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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. W1-11-3114  
ORDER TO INITIATE CONTESTED  
CASE

CONTESTED CASE NAME: *In re Robert J. and Nancy J. Farrier*  
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report  
DESCRIPTIVE SUMMARY: Contested case W1-11-3114 initiated and ADWR ordered to file a map by **December 13, 2019**.  
NUMBER OF PAGES: 9  
DATE OF FILING: November 20, 2019

**General Explanation**

This Court Order begins the process necessary to determine legal rights to use water from a well located on land that the Pinal County Assessor has identified as tax parcel 300-19-006 owned by Robert J. and Nancy J. Farrier. The land is located in the northeast quarter of the

1 southeast quarter of Section 6, Township 6S Range 16E. A copy of the map prepared by the Pinal  
2 County Assessor showing tax parcel 300-19-006 is attached as Attachment A.

3 This contested case is one of the many cases that are included in the General Stream  
4 Adjudication. The purpose of the General Adjudication is to determine the water rights of those  
5 persons who use water from the San Pedro watershed in addition to the watersheds for the Upper  
6 Salt, Verde, Upper Gila, Lower Gila, Agua Fria and Upper Santa Cruz. Other cases in the  
7 General Stream Adjudication have been completed, are in the process of determining water  
8 rights, or awaiting initiation. This case will determine water rights to water in the San Pedro  
9 watershed.

### 10 11 **Claims for Water Rights**

12 This Order initiates a contested case to consider the claims and resolve objections to  
13 Watershed File Report 114-04-BAB-120 (“WFR”) published in the Final San Pedro River  
14 Watershed Hydrographic Survey Report (1991). Robert and Nancy Farrier filed Statement of  
15 Claimant SOC 39-13497 (“SOC”) claiming 50 acre-feet of water per year from a well, Well  
16 Registration No. 55-801979-L, to irrigate ten acres in northeast quarter of the southeast quarter  
17 of section 6, Township 6, Range 16E. A copy of the map prepared by the Arizona Department  
18 of Water Resources (ADWR) showing the location of the claimed well is attached as Attachment  
19 B. ADWR investigated the claim and reported that no irrigation was found at the claimed  
20 location. A copy of the WFR is attached as Attachment C. Based on these findings, ADWR  
21 did not recommend any potential water rights for Robert and Nancy Farrier, the Claimants.  
22

### 23 24 **IT IS ORDERED:**

25 1. Contested Case. This contested case shall be known as *In re Robert J. and*  
26 *Nancy J. Farrier* and it will determine water rights asserted in the SOC and resolve objections  
27 that were filed to WFR 114-04-BAB-120 published in the Final San Pedro River Watershed  
28

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

3 [http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp)  
4 [asp](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp)

5 2. Litigants. The litigants in this contested case are the Claimants who are Robert  
6 and Nancy Farrier, and all persons who filed objections to the listed WFRs who are included on  
7 Attachment D, and claimants who 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  
11 persons listed on Attachment D to this order. The list may be modified only by  
12 filing a motion with the Special Master to amend the Court-approved mailing list.  
13 Litigants 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  
18 a motion with the Special Master. Parties allowed to intervene will be  
19 automatically added to the mailing list.

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

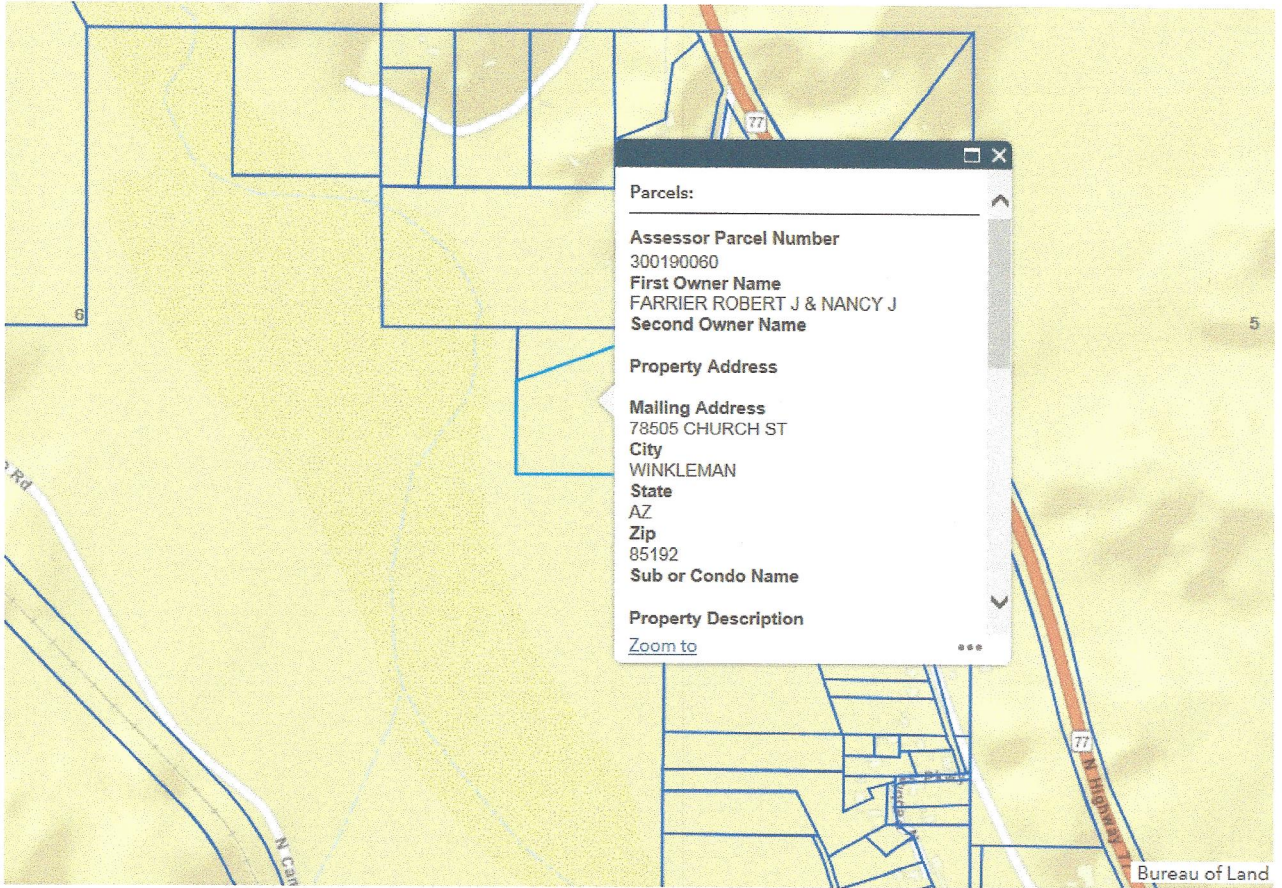
24 [brownb099@superiorcourt.maricopa.gov.](mailto:brownb099@superiorcourt.maricopa.gov)  
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# ATTACHMENT A

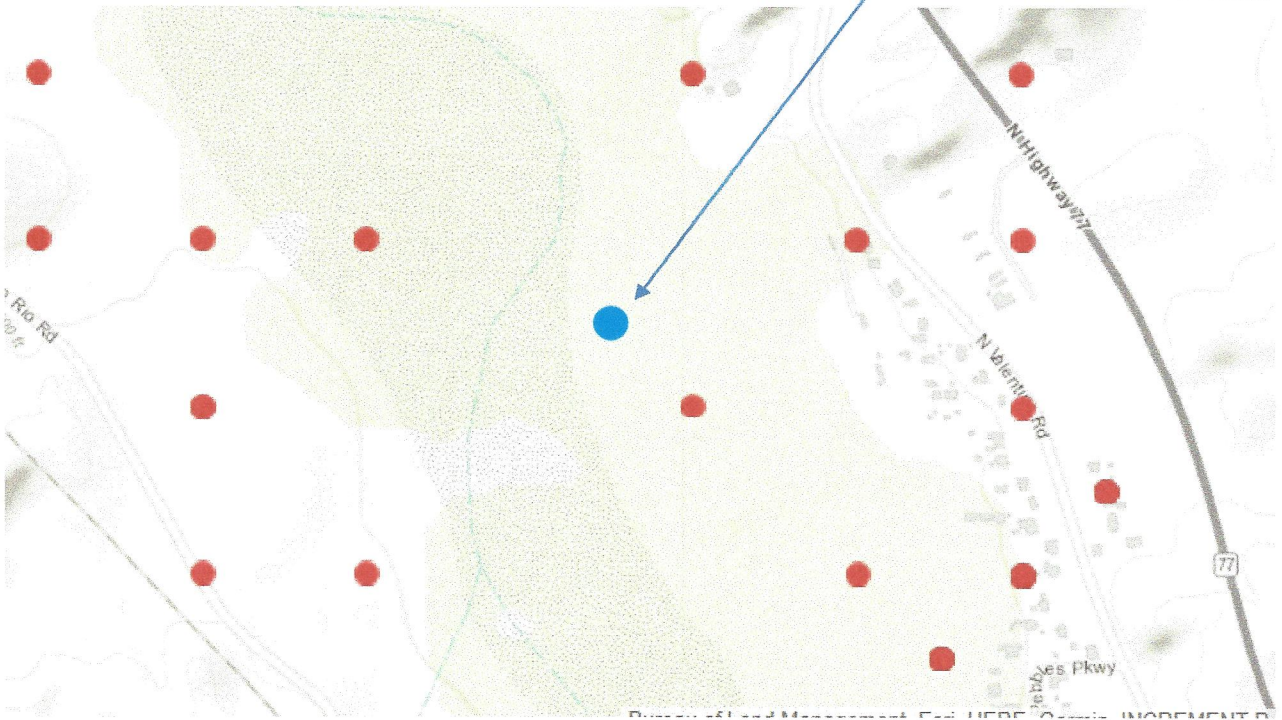
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# ATTACHMENT B

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# ATTACHMENT C



|                    |                |
|--------------------|----------------|
| LAND OWNER         | WATERSHED FILE |
| -----              | REPORT NUMBER  |
| FARRIER, ROBERT J. | 114-04-BAB-120 |
| & NANCY J.         |                |

APPLICABLE FILINGS AND DECREES

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES *WI-11-3114*

| FILING NUMBER | FILING STATUS | USES       | QUANTITY IN AFA | USE LOCATION SECTION | TWNP | RNGE | CLAIM DATE | DIVERSION LOCATION SECTION | TWNP | RNGE |
|---------------|---------------|------------|-----------------|----------------------|------|------|------------|----------------------------|------|------|
| 39-0013497    |               | IRRIGATION | 2.00            | 06                   | 060S | 160E |            | NESE06                     | 060S | 160E |

DWR ANALYSIS OF FILINGS AND DECREES

| FILING NUMBER | USES CLAIMED OR REFERENCED | USES FOUND BY DWR | APPLIES TO DIVERSIONS | APPLIES TO PWR NUMBERS |
|---------------|----------------------------|-------------------|-----------------------|------------------------|
| 39-0013497    | IRRIGATION                 | NONE              |                       |                        |

PWR SUMMARY

| PWR # | APPLICABLE ADJ FILINGS | APPLICABLE PRE FILINGS | *APPARENT FIRST USE DATE* DATE BASIS FOR DATE | WATER SOURCES AND CLASSIFICATIONS |
|-------|------------------------|------------------------|---|-----------------------------------|
| NONE  | 39-0013497             | NONE                   |   |                                   |

EXPLANATION

FILINGS AND DECREES  
 FILING 39-13497 - CLAIMS AN IRRIGATION USE. NO IRRIGATION WAS FOUND AT THE CLAIMED LOCATION.



# ATTACHMENT D

1  
2  
3 Arizona Department of Water Resources  
4 Kimberly Parks  
5 Janet L. Miller  
6 P. O. Box 36020  
7 Phoenix, AZ 85067

8 Clerk of the Superior Court  
9 Maricopa County  
10 Attn: Water Case  
11 601 West Jackson Street  
12 Phoenix, AZ 85003

13 Gila River Indian Community  
14 Linus Everling and Thomas L. Murphy  
15 Office of the General Counsel  
16 P. O. Box 97  
17 Sacaton, AZ 85147

18 Joe P. Sparks and Laurel A. Herrmann  
19 The Sparks Law Firm, P.C.  
20 7503 First Street  
21 Scottsdale, Az 85251-4573

22 Lucas T. Christian & Julian Nava  
23 Rosette, LLP  
24 565 W. Chandler Blvd. Suite 212  
25 Chandler, AZ 85225

26 Robert and Nancy Farrier  
27 78505 Church St.  
28 Winkleman, AZ 85192

S. Montgomery, R. Interpreter, J. Tomkus  
Montgomery & Interpreter, Plc  
3301 E. Thunderbird Road  
Phoenix, AZ 85032

Special Master Susan Ward Harris  
Superior Court of Arizona  
201 W. Jefferson Street  
Courtroom 301  
Phoenix, AZ 85003