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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. W1-11-2787

CORRECTED ORDER TO INITIATE A
CONTESTED CASE

AND

ORDER SETTING A TELEPHONIC STATUS
CONFERENCE

CONTESTED CASE NAME: *In re ASLD - Woodling*
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.
DESCRIPTIVE SUMMARY: Case initiated to adjudicate claims for rights to water for stockponds and stock watering uses investigated in Watershed File Report 113-14-AA-009. A telephonic status conference is set for **October 23, 2020** at 2:30 p.m.
NUMBER OF PAGES: 12
DATE OF FILING: August 12, 2020

1 This Order initiates a contested case to consider the claims filed by the Cascabel Land and
2 Cattle Co., Reese Woodling, and the Arizona State Land Department for water rights for
3 irrigation and stock watering and to resolve objections to Watershed File Report 113-14-AA-009
4 (“WFR”) published in the Final San Pedro River Watershed Hydrographic Survey Report
5 (1991). Three wells are listed as the source of water that the Arizona Department of Water
6 Resources (“ADWR”) has determined are located in the subflow zone. The public records of
7 ADWR do not contain any assignments of the statements of claimant listed in the WFR.
8

9 The WFR identified potential water rights on land located in Township 14 South Range 20
10 East. The WFR further states that the land is owned by the State of Arizona and leased to Reesor
11 Woodling. A copy of the WFR is attached as Attachment A. A copy of the map that shows the
12 land included within the area investigated by the WFR is attached as Attachment B. The land
13 involved in this case is labelled as “(9)” on the map.
14

15 According to the public records of the Arizona State Land Department, the land included
16 within the boundaries of the WFR is not currently leased to either Cascabel Land and Cattle Co.
17 or Reesor Woodling. The current lessees of the property are: Joseph C. Carrasco and Nature
18 Conservancy. The public records of ADWR do not contain a Statement of Claimant filed by
19 Joseph C. Carrasco. Thus, there is no last known address of record with ADWR for Mr.
20 Carrasco. A courtesy copy of this Order will be sent to Nature Conservancy.
21
22

23 **IT IS ORDERED:**
24

25 1. Contested Case. This contested case shall be known as *In re ASLD –Woodling* and
26 it will address Statements of Claimant listed in and the objections to Watershed File Report 113-
27 14-AA-009 published in the Final San Pedro River Watershed Hydrographic Survey Report
28

1 Report (1991). Copies of objections can be found under the case name and number on the
2 following website:

3 <http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp>
4

5 2. Litigants. The litigants in this contested case are the Claimants, all persons who
6 filed objections to the watershed file report who are included on Attachment C, and claimants who
7 are allowed to intervene by order.

8
9 3. Court-Approved Mailing List.

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

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

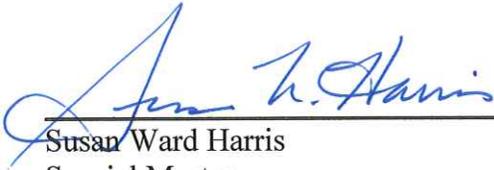
17 C. Claimants wishing to be added or removed from the mailing list shall file a
18 motion with the Special Master. Parties allowed to intervene will be automatically
19 added to the mailing list.

20
21 4. Courtesy Email List. The Special Master's office will email courtesy copies of
22 orders and minute entries entered in this case to persons listed on Attachment C. Requests for
23 inclusions on the email list should be sent to Barbara Brown at

24 brownb099@superiorcourt.maricopa.gov.
25
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1 5. Telephonic Status Conference. The Status Conference shall be held on **October 23,**
2 **2020,** at 2:30 p.m. to determine if the ASLD or any lessee intends to pursue water rights for
3 irrigation rights on the land included within the boundaries of the WFR.
4

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

9 
10 _____
11 Susan Ward Harris
12 Special Master

13 The original of the foregoing was delivered to the Clerk of
14 the Maricopa County Superior Court on August 12, 2020,
15 for filing and distributing a copy to all persons listed on the
16 Court approved mailing list for this contested case

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19 Barbara Brown
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ATTACHMENT A

LAND OWNER	WATERSHED FILE REPORT NUMBER	LESSEE/ALLOTTEE	LEASE-PERMIT ID
SLD	113-14-AA-009	WOODLING, REESOR G.	05-498

APPLICABLE FILINGS AND DECREES

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES **WI-11-2787**

FILING NUMBER	FILING STATUS	USES	QUANTITY IN AFA	USE LOCATION SECTION	TWNP	RNGE	CLAIM DATE	DIVERSION LOCATION SECTION	TWNP	RNGE
36-0020909		IRRIGATION	680.00	SWNE17	140S	200E	1977	SWNE17	140S	200E
36-0020911		IRRIGATION	340.00	SWSW08	140S	200E	1977	SWSW08	140S	200E
36-0020912		IRRIGATION	380.00	SWNE08	140S	200E	1977	SENW08	140S	200E
36-0020919		STOCK	.22	SESE07	140S	200E	1977	SWSW08	140S	200E
36-0020923		STOCK	.84	NENW13	140S	190E	1977	SWNE17	140S	200E
				SWSE13	140S	190E				
				SESE13	140S	190E				
39-0003653		STOCK	.84				1965	SWSWNE17	140S	200E
39-0003654		IRRIGATION	340.00	NESESE07	140S	200E	1959	SWSW08	140S	200E
				NWSWSW08	140S	200E				
39-0003657		IRRIGATION	680.00	SENE17	140S	200E	1961	SWNE17	140S	200E
39-0003659		IRRIGATION	380.00	NWSE08	140S	200E	1961	SWNE08	140S	200E
				SENW08	140S	200E				
39-0007451	AMENDED	IRRIGATION	84.20	SWNE08	140S	200E	1918	SWNE08	140S	200E
		STOCK	.16	SENW08	140S	200E				
		REC/FISH/WDLF	.02							
39-0013358		IRRIGATION	43.20	NESESE07	140S	200E	1918	NESWSW08	140S	200E
39-0013364	AMENDED	IRRIGATION	62.00	E2SENEW17	140S	200E	1918	SWSW17	140S	200E

DWR ANALYSIS OF FILINGS AND DECREES

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
36-0020909	IRRIGATION	IRRIGATION	W02	IRO01
36-0020911	IRRIGATION	IRRIGATION	W04	IRO02
36-0020912	IRRIGATION	IRRIGATION	W06	IRO03
36-0020919	STOCK	NOT APPLICABLE	W04	
36-0020923	STOCK	NOT APPLICABLE	W02	
39-0003653	STOCK	NOT APPLICABLE	W02	
39-0003654	IRRIGATION	IRRIGATION	W04	IRO02
39-0003657	IRRIGATION	IRRIGATION	W02	IRO01
39-0003659	IRRIGATION	IRRIGATION	W06	IRO03
39-0007451	IRRIGATION	IRRIGATION	W06	IRO03
	STOCK	INCIDENTAL		
	WILDLIFE	INCIDENTAL		
39-0013358	IRRIGATION	IRRIGATION		IRO02
39-0013364	IRRIGATION	IRRIGATION		IRO01

DIVERSIONS

DIV #	LOCATION SECTION	TWNP	RNGE	DIVERSION NAME	WATER SOURCE AND CLASSIFICATION
W02	SWSWNE17	140S	200E	UNNAMED	GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER SHARED
W04	NESWSW08	140S	200E	UNNAMED	GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER SHARED
W06	NWSWNE08	140S	200E	UNNAMED	GROUNDWATER : ZONE 2 SHARED

USES

PWR #	LOCATION SECTION	TWNP	RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
IRO01	SENE17	140S	200E	W02	GROUNDWATER : ZONE 1	1972	NO	
IRO02	SESE07	140S	200E	W04	GROUNDWATER : ZONE 1	1972	NO	
IRO03	NENW08	140S	200E	W06	GROUNDWATER : ZONE 2	1972	NO	
	NWNE08	140S	200E					
	SWNE08	140S	200E					

** WATER FROM W02 FOUND IN FILE (113-14-AA-1) IS USED IN THIS FILE
 ** WATER FROM W04 FOUND IN FILE (113-14-AA-1) IS USED IN THIS FILE
 ** WATER FROM W06 IS SHARED WITH THESE ADDITIONAL FILES:
 113-14-AA-1

PWR SUMMARY

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE* DATE BASIS FOR DATE	WATER SOURCES AND CLASSIFICATIONS
IROO1	39-0003653 39-0003657 39-0013364	36-0020909 36-0020923	1961 FILING 39-3657	GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER
IROO2	39-0003654 39-0013358	36-0020911 36-0020919	1960 FILING 39-3654	GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER
IROO3	39-0003659 39-0007451	36-0020912	1961 FILING 39-3659	GROUNDWATER : ZONE 2

QUANTITIES OF USE

PWR #	QUANTIFICATION TYPE	ACRES	CROP TYPE	EFF	WATER DUTY	ESTIMATED VOLUME	REMARKS
IROO1	MAX. OBSERVED REGIONAL	9.4	PERM. PSTR	58%	5.4 AF/AC	50.8 AFA	
	MAX. POTENTIAL	9.4	AVE. CROP	50%	5.4 AF/AC	50.8 AFA	
	MAX. POTENTIAL	9.4	ALFALFA	58%	5.7 AF/AC	53.6 AFA	
IROO2	MAX. OBSERVED REGIONAL	6.1	PERM. PSTR	58%	5.4 AF/AC	32.9 AFA	
	MAX. POTENTIAL	6.1	AVE. CROP	50%	5.4 AF/AC	32.9 AFA	
	MAX. POTENTIAL	6.1	ALFALFA	58%	5.7 AF/AC	34.8 AFA	
IROO3	MAX. OBSERVED REGIONAL	13.7	WINTER PSTR	58%	.8 AF/AC	11.0 AFA	
	MAX. POTENTIAL	13.7	AVE. CROP	50%	5.4 AF/AC	74.0 AFA	
	MAX. POTENTIAL	13.7	ALFALFA	58%	5.7 AF/AC	78.1 AFA	

EXPLANATION

FILINGS AND DECREES
 FILINGS 36-20919, 36-20923 & 39-3653 - CLAIMS STOCKWATERING USES WHICH DO NOT APPLY TO THIS PROPERTY.

DIVERSIONS
 W2 & W4 - WELLS PROVIDE WATER FOR IRRIGATION USES.
 W6 - WELL PROVIDES WATER FOR IRRIGATION, STOCKWATERING, AND WILDLIFE USES.

USES AND RESERVOIRS
 IR1-IR3 - IRRIGATED PASTURE AND ALFALFA.

SHARED USES AND DIVERSIONS
 W2, W4 & W6 - WELLS ARE SHARED WITH W.F.R. #112-14-AA-1.

DISPOSITION OF LAND OWNER/CLAIMANT COMMENTS
 COMMENTS WERE RECEIVED FROM THE LAND OWNER ON THE DISPOSITION OF STATEMENTS OF CLAIMANTS IN THIS WATERSHED FILE REPORT.

LAND OWNER	ZONE 2 WELL REPORT NUMBER
SLD	113-14-AA-009

WELLS	WELL NAMES	WELL LOCATION		WATER USES SERVED	REMARKS
		SECTION	TWNP RNGE		
W06	UNNAMED	NWSWNE08	140S 200E	I003	WI-11-2787 SHARED

WATER USE NUMBERS	WATER USE LOCATION		*** APPARENT FIRST USE ***		APPAR. ANNUAL VOLUME USED	ACRES IRRIGATED
	SECTION	TWNP RNGE	DATE	BASIS FOR DATE		
I003	NENW08	140S 200E	1961	FILING 39-3659	74.0 AFA	13.7
	NWNE08	140S 200E				
	SWNE08	140S 200E				

APPLICABLE STATEMENTS OF CLAIMANT	APPLIES TO: WELLS	APPLIES TO: WATER USES
39-0003659	W06	I003
39-0007451	W06	I003

EXPLANATION

W6 - WELL PROVIDES WATER FOR IRRIGATION, STOCKWATERING, AND WILDLIFE USES.

IR3 - IRRIGATED PASTURE.

** WATER FROM W06 IS SHARED WITH THESE ADDITIONAL FILES:

113-14-AA-1

LAND OWNER	ZONE 2 WELL
-----	REPORT NUMBER
SLD	113-14-AA-009

WELLS	WELL NAMES	WELL LOCATION			WATER USES SERVED	REMARKS
		SECTION	TWNP	RNGE		
W06	UNNAMED	NWSWNE08	140S	200E	IR003	WI-11-2787 SHARED

WATER USE NUMBERS	WATER USE LOCATION			*** APPARENT FIRST USE ***		APPAR. ANNUAL VOLUME USED	ACRES IRRIGATED
	SECTION	TWNP	RNGE	DATE	BASIS FOR DATE		
IR003	NENW08	140S	200E	1961	FILING 39-3659	74.0 AFA	13.7
	NWNE08	140S	200E				
	SWNE08	140S	200E				

APPLICABLE STATEMENTS OF CLAIMANT	APPLIES TO: WELLS	APPLIES TO: WATER USES
-----	-----	-----
39-0003659	W06	IR003
39-0007451	W06	IR003

EXPLANATION

W6 - WELL PROVIDES WATER FOR IRRIGATION, STOCKWATERING, AND WILDLIFE USES.

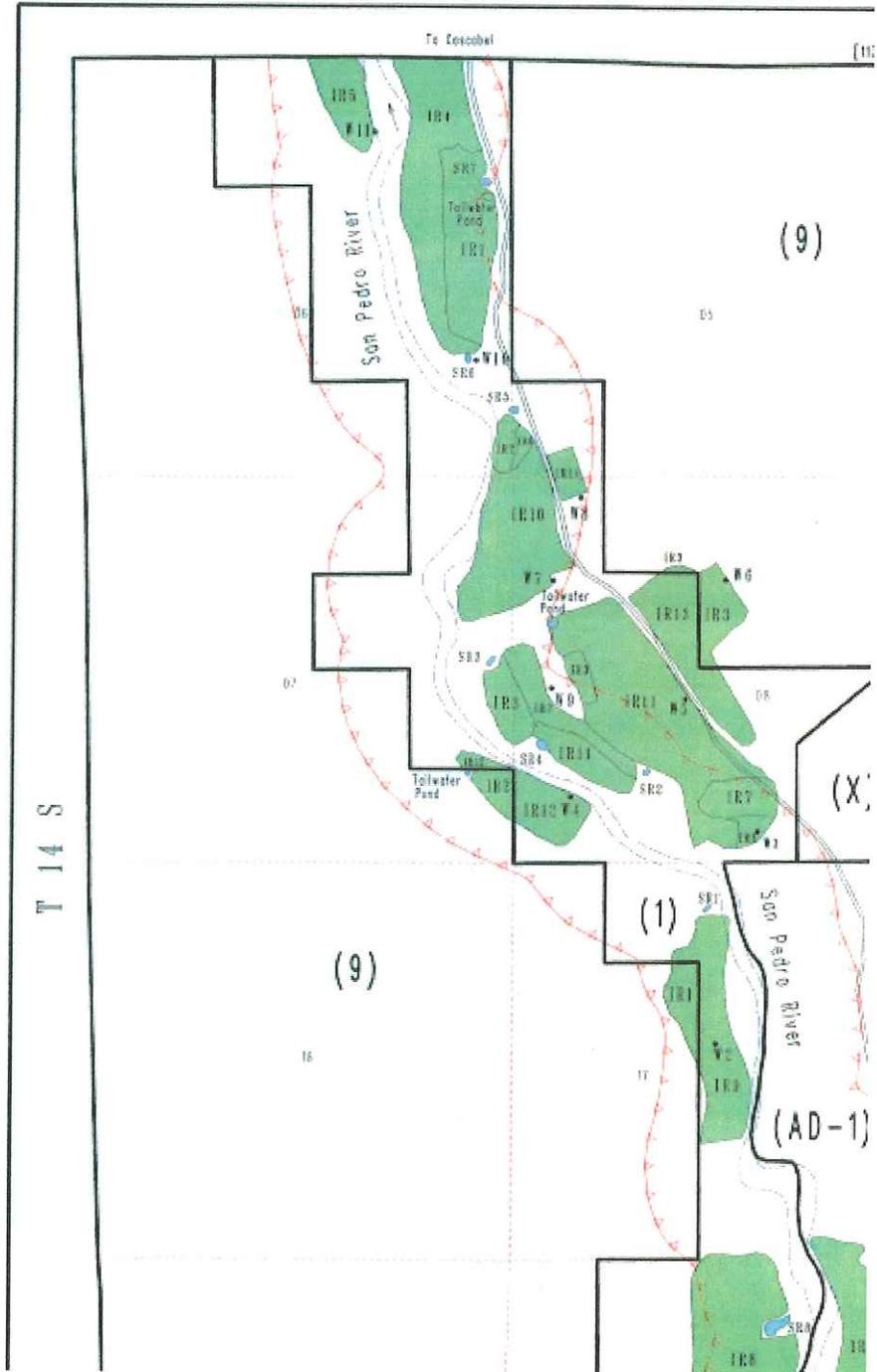
IR3 - IRRIGATED PASTURE.

** WATER FROM W06 IS SHARED WITH THESE ADDITIONAL FILES:

113-14-AA-1

ATTACHMENT B

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ATTACHMENT C

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4 ASARCO Incorporated
5 Lauren J. Caster
6 Fennemore Craig, P.C.
7 2394 East Camelback Road
8 Suite 600
9 Phoenix AZ 85016-3429

10 BHP Copper, Inc.
11 John D. Burnside
12 Snell & Wilmer, L.L.P
13 400 E. Van Buren Street, Ste. 1900
14 Phoenix AZ 85004

15 Carrie Brennan and Kevin Crestin
16 Arizona Attorney General
17 Natural Resources Department
18 2005 N. Central
19 Phoenix, AZ 85004

20 Cascabel Land & Cattle Co.
21 Star Rt.
22 Box 40
23 Benson AZ 85602

24 Cascabel Land & Cattle Co.
25 5970 E. San Leandro
26 Tucson, AZ 85715

27 Clerk of the Superior Court
28 Maricopa County
Attn: Water Case
601 West Jackson Street
Phoenix, Az 85003

Joe P. Sparks and Laurel A. Herrmann
The Sparks Law Firm, P.C.
7503 First Street
Scottsdale, Az 85251-4573

1 Kimberly R. Parks
Arizona Department Of Water Resources
2 P. O. Box 36020
3 Phoenix, Az 85067

4 Linus Everling and Thomas L. Murphy
Gila River Indian Community
5 Office Of The General Counsel
P. O. Box 97
6 Sacaton, Az 85147

7 Lucas T. Christian, Julian Nava
8 Robert Palmer and Jeremiah Weiner
Rosette, LLP
9 565 W. Chandler Blvd. Suite 212
10 Chandler, AZ 85225

11 S. Montgomery, R. Interpreter, J. Tomkus, and
Mia A. Montoya Hammersley
12 Montgomery & Interpreter, PLC
3301 E. Thunderbird Road
13 Phoenix, AZ 85032

14 Salt River Valley Water Users Association,
15 Salt River Project Agricultural Improvement and Power District
John B. Weldon, Jr. and Mark A. McGinnis
16 Salmon, Lewis & Weldon PLC
2850 E Camelback Rd, Ste. 200
17 Phoenix, AZ 85016

18 Susan Ward Harris
19 Special Master
Central Court Building, Ste 3a
20 201 West Jefferson
21 Phoenix, Az 85003-2205

22 U. S. Department of Justice
Patrick Barry, Josef Negose, and Emmi Blades
23 Environment and Natural Resources
P. O. Box 7611
24 Washington, D.C. 20044-7611

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