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

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

W-1 (Salt)
W-2 (Verde)
W-3 (Upper Gila)
W-4 (San Pedro)
(Consolidated)

Contested Case No. W1-106

**ARIZONA DEPARTMENT OF WATER
RESOURCES' NOTICE OF
PROVIDING INFORMATION
RELATING TO FOURTEEN
INTERNAL DOCUMENTS**

Special Master Sherri Zendri

CONTESTED CASE NAME: *In re Subflow Technical Report, Verde River Watershed*

DESCRIPTIVE SUMMARY: The Arizona Department of Water Resources ("ADWR") hereby submits information for fourteen exhibits introduced into evidence by the parties to this contested case.

NUMBER OF PAGES: Three and two-page attachment

DATE OF FILING: November 15, 2024

1 On November 15, 2024, the parties to this contested case filed a “Joint Motion to
2 Adopt Stipulated Procedure for Addressing ADWR’s Recent Production of Documents in
3 Response to SRP’s 2023 Public Records Act Request,” seeking to admit fourteen of
4 ADWR’s internal documents into evidence and offering a proposal for addressing them
5 without the need for additional discovery and trial. As agreed, ADWR hereby provides
6 notice of submitting information relating to the fourteen additional exhibits. A copy of the
7 information is attached to the original of this Notice being filed with the Clerk
8 (Attachment A) and is being posted to ADWR’s website at:
9 <https://azwater.gov/adjudications>.

10 DATED this 15th day of November, 2024.

11 ARIZONA DEPARTMENT OF WATER
12 RESOURCES

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15 Kimberly R. Parks, Deputy Counsel
16 Karen J. Nielsen, Deputy Counsel
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1 **ORIGINAL** of the foregoing sent by
2 first-class mail on November 15, 2024, to:

3 Clerk of the Maricopa Superior Court
4 Attn: Water Case
5 601 W. Jackson Street
6 Phoenix, Arizona 85003

7 **COPY** of the foregoing sent by
8 electronic mail on November 15, 2024, to:

9 Special Master Sherri Zendri
10 water@jbazmc.maricopa.gov

11 **COPIES** of the foregoing sent by first-class mail
12 on November 15, 2024 to all parties on the
13 court-approved mailing list for Contested Case
14 No. W1-106.

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ATTACHMENT A

Contested Case No. W1-106, *In re Subflow Technical Report, Verde River Watershed*

Information Relating to Fourteen of ADWR's Internal Documents Introduced into Evidence by the Parties in this Contested Case
November 2024

Doc. Number	Document Identification	Description
SRP_590	6/26/2020 Email from Sharon Lopez ¹ to Jeff Trembly, et al.	Internal discussion amongst Arizona Department of Water Resources (ADWR) staff regarding potentially perennial and intermittent mountain front streams, options, and next steps in the evaluation process
SRP_590A	6/26/2020 Attachment to above email (SRP_590) created by Sharon Lopez	Draft list of potentially perennial and intermittent mountain front streams attached to above email (SRP_590) circulated internally for comment and discussion
SRP_590B	6/26/2020 Attachment to above email (SRP_590) created by Sharon Lopez	Draft list of potential sources of information on predevelopment streamflow conditions attached to above email (SRP_590) circulated internally for comment and discussion
SRP_591	7/28/2020 Email from Kevin Hadder to Sharon Lopez and response	Email noting that Mr. Hadder had located a copy of a 2016 ADWR Progress Report for Ms. Lopez and attaching the 2016 Report
SRP_591A	7/28/2020 Attachment to above email (SRP_591) provided to Sharon Lopez by Kevin Hadder	ADWR's 2016 Notice of Filing Third Progress Report regarding ADWR's work on cone of depression testing for the San Pedro River watershed and related issues. This report includes a discussion of evaluating various sources on predevelopment streamflow conditions for mountain front streams in the San Pedro River watershed, noting that the sources define "intermittent" streams differently than it was defined in the Court's 1994 Subflow Order (see footnote 5, p. 23)
SRP_592	8/7/2020 Email from Sharon Lopez to Kelly Hermanson, et al.	Internal discussion amongst ADWR staff regarding potential methodology for selecting noncontiguous stream reaches for reconnaissance by the Arizona Geological Survey and requesting feedback and further discussion
SRP_592A	8/7/2020 Attachment to above email (SRP_592) created by Sharon Lopez	Draft list of potentially perennial and intermittent noncontiguous stream reaches attached to above email (SRP_592) circulated internally for comment and discussion
SRP_592B	8/7/2020 Attachment to above email (SRP_592) created by Sharon Lopez	Draft description of potential methods for identifying subflow zones for isolated stream reaches that potentially could have a subflow zone and preliminary consideration of various sources circulated internally for comment and discussion
SRP_593	4/29/2021 Email from Kelly Hermanson to Alene McCracken, et al. and responses	Internal discussion amongst ADWR staff regarding the Salt River Project's (SRP) 2021 Response to ADWR's Request for Extension of Time in which SRP

¹ Sharon Lopez, Jeff Trembly, Kelly Hermanson, and Frank Corkhill are no longer employed with ADWR. The descriptions provided in this document reflect ADWR's interpretation of the documents' content without input or explanation from the authors of many of these documents.

		requested that ADWR re-evaluate predevelopment conditions of Big Chino Wash. This email exchange contains an internal discussion about options for re-evaluating Big Chino Wash and soliciting feedback on the information provided in SRP's 2021 Response. This email exchange also contains an internal discussion about potential sources of additional information for further evaluating Big Chino Wash.
SRP_594	5/4/2021 Email from Sharon Lopez to Kelly Hermanson, et al. and response	Internal discussion amongst ADWR staff regarding potentially contacting a former ADWR hydrologist for information on the groundwater hydrology of Big Chino Wash
SRP_595	5/11/2021 Email from Sharon Lopez to Kelly Hermanson, et al. and response	Internal discussion amongst ADWR staff regarding information in an attached memo describing a Government Land Office map
SRP_595A	5/11/2021 Attachment to above email (SRP_595) created by Sharon Lopez	Memorandum drafted by Sharon Lopez describing a potential interpretation of an 1876 Government Land Office map. This memorandum was included as an attachment to above email (SRP_595) circulated internally for comment and discussion.
SRP_596	6/4/2021 Email from Kelly Hermanson to Leandra Marshall, et al. and responses	Internal discussion amongst ADWR staff regarding the reliability of information in the National Hydrography Dataset (NHD) and seeking information about the data sources used for NHD stream classifications
SRP_597	3/17/2022 Email from Rachel Cook to Vincent Sutton	Internal discussion amongst ADWR staff regarding Ms. Cook's understanding of the methodology used to identify potentially intermittent or perennial streams in the Verde River watershed. This email contains information regarding ADWR's continued evaluation of all available information pertaining to predevelopment stream conditions for Big Chino Wash and efforts to seek input from various ADWR staff