

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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. **W1-11-002744**

**ORDER INITIATING CONTESTED  
CASE AND SETTING DEADLINES**

CONTESTED CASE NAME: *In re ASLD – Harris*  
HSR INVOLVED: San Pedro Hydrographic Survey.  
DESCRIPTIVE SUMMARY: The Clerk of the Maricopa County Superior Court is directed to initiate W1-11-002744. 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: 7

**General Explanation**

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

In this case, ASLD filed statement of claimant ("SOC") 39-7360. The Arizona Department of Water Resources ("ADWR") investigated the claims and prepared watershed file report ("WFR") 113-13-011, 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 a stock watering use.

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

4 **Claimant and Landowners**

5 WFR 113-13-011 lists the Arizona State Land Department ("ASLD") as the owner  
6 of the land investigated. ASLD records indicate that the property investigated currently  
7 comprises ASLD parcel 05-1023. The public records of ADWR do not contain any  
8 assignments of the SOC listed in the WFR. Further, neither the state nor lessees appear  
9 to have filed any additional SOCs since the issuance of the HSR.

10 **IT IS ORDERED:**

- 11 **1. Case Initiation.** This order initiates contested case W1-11-002744.
- 12 **2. Declaration.** ASLD shall review all SOCs relevant to this contested case and  
13 declare to the Court no later than **June 29, 2026**, the claims that it intends to  
14 pursue in this contested case.
- 15 **3. Draft Abstracts.** ASLD shall file draft abstracts for claims eligible for summary  
16 adjudication by **August 31, 2026**. The Parties shall file any comments to the  
17 draft abstracts by **September 14, 2026**.
- 18 **4. Parties.** The litigants in this contested case are the claimant and current  
19 landowner, lessees, and all parties who filed objections to the watershed file  
20 report. The objectors are ASLD, The United States, Gila River Indian  
21 Community, San Carlos Apache Tribe, Tonto Apache Tribe, and Yavapai-  
22 Apache Nation, and Salt River Project.
- 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/GeneralStreamAdjudi->  
26 [cation/whatsNew.asp.](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudi-)
- 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 C 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.

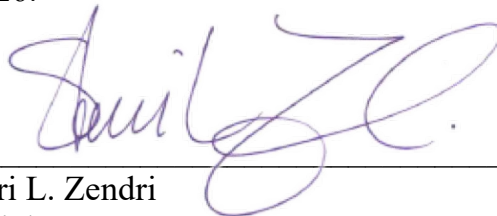
4 **B.** A copy of any pleading filed with the Clerk of the Maricopa County Superior  
5 Court in this case shall be served upon each person listed on the Court  
6 Approved Mailing List.

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 Court Approved 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](mailto:emily.natale@jbazmc.maricopa.gov).

15  
16 Signed this 28th day of April 2026.

17  
18  
19 

20 \_\_\_\_\_  
21 Sherri L. Zendri  
22 Special Water Master

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

*Emily Natale*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**ATTACHMENT A**  
**Watershed File Report**

LAND OWNER	WATERSHED FILE REPORT NUMBER	LESSEE/ALLOTTEE	LEASE-PERMIT ID
SLD	113-13-011	HARRIS, DAVID A. TAYLOR, SHIRLEY JO	05-1023

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
36-0005192		STOCK REC/FISH/WLDF	.90	NWSE07	130S	210E	1884	NWSE07	130S	210E
36-0073967		STOCK	.17	NWSE07	130S	210E	1942	NWSE07	130S	210E
39-0007360		STOCK REC/FISH/WLDF	.32 .03	NWSE07	130S	210E	1884	NWSE07	130S	210E
4A-0000389	CERTIF.	OTHER STOCK	113.00 36.00	NWSE07	130S	210E	1923	NWSE07	130S	210E

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
36-0005192	STOCK WILDLIFE	STOCK INCIDENTAL		SW001
36-0073967	STOCK	SPRING		SW001
39-0007360	STOCK WILDLIFE	SPRING SPRING		SW001
4A-0000389	STOCK	SPRING		SW001

U S E S

PWR #	LOCATION SECTION	TWNP	RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO SOURCE DATE	SOURCE CHANGE	FACILITY NAME
SW001	SENWSE07	130S	210E		SURFACE WATER		NO	RIGGS SEEP

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
SW001	39-0007360	36-0005192 36-0073967 4A-0000389	1884 FILING 36-5192	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
SW001							SEE VOLUME 1 - GENERAL ASSESSMENT

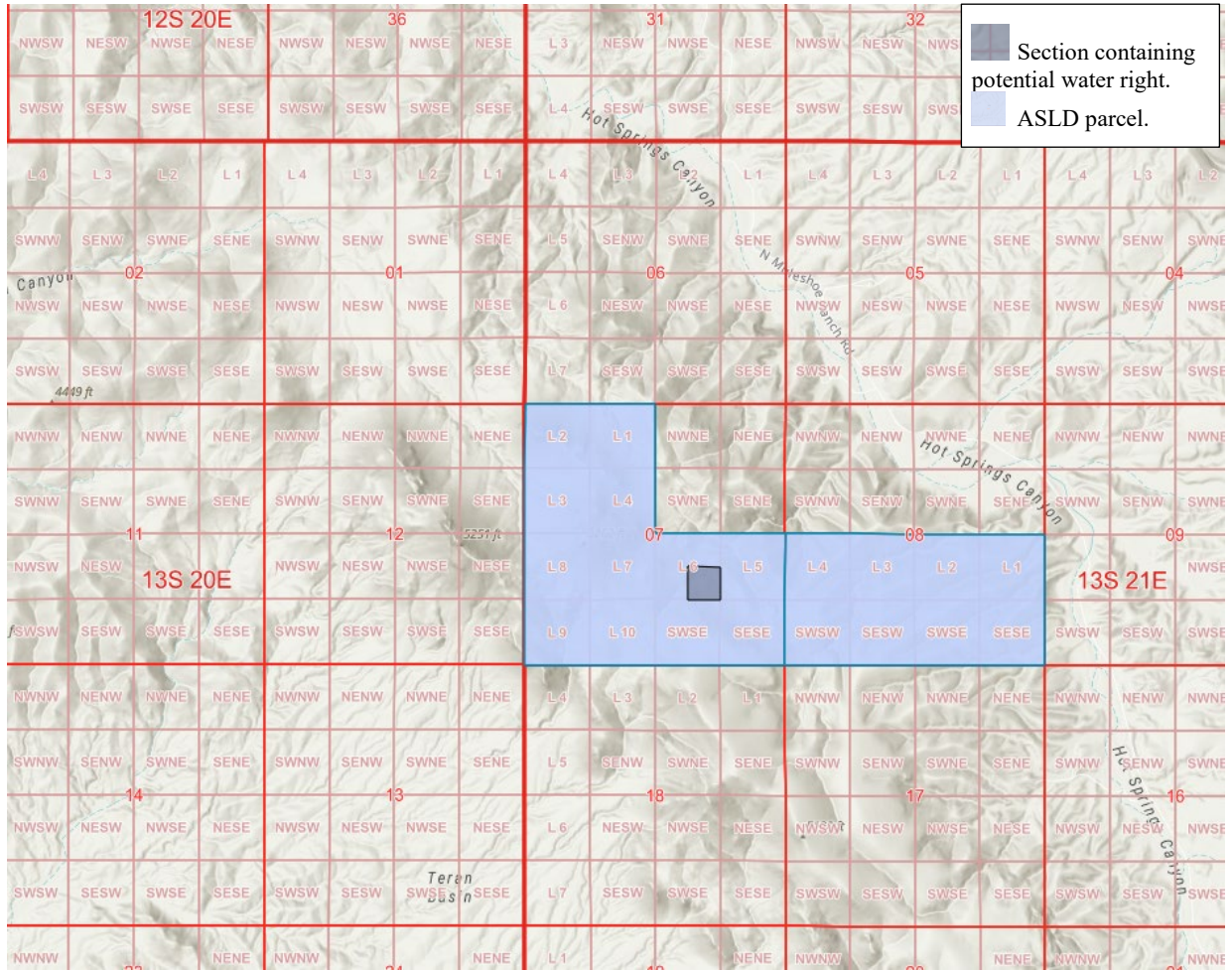
E X P L A N A T I O N

USES AND RESERVOIRS  
SW1 - STOCKWATERING AND WILDLIFE USES FROM RIGGS SEEP.

# ATTACHMENT B

## Map Illustrating Area Investigated in WFR

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28



**ATTACHMENT C**

**Initial Court-Approved Mailing List**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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 Natural  
Resources Section  
2005 North Central Phoenix, AZ 85004

Gila River Indian Community  
Javier Ramos & Michael Carter  
Office of the General Counsel  
P.O. Box 97  
Sacaton, AZ 85147

Mark Widerschein  
United States Dept. of Justice – ENRD  
P.O. Box 7611, Ben Franklin Station  
Washington, DC 20044

Merrill C. Godfrey & Brette A. Pena  
Akin Gump Straus Hauer & Feld LLP  
2001 K Street, N.W.  
Washington, DC 20006

Guss Guarino  
U.S. Dept. of Justice - ENRD  
Tribal Resources Section  
999 18th Street, N. Terrace, Ste. 600  
Denver, CO 80202

Mark McGinnis, Michael Foy,  
Katrina Wilkinson, Kathryn Ust  
Salmon, Lewis & Weldon  
2850 E. Camelback Rd. Suite 300  
Phoenix, AZ 85016

A. Ritchie, J. Sutton, B. Velasco  
San Carlos Apache Tribe  
Office of the Attorney General  
PO Box 40  
San Carlos, AZ 85550