



**Mayor and Council Offices**

One City Plaza  
Yuma, Arizona 85364

(928) 373-5002  
Fax (928) 373-5004  
[www.YumaAZ.gov](http://www.YumaAZ.gov)

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May 21, 2020

Director Thomas Buschatzke  
Arizona Department of Water Resources  
Attn: Sharon Scantlebury, Docket Supervisor  
P.O. Box 36020  
Phoenix, Arizona 85067-6020

Re: City of Yuma Comments to the Response to Public Comments filed on May 7, 2020 by Town of Queen Creek's (Town) and from GSC Farm, LLC, (GSC Farm or Greenstone), together "the Applicants."

Dear Director Buschatzke:

I write to share my concerns regarding the Applicants Response to Public Comments filed with the Department on May 7, 2020 (Response) in the above-referenced matter. Upon review of the 281 page Response, there is no mention by the Applicants of any attempt to engage in any negotiations with any of the over 850 commenters opposed to the transfer. The failure by the Applicants to even attempt to comply with the spirit of the Departments CR10 Policy relating to time extensions for the purpose of resolving or mitigating claimed impacts is inexplicable and the Response should be disregarded.

As the record reflects, on November 20, 2019, the City Council of the City of Yuma unanimously adopted Resolution R2019-051 opposing the proposed transfer by the Applicants. Resolution R2019-051 was officially submitted to ADWR on November 21, 2019. On that same date, City of Yuma Deputy Mayor Gary Knight and I each provided comment on the record expressing opposition to the proposed transfer.

As of the date of this letter, the Applicants have made no attempts to contact Deputy Mayor Knight, any other member of the Yuma City Council, any City of Yuma staff or myself to attempt to "resolve or mitigate the impacts" presented in opposition to the transfer. Yet, as indicated in your January 27, 2020 letter to Applicants, the express purpose of the 90 day extension policy is to provide the parties an opportunity to discuss the claimed impacts and try to arrive at a negotiated solution to resolve or mitigate those impacts. Upon the grant of the 90 day extension, it was my understanding the City of Yuma would have an opportunity to discuss our concerns regarding the proposed water transfer with the Applicant. I am deeply disappointed that opportunity never materialized.

I am further disappointed to learn from reviewing the Applicants 281 page Response that there appear to have been no attempts to contact or meet with any of the over 850 persons claiming negative impacts associated with the proposed transfer. This makes the Applicants appear uninterested in achieving the

Director Thomas Buschatzke Letter

May 21, 2020

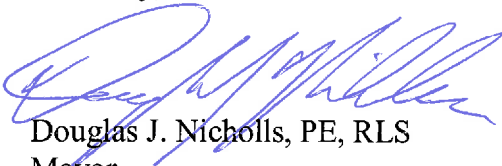
Page 2

policy objectives outlined in the Department's Transfer Policy CR10 and a 90 day extension was unwarranted.

As a result of the Applicants unwillingness to make even a modest attempt to comply with the conditions outlined in the grant of the 90 day extension, I request the entire 281 page Response should be rejected and given no consideration by your Department or by the Bureau of Reclamation.

Thank you for your consideration.

Sincerely,



Douglas J. Nicholls, PE, RLS  
Mayor