

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

December 1, 2023

CLERK OF THE COURT

SPECIAL WATER MASTER
SHERRI ZENDRI

T. DeRaddo
Deputy

In re: Edgar and Lorraine Dinwiddie
Contested Case No. W1-11-1350

FILED: December 4, 2023

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

STATUS CONFERENCE

Central Court Building – Courtroom 301

10:04 a.m. This is the time set for a Status Conference before Special Water Master Sherri Zendri. All parties appear virtually/telephonically via the Teams / Court Connect application. Lupita Ramirez Dinwiddie and Javier Nohos, appear in person.

The following attorneys and parties appear virtually or/telephonically via the Teams / Court Connect application:

- Elizabeth Carmona Maya, Court Interpreter for Court Interpretation and Translation Services
- Doug Newborn on behalf of Shelly Scriven, who is the personal representative for the Estate of Keith Dinwiddie, son of Edgar and Lorraine Dinwiddie
- Shelly Scrivens is present telephonically
- Laurel Herrmann on behalf of the San Carlos Apache Tribe
- Katrina Wilkinson on behalf of Salt River Project
- Brad Pew on behalf of ASARCO
- Alex Corcoran Chan (paralegal) is listening in for attorney Susan Montgomery on behalf of the Yavapai Apache Nation and observing for the Pasqua Yaqui Tribe
- Mark Weiderschein, Alexa Penalosa and Laura Boyer, on behalf of the United States and the Bureau of Land Management

- John Burnside for BHP Copper
- Kimberly Parks on behalf of the Arizona Department of Water Resources
- Katya Lancero observing on behalf of the Navajo Nation
- Sunshine Manuel on behalf of the Gila River Indian River Community

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

The purpose of today's hearing is to determine the status of this matter, the status of the Probate Case, and whether the stay in this matter should continue.

Doug Newborn requests informs the Court that he has not filed a Notice of Appearance in this matter. He makes an oral request to appear on behalf of Shelly Scriven.

IT IS ORDERED granting Mr. Newborn's oral request to appear. Mr. Newborn will be added to the Court Approved Mailing List for this contested case.

Mr. Newborn states that he must process a series of Quiet Title actions on various properties. He informs the Court that he first will file letters under A.R.S. § 12-1103 that give (Lupita Dinwiddie) 20 days to respond and file a Quit Claim Deed. If she does not file a Quit Claim Deed, the Estate of Keith Dinwiddie will prevail. It also states that the Court may allow attorneys' fees and costs to be assessed.

Mr. Newborn states that he will send out the letters to Ms. Dinwiddie by the end of December 2023. If Ms. Dinwiddie responds within 20 days and approves and signs a Quit Claim Deed(s), this situation will be resolved. If not, Mr. Newborn will proceed with a Quiet Title action over the properties involved in this action.

The Court states that the property ownership issues have not yet been resolved, which is the reason this case was stayed. The Court inquires of the other parties, as stated above, whether anyone has objections to continuing the stay for 30 days.

There being no objections from the other parties,

IT IS ORDERED continuing the stay in this matter for 30 days, or until **January 1, 2024**, or until the Court is advised by Mr. Newborn or Ms. Scriven about the progress or problems that has/have occurred in this matter.

IT IS FURTHER ORDERED Mr. Newborn shall file a Notice to the Court when the letters have been sent.

IT IS FURTHER ORDERED that a Status Report shall be filed by Mr. Newborn six months after the letters have gone out and the Notice to the Court as stated above, has been submitted.

When asked by the Court, Ms. Dinwiddie states that she has no questions.

10:16 a.m. Matter concludes.

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