

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

02/12/2021

CLERK OF THE COURT

SPECIAL WATER MASTER
SUSAN WARD HARRIS

A Parmar
Deputy

FILED: February 19, 2021

In re: Robert T. & Patsy Ruth Mueller
Contested Case No. W1-11-2618
and
In re: George & Nancy Mueller
Contested Case No. W1-11-2619

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

MINUTE ENTRY

Central Court Building – Courtroom 301

1:09 p.m. This is the time set for a Status Conference before Special Water Master Susan Ward Harris to discuss the Water Shed File Report 11309-CC-034.

The following attorneys appear telephonically:

- John Burnside on behalf of BHP Copper
- Laurel A. Hermann and Joe P. Sparks on behalf of the San Carlos Apache Tribe
- Michael Foy and Mark McGinnis on behalf of the Salt River Project (“SRP”)
- Sue Montgomery on behalf of Yavapai Apache Nation (and observing on behalf of the Pascua Yaquai Tribe)
- Kimberly R. Parks on behalf of Arizona Department of Water Resources (“ADWR”)
- Bradley Pew on behalf of American Smelting and Refining Company (“ASARCO”)
- Sharon Horning, daughter of Nancy Muller, is present on behalf of her mother.

Discussion is held regarding Watershed File Report 113-09-CC-034 which is the subject of contested case W1-11-2618.

LET THE RECORD REFLECT that the property included in the boundaries of Watershed File Report 113-09-CC-034 adjoins the property that is the subject of Watershed File Report 113-09-CC-035 that is the subject of contested case W1-11-2619. The two properties had originally been designated as two separate tax parcels resulting in two contested case numbers. Ms. Horning reports that the two properties are now one tax parcel and there is only one residence on the properties. Ms. Horning states that she does wish to make a claim for domestic use on the adjoining property. Given that the two properties are designated as one tax parcel, all parties agree that water rights for the two properties should be addressed together in one case. Ms. Horning further stated that she has prepared a draft abstract and distributed it to the parties.

By agreement of the parties,

IT IS FURTHER ORDERED that SRP will make its proposed changes to the abstract prepared by Ms. Horning and distribute the revised abstract to the other parties. The legal description should include both parcels of land with the domestic potential water right number provided by ADWR unless the parties agree otherwise. SRP shall file the stipulated abstract (if an agreement is reached among all of the parties) **by April 5, 2021**. If the parties are unable to come to an agreement and a stipulated abstract is not filed by April 5, 2021, the Court will set a Status Conference to discuss any claims or objections.

1:21 p.m. Matter concludes.

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