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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.
W1-11-3318

ORDER SETTING STATUS
CONFERENCE

CONTESTED CASE NAMES: *In re Bower*
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report
DESCRIPTIVE SUMMARY: Status conference set regarding claim for water to irrigate 6,500 square feet of land in Section 3 T7S R17E on **February 20, 2020** at 2:00 p.m.
NUMBER OF PAGES: 5
DATE OF FILING: December 30, 2019

This is a proceeding to adjudicate the validity of the claims made by Russell L. Richardson and Sheila C. Richardson for water for domestic and irrigation uses. The property at issue is located in two sections: section 34 T6S R17E and section 03 T7S R17E. Proposed abstracts for domestic and irrigation uses in section 34 T6S R17E have been issued. The legal basis for the claim for the water rights was provided by the actions and documents filed by

1 William Row that concerned section 34 T6S R17E. Mr. Row's actions and documents do not
2 support the remaining claim in this case for irrigation use on 6400 square feet in section 03 T7S
3 R17E. Thus, the specific issue that must be decided is the legal basis for the right to use water
4 on 0.15 acres in section 3 T7S R17E.

5 On September 18, 2019, counsel for the Apache Tribe filed historical documents
6 concerning historical water use on section 3 T7S R17E. The public records of Arizona
7 Department of Water Resources include the documents filed in this case and a map purporting
8 to show historical use and diversions of water use in section 3 T7S R17E. A copy of the map is
9 attached as Attachment A.

10 This case has now been pending for two years and the remaining claim must be
11 resolved. If Mr. and Mrs. Richardson intend to pursue their remaining claim, they should
12 consider collecting historical information about the homesteading of the land they now own in
13 section 3 T7S R17E. Historical documents may be available from:

14 George Shaner
15 Archives Specialist
16 700 Pennsylvania Ave, NW
17 Washington, DC 20408
18 202-357-5329
19 george_shaner@nara.gov

20 IT IS ORDERED setting a status conference on **February 20, 2020 at 2:00 p.m.** At
21 that status conference Mr. or Mrs. Richardson or their representative will be expected to:

- 22 1. Advise the court whether a claim for a water right for irrigation on the 6,500 square
23 feet in section 3 T7S R17E will be pursued.
- 24 2. If a claim will be pursued, then either present copies of documents that support the
25 claim or describe efforts undertaken to obtain the documents.

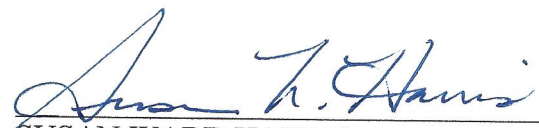
26 At the status conference, depending on the position taken, the court will either dismiss
27 the remaining claim in this case, determine if additional time to allow the parties to resolve
28 objections is warranted, or set the case for hearing where the parties will be given the

1 opportunity to present witnesses and evidence to support their respective claims and objections.

2 Failure to appear at the status conference may result in the dismissal of the remaining claim.

3 The Status Conference shall be held in the Superior Court of Arizona, 201 West
4 Jefferson Street, Courtroom 301, Phoenix, AZ 85003-2202.

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

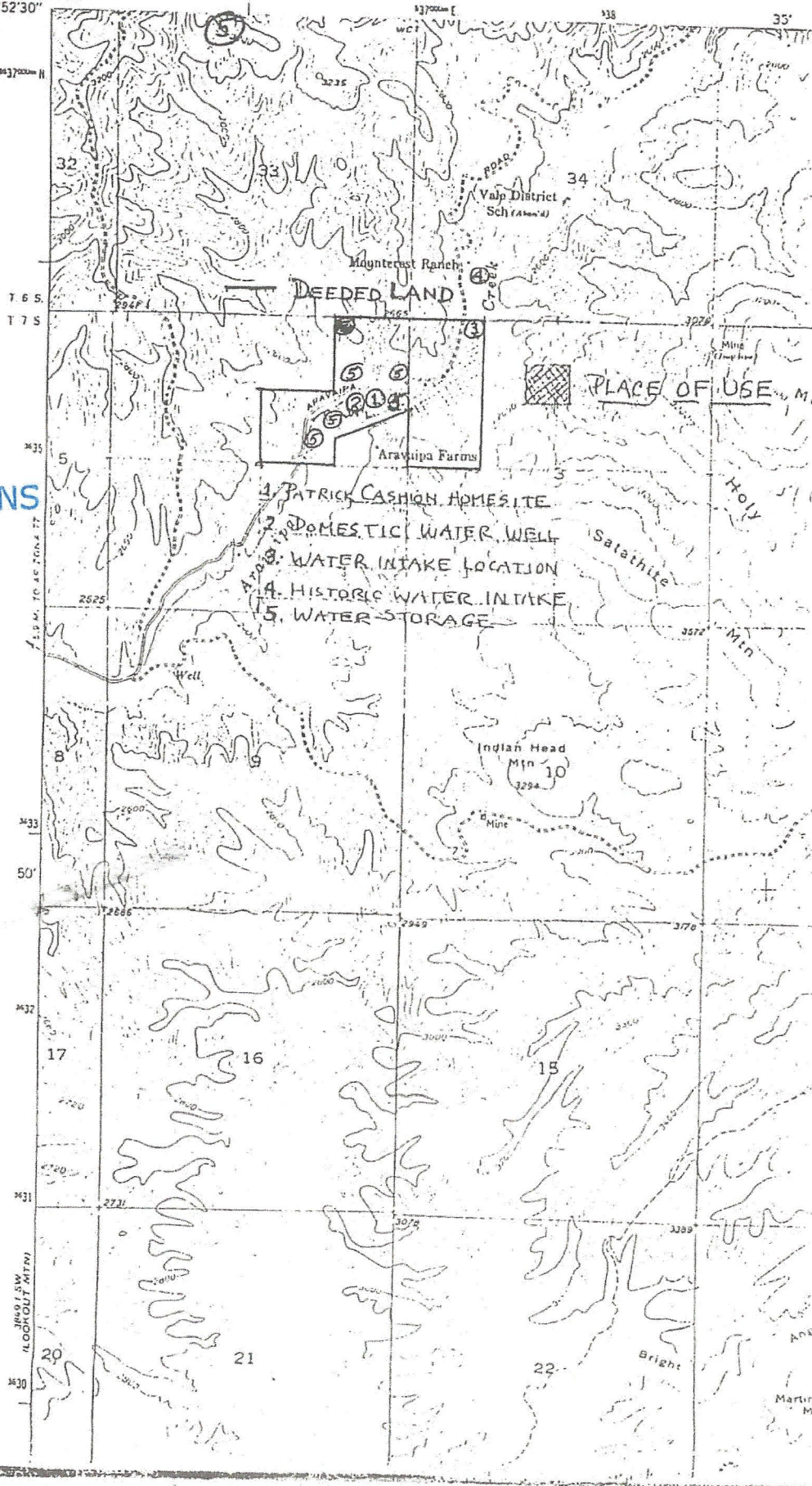
14 On December 30, 2019, the original of the foregoing
15 was delivered to the Clerk of the Maricopa County
16 Superior Court for filing and distributing a copy to all
17 persons listed on the Court-approved mailing list for the
18 contested case.

Attachment A

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UNITED STATES EXHIBIT H
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

110°37'30"
32°52'30"



RECEIVED

NOV 06 2019

ADJUDICATIONS