

**MARICOPA COUNTY CLERK OF SUPERIOR COURT**  
W1-11 (San Pedro River Watershed) Contested Case Docket

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**File Date   Docket No.   Document Description**

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<b>01-07-2008</b>	<b>031</b>	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA UNITED STATES' INITIAL DISCLOSURE STATEMENT</b> <u>SUMMARY</u> : The United States' initial disclose statement pursuant to Arizona Rule of Civil Procedure 26.1 and the Special Master's Scheduling order Designing Initial Issues for Briefing, dated June 28, 2007. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 10
<b>01-02-2008</b>	<b>137</b>	<b>W1-11-1174, IN RE: PWR 107 CLAIMS MINUTE ENTRY</b> <u>SUMMARY</u> : it is ordered that will be held on February 20, 2008, at 2:00 (two hours allotted) to determined whether the Court should approve and adopt the Special Master's recommendations. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 1
<b>01-24-2008</b>	<b>032</b>	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA UNITED STATES' NOTICE OF ERRATA</b> <u>SUMMARY</u> : The United States' Notice of Errata to its December 27, 2007 submission of initial disclosure documents and index. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 7

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<b>File Date</b>	<b>Docket No.</b>	<b>Document Description</b>
11-27-2007	178	<b>W1-11-00605, IN RE: FORT HUACHUCA ORAL ARGUMENT</b> <u>SUMMARY</u> : Discussion is held regarding the amount of time allotted to file objections and comments to the Special Master's Report. Mr. Caster suggests that sixty (60) days is adequate. In order to avoid any collateral attack, Ms. Chandley would like to follow A.R.S. 45-257 (A)(2) which provides six (6) months. The Special Master expresses the opinion that the six-month period applies to reports determining water right attributes and is not mandatory when a report applies to a limited focus of issues. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 3
02-25-2008	033	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA NOTICE OF FILING SALT RIVER PROJECT'S INITIAL DISCLOSURE STATEMENT</b> <u>SUMMARY</u> : The Salt River project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association (hereinafter collectively referred to as "SRP") submits comments on the issues proposed to be addressed in the initial phase of briefing on the reserved rights claims for the San Pedro Riparian National Conservation Area. <u>CLAIMANT NO</u> : 39-07-1040, et al. <u>PAGES</u> : 16
02-25-2008	034	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA INITIAL DISCLOSURE STATEMENT OF BELLA VISTA WATER CO., INC., PUEBLO DEL SOL WATER COMPANY AND THE CITY OF SIERRA VISTA</b> <u>SUMMARY</u> : Bella Vista Water Co., Inc., Pueblo Del Sol Water Company and the City of Sierra Vista file their joint Initial Disclosure Statement pursuant to Arizona Rule of Civil Procedure 26.1 and the Special Master's Scheduling Order Designing Initial Issues for Briefing, dated June 28, 2007. <u>CLAIMANT NO</u> : 39-11-2739, et al. <u>PAGES</u> : 10
02-25-2008	035	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA CITY OF MESA NOTICE OF WITHDRAWAL OF OBJECTIONS</b> <u>SUMMARY</u> : Withdrawal by the City of Mesa of objections to the watershed file reports in the Final San Pedro River Watershed Hydrographic Survey Report (1991) to the extent associated with the San Pedro Riparian National Conservation Area. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2
02-25-2008	036	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA NOTICE OF FILING ASARCO LLC'S INITIAL DISCLOSURE STATEMENT REGARDING THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA</b> <u>SUMMARY</u> : ASARCO LLC gives notice of filing its Initial Disclosure Statement regarding the San Pedro Riparian National Conservation Area. <u>CLAIMANT NO</u> : 39-U8-62699, et al. <u>PAGES</u> : 2
02-25-2008	037	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA CITY OF PHOENIX NOTICE OF WITHDRAWAL OF OBJECTIONS</b> <u>SUMMARY</u> : The City of Phoenix hereby serves its notice on behalf of the San Pedro Riparian National Conservation Area as set forth in Watershed File Report Nos. 111-20-032; 111-23-AAA-001; and 112-17-DCD-001. <u>CLAIMANT NO</u> : 39-07-7927, et al. <u>PAGES</u> : 2

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02-25-2008	038	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA BABACOMARI RANCH, LLP'S INITIAL RULE 26.1 DISCLOSURE STATEMENT</b> <u>SUMMARY</u> : Babacomari Ranch Company, LLLP files its Initial Rule 26.1 Disclosure Statement pursuant to the Special Master's June 28, 2007 Scheduling Order. <u>CLAIMANT NO</u> : 39-0004905, et al. <u>PAGES</u> : 4
02-25-2008	039	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA NOTICE OF FILING PHELPS DODGE CORPORATION'S INITIAL RULE 26.1 DISCLOSURE STATEMENT</b> <u>SUMMARY</u> : Phelps Dodge Corporation notifies claimants on the court-approved mailing list for the In Re San Pedro Riparian National Conservation Area contested case that Phelps Dodge Corporation filed its initial disclosure statement with the Court, served its initial disclosure statement on the court-approved mailing list for this contested case, and submitted its initial disclosure statement and disclosed documents to the Arizona Department of Water Resources. <u>CLAIMANT NO</u> : 39-62935, et al. <u>PAGES</u> : 3
02-25-2008	040	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA PHELPS DODGE CORPORATION'S INITIAL RULE 26.1 DISCLOSURE STATEMENT</b> <u>SUMMARY</u> : Phelps Dodge Corporation files its initial disclosure statement pursuant to Arizona Rule of Civil Procedure 26.1 and the Special Master's Scheduling Order Designating Initial Issues for Briefing, dated June 28, 2007. <u>CLAIMANT NO</u> : 39-62935, et al. <u>PAGES</u> : 17
03-07-2008	041	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ORDER GRANTING THE REQUESTS OF THE CITIES OF PHOENIX AND TEMPE TO WITHDRAW THEIR OBJECTIONS</b> <u>SUMMARY</u> : The Special Master grants the request of the City of Phoenix and the City of Tempe to withdraw their objections and removes the Cities from the Court approved mailing list for this contested case. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2
03-10-2008	042	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ORDER NUNC PRO TUNC GRANTING THE REQUESTS OF THE CITIES OF PHOENIX AND MESA TO WITHDRAW THEIR OBJECTIONS</b> <u>SUMMARY</u> : The Special Master grants nunc pro tunc the requests of the City of Phoenix and the City of Mesa to withdraw their objections and removes the Cities from the Court mailing list for this contested case. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2

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03-10-2008	138	<b>W1-11-1174, IN RE: PWR 107 CLAIMS MINUTE ENTRY</b> <u>SUMMARY</u> : It is ordered: Approving the PWR 107 report and adopting the recommendations contained therein including the amendments submitted by the United States. Also, Directing the Special Master to lodge and serve a revised form of order prior to March 21, 2008. Any objections to the amended form of order shall be filed and lodged with the Court prior to April 4, 2008. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 3
03-21-2008	139	<b>W1-11-1174, IN RE: PWR 107 CLAIMS NOTICE OF LODGING PROPOSED ORDER AND PARTIAL DECREE OF STIPULATED PUBLIC WATER RESERVE NO.107 WATER RIGHTS OF THE UNITED STATES OF AMERICA IN THE SAN PEDRO RIVER WATERSHED</b> <u>SUMMARY</u> : Pursuant to the Court's request, the Special Master lodges a proposed form of order and partial decree. Objections to the proposed order and partial decree must be filled with the Clerk of the Maricopa County Superior Court on or before April 4, 2008. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 5
03-26-2008	002	<b>W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE MOTION FOR EXTENSION OF TIME TO AMEND WATER RIGHT CLAIMS AND SUBMISSION OF LESSEE LIST</b> <u>SUMMARY</u> : The United States moves for an extension of time to amend Statements of Claimants 39-8034 and 39-8321 and to submit a list of names and addresses of current lessees of the current unit associated with the Powers Garden Administrative Site. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 3
04-04-2008	179	<b>W1-11-00605, IN RE: FORT HUACHUCA REPORT OF THE SPECIAL MASTER; MOTION FOR ADOPTION OF REPORT; AND NOTICE FOR FILING OBJECTIONS TO THE REPORT</b> <u>SUMMARY</u> : The Special Master files his report concerning whether federal reserved water rights exist for Fort Huachuca. The report includes findings of fact, conclusions of law, and recommendations for the issues the Special Master designated for briefing. Objections and comments to this report must be filed with the Clerk of the Superior Court of Maricopa County on or before Wednesday, October 1, 2008. Responses to objections shall be filed on or before Monday, December 1, 2008. A hearing on any objections and comments will be held at a time and place to be set by the Court. Attachment: Report's transcript of proceedings (oral argument). <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 193
04-07-2008	003	<b>W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE ORDER GRANTING THE UNITED STATES TO AMEND STATEMENTS OF CLAIMANT AND PROVIDE A LIST OF CURRENT LESSEES, PERMITTEES, AND ALLOTTEES AND EXTENDING THE TIME TO FILE MOTIONS TO INTERVENE AND COMMENTS</b> <u>SUMMARY</u> : The Special Master grants the request of the United States for an extension of time until April 28,2008, to file amendments to its statements of claimant and a list of the names and addresses of current lessees, permittees, and allottees, if any, and extends the time until May 30, 2008, to file motions to intervene and comments. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2

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04-28-2008	140	<b>W1-11-1174, IN RE: PWR 107 CLAIMS ORDER AND PARTIAL DECREE OF STIPULATED PUBLIC WATER RESERVE NO.107 WATER RIGHTS OF THE UNITED STATES OF AMERICA IN THE SAN PEDRO RIVER WATERSHED</b> <u>SUMMARY</u> : IT IS ORDERED: that the fourteen abstracts of water rights shall be incorporated in the tabulations or lists of all water rights and their relative priorities in the Gila River System and Source in the form that the Court shall determine to be most appropriate. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 3
04-30-2008	141	<b>W1-11-1174, IN RE: PWR 107 CLAIMS ORDER AND PARTIAL DECREE OF STIPULATED PUBLIC WATER RESERVE NO. 107 WATER RIGHTS OF THE UNITED STATES OF AMERICA IN THE SAN PEDRO RIVER WATERSHED</b> <u>SUMMARY</u> : Order and partial decree of stipulated public water reserve no. 107 water rights of the United States of America in the San Pedro River Watershed <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 36
04-30-2008	004	<b>W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE NOTICE OF SUBMISSION OF THE AMENDMENTS TO STATEMENT OF CLAIMANT AND SUBMISSION OF LESSEE INFORMATION</b> <u>SUMMARY</u> : The United States provides notice of the submission of amended Statements of Claimants for claim numbers 39-8034 and 39-8321 and the name and address of the current lessee of the unit associated with the Powers Garden Administrative Site. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 22
05-05-2008	180	<b>W1-11-00605, IN RE: FORT HUACHUCA REQUEST FOR COMMENTS</b> <u>SUMMARY</u> : The Special Master requests comments on or before June 20, 2008, concerning any matters that can be addressed at this time. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2
05-30-2008	043	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA NOTICE OF SUBMISSION OF UNITED STATES' FIRST SUPPLEMENTAL DISCLOSURES</b> <u>SUMMARY</u> : The United States provides notice of the submission of its first supplemental disclosures in the contested matter described in Special Master's Scheduling Order Designating Initial Issues for Briefing, dated June 28, 2008. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2 + (2 attachments) = 4

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06-20-2008	181	<p><b>W1-11-00605, IN RE: FORT HUACHUCA ASARCO LLC'S AND ARIZONA WATER COMPANY'S RESPONSE TO SPECIAL MASTER'S REQUEST FOR COMMENTS ON FURTHER PROCEEDINGS IN FORT HUACHUCA CONTESTED CASE</b></p> <p><u>SUMMARY</u>: ASARCO LLC and Arizona Water Company file their Response to the Special Master's Request for Comments dated May 5, 2008, concerning further proceedings in the contested case pending the Court's ruling on objections to the Report dated April 4, 2008.</p> <p><u>CLAIMANT NO</u>: 39-U8-62699 et al.</p> <p><u>PAGES</u>: 3</p>
06-25-2008	005	<p><b>W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE ORDER DIRECTING THE UNITED STATES TO FILE A REPORT CONCERNING SETTLEMENT</b></p> <p><u>SUMMARY</u>: The Special Master directs the United States to file a report on or before December 31, 2008, concerning the efforts made by the parties to resolve their objections and the prospects for a complete settlement.</p> <p><u>CLAIMANT NO</u>: None Given</p> <p><u>PAGES</u>: 2</p>
06-26-2008	044	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA NOTICE OF FILING ASARCO LLC'S FIRST SUPPLEMENTAL DISCLOSURE STATEMENT REGARDING THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA</b></p> <p><u>SUMMARY</u>: ASARCO LLC gives notice of filing its first supplemental disclosure statement regarding the San Pedro Riparian National Conservation Area.</p> <p><u>CLAIMANT NO</u>: 39-U8-62699 et al.</p> <p><u>PAGES</u>: 2</p>
06-27-2008	045	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA STATEMENT OF POSITION OF BELLA VISTA WATER CO., INC., PUEBLO DEL SOL WATER COMPANY AND THE CITY OF SIERRA VISTA ON DESIGNATED ISSUES</b></p> <p><u>SUMMARY</u>: Bella Vista Water Co., Inc., Pueblo Del Sol Water Company and the City of Sierra Vista file their joint Statement of Position on the six (6) designated issues identified By the Special Master's Scheduling Order Designating Initial Issues for Briefing, dated June 28, 2007.</p> <p><u>CLAIMANT NO</u>: 39-11-2739, et al.</p> <p><u>PAGES</u>: 14</p>
06-27-2008	046	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ASARCO LLC'S SEPARATE STATEMENT OF FACTS IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING THE FIRST PHASE OF ISSUES DESIGNATED FOR BRIEFING ON RESERVED RIGHT CLAIM FOR THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA</b></p> <p><u>SUMMARY</u>: ASARCO LLC files its separate statement of facts in support of its motion for partial summary judgment regarding the first phase of issues designated for briefing on the reserved right claim for the San Pedro Riparian National Conservation Area.</p> <p><u>CLAIMANT NO</u>: 39-U8-62699, et al.</p> <p><u>PAGES</u>: 15 (including caption)</p>

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06-27-2008	047	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ASARCO LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING THE FIRST PHASE OF ISSUES DESIGNATED FOR BRIEFING ON RESERVED RIGHT CLAIM FOR THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA</b></p> <p><u>SUMMARY</u>: ASARCO LLC files its Motion for Partial Summary Judgment Regarding the First Phase of Issues Designated for Briefing on Reserved Right Claim for the San Pedro Riparian National Conservation Area.</p> <p><u>CLAIMANT NO</u>: 39-U8-62699, et al.</p> <p><u>PAGES</u>: 16 (including caption)</p>
06-27-2008	048	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA SALT RIVER PROJECT'S STATEMENT OF FACTS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT</b></p> <p><u>SUMMARY</u>: The Salt River Project Agriculture Improvement and Power District and the Salt River Valley Water Users' Association (hereinafter collectively referred to as "SRP") submit their Statement of facts in support of its Motion for Summary Judgment on the six issues identified by the Special Master for briefing.</p> <p><u>CLAIMANT NO</u>: 39-07-1040, et al.</p> <p><u>PAGES</u>: 7</p>
06-27-2008	049	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA APPENDIX TO SALT RIVER MOTION FOR SUMMARY JUDGMENT</b></p> <p><u>SUMMARY</u>: The Salt River Project Agriculture Improvement and Power District and the Salt River Valley Water Users' Association (hereinafter collectively referred to as "SRP") submit Their Appendix to their Motion for Summary Judgment on the six issues identified by the Special Master for briefing.</p> <p><u>CLAIMANT NO</u>: 39-07-1040, et al.</p> <p><u>PAGES</u>: 93</p>
06-27-2008	050	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA SALT RIVER PROJECT'S MOTION FOR SUMMARY JUDGMENT</b></p> <p><u>SUMMARY</u>: The Salt River Project Agriculture Improvement and Power District and the Salt River Valley Water Users' Association (hereinafter collectively referred to as "SRP") submit their Motion for Summary Judgment on the six issues identified by the Special Master for briefing.</p> <p><u>CLAIMANT NO</u>: 39-07-1040, et al.</p> <p><u>PAGES</u>: 10</p>
06-27-2008	051	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA APPENDICES TO ASARCO LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING THE FIRST PHASE OF ISSUES DESIGNATED FOR BRIEFING ON RESERVED RIGHT CLAIM FOR THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA AND SUPPORTING STATEMENT OF FACTS</b></p> <p><u>SUMMARY</u>: ASARCO LLC files Volume One of the Appendices to its Motion for Partial Summary Judgment Regarding the First Phase Of Issues Designated for Briefing on Reserved Right Claim for the San Pedro Riparian National Conservation Area and supporting Statement of facts.</p> <p><u>CLAIMANT NO</u>: 39-U8-62699, et al.</p> <p><u>PAGES</u>: 188 (including tab dividers)</p>

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06-27-2008	052	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA FREEPORT-MCMORAN CORPORATION AND BABACOMARI RANCH COMPANY, LLLP'S MOTION TO STAY BRIEFING ON DESIGNATED ISSUES</b></p> <p><u>SUMMARY</u>: Freeport-McMoRan Corporation ("Freeport-McMoRan") (f/k/a Phelps Dodge Corporation) and Babacomari Ranch Company, LLLP ("Babacomari") hereby submit their motion to stay briefing on the six issues designated by the Special Master in the June 27, 2007 scheduling order for the <i>In San Pedro Riparian National Conservation Area</i> contested case.</p> <p><u>CLAIMANT NO</u>: 39-02297, et al.</p> <p><u>PAGES</u>: 5</p>
07-02-2008	053	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA UNITED STATES' MEMORANDUM IN SUPPORT OF MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING SIX ISSUES DESIGNATED FOR DETERMINATION</b></p> <p><u>SUMMARY</u>: The United States' memorandum in support of motion for partial summary judgment regarding six issues designated by the Special Master in his June 28, 2007, scheduling order.</p> <p><u>CLAIMANT NO</u>: None Given</p> <p><u>PAGES</u>: 16</p>
07-02-2008	054	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA UNITED STATES' STATEMENT OF UNDISPUTED MATERIAL FACTS IN SUPPORT OF UNITED STATES' MOTION FOR PARTIAL SUMMARY JUDGMENT</b></p> <p><u>SUMMARY</u>: The United States' statement of facts in support of motion for partial summary judgment regarding six issues designated by the Special Master in his June 28, 2007, scheduling order.</p> <p><u>CLAIMANT NO</u>: None Given</p> <p><u>PAGES</u>: 16</p>
07-02-2008	055	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA UNITED STATES' MOTION FOR PARTIAL SUMMARY JUDGMENT</b></p> <p><u>SUMMARY</u>: The United States' motion for partial summary judgment on six issues related to the United States' entitlement to a federal reserved water right for the San Pedro Riparian National Conservation Area.</p> <p><u>CLAIMANT NO</u>: None Given</p> <p><u>PAGES</u>: 100 +</p>
07-03-2008	056	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA NOTICE OF SERVICE OF THE SIERRA VISTA PARTIES FIRST INFORMAL REQUEST FOR PRODUCTION OF DOCUMENTS TO THE UNITED STATES.</b></p> <p><u>SUMMARY</u>: Attorneys for Bella Vista Water Company, Inc., Pueblo del Sol Water Company and the City of Sierra Vista file this Notice Of Service Of The Sierra Vista Parties First Informal Request For Production Of Documents To The United States.</p> <p><u>CLAIMANT NO</u>: 39-11-2739 et al.</p> <p><u>PAGES</u>: 2</p>

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08-06-2008	057	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ORDER DENYING MOTION TO STAY BRIEFING ON DESIGNATED ISSUES</b> <u>SUMMARY</u> : The Special Master denies the motion of Freeport-McMoRan Corporation and Babacomari Ranch Company LLLP to stay the briefing on the designated issues. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 3
08-06-2008	182	<b>W1-11-00605, IN RE: FORT HUACHUCA SPECIAL MASTER'S RESPONSE TO SUGGESTION</b> <u>SUMMARY</u> : The Special Master declines the suggestion of ASARCO LLC and the Arizona Water Company to allow parties to supplement their disclosures concerning the existence or nonexistence, timing, and extent of any official survey of the boundaries of and the lands within Fort Huachuca. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2
08-25-2008	058	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA MOTION FOR EXTENSION OF TIME TO FILE RESPONSIVE MEMORANDA</b> <u>SUMMARY</u> : The United States' request for a ten day extension of time for the filing of responses to arguments submitted regarding six issues designated by the Special Master in his June 28, 2007, scheduling order. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 3

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- 09-05-2008 059 **W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA JOINT RESPONSE OF BELLA VISTA WATER CO., INC., PUEBLO DEL SOL WATER COMPANY AND THE CITY OF SIERRA VISTA TO UNITED STATES', AND SALT RIVER PROJECT'S AND PARTIAL JOINDER IN ASARCO LLC'S MOTIONS FOR SUMMARY JUDGMENT**  
SUMMARY: Bella Vista water Co., Inc., Pueblo Del Sol Water Company and the City of Sierra Vista file their Joint Response to Motions for Summary Judgment filed by the United States, the Salt River Project and Partial Joinder in ASARCO LLC'S Motion for Partial Summary Judgment on the six (6) issues designated by the Special Master's Scheduling Order, dated June 28, 2007.  
CLAIMANT NO: 39-11-2739 through 39-11-2750 et al.  
PAGES: 10
- 09-05-2008 060 **W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA SALT RIVER PROJECT'S RESPONSE TO STATEMENT OF FACTS**  
SUMMARY: The Salt River Project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association (hereinafter collectively referred to as "SRP") submits their response to the separate statement of facts filed by the United States and ASARCO LLC on June 27, 2008 in support of their motions for summary judgment.  
CLAIMANT NO: 39-07-1040 et al.  
PAGES: 10
- 09-05-2008 061 **W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA FREEPORT-MCMORAN CORPORATION AND BABACOMARI RANCH COMPANY, LLLP'S CONSOLIDATED RESPONSE TO UNITED STATES' MOTION FOR PARTIAL SUMMARY JUDGMENT AND SALT RIVER PROJECT'S MOTION FOR SUMMARY JUDGMENT**  
SUMMARY: Freeport-McMoRan Corporation ("Freeport") (f/k/a Phelps Dodge Corporation) and Babacomari Ranch Company, LLLP ) ("Babacomari") hereby submit their Consolidated Response to United States' Motion for Partial Summary Judgment and Salt River Project's Motion for Summary Judgment filed in the *In re San Pedro Riparian National Conservation area* contested case.  
CLAIMANT NO: 39-02297 et al.  
PAGES: 7
- 09-05-2008 062 **W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA FREEPORT-MCMORAN CORPORATION'S AND BABACOMARI RANCH COMPANY, LLLP's RESPONSE TO SALT RIVER PROJECTS'S STATEMENT OF FACTS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT**  
SUMMARY: Freeport-McMorRan Corporation: (f/k/a Phelps Dodge Corporation) and Babacomari Ranch Company, LLLP submit their response to Salt River Project's Statement of Facts in Support of Motion for Summary Judgment.  
CLAIMANT NO: 39-02297 et al.  
PAGES: 5

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09-05-2008	063	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA FREEPORT-MCMORAN CORPORATION AND BABACOMARI RANCH COMPANY, LLLP's RESPONSE TO UNITED STATES' STATEMENT OF UNDISPUTED MATERIAL FACTS IN SUPPORT OF UNITED STATES' MOTION FOR PARTIAL SUMMARY JUDGMENT</b></p> <p><u>SUMMARY:</u> Freeport-McMoRan Corporation (f/k/a Phelps Dodge Corporation) and Babacomari Ranch Company, LLLP respond to the United States' Statement of Undisputed Facts in Support Of United States' Motion for Partial Summary Judgment.</p> <p><u>CLAIMANT NO:</u> 39-02297 et al.</p> <p><u>PAGES:</u> 6</p>
09-05-2008	064	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA SALT RIVER PROJECT'S RESPONSE TO MOTION FOR SUMMARY JUDGMENT</b></p> <p><u>SUMMARY:</u> The Salt River project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association (hereinafter collectively referred to as "SRP") submits their Response to the Motions for Summary Judgment filed by the United States' ASARCO, LLC, and their Response to the Statement of Position of Bella Vista Water Co., Inc., Pueblo Del Sol Water Company and the City of Sierra Vista on Designated Issues.</p> <p><u>CLAIMANT NO:</u> 39-07-1040 et al.</p> <p><u>PAGES:</u> 11</p>
09-05-2008	065	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ASARCO LLC'S CONSOLIDATED RESPONSE TO THE UNITED STATES' MOTION FOR PARTIAL SUMMARY JUDGMENT AND MEMORANDUM IN SUPPORT, AND SALT RIVER PROJECT'S MOTION FOR SUMMARY JUDGMENT</b></p> <p><u>SUMMARY:</u> Asarco LLC files its consolidated response to the United States' Motion for Partial Summary Judgment, United States' Memorandum in Support of Motion for Partial Summary Judgment Regarding Six Issues Designated for Determination, and Salt River Project's Motion for Summary Judgment, all dated June 27, 2008.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699 et al.</p> <p><u>PAGES:</u> 18</p>
09-05-2008	066	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ASARCO LLC'S RESPONSE TO UNITED STATES' STATEMENT OF UNDISPUTED MATERIAL FACTS IN SUPPORT OF UNITED STATES' MOTION FOR PARTIAL SUMMARY JUDGMENT</b></p> <p><u>SUMMARY:</u> ASARCO LLC files its response to United States' Statement of Undisputed Material Facts in Support of United States' Motion for Partial Summary Judgment.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699 et al.</p> <p><u>PAGES:</u> 7</p>
09-05-2008	067	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ASARCO LLC'S RESPONSE TO SALT RIVER PROJECT'S STATEMENTS OF FACTS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT</b></p> <p><u>SUMMARY:</u> ASARCO LLC files its response to Salt River Project's Statement of Facts in Support of Motion for Summary Judgment.</p> <p><u>CLAIMANT NO:</u> 39-U8-62699 et al.</p> <p><u>PAGES:</u> 5</p>

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<b>09-09-2008</b>	<b>068</b>	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA UNITED STATES'S RESPONSE TO ARGUMENTS REGARDING SIX ISSUES DESIGNATED FOR DETERMINATION</b> <u>SUMMARY</u> : The United States' response to arguments regarding six issues designated by the Special Master in his June 28, 2007, scheduling order. <u>CLAIMANT NO</u> : none given <u>PAGES</u> : 9
<b>09-17-2008</b>	<b>069</b>	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ORDER ANNOUNCING DATE AND LOCATION OF ORAL ARGUMENT</b> <u>SUMMARY</u> : The Special Master sets the date, time, and location of oral argument and requests a schedule of presentation. <u>CLAIMANT NO</u> : none given <u>PAGES</u> : 2

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<b>File Date</b>	<b>Docket No.</b>	<b>Document Description</b>
10-01-2008	183	<b>W1-11-00605, IN RE: FORT HUACHUCA OBJECTIONS OF BELLA VISTA WATER CO., INC., PUEBLO DEL SOL WATER COMPANY AND THE CITY OF SIERRA VISTA TO REPORT OF SPECIAL MASTER AND THE MOTION FOR ADOPTION OF REPORT REGARDING FORT HUACHUCA</b> <u>SUMMARY</u> : Bella Vista Water Co., Inc., Pueblo Del Sol Water Company, and the City of Sierra Vista file their Objections to the Report of the Special Master and his Motion for Adoption of the Report regarding Fort Huachuca. <u>CLAIMANT NO</u> : 39-11-2739 et al. <u>PAGES</u> : 20
10-01-2008	184	<b>W1-11-00605, IN RE: FORT HUACHUCA FREEPORT-MCMORAN CORPORATION'S OBJECTIONS TO THE REPORT OF THE SPECIAL MASTER AND MOTION FOR ADOPTION OF REPORT</b> <u>SUMMARY</u> : Freeport-McMoRan Corporation files its Objections to the Report of the Special Master and Motion for Adoption of Report dated April 4, 2008 filed in In re Fort Huachuca, Contested Case No. W1-11-605. <u>CLAIMANT NO</u> : 39-02297 et al. <u>PAGES</u> : 12
10-01-2008	185	<b>W1-11-00605, IN RE: FORT HUACHUCA ASARCO LLC'S AND ARIZONA WATER COMPANY'S OBJECTIONS TO THE REPORT OF THE SPECIAL MASTER AND MOTION FOR ADOPTION OF REPORT</b> <u>SUMMARY</u> : ASARCO LLC and Arizona Water Company file their Objections to the Report of the Special Master and Motion for Adoption of Report dated April 4, 2008. <u>CLAIMANT NO</u> : 39-U8-62699 et al. <u>PAGES</u> : 28
10-01-2008	186	<b>W1-11-00605, IN RE: FORT HUACHUCA APPENDICES TO ASARCO LLC'S AND ARIZONA WATER COMPANY'S OBJECTIONS TO THE REPORT OF THE SPECIAL MASTER AND MOTION FOR ADOPTION OF REPORT</b> <u>SUMMARY</u> : ASARCO LLC and Arizona Water Company file the Appendices to their Objections to the Report of the Special Master and Motion for Adoption of Report dated October 1, 2008. <u>CLAIMANT NO</u> : 39-U8-62699 et al. <u>PAGES</u> : 138 (including tab dividers)
10-02-2008	187	<b>W1-11-00605, IN RE: FORT HUACHUCA UNITED STATES' OBJECTIONS TO SPECIAL MASTER'S REPORT</b> <u>SUMMARY</u> : The United States responds to the Special Master's Report recommending a federal reserved water right for U.S. Army Post Fort Huachuca. <u>CLAIMANT NO</u> : 39-U8-62699 et al. <u>PAGES</u> : 8
10-10-2008	070	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ASARCO LLC'S CONSOLIDATED REPLY TO THE UNITED STATES' RESPONSE REGARDING SIX ISSUES DESIGNATED FOR DETERMINATION, AND SALT RIVER PROJECT'S RESPONSE TO MOTION FOR SUMMARY JUDGMENT</b> <u>SUMMARY</u> : ASARCO LLC files its consolidated reply to the United States' Response to Arguments Regarding Six Issues Designated for Determination, and Salt River Project's Response to Motion for Partial Summary Judgment, both dated September 5, 2008. <u>CLAIMANT NO</u> : 39-U8-62699 et al. <u>PAGES</u> : 13

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<b>File Date</b>	<b>Docket No.</b>	<b>Document Description</b>
10-10-2008	071	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA NOTICE OF FILING ASARCO LLC'S SECOND SUPPLEMENTAL DISCLOSURE STATEMENT REGARDING THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA</b></p> <p><u>SUMMARY</u>: ASARCO LLC gives notice of filing its second supplemental disclosure statement regarding the San Pedro Riparian National Conservation Area. <u>CLAIMANT NO</u>: 39-U8-62699 et al. <u>PAGES</u>: 2</p>
10-10-2008	072	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ASARCO LLC'S REPLY TO SALT RIVER PROJECT'S RESPONSE TO STATEMENT OF FACTS</b></p> <p><u>SUMMARY</u>: ASARCO LLC files its reply to Salt River Project's Response to Statement of Facts dated September 5, 2008. <u>CLAIMANT NO</u>: 39-U8-62699 et al. <u>PAGES</u>: 3</p>
10-10-2008	073	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA SALT RIVER PROJECT'S REPLY IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT</b></p> <p><u>SUMMARY</u>: The Salt River Project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association (hereinafter collectively referred to as "SRP") submit their Reply in Support of Motion for Summary Judgment. <u>CLAIMANT NO</u>: 39-07-1040 et al. <u>PAGES</u>: 10</p>
10-10-2008	074	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ASARCO LLC'S FIRST SUPPLEMENTAL STATEMENT OF FACTS IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING THE FIRST PHASE OF ISSUES DESIGNATED FOR BRIEFING ON RESERVED RIGHT CLAIM FOR THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA</b></p> <p><u>SUMMARY</u>: ASARCO LLC files its first supplemental statement of facts in support of its motion for partial summary judgment regarding the first phase of issues designated for briefing on the reserved right claim for the San Pedro Riparian National Conservation Area. <u>CLAIMANT NO</u>: 39-U8-62699 et al. <u>PAGES</u>: 3 (including exhibits and dividers)</p>
10-10-2008	075	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA JOINT REPLY OF BELLA VISTA WATER CO., INC., PUEBLO DEL SOL WATER COMPANY AND THE CITY OF SIERRA VISTA TO MOTIONS FOR SUMMARY JUDGMENT ON SIX DESIGNATED ISSUES</b></p> <p><u>SUMMARY</u>: Bella Vista Water Company, Inc., Pueblo del Sol Water Company and the City Of Sierra Vista file their joint replies to motions filed on the six (6) designated issued identified by the Special Master's Scheduling Order Initial Issues for Briefing, dated June 28, 2007. <u>CLAIMANT NO</u>: 39-11-2739 et al. <u>PAGES</u>: 11</p>

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**10-10-2008   076   W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA  
UNITED STATES' REPLY TO RESPONSES REGARDING SIX ISSUES DESIGNATED  
FOR DETERMINATION**  
SUMMARY: The United States' reply to responses regarding six issues designated by the  
Special Master in his June 28, 2007, scheduling order.  
CLAIMANT NO: None Given  
PAGES: 7

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<b>File Date</b>	<b>Docket No.</b>	<b>Document Description</b>
11-05-2008	077	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA SUGGESTED ALLOCATION OF TIME ALLOTTED FOR ORAL ARGUMENT REGARDING CLAIM TO A RESERVED WATER RIGHT FOR THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA</b></p> <p><u>SUMMARY</u>: Suggested allocation of time and order of argument for November 6, 2008 hearing on the United State's claim to a federal reserved water right for the San Pedro Riparian National Conservation Area.</p> <p><u>CLAIMANT NO</u>: None Given</p> <p><u>PAGES</u>: 3 + 100+ (exhibits)</p>
11-18-2008	078	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA MINUTE ENTRY</b></p> <p><u>SUMMARY</u>: IT IS ORDERED that on or before Friday, December 5, 2008, the United States shall supplement its statement of facts in support of its motion for summary judgment to provide evidence of how many acres of public lands comprising the San Pedro Riparian National Conservation Area the United States owned on November 18, 1988.</p> <p><u>CLAIMANT NO</u>: None Given</p> <p><u>PAGES</u>: 3</p>
11-25-2008	079	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ORDER REQUESTING STATUS REPORT FROM THE SAN CARLOS APACHE TRIBE CONCERNING THE RESERVATION'S BOUNDARY</b></p> <p><u>SUMMARY</u>: The Special Master requests a status report from the San Carlos Apache Tribe Concerning the reservation's boundary issued raised in this case.</p> <p><u>CLAIMANT NO</u>: None Given</p> <p><u>PAGES</u>: 2</p>
11-28-2008	188	<p><b>W1-11-00605, IN RE: FORT HUACHUCA MOTION FOR EXTENSION OF TIME TO FILE RESPONSIVE MEMORANDA</b></p> <p><u>SUMMARY</u>: The United States' request for an eighteen day extension of time for the filing of responses to objections to the Special Master's report concerning whether federal reserved water rights exist for Fort Huachuca.</p> <p><u>CLAIMANT NO</u>: None Given</p> <p><u>PAGES</u>: 2</p>

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12-08-2008	080	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA NOTICE OF FILING AFFIDAVIT OF JACKSON C. JOHNSON, RE: CALCULATION OF ACRES COMPRISING THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA, AND ACRES OF FEDERAL LAND WITHIN THE SPRNCA PRE- AND POST DESIGNATION</b></p> <p><u>SUMMARY</u>: Response to bench order regarding the BLM's best calculation of acres comprising the San Pedro Riparian National Conservation Area. <u>CLAIMANT NO</u>: None Given <u>PAGES</u>: 3</p>
12-08-2008	081	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA AFFIDAVIT OF JACKSON C. JOHNSON</b></p> <p><u>SUMMARY</u>: Affidavit of Jackson C. Johnson <u>CLAIMANT NO</u>: None Given <u>PAGES</u>: 6</p>
12-24-2008	082	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA FREEPORT – MCMORAN CORPORATION AND BABACOMARI RANCH COMPANY, LLLP'S OBJECTION TO THE UNITED STATES' NOTICE OF FILING AFFIDAVIT OF JACKSON C. JOHNSON.</b></p> <p><u>SUMMARY</u>: Freeport–McMoran Corporation (f/k/a/ Phelps Dodge Corporation) and Babacomari Ranch LLLP object to the United States' Notice of filing Affidavit of Jackson C. Johnson, Re: Calculation of Acres comprising the San Pedro Riparian National Conservation Area, and Acres of Federal Land Within the SPRNCA Pre- and Post-Designation <u>CLAIMANT NO</u>: 39-02297 et al. <u>PAGES</u>: 5</p>
12-12-2008	189	<p><b>W1-11-00605, IN RE: FORT HUACHUCA MINUTE ENTRY</b></p> <p><u>SUMMARY</u>: It is ordered granting the United States Motion for extension of time to file Responsive Memoranda All parties shall have until December 19, 2008, to file Responsive Memoranda. <u>CLAIMANT NO</u>: None Given <u>PAGES</u>: 1</p>
12-19-2008	190	<p><b>W1-11-00605, IN RE: FORT HUACHUCA BELLA VISTA WATER CO., INC., PUEBLO DEL SOL WATER COMPANY AND THE CITY OF SIERRA VISTA'S REPOSE TO OBJECTIONS AND COMMENTS TO SPECIAL MASTER'S REPORT AND THE MOTION FOR ADOPTION OF REPORT REGARDING FORT HUACHUCA</b></p> <p><u>SUMMARY</u>: Bella Vista Water CO., Inc., Pueblo Del Sol Water Company, and the City of Sierra Vista file their Response to the Objections to the Report of the Special Master and his Motion for Adoption of the Report regarding Fort Huachuca. <u>CLAIMANT NO</u>: 39-11-2739 et al <u>PAGES</u>: 8</p>

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<b>File Date</b>	<b>Docket No.</b>	<b>Document Description</b>
12-19-2008	191	<p><b>W1-11-00605, IN RE: FORT HUACHUCA SALT RIVER PROJECT'S RESPONSE TO OBJECTIONS TO SPECIAL MASTER'S REPORT</b></p> <p><u>SUMMARY</u>: The Salt River Project hereby files its Responses to Objections to the Report of the Special Master by the United States, ASARCO, LLC, and Freeport McMoran and Babocomari Ranch in the matter of <i>In Re Fort Huachuca</i>, Contested Case No. W1-11-605 <u>CLAIMANT NO</u>: None Given <u>PAGES</u>: 16</p>
12-19-2008	192	<p><b>W1-11-00605, IN RE: FORT HUACHUCA ASARCO LLC'S AND ARIZONA WATER COMPANY'S RESPONSE TO THE UNITED STATES' OBJECTIONS TO THE SPECIAL MASTER'S REPORT</b></p> <p><u>SUMMARY</u>: ASARCO LLC and Arizona Water Company file their Response to the United States' Objections to the Special Master's Report dated October 1, 2008. <u>CLAIMANT NO</u>: 39-U8-62699 et al. <u>PAGES</u>: 28</p>
12-19-2008	193	<p><b>W1-11-00605, IN RE: FORT HUACHUCA APPENDICES TO ASARCO LLC'S AND ARIZONA WATER COMPANY'S RESPONSE TO THE UNITED STATES' OBJECTIONS TO THE SPECIAL MASTER'S REPORT</b></p> <p><u>SUMMARY</u>: ASARCO LLC and Arizona Water Company file the Appendices to their Response to the United States' Objections to the Special Master's Report dated October 1, 2008. <u>CLAIMANT NO</u>: 39-U8-62699 et al. <u>PAGES</u>: 76 (including tab dividers)</p>
12-19-2008	194	<p><b>W1-11-00605, IN RE: FORT HUACHUCA FREEPORT-McMORAN CORPORATION'S RESPONSE TO UNITED STATES' OBJECTIONS TO SPECIAL MASTER'S REPORT</b></p> <p><u>SUMMARY</u>: Freeport-McMoRan Corporation files its Response to the United States' Objections to the Special Master's Report dated April 4, 2008 filed in the <i>In Re Fort Huachuca</i>, Contested Case No. W1-11-605. <u>CLAIMANT NO</u>: 39-02297 et al. <u>PAGES</u>: 8</p>
12-29-2008	195	<p><b>W1-11-00605, IN RE: FORT HUACHUCA RESPONSES TO OBJECTIONS TO SPECIAL MASTER'S REPORT AND RECOMMENDATIONS</b></p> <p><u>SUMMARY</u>: Response to objections to the Special Master's report concerning whether federal reserved water rights exist for Fort Huachuca. <u>CLAIMANT NO</u>: None Given <u>PAGES</u>: 19</p>

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- 01-20-2009   196   W1-11-00605, IN RE: FORT HUACHUCA  
NOTICE OF CHANGE OF FIRM NAME**  
SUMMARY: The Navajo Nation notifies the Court of a change in firm name for co-counsel.  
CLAIMANT NO: None Given  
PAGES: 3
- 01-02-2009   006   W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE  
REPORT ON SETTLEMENT OF OBJECTIONS**  
SUMMARY: The United States reports on progress to settle objections to claims to water at the U.S. Forest Service Powers Garden Administrative Site.  
CLAIMANT NO: None Given  
PAGES: 3
- 01-20-2009   007   W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE  
NOTICE OF CHANGE OF FIRM NAME**  
SUMMARY: The Navajo Nation notifies the Court of a change in firm name for co-counsel.  
CLAIMANT NO: None Given  
PAGES: 3

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01-20-2009	196	<b>W1-11-00605, IN RE: FORT HUACHUCA NOTICE OF CHANGE OF FIRM NAME</b> <u>SUMMARY</u> : The Navajo Nation notifies the Court of a change in firm name for co-counsel. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 3
01-02-2009	006	<b>W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE REPORT ON SETTLEMENT OF OBJECTIONS</b> <u>SUMMARY</u> : The United States reports on progress to settle objections to claims to water at the U.S. Forest Service Powers Garden Administrative Site. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 3
01-20-2009	007	<b>W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE NOTICE OF CHANGE OF FIRM NAME</b> <u>SUMMARY</u> : The Navajo Nation notifies the Court of a change in firm name for co-counsel. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 3
03-05-2009	083	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ORDER DETERMINING INITIAL ISSUES DESIGNATED FOR BRIEFING</b> <u>SUMMARY</u> : The Special Master issues his determinations on the initial six issues designated for briefing, requests a report from the Arizona Department of Water Resources, and sets a telephonic conference on April 23, 2009. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 17
03-13-2009	008	<b>W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE ORDER DIRECTING THE UNITED STATES TO FILE A PROPOSED SETTLEMENT AGREEMENT OR A SECOND SUPPLEMENTAL REPORT</b> <u>SUMMARY</u> : The Special Master sets a deadline of April 29, 2009, for the United States to file a proposed settlement agreement, or in the absence of a resolution, a second supplemental report outlining the status of settlement efforts. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2
03-17-2009	197	<b>W1-11-00605, IN RE: FORT HUACHUCA NOTICE OF GILA RIVER INDIAN COMMUNITY'S CHANGE OF ADDRESS</b> <u>SUMMARY</u> : The Gila River Indian Community gives notice of address change for attorneys John T. Hestand, Ruth E. Koester, and Ann Marie Chischilly. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2
03-17-2009	142	<b>W1-11-1174, IN RE: PWR 107 CLAIMS NOTICE OF GILA RIVER INDIAN COMMUNITY'S CHANGE OF ADDRESS</b> <u>SUMMARY</u> : The Gila River Indian Community gives notice of address change for attorneys John T. Hestand, Ruth E. Koester, and Ann Marie Chischilly. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2

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03-17-2009	084	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA NOTICE OF GILA RIVER INDIAN COMMUNITY'S CHANGE OF ADDRESS</b> <u>SUMMARY</u> : The Gila River Indian Community gives notice of address change for attorneys John T. Hestand, Ruth E. Koester, and Ann Marie Chischilly. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2
03-18-2009	009	<b>W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE ORDER NOTICE OF GILA RIVER INDIAN COMMUNITY'S CHANGE OF ADDRESS</b> <u>SUMMARY</u> : The Gila River Indian Community gives notice of address change for attorneys John T. Hestand, Ruth E. Koester, and Ann Marie Chischilly. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2
03-27-2009	143	<b>W1-11-1174, IN RE: PWR 107 CLAIMS STATUS REPORT REGARDING DISCUSSIONS BETWEEN THE SAN CARLOS APACHE TRIBE AND THE UNITED STATES CONCERNING BOUNDARY ISSUES RELATED TO 16 SPRINGS</b> <u>SUMMARY</u> : Staus Report Regarding Discussions between the San Carlos Apache Tribe and The United States Concerning the Location of the San Carlos Apache Indian Reservation Mineral strip's Southwest Boundary, as the Issue Relates to PWR 107 to Claims to Federal Reserved Water Rights from 16 Springs by the United States <u>CLAIMANT NO</u> : 39-07-12676 et al. <u>PAGES</u> : 4

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**04-28-2009   085   W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA  
MINUTE ENTRY**

SUMMARY: The Special Master states the purpose of this conference is to identify issues that can be addressed next to move this case forward.

CLAIMANT NO: None given

PAGES: 2

**05-05-2009   010   W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE ORDER  
SECOND SUPPLEMENTAL REPORT ON SETTLEMENT OF OBJECTIONS**

SUMMARY: The United States files a second supplemental report on progress in settling objections to claims to water at the U.S. Forest Service Powers Garden Administrative Site.

CLAIMANT NO: None given

PAGES: 3

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<b>File Date</b>	<b>Docket No.</b>	<b>Document Description</b>
08-17-2009	144	<p><b>W1-11-1174, IN RE: PWR 107 CLAIMS (Contested Case No.: W1-11-3342)</b> <b>CASE INITIATION ORDER AND DESIGNATION OF INITIAL ISSUES FOR BRIEFING</b></p> <p><u>SUMMARY</u>: The Special Master organizes a contested case to revolve the objections arising from the Final Hydrographic Survey Report for the San Pedro River Watershed concerning the Aravaipa Canyon Wilderness Area, designates seven issues for initial briefing, and sets times for disclosure statements, discovery, and briefing.</p> <p><u>CLAIMANT NO</u>: None given</p> <p><u>PAGES</u>: 11</p>
08-31-2009	086	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA SALT RIVER PROJECT'S STATEMENT OF FACTS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT REGARDING CERTIFICATE OF WATER RIGHT 90103.00</b></p> <p><u>SUMMARY</u>: The Salt River Project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association (hereinafter collectively referred to as "SRP") submit their Statement of Facts in Support of its Motion for Summary Judgment Regarding Certificate of Water Right 90103.00</p> <p><u>CLAIMANT NO</u>: 39-07-1040 et al.</p> <p><u>PAGES</u>: 6</p>
08-31-2009	087	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA SALT RIVER PROJECT'S MOTION FOR SUMMARY JUDGMENT REGARDING ISSUES OF CERTIFICATE OF WATER RIGHT 90130.00</b></p> <p><u>SUMMARY</u>: The Salt River Project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association (hereinafter collectively referred to as "SRP") submit their Motion for Summary Judgment Regarding Certificate of Water Right 90103.00 As set forth in the Special Master's May 1, 2009 Minute Entry Order.</p> <p><u>CLAIMANT NO</u>: 39-07-1040 et al.</p> <p><u>PAGES</u>: 12</p>
08-31-2009	088	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA APPENDIX TO SALT RIVER PROJECT'S STATEMENT OF FACTS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT REGARDING CERTIFICATE OF WATER RIGHT 90103.00</b></p> <p><u>SUMMARY</u>: The Salt River Project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association (hereinafter collectively referred to as "SRP") submit its Appendix to the Statement of Facts in Support of its Motion for Summary Judgment Regarding Certificate of Water Right 90103.00</p> <p><u>CLAIMANT NO</u>: 39-07-1040 et al.</p> <p><u>PAGES</u>: 43</p>
08-31-2009	089	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA APPENDICES TO ASARCO LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING ISSUES POSED BY THE SPECIAL MASTER'S ORDER DESIGNATING ISSUES FOR BRIEFING (MAY 1, 2009) PERTAINING TO CERTIFICATE OF WATER RIGHT NO. 90103.0000 AND SUPPORTING STATEMENT OF FACTS</b></p> <p><u>SUMMARY</u>: ASARCO LLC files the Appendices to its Motion for Partial Summary Judgment Regarding Issues Posed by the Special Master's Order Designating Issues For Briefing (MAY 1, 2009) Pertaining to Certificate to Water Right NO. 90103.0000 and supporting Statement of Facts.</p> <p><u>CLAIMANT NO</u>: 39-U8-62699 et al.</p> <p><u>PAGES</u>: 272</p>

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<b>File Date</b>	<b>Docket No.</b>	<b>Document Description</b>
08-31-2009	090	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA NOTICE OF FILING ASARCO LLC'S THIRD SUPPLEMENTAL DISCLOSURE STATEMENT REGARDING THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA</b></p> <p><u>SUMMARY</u>: ASARCO LLC gives notice of filing its third supplemental disclosure statement regarding the San Pedro Riparian National Conservation Area. <u>CLAIMANT NO</u>: 39-U8-62699 et al. <u>PAGES</u>: 2</p>
08-31-2009	091	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ASARCO LLC'S SEPARATE STATEMENT OF FACTS IN SUPPORT OF MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING ISSUES POSED BY THE SPECIAL MASTER'S ORDER DESIGNATING ISSUES FOR BRIEFING (MAY 1, 2009) PERTAINING TO CERTIFICATE OF WATER RIGHT NO.90103.0000</b></p> <p><u>SUMMARY</u>: ASARCO LLC files its separate statement of facts in support of its motion for partial summary judgment regarding issues posed by the Special Master's Order Designating Issues for Briefing (May 1,2009) pertaining to Certificate of Water Right No.90103.0000, which is held by the United States for the benefit of the San Pedro Riparian National Conservation Area. <u>CLAIMANT NO</u>: 39-U8-62699 et al. <u>PAGES</u>: 13</p>
08-31-2009	092	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ASARCO LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING ISSUES POSED BY THE SPECIAL MASTER'S ORDER DESIGNATING ISSUES FOR BRIEFING (MAY 1, 2009) PERTAINING TO CERTIFICATE OF WATER RIGHT NO.90103.0000</b></p> <p><u>SUMMARY</u>: ASARCO LLC files its motion for partial summary judgment regarding issues posed by the Special Master's Order Designating Issues for Briefing (May 1,2009) pertaining to Certificate of Water Right No.90103.0000, which is held by the United States for the benefit of the San Pedro Riparian National Conservation Area. <u>CLAIMANT NO</u>: 39-U8-62699 et al. <u>PAGES</u>: 15</p>
08-31-2009	093	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA STATEMENT OF POSITION OF BELLA VISTA WATER CO., INC., PUEBLO DEL SOL WATER COMPANY AND THE CITY OF SIERRA VISTA ON TWO ISSUES DESIGNATED MAY 1,2009</b></p> <p><u>SUMMARY</u>: Bella Vista Water co., Inc., Pueblo Del Sol Water Company and the City of Sierra Vista file their joint statement of Position on the two designated issues identified by the Special Master's Scheduling Order Designating issues for briefing, dated May 1, 2009. <u>CLAIMANT NO</u>: 39-11-2739 et al. <u>PAGES</u>: 5</p>
08-31-2009	094	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA MOTION TO STAY REPORT OF ADWR CONCERNING THE SIZE OF THE SPRNCA</b></p> <p><u>SUMMARY</u>: Motion to stay report by ADWR concerning the geographical size and number of acres comprising the San Pedro Riparian National Conservation Area. <u>CLAIMANT NO</u>: None given <u>PAGES</u>: 3</p>

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09-01-2009	145	<b>W1-11-1174, IN RE: PWR 107 CLAIMS (Contested Case No.: W1-11-3342) ARIZONA GAME AND FISH DEPARTMENT NOTICE OF WITHDRAWAL OF CLAIM AND OBJECTION</b> <u>SUMMARY</u> : Notice by State of Arizona Game and Fish Department withdrawal of claim and objection in this contested case. <u>CLAIMANT NO</u> : 39-04871 <u>PAGES</u> : 6
09-04-2009	095	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA UNITED STATES' SUPPLEMENTAL BRIEFING REGARDING THE EFFECT OF THE STATE LAW INSTREAM FLOW RIGHT ON THE FEDERAL RESERVED WATER RIGHT</b> <u>SUMMARY</u> : The United States' supplemental briefing on whether the certificated instream flow right to water in the San Pedro Riparian National Conservation Area (SPRNCA) must be considered in determining the scope and extent of the United States' federal reserved water right. <u>CLAIMANT NO</u> : None given <u>PAGES</u> : 6
09-10-2009	096	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ORDER GRANTING REQUEST TO STAY REPORT OF ADWR AND REQUESTING THE UNITED STATES TO FILE A STATUS TO FILE A STATUS REPORT</b> <u>SUMMARY</u> : The Special Master grants the request of the United States to stay the filing of the Arizona Department of Water Resources' report due on September 11, 2009 and directs the United States to file a status report on or before September 30, 2009. <u>CLAIMANT NO</u> : None given <u>PAGES</u> : 2
09-22-2009	011	<b>W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE ORDER THIRD SUPPLEMENTAL REPORT ON SETTLEMENT OF OBJECTIONS</b> <u>SUMMARY</u> : The United States files a third supplemental report on progress in settling objections to claims to water at the U.S. Forest Service Powers Garden Administrative Site. <u>CLAIMANT NO</u> : None given <u>PAGES</u> : 3

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<b>File Date</b>	<b>Docket No.</b>	<b>Document Description</b>
10-01-2009	097	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA STATUS REPORT CONCERNING ISSUES RELATED TO ADWR'S TECHNICAL REPORT</b> <u>SUMMARY</u> : Status report on issues relating to report by ADWR concerning the geographical size and number of acres comprising the San Pedro Riparian National Conservation Area. <u>CLAIMANT NO</u> : None given <u>PAGES</u> : 11
10-08-2009	098	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ORDER SETTING TELEPHONIC CONFERENCE ON TUESDAY, NOVEMBER 10, 2009</b> <u>SUMMARY</u> : The Special Master will hold a telephonic conference on November 10, 2009, at 9:30 a.m. (MST) to review the status of the pending technical report. <u>CLAIMANT NO</u> : None given <u>PAGES</u> : 2

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<b>File Date</b>	<b>Docket No.</b>	<b>Document Description</b>
11-12-2009	012	<p><b>W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE ORDER ORDER DESIGNATING AN ISSUE FOR BRIEFING</b></p> <p><u>SUMMARY</u>: The Special Master designates an issue for briefing and sets times for disclosure statements, discovery, and briefing.</p> <p><u>CLAIMANT NO</u>: None given</p> <p><u>PAGES</u>: 7 + 1 (attachment) = 8 (total).</p>
11-12-2009	099	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ORDER DIRECTING THE UNITED STATES TO FILE TWO REPORTS</b></p> <p><u>SUMMARY</u>: The Special Master directs the United States to file on or before December 31, 2009, an updated list of the names and addresses of lessees, allottees, and permittees associated with the conservation area, and file a report on or before February 19, 2010, on its efforts to obtain certain documentary information.</p> <p><u>CLAIMANT NO</u>: None given</p> <p><u>PAGES</u>: 2</p>
11-16-2009	198	<p><b>W1-11-00605, IN RE: FORT HUACHUCA ASARCO LLC'S SUPPLEMENTAL CITATION OF LEGAL AUTHORITY</b></p> <p><u>SUMMARY</u>: ASARCO LLC files its Supplemental Citation of Legal Authority.</p> <p><u>CLAIMANT NO</u>: ASARCO LLC: Nos. 39-U8-62699 et al.</p> <p><u>PAGES</u>: 2</p>
11-16-2009	199	<p><b>W1-11-00605, IN RE: FORT HUACHUCA MINUTE ENTRY</b></p> <p><u>SUMMARY</u>: IT IS ORDERED vacating the Hearing to consider the objections previously set for November 19, 2009 and resetting as a One-Day Hearing to commence at 9:30 a.m. on January 28, 2010, before:</p> <p style="text-align:center"><b>HONORABLE EDDWARD P.BALLINGER, JR.</b> <b>SUPERIOR COURT OF ARIZONA</b> <b>Juvenile Court Center – Durango</b> <b>3131 West Durango</b> <b>Phoenix , Arizona 85032</b> <b>602.506.8551</b></p> <p><u>CLAIMANT NO</u>: None given</p> <p><u>PAGES</u>: 2</p>
11-17-2009	100	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA MOTION FOR EXTENSION OF TIME TO FILE RESPONSES REGARDING SUPPLEMENTAL BRIEFING ISSUES</b></p> <p><u>SUMMARY</u>: The United States requests an additional week for parties to file responses to the two supplemental issues identified for briefing.</p> <p><u>CLAIMANT NO</u>: None given</p> <p><u>PAGES</u>: 2</p>

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<b>File Date</b>	<b>Docket No.</b>	<b>Document Description</b>
11-17-2009	101	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ORDER GRANTING THE REQUEST OF THE UNITED STATES FOR AN EXTENSION OF TIME AND EXTENDING THE TIMES TO FILE RESPONSES AND REPLIES</b> <u>SUMMARY</u> : The Special Master grants the request of the United States for an extension of time until December 7, 2009, to file responsive memoranda to the motions and statements of position concerning the two supplemental issues being briefed. This extension shall apply to all parties who may wish to file responses. The time to file replies is extended to January 22, 2010. <u>CLAIMANT NO</u> : None given <u>PAGES</u> : 2
11-17-2009	102	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA MINUTE ENTRY</b> <u>SUMMARY</u> : IT IS ORDERED directing the United States to file a status report on or before February 19, 2010, concerning efforts to obtain information from the National Archives and other sources related to the exterior boundaries of the conservation area and the railroad right of way. <u>CLAIMANT NO</u> : None given <u>PAGES</u> : 2
11-19-2009	146	<b>W1-11-1174, IN RE: PWR 107 CLAIMS (Contested Case No.: W1-11-3342) FREEPORT-MCMORAN CORPORATION'S MOTION TO INTERVENE</b> <u>SUMMARY</u> : Freeport-McMoRan Corporation files its Motion to Intervene. <u>CLAIMANT NO</u> : 39-62935 et al. <u>PAGES</u> : 2
11-19-2009	147	<b>W1-11-1174, IN RE: PWR 107 CLAIMS (Contested Case No.: W1-11-3342) MOTION TO INTERVENE</b> <u>SUMMARY</u> : Bayless & Berkalew Company files its Motion to Intervene. <u>CLAIMANT NO</u> : 39-11-14027; 39-11-14028; et al. <u>PAGES</u> : 3
11-23-2009	012	<b>W1-11-3423, IN RE: POWERS GARDEN ADMINISTRATIVE SITE ORDER NOTICE OF WITHDRAWAL OF COUNSEL</b> <u>SUMMARY</u> : The Navajo Nation notifies the Court that Alice E. Walker and Daniel E. Steuer no longer represent the Navajo Nation in the matter. <u>CLAIMANT NO</u> : None Give <u>PAGES</u> : 2
11-23-2009	199	<b>W1-11-00605, IN RE: FORT HUACHUCA NOTICE OF WITHDRAWAL OF COUNSEL</b> <u>SUMMARY</u> : The Navajo Nation notifies the Court that Alice E. Walker and Daniel E. Steuer no longer represent the Navajo Nation in the matter. <u>CLAIMANT NO</u> : None Give <u>PAGES</u> : 2

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<b>File Date</b>	<b>Docket No.</b>	<b>Document Description</b>
12-01-2009	103	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ORDER ANNOUNCING THE LOCATION OF ORAL ARGUMENT ON FEBRUARY 18, 2010, AND REQUESTING A SCHEDULE OF PRESENTATION</b></p> <p><u>SUMMARY</u>: The Special Master announces the location of oral argument on the issues designated on May 1, 2009, for briefing and requests a schedule of presentation.</p> <p><u>CLAIMANT NO</u>: None Give</p> <p><u>PAGES</u>: 2</p>
12-02-2009	104	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA STIPULATED MOTION TO EXTEND BRIEFING SCHEDULE</b></p> <p><u>SUMMARY</u>: Freeport-McMoran Corporation (f/k/a/ Phelps Dodge Corporation) and Babacomari Ranch, LLP move the Special Master for an order extending the deadline to file responses to motions/statements of position on designated issues to December 21, 2009, and extending the deadline to file replies to February 11, 2010.</p> <p><u>CLAIMANT NO</u>: 39-02297 et al.</p> <p><u>PAGES</u>: 3</p>
12-10-2009	189	<p><b>W1-11-000019, IN RE: SANDS INVESTMENT COMPANY NOTICE THAT THE SPECIAL MASTER WILL MEET WITH THE ARIZONA DEPARTMENT OF WATER RESOURCES</b></p> <p><u>SUMMARY</u>: The Special Master informs claimants and parties he will meet on January 26, 2010, with the staff of the Arizona Department of Water Resources to discuss the work that must be completed in this contested case as directed by the Court.</p> <p><u>CLAIMANT NO</u>: None Give</p> <p><u>PAGES</u>: 2</p>
12-10-2009	105	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ORDER GRANTING THE STIPULATED MOTION TO EXTEND BRIEFING SCHEDULE CONCERNING RESPONSES AND REPLIES</b></p> <p><u>SUMMARY</u>: The Special Master grants the stipulated request of the litigants to extend the time to file responses to December 21, 2009, and filed replies to February 11, 2010.</p> <p><u>CLAIMANT NO</u>: None Give</p> <p><u>PAGES</u>: 2</p>
12-21-2009	106	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA SIERRA VISTA PARTIES RESPONSE REGARDING THE TWO ISSUES DESIGNATED FOR BRIEFING BY THE SPECIAL MASTER'S MAY 31, 2009 ORDER</b></p> <p><u>SUMMARY</u>: Attorneys for Bella Vista Water Company, Inc., Pueblo del Sol Water Company and the City of Sierra Vista (the "Sierra Vista Parties") file their Response regarding the Two issues designated for briefing by the Special Master's May 31, 2009 Order.</p> <p><u>CLAIMANT NO</u>: 39-11-2739 et al.</p> <p><u>PAGES</u>: 10</p>

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12-21-2009	107	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA SALT RIVER PROJECT'S RESPONSE TO MOTIONS FOR SUMMARY JUDGMENT REGARDING ISSUES OF CERTIFICATE OF WATER RIGHT 90130.00</b></p> <p><u>SUMMARY</u>: The Salt River Project Agricultural Improvement and Power District and the Salt River Valley Water Users' Association (hereinafter collectively referred to as "SRP") submit their Response to ASARCO'S Motion for Summary Judgment Regarding Certificate of Water Right 90103.00 as set forth in the Special Master's May 1, 2009 Minute Entry Order and the Statement of Position of Bella Vista Water Col, Inc., Pueblo Del Sol Water Company and the City of Sierra Vista on the Two Issues Designated May 1, 2009. <u>CLAIMANT NO</u>: 39-07-1040 et al. <u>PAGES</u>: 10</p>
12-21-2009	108	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ASARCO LLC'S CONSOLIDATED RESPONSE TO SALT RIVER PROJECT'S MOTION FOR SUMMARY JUDGMENT REGARDING ISSUES OF CERTIFICATE OF WATER RIGHT NO. 90103.0000, AND UNITED STATES' SUPPLEMENTAL BRIEFING REGARDING THE EFFECT OF THE STATE LAW INSTREAM FLOW RIGHT ON THE FEDERAL RESERVED WATER RIGHT</b></p> <p><u>SUMMARY</u>: ASARCO LLC responds to Salt River Project's Motion for Summary Judgment Regarding Issues of Certificate of Water Right 90103.0000 (Aug. 31, 2009), and the United States' Supplemental Briefing Regarding the Effect of the State Law Instream Flow Right on the Federal Reserved Water Right (Aug. 31, 2009). <u>CLAIMANT NO</u>: 39-U8-62699 et al. <u>PAGES</u>: 19</p>
12-21-2009	109	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA FREEPORT AD BABACOMARI'S CONSOLIDATED RESPONSE TO SRP'S MOTION FOR SUMMARY JUDGMENT RE: ISSUES OF CERTIFICATE OF WATER RIGHT 90103.0000 AND UNITED STATES' SUPPLEMENTAL BRIEFING REGARDING THE EFFECT OF THE STATE LAW INSTREAM FLOW RIGHT ON THE FEDERAL RESERVED WATER RIGHT</b></p> <p><u>SUMMARY</u>: Freeport-McMoRan Corporation and Babacomari Ranch Company, LLP File their Consolidated Response to SRP's Motion for Summary Judgment Re: Issues of Certificate of Water Right 90103.0000 and the United States' Supplemental Briefing Regarding the Effect of the State Law Instream Flow Right on the Federal Reserved Water Right. <u>CLAIMANT NO</u>: 39-02297 et al. <u>PAGES</u>: 9</p>
12-21-2009	110	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA ASARCO LLC'S RESPONSE TO SALT RIVER PROJECT'S STATEMENT OF FACTS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT REGARDING CERTIFICATE OF RIGHT 90103.0000</b></p> <p><u>SUMMARY</u>: ASARCO LLC responds to Salt River Project's statement of facts in support of motion for summary judgment regarding Certificate of Water Right 90103.0000.</p>

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12-21-2009	111	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA FREEPORT AND BABACOMARI'S CONTROVERTING STATEMENT OF FACTS IN SUPPORT OF CONSOLIDATED RESPONSE TO SRP'S MOTION FOR SUMMARY JUDGMENT RE: ISSUES OF CERTIFICATE OF WATER RIGHT 90103.0000 AND UNITED STATES' SUPPLEMENTAL BRIEFING REGARDING THE EFFECT OF THE STATE LAW INSTREAM FLOW RIGHT ON THE FEDERAL RESERVED WATER RIGHT</b></p> <p><u>SUMMARY</u>: Freeport-McMoRan Corporation and Babacomari Ranch Company, LLP file their Controverting Statement of Facts in Support of their Consolidated 90103.0000 and the United States' Supplemental Briefing Regarding the Effect of the State Law Instream Flow Right on the Federal Reserved Water Right.</p> <p><u>CLAIMANT NO</u>: 39-02297 et al.</p> <p><u>PAGES</u>: 5</p>
12-21-2009	112	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA SAN CARLOS APACHE TRIBE'S AND TONTO APACHE TRIBE'S RESPONSE TO MOTIONS FOR SUMMARY JUDGMENT FILED BY SALT RIVER PROJECT AND ASARCO LLC, UNITED STATES' SUPPLEMENTAL BRIEFING</b></p> <p><u>SUMMARY</u>: The San Carlos Apache Tribe and Tonto Apache Tribe Respond to Motions for Summary Judgment filed by ASARCO, LLC and Salt River Project on August 31, 2009, and comment on Supplemental Briefing filed by the United States on the same date.</p> <p><u>CLAIMANT NO</u>: 39-12167 et al.</p> <p><u>PAGES</u>: 8</p>
12-23-2009	113	<p><b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA UNITED STATES' OPPOSITION TO ASARCO LLC'S SUMMARY JUDGMENT MOTION AND RESPONSE TO THE SIERRA VISTA PARTIES' BRIEFING REGARDING THE EFFECT OF THE STATE LAW INSTREAM FLOW RIGHT ON THE FEDERAL RESERVED WATER RIGHT</b></p> <p><u>SUMMARY</u>: The United States' response to supplemental briefing on whether the certificated instream low right to water in the San Pedro Riparian National Conservation Area (SPRNCA) must be considered in determining the scope and extent of the United States States' Federal reserved water right.</p> <p><u>CLAIMANT NO</u>: None Given</p> <p><u>PAGES</u>: 8</p>
12-28-2009	148	<p><b>W1-11-1174, IN RE: PWR 107 CLAIMS ORDER REQUESTING STATUS REPORT FROM THE SAN CARLOS APACHE TRIBE CONCERNING THE RESERVATION'S BOUNDARY</b></p> <p><u>SUMMARY</u>: The Special Master requests a status report from the San Carlos Apache Tribe concerning the reservation's boundary issue raised in this case.</p> <p><u>CLAIMANT NO</u>: None Given</p> <p><u>PAGES</u>: 2</p>

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<b>12-30-2009</b>	<b>149</b>	<b>W1-11-1174, IN RE: PWR 107 CLAIMS (Contested Case No.: W1-11-3342) ORDER GRANTING THE MOTIONS TO INTERVENE OF THE BAYLESS &amp; BERKALEW COMPANY AND FREEPORT- MCMORAN CORPORATION</b> <u>SUMMARY</u> : The Special Master grants the motions to intervene filed by the Bayless & Berkalew Company and Freeport-McMoRan Corporation. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2
<b>12-30-2009</b>	<b>114</b>	<b>W1-11-232, IN RE: SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA REPORT ON LESSEES, ALLOTTEES, OR PERMITEES ASSOCIATED WITH THE SPRNCA</b> <u>SUMMARY</u> : The United States' report updating the list of the names and addresses of lessees, allottees, or permittees associated with the conservation area. <u>CLAIMANT NO</u> : None Given <u>PAGES</u> : 2 + 2 (attachment) = 4 (total)