

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA

IN CHAMBERS (X) IN OPEN COURT ()

SPECIAL MASTER GEORGE A. SCHADE, JR.
Presiding

IN RE THE GENERAL ADJUDICATION
OF ALL RIGHTS TO USE WATER IN THE
GILA RIVER SYSTEM AND SOURCE

DATE: September 27, 2012

*In re San Pedro Riparian National Conservation
Area*

CIVIL NO. W1-11-232
(Consolidated)

In re Redfield Canyon Wilderness Area

CIVIL NO. W1-11-2664
(Consolidated)

In re Powers Garden Administrative Site

CIVIL NO. W1-11-3423

ORDER SETTING CONFERENCE
AND ORAL ARGUMENT ON
NOVEMBER 28, 2012

CONTESTED CASE NAME: *In re San Pedro Riparian National Conservation Area; In re Redfield Canyon Wilderness Area; and In re Powers Garden Administrative Site.*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.

DESCRIPTIVE SUMMARY: The Special Master sets a conference on November 28, 2012, to consider certain matters in these contested cases and hear oral argument on a motion of the United States filed in *In re Redfield Canyon Wilderness Area.*

NUMBER OF PAGES: 3.

DATE OF FILING: September 27, 2012.

The Special Master will hold a conference to consider certain matters in these contested cases. Previously, parties were informed of the choice of two dates for the conference and were asked to state their preference.

These cases are in different stages of litigation. Quantification issues are at the forefront of the first case listed below. In the second matter, the parties have different views about how to proceed, even whether to proceed, and of the role and scope of the technical assistance of the Arizona Department of Water Resources (“ADWR”). In the third case, a mutual resolution is anticipated.

The following matters will be considered at the conference:

1. *In re San Pedro Riparian National Conservation Area*

- A. Comments filed regarding ADWR’s *Report Concerning Federal Reserved Water Rights Claims for SPRNCA* (May 2012)
- B. Use of ADWR’s Land Ownership Report and supplements
- C. Scope of future proceedings
- D. Time lines for future proceedings
- E. Role of the Contested Case Steering Committee, and
- F. Instituting a settlement process.

2. *In re Redfield Canyon Wilderness Area*

- A. Oral argument will be heard on the Motion of the United States for Clarification or, Alternatively, Further Request to Stay, responses, and reply, and
- B. Time lines, if any, for future proceedings.

3. *In re Powers Garden Administrative Site*

- A. Status of negotiations to conclude this case by agreement, and
- B. Time lines for future proceedings.

4. The most effective use of ADWR’s technical assistance in these cases.

5. Any other matters that will expedite the conclusion of these cases.

IT IS ORDERED:

1. Setting a conference on **Wednesday, November 28, 2012, at 9:00 a.m. (MST)**, in Courtroom 903, Maricopa County Superior Court, Central Court Building, 201 West Jefferson, Phoenix, Arizona 85003 to consider the foregoing matters. Telephonic

access will be provided. Parties who wish to participate in the conference by telephone will call 1-877-820-7831 and dial the Participant Passcode 2743132 followed by the pound key (#). The pound key is not dialed before the passcode. Each participant will bear any long distance telephonic charges.

2. Suspending all future pending deadlines in the briefing schedule of *In re Redfield Canyon Wilderness Area* until further order.

3. Requesting parties who file pleadings concerning any of these cases to use the caption for the specific contested case and not the caption of this order.

DATED: September 27, 2012.

/s/ George A. Schade, Jr.
GEORGE A. SCHADE, JR.
Special Master

On September 27, 2012, three duplicate originals of the foregoing were delivered to the Clerk of the Maricopa County Superior Court for filing in each contested case and distributing a copy to all persons listed on the Court approved mailing lists for Contested Cases No. W1-11-232, W1-11-2664, and W1-11-3423 dated July 17, 2012.

/s/ Barbara K. Brown
Barbara K. Brown