85192

R. Lee Leininger  
U.S. Department of Justice  
Natural Resources Section  
999 18th Street, So Terrace,  
Suite 370  
Denver, CO 80202

S. Montgomery, R. Interpreter,  
J. Tomkus  
Montgomery & Interpreter, PLC  
3301 E. Thunderbird Road  
Phoenix, AZ 85032

Susan Ward Harris  
Special Master  
Central Court Building, Ste 3A  
201 West Jefferson  
Phoenix, AZ 85003-2205