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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

CONTESTED CASE NO. W1-11-1875

ORDER STAYING ADJUDICATION OF
POTENTIAL WATER RIGHTS AND
VACATING STATUS CONFERENCE

CONTESTED CASE NAME: *In re Franklin T. & Vernalee East*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.

DESCRIPTIVE SUMMARY: Adjudication of potential water rights listed in Watershed File Report 112-17-BAA-062 stayed. Order for telephonic conference scheduled for December 19, 2018 vacated.

NUMBER OF PAGES: 2

DATE OF FILING: December 5, 2018

This contested case involves potential water rights for irrigation and small reservoir uses that relies upon a well located in the northeast quarter of the southwest quarter of the northeast quarter of section 34 T16S R20E as the source of the water. Arizona Department of Water Resources (“ADWR”) has prepared a report and a map showing that the well is located outside of the subflow zone.

1 At this time, the court has not approved a test to determine the impact of a well located
2 outside the lateral boundaries of the subflow zone on the volume of surface flow and subflow.
3 Thus, it is premature to adjudicate any claims for water rights for use on the land identified in
4 Watershed File Report 112-17-BAA-062 based on the designated well as the source of water.
5 No further action will be taken at this time to adjudicate the potential water rights for reservoir
6 or irrigation use. Accordingly,

7 **IT IS ORDERED** staying the adjudication of the potential water rights listed in
8 Watershed File Report 112-17-BAA-062 until such time as a court-approved test exists with
9 respect to wells located outside the boundaries of the subflow zone.

10 **IT IS FURTHER ORDERED** that the October 30, 2018 order setting a telephonic
11 conference for December 19, 2018 at 10:30 a.m. is vacated and no telephonic conference shall
12 be held on that date.

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17 SUSAN WARD HARRIS
18 Special Master

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20 On December 5, 2018, the original of the foregoing was
21 delivered to the Clerk of the Maricopa County Superior
22 Court for filing and distributing a copy to all persons
23 listed on the Court-approved mailing list for this
24 contested case.

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29 Barbara Brown