

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CLERK OF THE COURT

January 20, 2022

SPECIAL WATER MASTER  
SUSAN HARRIS

T. DeRaddo

Deputy

In Re: Forest Service – Coronado  
National Forest  
Contested Case No. W1-11-0539

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)

FILED: 1/27/2022

Status Conference: WFR: 111-22-ABC-002  
San Pedro River Watershed Hydrographic  
Survey Report

**MINUTE ENTRY**

Central Court Building - 301

2:30 p.m. This is the time set for a telephonic/ virtual Status Conference before Special Water Master, Susan Harris, to review the status of this matter. All parties and counsel appear virtually via the Teams/Court Connect application.

**Appearances are as follows:**

Kimberly Parks for Arizona Department of Water Resources (ADWR)

Brad Pew on behalf of ASARCO

John Burnside for BHP Copper

Charles Cahoy for the City of Phoenix

Tom Murphy for the Gila River Indian Community

Laurel Herrmann for The San Carlos Apache Tribe

Richard Palmer for the Tonto Apache Tribe

Sue Montgomery for the Yavapai Apache Nation and observing for the Pascua Yaqui Tribe  
Michael Foy for Salt River Project (SRP)

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

The Court reports that it has received returned mail from H.L. Lawrence, which was sent to the last known address and returned as undeliverable.

**IT IS ORDERED** that H.L. Lawrence is removed from the court-approved mailing list.

LET THE RECORD REFLECT that counsel, Lee Leininger, on behalf of the United States, is not currently present; however, a paralegal for Mr. Lee Leininger informs the Court that Mr. Leininger requests a few minutes to join this meeting.

2:44 p.m. The Court stands at recess.

3:00 p.m. Court reconvenes with respective counsel present.

Lee Leininger is now present.

Mr. Leininger reports that the Forest Service conducted an investigation on this land and concluded that there is not a well on the land. The Forest Service could not find an irrigation use on the land. Mr. Leininger states that he has information that may assist ADWR to review well identification and help with any corrections of the well locations. He states that there is a surface water diversion that is out of the streams adjacent to the Forest Service boundaries. Mr. Leininger believes that this diversion could be misinterpreted as a diversion off the Federal land.

Mr. Leininger reports that the United States is not making a claim for water rights. He is unsure if anyone else could make a claim for water rights on the adjacent land.

Ms. Parks reports that she does not have any updated information, only what is in the original report and does not take a position.

A Statement of Claimant in this case was not filed by the United States. The Court does not intend to dismiss Statement of Claimant 39-3330 filed by H. L Lawrence, but does intend to dismiss this case dealing with the claimed water rights for the property investigated in WFR 111-22-ABC-002.

The Court will take no further action with respect to WFR 111-22-ABC-002.

**IT IS FURTHER ORDERED** dismissing Contested Case No. W1-11-0539.

Mr. Leininger states that he will provide his updated information to ADWR.

3:07 p.m. Matter concludes.

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