

MARICOPA COUNTY CLERK OF SUPERIOR COURT

W1-11-232

In re San Pedro Riparian National Conservation Area

Doc. No	File Date	Document Description
188	01-15-2013	MINUTE ENTRY <u>SUMMARY</u> : This is the time set for a conference and oral argument pursuant to the Special Master's Order of December 13, 2012. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 3
189	01-24-2013	ORDER CONCERNING THE SCOPE AND ISSUES FOR AN EVIDENTIARY HEARING ON FEDERAL RESERVED WATER RIGHTS CLAIM <u>SUMMARY</u> : The Special Master gives parties sixty (60) days to recommend issues for an evidentiary hearing concerning the reserved water rights claims of the United States. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 4

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190	03-11-2013	<p>FENNEMORE CRAIG, P.C.'S NOTICE OF CHANGE OF MAILING ADDRESS AND REQUEST THAT CHANGE BE REFLECTED IN THE COURT APPROVED MAILING LIST</p> <p><u>SUMMARY</u>: Fennemore Craig, P.C. provides notice of change of address and requests that the change be reflected in the Court Approved Mailing List. <u>CLAIMANT NO</u>: 39-U8-62699, et al. <u>PAGES</u>: 2</p>
191	03-19-2013	<p>NOTICE OF APPEARANCE ON BEHALF OF FREEPORT-MCMORAN CORPORATION</p> <p><u>SUMMARY</u>: Notice of appearance of Fennemore Craig, P.C. as co-counsel of record on behalf of Freeport-McMoRan Corporation. <u>CLAIMANT NO</u>: 39-02297 et al. <u>PAGES</u>: 3</p>
192	03-29-2013	<p>FREEPORT-MCMORAN CORPORATION'S RECOMMENDATIONS FOR ISSUES TO BE CONSIDERED AT AN EVIDENTIARY HEARING CONCERNING THE QUANTIFICATION OF THE RESERVED WATER RIGHTS CLAIMS OF THE UNITED STATES FOR SPRNCA</p> <p><u>SUMMARY</u>: Freeport-McMoRan Corporation submits its recommendations for issues to be considered in this next phase of the Contested Case. <u>CLAIMANT NO</u>: 39-02297 et al. <u>PAGES</u>: 7</p>
193	03-29-2013	<p>ASARCO LLC'S RECOMMENDATIONS FOR ISSUES TO BE CONSIDERED DURING THE NEXT EVIDENTIARY HEARING CONCERNING THE UNITED STATES' RESERVED RIGHT CLAIMS FOR THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA</p> <p><u>SUMMARY</u>: ASARCO submits its recommendation of issues to be considered during the next evidentiary hearing in the San Pedro Riparian National Conservation Area Contested Case. <u>CLAIMANT NO</u>: 39-U8-62699 et al. <u>PAGES</u>: 11</p>
194	03-29-2013	<p>BELLA VISTA WATER COMPANY, INC., PUEBLO DEL SOL WATER COMPANY AND THE CITY OF SIERRA VISTA RESPONSE TO JANUARY 24, 2013 ORDER</p> <p><u>SUMMARY</u>: Bella Vista Water Company, Inc., Pueblo del Sol Water Company and the City of Sierra Vista file their response to Special Master George Schade, Jr.'s January 24, 2013 Order permitting parties to file suggestions (up to 5 issues each) for issues to be considered at an evidentiary hearing on the quantification of the reserved water rights claims of the United States for the conservation area. <u>CLAIMANT NO</u>: 39-02498, et al. <u>PAGES</u>: 4</p>
195	03-29-2013	<p>SALT RIVER PROJECT'S RECOMMENDATIONS FOR ISSUES TO BE CONSIDERED AT AN EVIDENTIARY HEARING</p> <p><u>SUMMARY</u>: The Salt River Project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association submit these recommendations on issues to be considered at an evidentiary hearing. <u>CLAIMANT NO</u>: 39-07-1040, et al. <u>PAGES</u>: 7</p>

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196	04-02-2013	RECOMMENDATIONS FOR ISSUES TO BE CONSIDERED AT AN EVIDENTIARY HEARING <u>SUMMARY</u> : The United States submits its recommendations for issues to be considered in the quantification for the federal reserved water right. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 4

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197	05-29-2013	ORDER DESIGNATING THE ISSUES FOR AN EVIDENTIARY HEARING ON FEDERAL RESERVED WATER RIGHTS CLAIMS AND DETERMINING RELATED ISSUES <u>SUMMARY</u> : The Special Master designates the issues for an evidentiary hearing on the quantification of the reserved water rights claims of the United States, determines several issues related to the hearing, and sets certain time lines. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 8

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198	07-08-2013	PIMA COUNTY'S MOTION TO BE ADDED TO THE COURT APPROVED MAILING LIST <u>SUMMARY</u> : Counsel for Pima County, Harlan Agnew and Michael McNulty hereby move to be added to the Court Approved Mailing List in the above case, and for that change to be reflected in the court approved mailing list. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 6
199	07-18-2013	ORDER ADDING PIMA COUNTY TO THE COURT APPROVED MAILING LIST FOR THIS CASE <u>SUMMARY</u> : The Special Master grants the motion of Pima County to be added to the Court approved mailing list for this case. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 2
200	07-22-2013	ASARCO LLC'S MOTION FOR SUMMARY JUDGMENT ON ISSUES DESIGNATED FOR BRIEFING BY THE ORDER DESIGNATING THE ISSUES FOR AN EVIDENTIARY HEARING ON FEDERAL RESERVED WATER RIGHTS CLAIMS AND DETERMINING RELATED ISSUES <u>SUMMARY</u> : ASARCO moves for summary judgment on issues the Special Master designated for briefing in the San Pedro Riparian National Conservation Area Contested Case. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 13
201	07-22-2013	BELLA VISTA WATER COMPANY, INC., PUEBLO DEL SOL WATER COMPANY AND THE CITY OF SIERRA VISTA MOTION TO LIMIT FEDERAL RESERVED RIGHT <u>SUMMARY</u> : Bella Vista Water Company, Inc., Pueblo del Sol Water Company and the City of Sierra Vista move to limit any federal reserve right to the minimum quantity needed to fulfill SPRNCA's primary purposes, but not exceeding the amount of unappropriated water available for such purposes as of November 18, 1988. <u>CLAIMANT NO</u> : 39-020498, et al. <u>PAGES</u> : 4
202	07-22-2013	FREEMPORT-McMoRan CORPORATION'S MOTION CONCERNING THE WELL-ESTABLISHED "MINIMAL NEED" AND "THEN UNAPPROPRIATED" LIMITATIONS AND THEIR CLEAR APPLICABILITY TO THE RESERVED RIGHTS CLAIMED FOR SPRNCA <u>SUMMARY</u> : Freeport-McMoRan Corporation submits its motion concerning the well-established "minimal need" and "then unappropriated" rules and their clear applicability to the reserved rights claimed for the San Pedro Riparian National Conservation Area. <u>CLAIMANT NO</u> : 39-02297, et al. <u>PAGES</u> : 17
203	07-22-2013	SRP'S MOTION FOR SUMMARY JUDGMENT <u>SUMMARY</u> : The Salt River Project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association file their motion for summary judgment on issues identified by the Special Master. <u>CLAIMANT NO</u> : 39-07-1040, et al. <u>PAGES</u> : 7

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204	07-24-2013	REPORT OF THE STEERING COMMITTEE <u>SUMMARY</u> : The United States submits a report of the steering committee regarding the contested case for the San Pedro Riparian National Conservation Area. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 7
205	07-24-2013	UNITED STATES' MOTION AND MEMORANDUM IN SUPPORT OF AN ORDER REGARDING THE ISSUES DESIGNATED FOR BRIEFING <u>SUMMARY</u> : The United States submits its memorandum in response to the Court's request for briefing on two designated cases. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 8

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206	08-07-2013	<p>ORDER SETTING TIME LINES FOR DISCLOSURE STATEMENTS, DISCOVERY, EXPERT REPORTS, MOTIONS, TECHNICAL INVESTIGATIONS, AND A STATUS CONFERENCE</p> <p><u>SUMMARY</u>: The Special Master adopts the time lines recommended by the Steering Committee for filing disclosure statements, commencing and completing discovery, filing expert reports, filing substantive motions including motions in limine on the issues designated for hearing, and scheduling a status conference.</p> <p><u>CLAIMANT NO</u>: None given.</p> <p><u>PAGES</u>: 7</p>
207	08-23-2013	<p>RESPONSE OF BELLA VISTA WATER COMPANY, INC., PUEBLO DEL SOL WATER COMPANY AND THE CITY OF SIERRA VISTA TO: 1) SALT RIVER PROJECT MOTION FOR SUMMARY JUDGMENT; 2) UNITED STATES MOTION FOR ORDER; 3) FREEPORT MCMORAN CORPORATIONS MOTION; 4) ASARCO LLC'S MOTION FOR SUMMARY JUDGMENT</p> <p><u>SUMMARY</u>: Bella Vista Water Company, Inc., Pueblo del Sol Water Company and the City of Sierra Vista response to SRP Motion for Summary Judgment, US Motion for Order, Freeport-McMoRan Corporations Motion and ASARCO LLC's Motion for Summary Judgment.</p> <p><u>CLAIMANT NO</u>: None given.</p> <p><u>PAGES</u>: 5</p>
208	08-23-2013	<p>ASARCO LLC'S CONSOLIDATED RESPONSE TO THE UNITED STATES' MOTION AND MEMORANDUM IN SUPPORT OF AN ORDER REGARDING THE ISSUES DESIGNATED FOR BRIEFING AND SALT RIVER PROJECT'S MOTION FOR SUMMARY JUDGMENT</p> <p><u>SUMMARY</u>: ASARCO LLC responds to the motions filed by the United States and Salt River Project on issues designated for briefing in the San Pedro Riparian National Conservation Area Contested Case.</p> <p><u>CLAIMANT NO</u>: 39-U8-62699, et al.</p> <p><u>PAGES</u>: 12</p>
209	08-23-2013	<p>SRP'S RESPONSE TO MOTIONS FILED BY PARTIES REGARDING LEGAL ISSUES IDENTIFIED BY THE SPECIAL MASTER</p> <p><u>SUMMARY</u>: The Salt River Project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association file their response to motions filed by the parties pursuant to the Special Master's May 29, 2013 Order.</p> <p><u>CLAIMANT NO</u>: 39-07-1040, et al.</p> <p><u>PAGES</u>: 7</p>
210	08-27-2013	<p>UNITED STATES' RESPONSE TO MOTIONS AND MEMORANDA SUBMITTED REGARDING THE TWO ISSUES DESIGNATED FOR BRIEFING</p> <p><u>SUMMARY</u>: The United States submits its response to parties' motions and memoranda in response to the Court's request for briefing on two designated issues.</p> <p><u>CLAIMANT NO</u>: None given.</p> <p><u>PAGES</u>: 6</p>

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212	09-13-2013	<p>FREEPORT-MCMORAN CORPORATION'S CONSOLIDATED REPLY IN SUPPORT OF ITS MOTION REGARDING THE "MINIMAL NEED" AND "THEN UNAPPROPRIATED" STANDARDS APPLICABLE TO FEDERAL RESERVED WATER RIGHT CLAIMS</p> <p><u>SUMMARY</u>: Freeport-McMoRan Corporation files its consolidated reply to the responses filed by the United States and the Salt River Project regarding the "minimal need" and "then unappropriated" standards applicable to federal reserved water right claims.</p> <p><u>CLAIMANT NO</u>: 39-02297, et al.</p> <p><u>PAGES</u>: 14</p>
213	09-13-2013	<p>SRP'S REPLY IN SUPPORT OF ITS MOTION FOR SUMMARY JUDGMENT</p> <p><u>SUMMARY</u>: The Salt River Project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association file their reply in support of their motion for summary judgment on issues identified by the Special Master.</p> <p><u>CLAIMANT NO</u>: 39-07-1040, -1041, -1998, -1206, -1207; 39-0550053, -50054, -50055; 39-L8-35212 and 35213.</p> <p><u>PAGES</u>: 5</p>
214	09-13-2013	<p>REPLY OF BELLA VISTA WATER COMPANY, INC., PUEBLO DEL SOL WATER COMPANY AND THE CITY OF SIERRA VISTA TO RESPONSES OF: 1) SALT RIVER PROJECT; 2) UNITED STATES; 3) FREEPORT MCMORAN CORPORATION; AND 4) ASARCO LLC.</p> <p><u>SUMMARY</u>: Bella Vista Water Company, Inc., Pueblo del Sol Water Company and the City of Sierra Vista reply to responses of SRP, US, Freeport McMoRan and ASARCO.</p> <p><u>CLAIMANT NO</u>: Bella Vista Water Co., Inc: 39-02498; 39-03800; 39-11962 through 39-11965; Pueblo Del Sol Water Co.: 39-11-4262 through 39-11-4264 and 39-11-12704; City of Sierra Vista: 39-1488-89; 39-2752; 39-5807; 39-7844-48; 39-2557-58 and 39-12469.</p> <p><u>PAGES</u>: 5</p>
215	09-13-2013	<p>ASARCO LLC'S CONSOLIDATED REPLY TO THE UNITED STATES' RESPONSE TO MOTIONS AND MEMORANDA REGARDING THE TWO ISSUES DESIGNATED FOR BRIEFING AND SALT RIVER PROJECT'S RESPONSE TO MOTIONS FILED BY PARTIES REGARDING LEGAL ISSUES IDENTIFIED BY THE SPECIAL MASTER</p> <p><u>SUMMARY</u>: ASARCO submits its consolidated reply to the United States' Response to Motions and Memoranda Regarding the Two Issues Designated for Briefing (Aug. 23, 2013) and Salt River Project's Response to Motions Filed by Parties Regarding Legal Issues Identified by the Special Master (Aug. 23, 2013).</p> <p><u>CLAIMANT NO</u>: 39-U8-62699, et al.</p> <p><u>PAGES</u>: 10</p>
216	09-17-2013	<p>UNITED STATES' REPLY TO RESPONSES TO MOTIONS AND MEMORANDA SUBMITTED REGARDING THE TWO ISSUES DESIGNATED FOR BRIEFING</p> <p><u>SUMMARY</u>: The United States submits its consolidated reply to responses to parties' motions and memoranda in response to the Court's request for briefing on two designated issues.</p> <p><u>CLAIMANT NO</u>: None given.</p> <p><u>PAGES</u>: 6</p>

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217	10-17-2013	ORDER DETERMINING THE ISSUES DESIGNATED FOR BRIEFING IN THE ORDER DATED MAY 29, 2013 <u>SUMMARY</u> : The Special Master decides the two issues designated for briefing in the order dated May 29, 2013. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 10

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218	11-27-2013	MOTION TO SUSPEND SCHEDULE AND REQUEST FOR EXPEDITED CONSIDERATION <u>SUMMARY</u> : The United States moves for a suspension of the schedule for this contested case until a final decision in the <i>United States' Motion for, and Memorandum in Support of, a Stay of Proceedings</i> . <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 4

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219	12-09-2013	<p>UNITED STATES' INITIAL DISCLOSURES ON QUANTIFICATION OF THE FEDERAL RESERVED WATER RIGHT</p> <p><u>SUMMARY</u>: The United States' initial disclosure statement pursuant to Arizona Rule of Civil Procedure 26.1 and the Special Master's May 29, 2013 Order.</p> <p><u>CLAIMANT NO</u>: None given.</p> <p><u>PAGES</u>: 8</p>
220	12-10-2013	<p>UNITED STATES' NOTICE OF SUBMISSION OF PHASE TWO INITIAL DISCLOSURE DOCUMENTS</p> <p><u>SUMMARY</u>: United States' notice of submission of phase two initial disclosure documents.</p> <p><u>CLAIMANT NO</u>: None given.</p> <p><u>PAGES</u>: 2</p>
221	12-13-2013	<p>CONSOLIDATED ORDER CONCERNING THE MOTIONS OF THE UNITED STATES FOR A PROTECTIVE ORDER, SUSPEND SCHEDULES, AND FILE A MOTION OUT OF TIME</p> <p><u>SUMMARY</u>: The Special Master transfers to the Adjudication Court the motions of the United States for a protective order and motions to suspend the litigation schedules concerning the active contested cases in the San Pedro River Watershed. The Special Master grants the motion of the United States to file a motion for summary judgment out of time in the contested case <i>In re Redfield Canyon Wilderness Area</i>.</p> <p><u>CLAIMANT NO</u>: None given.</p> <p><u>PAGES</u>: 5</p>
222	12-16-2013	<p>NOTICE THAT THE SAN CARLOS APACHE TRIBE AND TONTO APACHE TRIBE JOIN IN THE UNITED STATES' MOTION TO SUSPEND SCHEDULE</p> <p><u>SUMMARY</u>: The San Carlos Apache Tribe and Tonto Apache Tribe give notice that they join the United States in its Motion to Suspend Schedule, filed November 27, 2013.</p> <p><u>CLAIMANT NO</u>: 39-126, 39-63614 (San Carlos Apache Tribe), 39-50058, 39-12675 (Tonto Apache Tribe).</p> <p><u>PAGES</u>: 3</p>
223	12-17-2013	<p>FREEMPORT-McMoRan CORPORATION'S RESPONSE TO THE UNITED STATES' MOTION TO SUSPEND DEADLINES</p> <p><u>SUMMARY</u>: Freeport-McMoRan Corporation submits its response to the United States' motion to suspend deadlines.</p> <p><u>CLAIMANT NO</u>: 39-02297 <i>et al.</i></p> <p><u>PAGES</u>: 6 + 1 (attachment) = 7 total pages</p>