

MARICOPA COUNTY CLERK OF SUPERIOR COURT

W1-11-2696

In re Bayless and Berkalew

Doc No.	File Date	Document Description
012	01-03-2018	ORDER GRANTING REQUEST TO BE ADDED TO COURT-APPROVED MAILING LISTS <u>SUMMARY</u> : IT IS HEREBY ORDERED that Jay Tomkus of Montgomery & Interpreter, PLC, shall be added to the Court's approved mailing lists. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 2
013	01-08-2018	STATE OF ARIZONA'S NOTICE OF CHANGE OF ADDRESS AND MOTION TO AMEND COURT APPROVED MAILING LISTS <u>SUMMARY</u> : State of Arizona's Notice of Change of Address and Motion to Amend Multiple Court Approved Mailing Lists. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 5
014	01-16-2018	ORDER GRANTING THE STATE OF ARIZONA'S MOTION TO AMEND COURT APPROVED MAILING LISTS <u>SUMMARY</u> : Order Granting the State of Arizona's Motion to Amend Court Approved Mailing Lists. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 3

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Doc No.	File Date	Document Description
015	02-20-2018	NOTICE OF FILING REVISED ABSTRACTS <u>SUMMARY</u> : The Arizona State Land Department and Bayless and Berkalew Company, jointly submit revised abstracts, pursuant to the Special Master's Order dated November 21, 2017. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 3 + 19 (attachment) = 22 total pages
016	02-23-2018	NOTICE OF FILING CORRECTED PROPOSED ABSTRACTS <u>SUMMARY</u> : The Arizona State Land Department and Bayless and Berkalew Company, jointly submit proposed abstracts, pursuant to the Special Master's Order dated December 19, 2017. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 3 + 20 (attachment) = 23 total pages

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Doc No.	File Date	Document Description
017	03-09-2018	<p>ASARCO LLC'S NOTICE OF SUBSTITUTION OF COUNSEL WITHIN FIRM AND REQUEST TO BE ADDED TO THE COURT-APPROVED MAILING LISTS, AND PROPOSED FORM OF ORDER</p> <p><u>SUMMARY</u>: ASARCO LLC gives notice of substitution of counsel within a firm representing it, and requests the removal of one attorney and the addition of two other attorneys to the court-approved mailing lists in the actions noted above. <u>CLAIMANT NO</u>: 39-U8-62699, et al. <u>PAGES</u>: 4 + 2 (attachment) = 6 total pages</p>
018	03-15-2018	<p>ORDER GRANTING ASRCO LLC'S NOTICE OF SUBSTITUTION OF COUNSEL WITHIN FIRM AND REQUEST TO BE ADDED TO THE COURT-APPROVED MAILING LISTS</p> <p><u>SUMMARY</u>: IT IS ORDERED granting ASARCO LLC's Notice of Substitution of Counsel Within Firm and Request to Be Added to the Court-Approved Mailing Lists. <u>CLAIMANT NO</u>: None given. <u>PAGES</u>: 2</p>
019	03-27-2018	<p>ORDER FOR ADWR REVIEW OF ABSTRACTS FOR <i>DE MINIMIS</i> WATER RIGHTS</p> <p><u>SUMMARY</u>: IT IS ORDERED that ADWR shall review the legal description of the points of diversion and places of use in the submitted abstracts and determine whether the claimed water sources and facilities for such diversion and uses exist on the land referenced in the proposed legal description. <u>CLAIMANT NO</u>: None given. <u>PAGES</u>: 2 + 23 (attachment) = 25 total pages</p>
020	03-28-2018	<p>ORDER APPROVING PROPOSED WATER RIGHTS ABSTRACTS FOR BAYLESS BERKALEW COMPANY</p> <p><u>SUMMARY</u>: The Special Master approves abstracts for proposed water rights. <u>CLAIMANT NO</u>: None given. <u>PAGES</u>: 54 = 54 total pages</p>

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Doc No.	File Date	Document Description
021	05-14-2018	ARIZONA DEPARTMENT OF WATER RESOURCES' NOTICE OF FILING REPORT RE ABSTRACTS FOR DE MINIMIS WATER RIGHTS <u>SUMMARY</u> : The Arizona Department of Water Resources ("ADWR") provides notice of Filing its report concerning ADWR's review of certain abstracts for <i>de minimis</i> water Rights <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 2 + 7 (attachments) = 9 total pages
022	05-25-2018	ORDER RE: PROPOSED ABSTRACTS FOR BAYLESS & BERKALEW COMPANY <u>SUMMARY</u> : 15 abstracts for proposed water rights for <i>de minimis</i> water rights analyzed By Watershed File Report Nos. 113-09-017, 113-09-018, 113-12-003, and 113-12-004 Are issued and a deadline set to file suggested corrections. Bayless & Berkalew and ASLD are directed to review seven additional abstracts. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 2 + 7 (attachments) = 19 total pages
023	05-14-2018	ARIZONA STATA LAND DEPARTMENT'S AND BAYLESS AND BERKALEW COMPANY'S JOINT RESPONSE TO ARIZONA DEPARTMENT OF WATER RESOURCES' REPORT RE DE MINIMIS WATER RIGHTS ABSTRACTS <u>SUMMARY</u> : The Arizona State Land Department's and Bayless and Berkalew Company's Joint Response to Arizona Department of Water Resources' Report re: De Minimis Water Rights Abstracts. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 6 (plus exhibit)

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Doc No.	File Date	Document Description
024	06-1-2018	ORDER SETTING DATE FOR SUGGESTED CORRECTIONS OF PROPOSED WATER RIGHTS <u>SUMMARY</u> : Abstracts issued for proposed water rights for stock watering analyzed by Watershed File Nos. 113-09-017, 113-09-018, and 113-12-003 and sets a deadline to file suggested corrections. <u>CLAIMANT NO</u> : None given. <u>PAGES</u> : 10 pages

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Doc No.	File Date	Document Description
025	07-27-2018	SAN CARLOS APACHE TRIBE AND TONTO APACHE TRIBE'S SUGGESTED CORRECTIONS TO PROPOSED ABSTRACTS ATTACHED TO ORDER RE PROPOSED ABSTRACTS FOR BAYLOSS & BERKALEW COMPANY <u>SUMMARY:</u> The San Carlos Apache Tribe and Tonto Apache Tribe's suggested corrections to proposed abstracts for Bayless & Berkalew Company joins in SRP's Response to Request for Evidentiary Rulings on the Admissibility of "Impact Testimony" and Existence of a Pre-Reservation Certificate of Water Right, filed on October 20, 2017, and in the United States' Response to State Law Parties' <u>CLAIMANT NO:</u> 39-12676,39-63614 (San Carlos Apache Tribe) 39-50058, 39-12675 (Tonto Apache Trail) <u>PAGES:</u> 9

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Doc No.	File Date	Document Description
026	08-06-2018	ARIZONA STATE LAND DEPARTMENTS REQUEST FOR STATUS CONFERENCE <u>SUMMARY:</u> Arizona State Land Department's Request for Status Conference. <u>CLAIMANT NO:</u> none given <u>PAGES:</u> 3
027	08-08-2018	ORDER SETTING STATUS CONFERENCE <u>SUMMARY:</u> Status conference set for September 14, 2018. <u>CLAIMANT NO:</u> none given <u>PAGES:</u> 2
028	08-16-2018	NOTICE OF APPEARANCE OF CO-COUNSEL FOR THE STATE OF ARIZONA AND REQUEST TO BE ADDED TO THE COURT APPROVED MAILING LISTS <u>SUMMARY:</u> Notice of Appearance of Co-Counsel for the State of Arizona and Request to Add Co-Counsel to the Court Approved Mailing Lists. <u>CLAIMANT NO:</u> none given <u>PAGES:</u> 4 + 1 (attachment) = 5 total pages
029	08-22-2018	ORDER GRANTING THE STATE OF ARIZONA'S REQUEST TO ADD CO-COUNSEL TO THE COURT APPROVED MAILING LISTS <u>SUMMARY:</u> [Proposed] Order Granting the State of Arizona's Request to Add Co-Counsel to the Court Approved Mailing Lists. <u>CLAIMANT NO:</u> none given <u>PAGES:</u> 3

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Doc No.	File Date	Document Description
030	09-04-2018	<p>MOTION TO STAY <u>SUMMARY:</u> Bayless and Berkalew Company files a motion to stay. <u>CLAIMANT NO:</u> None given <u>PAGES:</u> 3</p>
031	09-06-2018	<p>SALT RIVER PROJECT'S NOTICE REGARDING AMENDED OBJECTIONS TO UPDATED OR NEW CLAIMS <u>SUMMARY:</u> The Salt River Project submits its notice regarding amended objections to updated or new claims. <u>CLAIMANT NO:</u> 39-07-1040, -1041, -1998, -1206, -1207; 39-0550053, -50054, -50055; 39-68-35212 and -35213. <u>PAGES:</u> 3</p>
032	09-06-2018	<p>ARIZONA DEPARTMENT OF WATER RESOURCES' NOTICE OF FILING MAP <u>SUMMARY:</u> The Arizona Department of Water Resources ("ADWR") provides notice of filing the map as requested by the Court in the Minute Entry filed on November 30, 2017. <u>CLAIMANT NO:</u> None given <u>PAGES:</u> 3 + 2 (attachment) = 5 total pages</p>
033	09-20-2018	<p>SAN CARLOS APACHE TRIBE AND TONTO APACHE TRIBE'S (THE "TRIBES") NOTICE OF JOINING IN SALT RIVER PROJECT'S NOTICE REGARDING AMENDED OBJECTIONS TO UPDATED OR NEW CLAIMS <u>SUMMARY:</u> On September 6, 2018, Salt River Project file a Notice Regarding Amended Objections to Updated or New Claims. The Tribes file this Notice that they join in Salt River Project's Notice Regarding Amended Objections to Updated or New Claims. <u>CLAIMANT NO:</u> 39-12676, 39-63614 (San Carlos Apache Tribe) 39-50058, 39-12675 (Tonto Apache Tribe) <u>PAGES:</u> 3</p>

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034	10-02-2018	<p>MINUTE ENTRY</p> <p><u>SUMMARY:</u> This is the time set for a Status Conference before Special Master Susan Ward Harris.</p> <p><u>CLAIMANT NO:</u> None given</p> <p><u>PAGES:</u> 2</p>
035	10-05-2018	<p>SAN CARLOS APACHE TRIBE AND TONTO APACHE TRIBE'S RESPONSE TO BAYLESS & BERKALEW'S MOTION TO STAY AND NOTICE THAT THE TRIBES JOIN IN SRP'S RESPONSE</p> <p><u>SUMMARY:</u> The San Carlos Apache Tribe and Tonto Apache Tribe file their response to Bayless and Berkalew Company's Motion to Stay filed on August 31, 2018, and give notice that they join in SRP's response to the Motion to Stay, which was filed on October 5, 2018.</p> <p><u>CLAIMANT NO:</u> 39-12676, 39-63614 (San Carlos Apache Tribe) 39-50058, 39-12675 (Tonto Apache Tribe)</p> <p><u>PAGES:</u> 4</p>
036	10-05-2018	<p>SALT RIVER PROJECT'S RESPONSE TO MOTION TO STAY</p> <p><u>SUMMARY:</u> The Salt River Project submits its response to Bayless & Berkalew Company's August 31, 2018 motion to stay litigation of the irrigation claims in this Contested case.</p> <p><u>CLAIMANT NO:</u> 39-07-1040, -1041, -1998, -1206, -1207; 39-0550053, -50054, -50055; 39-68-35212 and -35213</p> <p><u>PAGES:</u> 3</p>
037	10-09-2018	<p>YAVAPAI-APACHE NATION'S RESPONSE TO MOTION TO STAY BY THE BAYLESS AND BERKALEW COMPANY</p> <p><u>SUMMARY:</u> The Yavapai-Apache Nation's Response to the Motion to Stay filed by the Bayless and Berkalew Company.</p> <p><u>CLAIMANT NO:</u> 39-50059; 39-54025</p> <p><u>PAGES:</u> 5</p>
038	10-12-2018	<p>ORDER SETTING DATE FOR ORAL ARGUMENT ON MOTION TO STAY</p> <p><u>SUMMARY:</u> Oral Argument set on Motion to Stay</p> <p><u>CLAIMANT NO:</u> None given</p> <p><u>PAGES:</u> 2</p>
039	10-19-2018	<p>CONSOLIDATED REPLY</p> <p><u>SUMMARY:</u> Bayless and Berkalew Company files a consolidated reply to responses to its Motion to Stay.</p> <p><u>CLAIMANT NO:</u> None given</p> <p><u>PAGES:</u> 3</p>
040	10-19-2018	<p>SAN CARLOS APACHE TRIBE AND TONTO APACHE TRIBE'S JOINT MOTION TO EXCEED PAGE LIMIT</p> <p><u>SUMMARY:</u> The San Carlos Apache Tribe and Tonto Apache Tribe file this Joint Motion to Exceed Page Limit in their Joint Response to Motions to Strike made by the Bayless & Berkalew Company and Arizona State Land Department on September 14, 2018.</p> <p><u>CLAIMANT NO:</u> 39-12676, 39-63614 (San Carlos Apache Tribe) 39-50058, 39-12675 (Tonto Apache Tribe)</p> <p><u>PAGES:</u> 3 + 1 (attachment) = 4 total pages</p>

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041	10-19-2018	SAN CARLOS APACHE TRIBE AND TONTO APACHE TRIBE'S JOINT RESPONSE TO MOTIONS TO STRIKE <u>SUMMARY:</u> The San Carlos Apache Tribe and Tonto Apache Tribe respond to the Motions to Strike made by Bayless & Berkalew Company and joined by the Arizona State Land Department ("Motions") made on September 14, 2018. <u>CLAIMANT NO:</u> 39-12676, 39-63614 (San Carlos Apache Tribe) 39-50058, 39-12675 (Tonto Apache Tribe) <u>PAGES:</u> 4
042	10-23-2018	ORDER <u>SUMMARY:</u> The Court Hereby Grants the Joint Motion to Exceed Page Limit. <u>CLAIMANT NO:</u> None given <u>PAGES:</u> 1

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Doc No.	File Date	Document Description
043	12-06-2018	MINUTE ENTRY <u>SUMMARY:</u> This is the time set for Oral Argument before Special Master Susan Ward Harris on the Motion to Stay filed by Bayless & Berkalew Co. <u>CLAIMANT NO:</u> None given <u>PAGES:</u> 7
044	12-13-2018	ORDER APPROVING PROPOSED WATER RIGHT ABSTRACTS FOR BAYLESS & BERKALEW COMPANY. <u>SUMMARY:</u> The Special Master approves proposed abstracts for water rights. <u>CLAIMANT NO:</u> None given <u>PAGES:</u> 2 + 23 (attachment) = 25 total pages