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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)

CIVIL NO. W1-11-1174 (Consolidated)

ORDER RE FORM OF ABSTRACTS

This matter came before the Court on the Final San Pedro River Watershed Hydrographic Survey Report (1991) (“San Pedro HSR”) and objections to the San Pedro HSR in Contested Case No. W1-11-1174 (Consolidated) involving the water rights of the United States of America claimed pursuant to an Executive Order entitled Public Water Reserve No. 107 (April 17, 1926) for lands managed by the United States Department of the Interior, Bureau of Land Management, located within the San Pedro River Watershed.

On April 20, 2016, the San Carlos Apache Tribe and the United States filed a joint report attaching a proposed stipulation and 16 proposed abstracts for water rights. The Arizona Department of Water Resources reviewed the proposed abstracts and recommended that a Partial Decree be entered for each of the stipulated claims. *Arizona Department of Water Resources Review of Stipulation and Water Right Abstracts*, filed June 19, 2016. On May 9, 2017, the parties reached a stipulated agreement concerning those abstracts filed the previous year. On May 17, 2017, the

1 Special Master filed a Report that accepted the stipulations and proposed abstracts of water rights
2 and recommended the approval of the stipulated agreement and the proposed abstracts of water
3 rights. Pursuant to A.R.S. § 45-257(A)(2), the parties were permitted a period of sixty days to file
4 objections to the Report. The Arizona State Land Department (ASLD) filed the only objection to
5 the Report. The objection concerned the form of the abstracts and not the substance of either the
6 stipulated agreement or abstracts. Specifically, ASLD moved that the abstracts be amended to
7 include the name of the spring that provides the source of the water and to include a proposed water
8 right number so that the abstracts could be incorporated into a final catalog of water rights. No
9 response was filed to ASLD's objection.

10 **THE COURT FINDS** that the name of each spring that provided the source of water was
11 included in each abstract but was simply labeled as "Name". The Court agrees that the Proposed
12 Water Right Number should be included in each proposed abstracts of water rights for the United
13 States of America. The Court agrees that the Proposed Water Right Number should be added to the
14 abstracts and that the label identifying the source of water should be changed from "Name" to
15 "Name of Source".

16 **IT IS ORDERED** that the parties shall have until January 31, 2018, to submit any
17 corrections to the attached sixteen abstracts of water rights. This correction period is being granted
18 simply to assure that the abstracts accurately reflect the parties' stipulation and the additional
19 information required by this Order. No objections shall be filed or will be considered with respect to
20 any other issue.

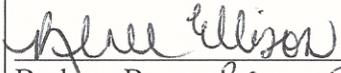
21 DATED this 13th day of December, 2017.

22 

23 Mark H. Brain
24 Judge of the Superior Court

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On December 13, 2017, the original of the foregoing was delivered to the Clerk of the Maricopa County Superior Court for filing and distributing a copy to all persons listed on the Court approved mailing list for Contested Case No. W1-11-1174.


~~Barbara Brown~~ Renee Ellison

Bureau of Land Management

Proposed Water Right Number	115-02-007-SW008
Statement of Claimant Number	39-11181
Owner	United States
Name of Source	Oak Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29 T5S R19E
Place of Use	NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29 T5S R19E
Flow Rate/Volume	0.11 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	

Bureau of Land Management

Proposed Water Right Number	115-02-007-SW011
Statement of Claimant Number	39-11182
Owner	United States
Name of Source	John Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 30 T5S R19E
Place of Use	NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 30 T5S R19E
Flow Rate/Volume	0.11 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	

Bureau of Land Management

Proposed Water Right Number	115-02-007-SW013
Statement of Claimant Number	39-11183
Owner	United States
Name of Source	Juniper Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 30 T5S R19E
Place of Use	SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 30 T5S R19E
Flow Rate/Volume	0.11 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	

Bureau of Land Management

Proposed Water Right Number	115-02-007-SW010
Statement of Claimant Number	39-11187
Owner	United States
Name of Source	Bull Muhly Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29 T5S R19E
Place of Use	SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29 T5S R19E
Flow Rate/Volume	0.20 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	Original SOC incorrectly claimed 0.020AFA, this amount is amended to 0.20 AFA.

Bureau of Land Management

Proposed Water Right Number	115-02-011-SW006
Statement of Claimant Number	39-11201
Owner	United States
Name of Source	No. 2 Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 29 T5S R19E
Place of Use	NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 29 T5S R19E
Flow Rate/Volume	0.40 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	

Bureau of Land Management

Proposed Water Right Number	115-02-011-SW004
Statement of Claimant Number	39-11202
Owner	United States
Name of Source	Upper Boulder Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20 T5S R19E
Place of Use	NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20 T5S R19E
Flow Rate/Volume	0.40 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	

Bureau of Land Management

Proposed Water Right Number	115-02-011-SW005
Statement of Claimant Number	39-11203
Owner	United States
Name of Source	Claridge Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29 T5S R19E
Place of Use	NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29 T5S R19E
Flow Rate/Volume	0.19 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	

Bureau of Land Management

Proposed Water Right Number	115-02-007-SW007
Statement of Claimant Number	39-11204
Owner	United States
Name of Source	Cottonwood Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29 T5S R19E
Place of Use	SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29 T5S R19E
Flow Rate/Volume	0.40 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	

Bureau of Land Management

Proposed Water Right Number	115-02-016-SW015
Statement of Claimant Number	39-11205
Owner	United States
Name of Source	Upper Deer Creek #1 Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18 T5S R20E
Place of Use	NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18 T5S R20E
Flow Rate/Volume	0.07 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	

Bureau of Land Management

Proposed Water Right Number	115-02-016-SW014
Statement of Claimant Number	39-11206
Owner	United States
Name of Source	Indian Draw Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7 T5S R20E
Place of Use	SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 7 T5S R20E
Flow Rate/Volume	0.07 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	

Bureau of Land Management

Proposed Water Right Number	115-02-016-SW016
Statement of Claimant Number	39-11207
Owner	United States
Name of Source	Upper Deer Creek #2 Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18 T5S R20E
Place of Use	NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 18 T5S R20E
Flow Rate/Volume	0.07 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	

Bureau of Land Management

Proposed Water Right Number	115-02-016-SW002
Statement of Claimant Number	39-11209
Owner	United States
Name of Source	Goat Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13 T5S R19E
Place of Use	SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 13 T5S R19E
Flow Rate/Volume	0.05 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	

Bureau of Land Management

Proposed Water Right Number	115-02-016-SW017
Statement of Claimant Number	39-11210
Owner	United States
Name of Source	Horse Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18 T5S R20E
Place of Use	SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18 T5S R20E
Flow Rate/Volume	0.05 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	

Bureau of Land Management

Proposed Water Right Number	115-02-016-SW003
Statement of Claimant Number	39-11211
Owner	United States
Name of Source	Juniper Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13 T5S R19E
Place of Use	NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13 T5S R19E
Flow Rate/Volume	0.05 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	

Bureau of Land Management

Proposed Water Right Number	115-02-011-SW041
Statement of Claimant Number	39-14445
Owner	United States
Name of Source	Warm Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23 T5S R19E
Place of Use	NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 23 T5S R19E
Flow Rate/Volume	0.153 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	Original SOC incorrectly claimed 0.077 AFA. This is amended to 0.153 AFA

Bureau of Land Management

Proposed Water Right Number	115-02-007-SW033
Statement of Claimant Number	39-14446
Owner	United States
Name of Source	Chest Spring
Date of Reservation	04/17/1926
Source	Spring
Point of Diversion	SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29 T5S R19E
Place of Use	SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29 T5S R19E
Flow Rate/Volume	0.06 AFA
Use	Stockwater
Basis of Claim	Federal reserved water right – PWR 107
Remarks	