

1 Kimberly R. Parks (Bar No. 032828)  
2 Janet L. Miller (Bar No. 011963)  
3 Arizona Department of Water Resources  
4 Legal Division  
5 P.O. Box 36020  
6 Phoenix, Arizona 85067  
7 Telephone: 602-771-8472  
8 Fax: 602-771-8687  
9 [krparks@azwater.gov](mailto:krparks@azwater.gov)  
10 [jlmiller@azwater.gov](mailto:jlmiller@azwater.gov)

11 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
12 **IN AND FOR THE COUNTY OF MARICOPA**

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

17 W-1 (Salt)  
18 W-2 (Verde)  
19 W-3 (Upper Gila)  
20 W-4 (San Pedro)  
21 (Consolidated)

22 Contested Case Nos. W1-11-3315

23 **ARIZONA DEPARTMENT OF**  
24 **WATER RESOURCES' STATUS**  
25 **REPORT**

26 (Special Master Susan Ward-Harris)

**CONTESTED CASE NAME:** *In re Young*

**HSR INVOLVED:** San Pedro River Watershed Hydrographic Survey Report

**DESCRIPTIVE SUMMARY:** The Arizona Department of Water Resources ("ADWR") hereby reports on efforts made to resolve objections after ADWR's Meeting Report was filed on April 2, 2018.

**NUMBER OF PAGES:** Four

**DATE OF FILING:** May 18, 2018.

1 Pursuant to the Special Master's Case Management Order filed February 13, 2018,  
2 ADWR filed a Meeting Report on April 2, 2018 that addressed the results of a March 26,  
3 2018 meeting between ADWR, the claimants and objectors in this matter. Also, on April  
4 2, 2018, ADWR filed a Meeting Report that addressed the results of another March 26,  
5 2018 meeting between ADWR, the claimants and objectors in contested case W1-11-3317  
6 (*In re Lester Young*). The lands involved in this contested case and the *Lester Young* case  
7 were originally homesteaded by William Row. In both cases, counsel for the San Carlos  
8 Apache Tribe and the Tonto Apache Tribe ("Tribes") raised an issue concerning whether  
9 there was a complete chain of title from the original landowner to the current landowner.

10 By emails dated April 23, 2018, Harold Young (a claimant in this case) provided  
11 ADWR with chain of title information and 25 photographs of the subject land to establish  
12 proof of irrigation. Thereafter, ADWR forwarded the documents provided by Mr. Young  
13 to the objectors in this case and in the *Lester Young* case with a request to contact ADWR  
14 by May 4, 2018 regarding whether a follow-up meeting would be necessary. ADWR  
15 received only one response. By email dated May 3, 2018, counsel for the Salt River  
16 Project ("SRP") indicated that the additional information did not change SRP's position in  
17 these two contested cases. SRP is willing to stipulate for settlement purposes to  
18 ownership and irrigation on the subject lands.

19 Recently, counsel for the Tribes raised the chain of title issue in contested case  
20 W1-11-3318 (*In re Bowers*), which also involved land originally homesteaded by William  
21 Row. ADWR met with the claimants and objectors in the *Bowers* case on May 1, 2018,  
22 and counsel for Gila River Indian Community ("GRIC") indicated that the GRIC agreed  
23 with the position taken by the Tribes. After the May 1, 2018 meeting, on May 3, 2018,  
24 counsel for the Tribes filed a statement of position regarding the chain of title pursuant to  
25 Order filed by the Special Master on April 12, 2018. No other objector filed a statement  
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1 of position after the meeting with ADWR on that issue or any other issue. ADWR filed a  
2 Meeting Report on May 8, 2018 in which ADWR requested that the objectors identify,  
3 within 30 days of the date of the report (June 7, 2018), any additional data that they  
4 believe would be necessary to resolve the issues in the case.

5 ADWR believes that until the chain of title issue is resolved in this contested case,  
6 settlement does not appear to be possible. Resolution of that issue would also affect the  
7 possibility of settlement in the *Lester Young* case and the *Bowers* case.

8 **DATED** this 18th day of May 2018.

9 ARIZONA DEPARTMENT OF WATER  
10 RESOURCES

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12 Kimberly R. Parks, Deputy Counsel  
13 Janet L. Miller, Deputy Counsel

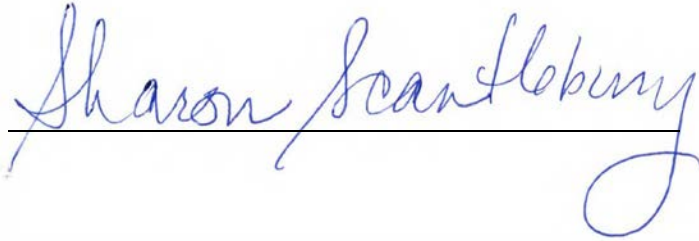
14  
15 **ORIGINAL** of the foregoing sent by  
16 first-class mail on May 18, 2018, to:

17 Clerk of the Maricopa Superior Court  
18 Attn: Water Case  
19 601 W. Jackson Street  
Phoenix, Arizona 85003

20 **COPY** of the foregoing sent by  
21 first-class mail on May 18, 2018, to:

22 Special Master Susan Ward-Harris  
23 Maricopa County Superior Court  
24 Central Court Building  
25 201 West Jefferson Street, Suite 3A  
26 Phoenix, AZ 85003-2205

1 **COPIES** of the foregoing sent by  
2 first-class mail on May 18, 2018 to  
3 all parties on the court-approved mailing list  
4 for Contested Case No. W1-11-3315.

5 A handwritten signature in blue ink, reading "Sharon Scanlon", is written over a horizontal line. The signature is cursive and extends below the line.

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