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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

W1-00-001234 (Consolidated)
Contested Case No. **W1-11-001617**

**ORDER INITIATING CONTESTED
CASE AND SETTING DEADLINES**

CONTESTED CASE NAME: *In re ASLD – Mendivil*

HSR INVOLVED: San Pedro Hydrographic Survey.

DESCRIPTIVE SUMMARY: The Clerk of the Maricopa County Superior Court is directed to initiate W1-11-001617. Arizona State Land Department shall file with the Special Master a statement declaring the claims that it intends to pursue no later than **June 29, 2026**, and draft abstracts no later than **August 31, 2026**.

NUMBER OF PAGES: 9

General Explanation

This order opens a case to determine rights to use water on land owned by Arizona State Land Department ("ASLD").

In this case, Claudio A. Mendivil and ASLD filed statements of claimant ("SOCs") 39-12634 and 39-7600. The Arizona Department of Water Resources ("ADWR") investigated the claims and prepared watershed file report ("WFR") 112-17-005, published in the San Pedro River Hydrographic Survey Report ("HSR"). A copy of the WFR is attached as Attachment A. A map illustrating the area investigated in the WFR is attached as Attachment B. The WFR describes stockpond and stock watering uses.

1 After ADWR issued the WFR, objections were filed to the findings made in the
2 WFR by ASLD, the Gila River Indian Community, the San Carlos Apache Tribe, the
3 Tonto Apache Tribe, and the Yavapai-Apache Nation.

4 **Claimant and Landowners**

5 WFR 112-17-005 lists the Arizona State Land Department as the owner of the land
6 investigated. ASLD records indicate that the property investigated currently comprises
7 ASLD parcel 05-99750. A map depicting the parcel is attached as Attachment C. The
8 public records of ADWR do not contain any assignments of the SOC listed in the WFR.
9 Further, neither the state nor lessees appear to have filed any additional SOCs since the
10 issuance of the HSR.

11 **IT IS ORDERED:**

- 12 **1. Case Initiation.** This order initiates contested case W1-11-001617.
- 13 **2. Declaration.** ASLD shall review all SOCs relevant to this contested case and
14 declare to the Court no later than **June 29, 2026**, the claims that it intends to
15 pursue in this contested case.
- 16 **3. Draft Abstracts.** ASLD shall file draft abstracts for claims eligible for summary
17 adjudication by **August 31, 2026**. The Parties shall file any comments to the
18 draft abstracts by **September 14, 2026**.
- 19 **4. Parties.** The litigants in this contested case are the current landowner, lessees,
20 and all parties who filed objections to the watershed file report. The objectors
21 are ASLD, the Gila River Indian Community, the San Carlos Apache Tribe, the
22 Tonto Apache Tribe, and the Yavapai-Apache Nation.
- 23 **5. Objections.** Copies of objections filed to this case can be found under the
24 respective case names and numbers on the following website:
25 [http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudic](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp)
26 [ation/whatsNew.asp](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp).
- 27 **6. Court Approved Mailing List.**
 - 28 **A.** The initial Court approved mailing list for this case shall include all persons

1 listed on Attachment D to this order. The list may be modified only by filing
2 a motion with the Special Master. Litigants are responsible for using the
3 current Court approved mailing list.

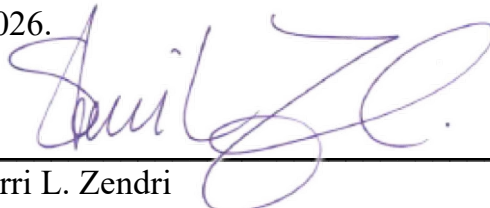
4 **B.** A copy of any pleading filed with the Clerk of the Maricopa County Superior
5 Court in this case shall be served upon each person listed on the Court
6 approved mailing list.

7 **C.** Claimants wishing to be added or removed from the mailing list shall file a
8 motion with the Special Master. Parties allowed to intervene will be
9 automatically added to the mailing list.

10 **D.** The Clerk of the Court will send copies of all minute entries and orders issued
11 in this case to the parties listed on the Court approved mailing list.

12 **E.** Claimants who would like to receive courtesy copies of minute entries and
13 orders may request inclusion on an email list by sending a request to
14 emily.natale@jbazmc.maricopa.gov.

15
16 Signed this 28th day of April 2026.



17
18 Sherri L. Zendri
19 Special Water Master

20
21
22 On April 28, 2026, the original of the foregoing
23 was delivered to the Clerk of the Maricopa
24 County Superior Court for filing and distributing
25 a copy to all persons listed on the Court-
26 approved mailing list for this contested case,
27 a copy of which is attached, and to all
28 persons listed on the Court-approved mailing list
for W1-00-001234

Emily Natale

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ATTACHMENT A
Watershed File Report

LAND OWNER	WATERSHED FILE REPORT NUMBER	LESSEE/ALLOTTEE	LEASE-PERMIT ID
SLD	112-17-005	MENDIVIL, CLAUDIO A.	05-884

A P P L I C A B L E F I L I N G S A N D D E C R E E S

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES

FILING NUMBER	FILING STATUS	USES	QUANTITY IN AFA	USE LOCATION SECTION	TWNP	RNGE	CLAIM DATE	DIVERSION LOCATION SECTION	TWNP	RNGE
36-0004871		STOCK REC/FISH/WLDF	.26	NWSW24	17OS	190E	1884	NWSW24	17OS	190E
36-0011746		STOCK	6.00	NWSW24	17OS	190E	1939	NWSW24	17OS	190E
38-0088226		STOCK REC/FISH/WLDF	.30	NWSW24	17OS	190E	1936	NWSW24	17OS	190E
39-0001963		STOCK	.20	NWSW24	17OS	190E	1939	NWSW24	17OS	190E
39-0007600	AMENDED	STOCK REC/FISH/WLDF	.24 .02	NWSW24	17OS	190E	1884	NWSW24	17OS	190E
39-0012634		STOCK REC/FISH/WLDF	6.00 .25	NWSW24	17OS	190E	1939	NWSW24	17OS	190E

D W R A N A L Y S I S O F F I L I N G S A N D D E C R E E S

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
36-0004871	STOCK WILDLIFE	STOCK INCIDENTAL		S001
36-0011746	STOCK	STOCK		S001
38-0088226	STOCK WILDLIFE	STOCK INCIDENTAL		S001
39-0001963	STOCK	STOCK		S001
39-0007600	STOCK WILDLIFE	STOCK INCIDENTAL		S001, S001
39-0012634	STOCK WILDLIFE	STOCK INCIDENTAL		S001

U S E S

PWR #	LOCATION SECTION TWNP RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO SOURCE DATE	CHANGE	FACILITY NAME
S001	S001 S001 17OS 190E		SURFACE WATER		NO	INSTREAM USE

R E S E R V O I R S

PWR #	LOCATION SECTION TWNP RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO SOURCE DATE	RESERVOIR NAME	STORAGE PURPOSE
S001	S001 N001 17OS 190E		SURFACE WATER	1935	COYOTE SPRINGS TANK	STOCKWATERING WILDLIFE

P W R S U M M A R Y

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE*	DATE BASIS FOR DATE	WATER SOURCES AND CLASSIFICATIONS
S001	39-0001963 39-0007600 39-0012634	38-0088226	1935	1935 AERIAL PHOTO	SURFACE WATER: SAN PEDRO RIVER
S001	39-0007600	36-0004871 36-0011746	1884	FILING 36-4871	SURFACE WATER: SAN PEDRO RIVER

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
S001	MAX. AREA/CAP	LT 2.0				LTE 15.0 AF	
S001							SEE VOLUME 1 - GENERAL ASSESSMENT

USES AND RESERVOIRS

SP1 - COYOTE SPRINGS TANK STOCKPOND.

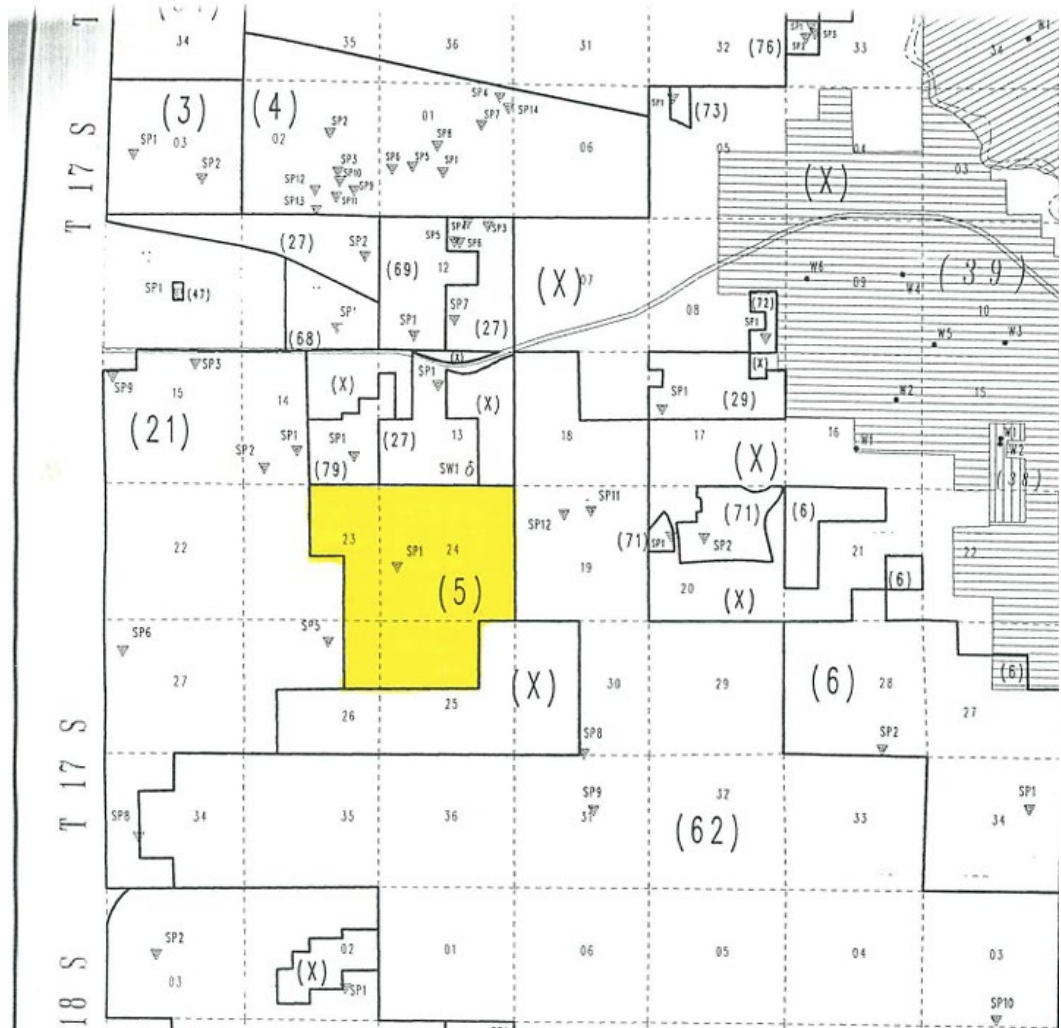
SW1 - INSTREAM STOCKWATERING AND WILDLIFE USES FROM COYOTE WASH.

DISPOSITION OF LAND OWNER/CLAIMANT COMMENTS

A COMMENT WAS RECEIVED FROM THE LAND OWNER WHICH STATED THAT FILING 38-88226 WAS NOT UNDER PROTEST, AND THAT THE STATUS SHOULD BE "CERTIFICATE TO BE ISSUED." AFTER RE-INVESTIGATION, THE STATUS WAS CHANGED AND THE FILING MATCHED TO SP1.

ATTACHMENT B

Map Illustrating Area Investigated in WFR

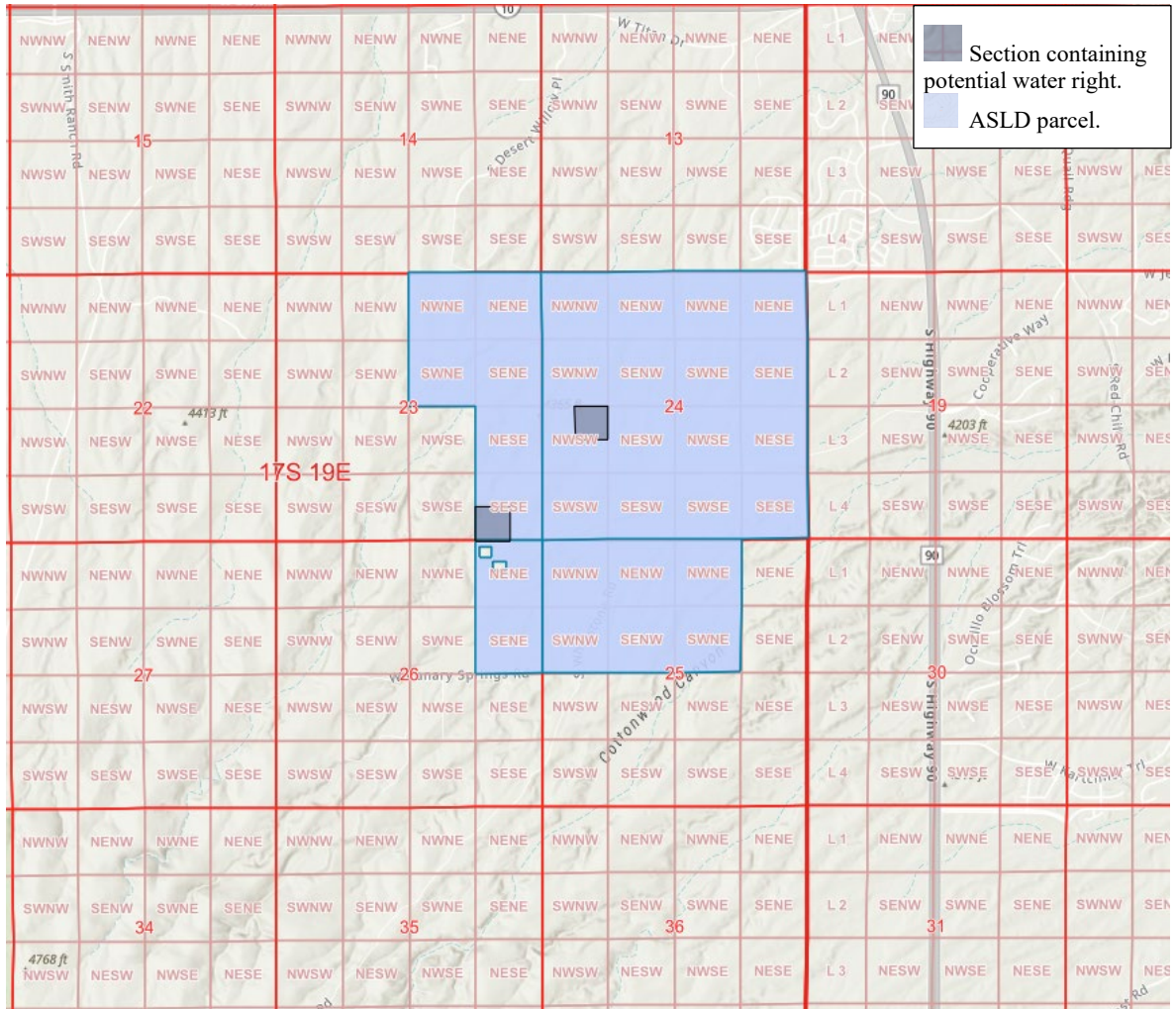


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ATTACHMENT C

Parcel Map

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ATTACHMENT D

Initial Court Approved Mailing List

Arizona Department of Water Resources Karen J. Nielsen 1110 West Washington, Suite 310 Phoenix, AZ 85007	Joe P. Sparks and Laurel A. Hermann The Sparks Law Firm, P.C. 7503 First Street Scottsdale, AZ 85251-4573
Clerk of the Superior Court Maricopa County Attn: Water Case 601 West Jackson St. Phoenix, AZ 85003	Jeremiah Weiner Rosette, LLP. 120 S. Ash Avenue, Suite 201 Tempe, AZ 85281
Special Master Sherri Zendri Superior Court of Arizona 201 W. Jefferson Street Courtroom 301 Phoenix, AZ 85003	Susan B. Montgomery, Robyn Interpreter Montgomery & Interpreter PLC 3301 E Thunderbird Road Phoenix, AZ 85032
David Jacobs, Kevin Crestin, & Eric Wilkins Arizona Attorney General 2005 North Central Phoenix, AZ 85004	Gila River Indian Community Javier Ramos and Michael Carter Office of the General Counsel P.O. Box 97 Sacaton, AZ 85147
A. Ritchie, J. Sutton, B. Velasco San Carlos Apache Tribe Office of the Attorney General PO Box 40 San Carlos, AZ 85550	Merrill C. Godfrey and Brette A. Pena Akin Gump Straus Hauer & Feld LLP 2001 K Street, N.W. Washington, DC 20006
	Claudio A. Mendivil Box 374 Benson, AZ 85602