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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, W-2, W-3, W-4 (Consolidated)

Contested Case No. W1-11-2784

ORDER TO INITIATE CONTESTED
CASE
AND
ORDER TO SET A TELEPHONIC
STATUS CONFERENCE

CONTESTED CASE NAME: *In re Hughey T. and Leah M. Stringer*
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report
DESCRIPTIVE SUMMARY: Contested case W1-11-2784 initiated and status conference set for **September 10, 2020 at 2:00 p.m.**
NUMBER OF PAGES: 12
DATE OF FILING: July 15, 2020

This contested case is one of the many cases in the General Stream Adjudication for the San Pedro River watershed. Other cases in which claims have been made to water in the San Pedro River watershed have been completed, are in the process of determining water rights, or awaiting initiation. The purpose of the General Adjudication is to determine the water rights of

1 those persons who filed statements of claimant to use water from the San Pedro watershed. The
2 General Adjudication will also determine water rights in the Upper Salt, Verde, Upper Gila,
3 Lower Gila, Agua Fria, and Upper Santa Cruz watersheds.

4 The subject of this contested case are the claims for water rights listed in and the
5 objections to Watershed File Report 113-14-AA-006 (“WFR”) published in the Final San Pedro
6 River Watershed Hydrographic Survey Report (1991). The WFR identified potential water rights
7 for domestic and irrigation uses for the land described in the WFR located in section 21 Township
8 14S Range 20E. The identified sources of water for the claimed uses are wells located in section
9 T14S R20E. According to ADWR, Wells 02, 03, and 04 shown on the WFR are located in the
10 subflow zone. A copy of the watershed file report is attached as Attachment A. A copy of the
11 map prepared for the WFR is attached as Attachment B on which the land is labelled with a “(6)”.
12 A copy of the current tax parcel map is attached as Attachment C.

14 **Claimants & Landowners**

15 The WFR identified one Statement of Claimant (SOC) relevant to the potential water
16 right: 39-3832. Hughey and Leah Stringer filed the SOC claiming domestic and irrigation use.
17 The WFR lists Hughey T. and Leah M. Stringer as the owners of the property described in 113-
18 14-AA-006. The public records of Cochise County Assessor’s Office show Sleeping Frog LLC
19 as the owner of tax parcel 208-08-001D. The public records maintained by ADWR do not
20 include an assignment of the SOC from Hughey and Leah Stringer. The public records
21 maintained by ADWR do not include a SOC filed by Sleeping Frog Farms, LLC.
22
23

24 **IT IS ORDERED:**

25 1. Contested Case. This contested case shall be known as *In re Hughey T. and Leah*
26 *M. Stringer* and it will address the Statement of Claimant and objections that were filed regarding
27 Watershed File Report 113-14-AA-006 published in the Final San Pedro River Watershed
28 Hydrographic Survey Report (1991). Copies of objections can be found under the case name

1 and number on the following website:

2 <http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/ActiveCases.asp>

3 2. Litigants. The litigants in this contested case are the claimants, the current
4 landowner, all persons who filed objections to the listed watershed file reports who are listed on
5 Attachment D, and claimants who are allowed to intervene by order.

6
7 3. Court-Approved Mailing List.

8 A. The initial Court-approved mailing list for this case shall include all
9 persons listed on Attachment D to this order. The list may be modified only by
10 filing a motion with the Special Master to amend the Court-approved mailing list.
11 Litigants are responsible for using the current Court-approved mailing list.

12 B. A copy of any pleading filed with the Clerk of the Maricopa County
13 Superior Court in this case shall be served upon each person listed on the Court-
14 approved mailing list.

15 C. Claimants wishing to be added or removed from the mailing list shall file
16 a motion with the Special Master. Parties allowed to intervene will be
17 automatically added to the mailing list.

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20 4. Courtesy Email List.

21 The Special Master's office will email courtesy copies of orders and minute
22 entries entered in this case to persons listed on Attachment D. Requests for
23 inclusions on the email list should be sent to Barbara Brown at
24 brownb099@superiorcourt.maricopa.gov.

25
26 5. Telephonic Status Conference. An initial status conference shall be held to
27 determine whether the Claimant or the current landowner intends to pursue water rights for the
28 property. If so, then a discussion will be held to determine whether the objections to the potential

1 water rights can be settled. If the objections cannot be settled, then a subsequent date will be set
2 for a scheduling conference to identify issues, file disclosure statements, conduct discovery,
3 submit prehearing motions, and hold a trial. The Status Conference shall be held on **September**
4 **10, 2020, at 2:00 PM.**

5
6 Instructions for telephonic appearance:
7 Dial: 602-506-9695 (local)
8 1-855-506-9695 (toll free long distance)
9 Dial Participant Pass Code 357264#

10
11 
12 SUSAN WARD HARRIS
13 Special Master

14 On July 15, 2020, the original of the foregoing was
15 delivered to the Clerk of the Maricopa County Superior
16 Court for filing and distributing a copy to all persons
17 listed on the Court-approved mailing list for W1-11-2784,
18 a copy of which is attached hereto as Attachment D, and
19 to all persons listed on the Court-approved mailing list for
20 W-1, W-2, W-3, and W-4 (Consolidated).

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30 Barbara Brown

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ATTACHMENT A

LAND OWNER	WATERSHED FILE REPORT NUMBER
-----	-----
STRINGER, HUGHEY T. & LEAH M.	113-14-AA-006

APPLICABLE FILINGS AND DECREES

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES **W1-11-2784**

FILING NUMBER	FILING STATUS	USES	QUANTITY IN AFA	USE LOCATION SECTION	TWNP	RNGE	CLAIM DATE	DIVERSION LOCATION SECTION	TWNP	RNGE
36-0028903		IRRIGATION DOMESTIC		SWNW21	14OS	200E	1949	SWNW21	14OS	200E
36-0028904		IRRIGATION	370.99	SEW21	14OS	200E	1952	SEW21	14OS	200E
36-0028905		IRRIGATION DOMESTIC	187.20	NWNW21	14OS	200E	1958	NWNW21	14OS	200E
39-0003832		IRRIGATION DOMESTIC	555.00	NW21	14OS	200E	1955	NWNW21	14OS	200E
		DOMESTIC	2.00	SWNW21	14OS	200E				

DWR ANALYSIS OF FILINGS AND DECREES

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
36-0028903	IRRIGATION DOMESTIC	IRRIGATION DOMESTIC	WO4	DMOO1, IROO1, IROO2, IROO3
36-0028904	IRRIGATION	NONE	WO2	
36-0028905	IRRIGATION DOMESTIC	IRRIGATION DOMESTIC	WO1	IROO1, IROO2, IROO3
39-0003832	IRRIGATION DOMESTIC	IRRIGATION DOMESTIC	WO1	DMOO1, IROO1, IROO2, IROO3

DIVERSIONS

DIV #	LOCATION SECTION	TWNP	RNGE	DIVERSION NAME	WATER SOURCE AND CLASSIFICATION
WO1	NWNW21	14OS	200E	UNNAMED	GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER
WO2	SESW21	14OS	200E	UNNAMED	GROUNDWATER : ZONE 2 UNUSED
WO3	SWSW21	14OS	200E	UNNAMED	GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER UNUSED
WO4	NESW21	14OS	200E	UNNAMED	GROUNDWATER : ZONE 2 SHARED

USES

PWR #	LOCATION SECTION	TWNP	RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
DMOO1	SWNW21	14OS	200E	WO4	GROUNDWATER : ZONE 2		NO	
IROO1	SWNW21	14OS	200E	WO1, WO4	GROUNDWATER : ZONE 1 GROUNDWATER : ZONE 2	1935	NO	
IROO2	NWNW21	14OS	200E	WO1, WO4	GROUNDWATER : ZONE 1 GROUNDWATER : ZONE 2	1972	NO	
IROO3	NWNW21	14OS	200E	WO1, WO4	GROUNDWATER : ZONE 1 GROUNDWATER : ZONE 2	1987	NO	

SHARED USES AND DIVERSIONS

** WATER FROM WO4 FOUND IN FILE (113-14-AA-10) IS USED IN THIS FILE

PWR SUMMARY

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE*	WATER SOURCES AND CLASSIFICATIONS
DMOO1	39-0003832	36-0028903		GROUNDWATER : ZONE 2
IROO1	39-0003832	36-0028903 36-0028905	1921 1921 STATE SURVEY	GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER GROUNDWATER : ZONE 2

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE* DATE BASIS FOR DATE	WATER SOURCES AND CLASSIFICATIONS
IROO2	39-0003832	36-0028903 36-0028905	1958 FILING 36-28905	GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER
IROO3	39-0003832	36-0028903 36-0028905	1987 1987 AERIAL PHOTO	GROUNDWATER : ZONE 2 GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER
NONE	NONE	36-0028904		GROUNDWATER : ZONE 2

Q U A N T I T I E S O F U S E

PWR #	QUANTIFICATION TYPE	ACRES	CROP TYPE	EFF	WATER DUTY	ESTIMATED VOLUME	REMARKS
DMOO1							SEE VOLUME 1 - GENERAL ASSESSMENT
IROO1	MAX. OBSERVED REGIONAL	4.1	PERM. PSTR	58%	5.4 AF/AC	22.1 AFA	
	MAX. POTENTIAL	4.1	AVE. CROP	50%	5.4 AF/AC	22.1 AFA	
IROO2	MAX. OBSERVED REGIONAL	13.8	PERM. PSTR	58%	5.4 AF/AC	74.5 AFA	
	MAX. POTENTIAL	13.8	AVE. CROP	50%	5.4 AF/AC	74.5 AFA	
IROO3	MAX. OBSERVED REGIONAL	22.8	PERM. PSTR	38%	8.3 AF/AC	189.2 AFA	
	MAX. POTENTIAL	22.8	AVE. CROP	50%	5.4 AF/AC	123.1 AFA	
			ALFALFA	38%	8.8 AF/AC	200.6 AFA	

E X P L A N A T I O N

FILINGS AND DECREES

FILING 36-28904 - CLAIMS AN IRRIGATION WATER USE FROM UNUSED WELL.
 FILING 36-28905 - CLAIMS IRRIGATION AND DOMESTIC WATER USES. NO DOMESTIC USE WAS FOUND AT THE CLAIMED LOCATION.

DIVERSIONS

- W1 - WELL PROVIDES WATER FOR IRRIGATION USES.
- W2 & W3 - UNUSED WELLS.
- W4 - WELL PROVIDES WATER FOR IRRIGATION AND DOMESTIC USES.

USES AND RESERVOIRS

- DM1 - DOMESTIC USE.
- IR1-IR3 - IRRIGATED PASTURE.

SHARED USES AND DIVERSIONS

- W4 - WELL IS SHARED WITH W.F.R. #113-14-AA-10.

LAND OWNER	ZONE 2 WELL
-----	REPORT NUMBER
STRINGER, HUGHEY T. & LEAH M.	113-14-AA-006

WELLS	WELL NAMES	WELL LOCATION			WATER USES SERVED	REMARKS
		SECTION	TWNP	RNGE		
W02	UNNAMED	SESWNW21	140S	200E		WI-11-2784 UNUSED SHARED
W04	UNNAMED	NESWNW21	140S	200E	DMO01, IRO01, IRO02 IRO03	

WATER USE NUMBERS	WATER USE LOCATION			*** APPARENT FIRST USE ***		APPAR. ANNUAL VOLUME USED	ACRES IRRIGATED
	SECTION	TWNP	RNGE	DATE	BASIS FOR DATE		
DMO01	SWNW21	140S	200E				
IRO01	SWNW21	140S	200E	1921	1921 STATE SURVEY	22.1 AFA	4.1
IRO02	NWNW21	140S	200E	1958	FILING 36-28905	74.5 AFA	13.8
	SWNW21	140S	200E				
IRO03	NWNW21	140S	200E	1987	1987 AERIAL PHOTO	123.1 AFA	22.8
	SWNW21	140S	200E				

APPLICABLE STATEMENTS OF CLAIMANT	APPLIES TO: WELLS	APPLIES TO: WATER USES
-----	-----	-----
39-0003832		DMO01, IRO01, IRO02 IRO03

EXPLANATION

THE APPARENT ANNUAL VOLUME REPORTED FOR IRO01 IS PARTIALLY SUPPLIED BY ZONE 1 GROUNDWATER.

THE APPARENT ANNUAL VOLUME REPORTED FOR IRO02 IS PARTIALLY SUPPLIED BY ZONE 1 GROUNDWATER.

THE APPARENT ANNUAL VOLUME REPORTED FOR IRO03 IS PARTIALLY SUPPLIED BY ZONE 1 GROUNDWATER.

** WATER FROM W04 FOUND IN FILE (113-14-AA-10) IS USED IN THIS FILE.

W2 - UNUSED WELL.

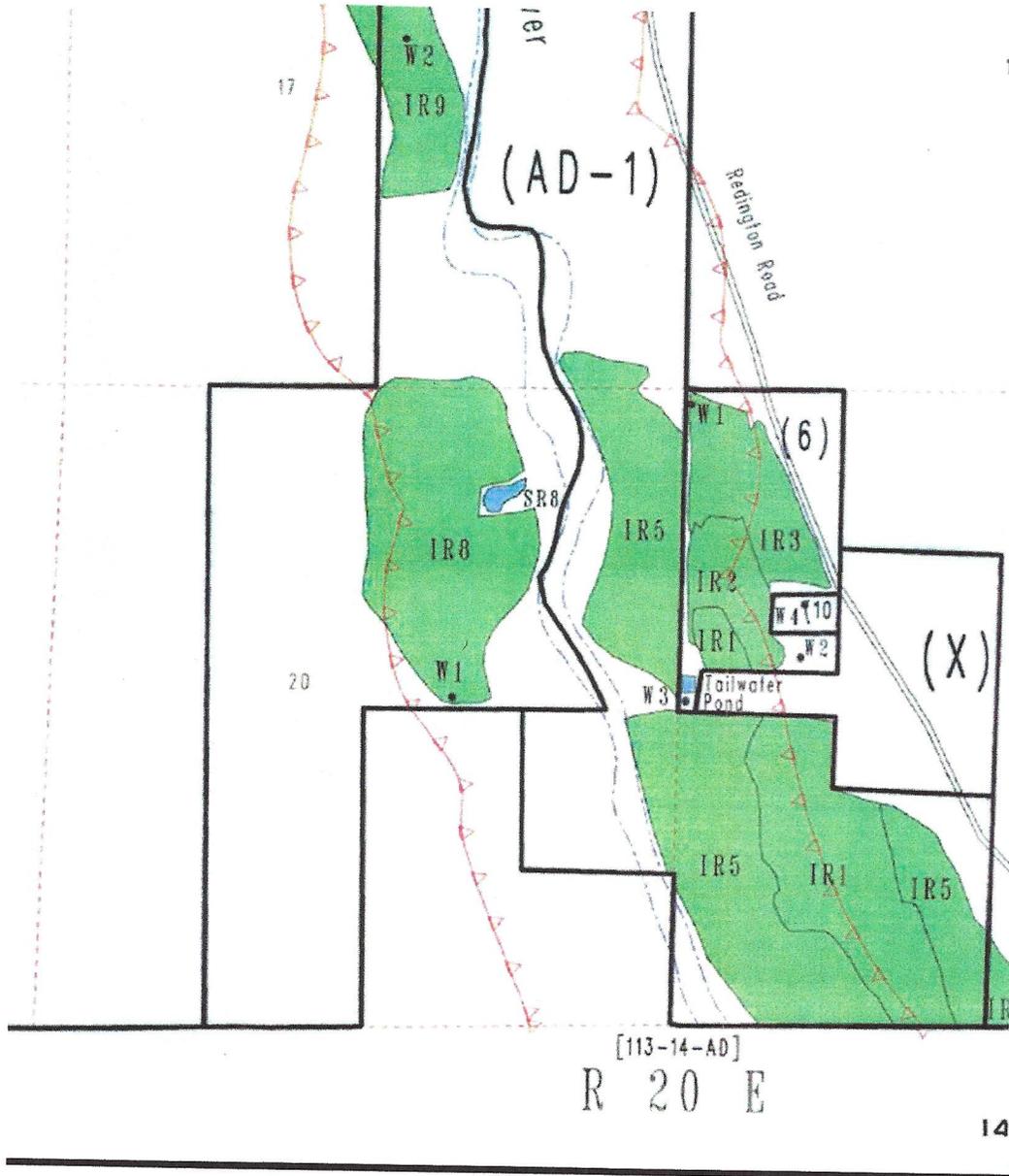
W4 - WELL PROVIDES WATER FOR IRRIGATION AND DOMESTIC USES.

DM1 - DOMESTIC USE.

IR1-IR3 - IRRIGATED PASTURE.

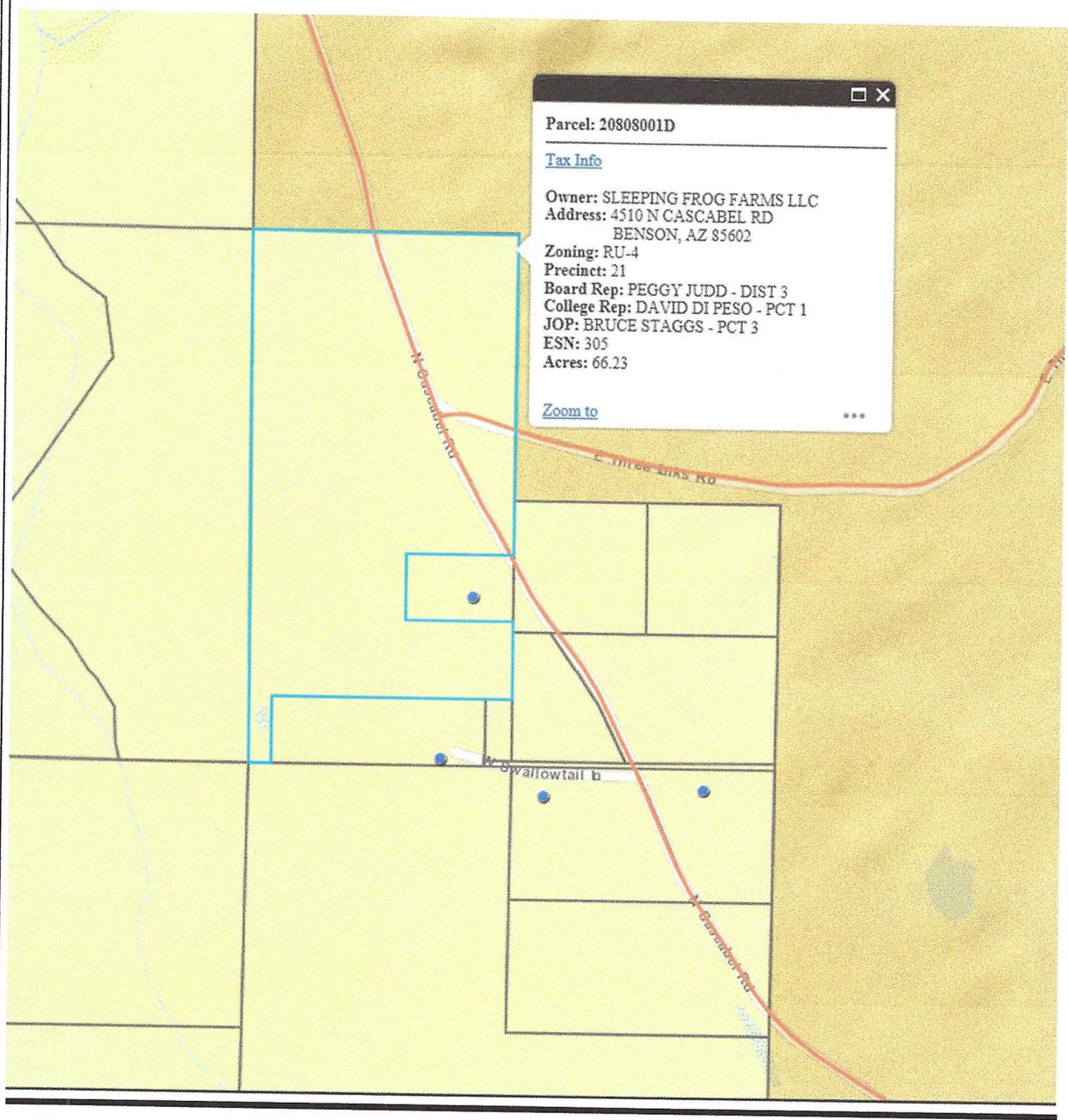
ATTACHMENT B

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ATTACHMENT C

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