

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

11/04/2021

SPECIAL WATER MASTER SUSAN WARD HARRIS

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

Contested Case No. W1-11-3407

Contested Case Name In Re SLD-Magoffin III

In Re: Status Conference

CLERK OF THE COURT

L. Brown

Deputy

FILED: 11/29/2021

MINUTE ENTRY

Central Court Building- Courtroom 301

3:49 p.m. This is the time set for a Status Conference In Re SLD Magoffin III
before Special Master Susan Ward Harris.

The following attorneys and parties appear via Court Connect/ Microsoft Teams
and via telephone:

- Mark McGinnis on behalf of Salt River Project (“SRP”)
- Carla Consoli on behalf of Arizona Chapter The Nature Conservancy
- Kimberly Parks, on behalf of Arizona Department of Water Resources (“ADWR”)
- Lauren Mulhearn observing on behalf of the Tonto Apache Tribe
- Joseph Sparks on behalf of San Carlos Apache Tribe

- Kevin Crestin on behalf of the Arizona State Land Department
- Anna Magoffin on behalf of the Matthew Magoffin and Magoffin Family Trust
- Leroy Zatchek on behalf of the Hughes Zatchek Trust
- David Brown and Garrett Perkins observing on behalf of Michael and Susan Cavender
- Brad Pew on behalf of ASARCO
- Robin Interpreter on behalf of the Yavapai Apache Nation
- Thomas Murphy on behalf of Gila River Indian Community
- John Burnside on behalf of BHP Copper

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

The Court states this case concerns claims made by Mrs. Magoffin that identify PM Barr Well as the source of water.

Mrs. Magoffin states that would be another one that is in section 21 and it was not on any of the maps. It is probably not in the right report. I have filed and we have a statement of claims 36-106063 filed on October 29, 2021 and they put that through.

The Court states so this well is in southwest quarter of section 21 Township 7 South Range 20 East?

Mrs. Magoffin states it would be in section 21, southeast, northeast, southwest.

The Court states so it is in the southwest quarter of section 21? That is not in 39-2154, so I am trying to figure out what case it is in. I think the case W1-11-3395 deals with the southwest quarter of section 21 Township 7 South Range 20 East. Are all of your remaining issues with regard to the southwest quarter of section 21?

Mrs. Magoffin states PM Barr would be in the southeast quarter and Long Hollow would be southwest quarter of section 21.

The Court states southeast section 21, I don't think there was any watershed report done for that area.

This matter is concluded and no further action is to be taken in this case.

3:58 p.m. Matter concludes.

LATER: The PM Bar Well, as later identified by Mrs. Magoffin by well registration no. 55-645603, is located in the southeast quarter of Section 21 T7S R20E. Watershed File Report 115-06-005 considered in this contested case does not include the southeast quarter of section 21 T7S R20E. No Watershed File Report exists that covers the land in the southeast quarter of section 21 T7S R20E on which well registration no.55-645603 is located and for which Mrs. Magoffin filed a Statement of Claim on August 17, 2021.

NOTE: All court proceedings are recorded digitally and not by a court reporter. The parties or counsel may request a CD of the proceedings. For copies of hearings or trial proceedings recorded previously, please call Electronic Records Services at 602-506-7100.

Ex parte communications with the court about this case are forbidden.

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

