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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. **W1-11-002761**

**ORDER INITIATING CONTESTED
CASE AND SETTING DEADLINES**

CONTESTED CASE NAME: *In re ASLD – Clopton*
HSR INVOLVED: San Pedro Hydrographic Survey.
DESCRIPTIVE SUMMARY: The Clerk of the Maricopa County Superior Court is directed to initiate W1-11-002761. Arizona State Land Department shall file with the Special Master a statement declaring the claims that it intends to pursue by **June 26, 2026**, and draft abstracts by **August 28, 2026**.
NUMBER OF PAGES: 9

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 and C. Zay and Dorothy Clopton filed statements of claimant ("SOC") 39-7421–22, 39-13353, and 39-13355. The Arizona Department of Water Resources ("ADWR") investigated the claims and prepared watershed file report ("WFR") 113-14-005, 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 multiple stock

1 watering uses.

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

5 **Claimant and Landowners**

6 WFR 113-14-005 lists the Arizona State Land Department ("ASLD") as the owner
7 of the land investigated. ASLD records indicate that the property investigated currently
8 comprises ASLD parcel 05-1555. The public records of ADWR do not contain any
9 assignments of the SOC listed in the WFR. Further, neither the state nor lessees appear
10 to have filed any additional SOCs since the issuance of the HSR.

11 **IT IS ORDERED:**

12 **1. Case Initiation.** This order initiates contested case W1-11-002761.

13 **2. Declaration.** ASLD shall review all SOCs relevant to this contested case and
14 declare to the Court no later than **June 26, 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 28, 2026**. Parties in this case shall file any comments
18 to the draft abstracts by **September 11, 2026**.

19 **4. Parties.** The litigants in this contested case are the claimants, current landowner,
20 lessees, and all parties who filed objections to the watershed file report. The
21 objectors are Gila River Indian Community, San Carlos Apache Tribe, and the
22 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 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.

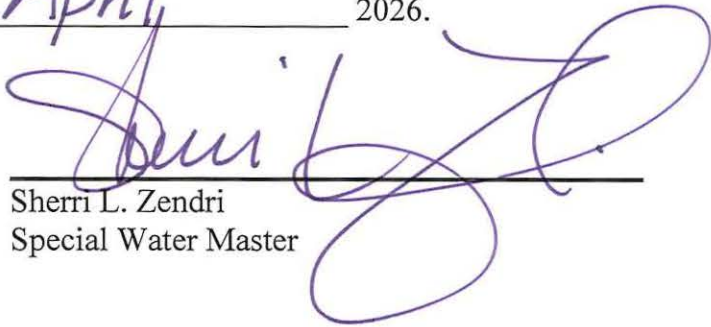
4 **B.** A copy of any pleading filed with the Clerk of the Maricopa County Superior
5 Court in this case shall be served upon each person listed on the Court
6 Approved Mailing List.

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.

15 Signed this 27th day of April, 2026.

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19 
20 Sherri L. Zendri
21 Special Water Master

22 On April 27, 2026, the original of
23 the foregoing was delivered to the Clerk of the
24 Maricopa County Superior Court for filing and
25 distributing a copy to all persons listed on the
26 Court-approved mailing list for this contested
27 case, a copy of which is attached, and to all
28 persons listed on the Court-approved mailing list
for W1, W2, W3, and W4.


Emily Natale

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ATTACHMENT A
Watershed File Report

AS OF 10/11/91

LAND OWNER	WATERSHED FILE REPORT NUMBER	LESSEE/ALLOTTEE	LEASE-PERMIT ID
SLD	113-14-005	CLOPTON, C. ZAY & DOROTHY	05-1555

PHOTO ID - 11-3 (84)

QUAD 1 - HAPPY VALLEY

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 SECTION	LOCATION TWNP	RNGE
36-0005239		STOCK REC/FISH/WLDF	.21 .02	SWNW20	140S	190E	< 1884	SWNW20	140S	190E
36-0005240		STOCK REC/FISH/WLDF	.21 .02	SESE32	140S	190E	< 1884	SESE32	140S	190E
36-0005583		STOCK REC/FISH/WLDF	.21 .02	NWNE21 E2NW21 SWNE29	140S 140S 140S	190E 190E 190E	< 1884	NWNE21 E2NW21 SWNE29	140S 140S 140S	190E 190E 190E
36-0005585		STOCK REC/FISH/WLDF	.21 .02	N2NW29	140S	190E	< 1884	N2NW29	140S	190E
36-0064063		STOCK	1.50	SESE32	140S	190E	1905	SESE32	140S	190E
36-0064065		STOCK	.80	SESW29	140S	190E	1905	SESW29	140S	190E
36-0064067		STOCK	.80	NENW29	140S	190E	1905	NENW29	140S	190E
38-0061463		STOCK	.10	NESE32	140S	190E	< 1977	NESE32	140S	190E
39-0003353	QUE.RECD	STOCK	.80	SWNENW29	140S	190E	1905	SWNENW29	140S	190E
39-0003355	QUE.RECD	STOCK	.80	SWSESW29	140S	190E	1905	SWSESW29	140S	190E
39-0003356	QUE.RECD	STOCK	1.50	SWSESE32	140S	190E	1905	SWSESE32	140S	190E
39-0007421	AMENDED	STOCK REC/FISH/WLDF	.21 .02	SWNW20	140S	190E	< 1884	SWNW20	140S	190E
39-0007422	AMENDED	STOCK REC/FISH/WLDF	.21 .02	SESE32	140S	190E	< 1884	SESE32	140S	190E
39-0011760		STOCK	1.50	SESE32	140S	190E	1905	SESE32	140S	190E
39-0013353		STOCK REC/FISH/WLDF	.21 .02	NWNE21 E2NW21 SWNE29	140S 140S 140S	190E 190E 190E	< 1884	NWNE21 E2NW21 SWNE29	140S 140S 140S	190E 190E 190E
39-0013355		STOCK REC/FISH/WLDF	.21 .02	N2NW29	140S	190E	< 1884	N2NW29	140S	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
36-0005239	STOCK WILDLIFE	SPRING SPRING		SW004
36-0005240	STOCK WILDLIFE	SPRING SPRING		SW003
36-0005583	STOCK WILDLIFE	STOCK INCIDENTAL		SW005
36-0005585	STOCK WILDLIFE	SPRING SPRING		SW001
36-0064063	STOCK	SPRING		SW003
36-0064065	STOCK	SPRING		SW002

DWR ANALYSIS OF FILINGS AND DECREES (CONTINUED) 113-14-005

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
36-0064067	STOCK	SPRING		SW001
38-0061463	STOCK	NONE		
39-0003353	STOCK	SPRING		SW001
39-0003355	STOCK	SPRING		SW002
39-0003356	STOCK	SPRING		SW003
39-0007421	STOCK WILDLIFE	SPRING SPRING		SW004
39-0007422	STOCK WILDLIFE	SPRING SPRING		SW003
39-0011760	STOCK	SPRING		SW003
39-0013353	STOCK WILDLIFE	STOCK INCIDENTAL		SW005
39-0013355	STOCK WILDLIFE	SPRING SPRING		SW001

U S E S

PWR #	LOCATION SECTION TWNP RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
SW001	SEENW29 140S 190E		SURFACE WATER		NO	NEDS SEEP
SW002	SESW29 140S 190E		SURFACE WATER		NO	HELLS GATE SEEP
SW003	SWESE32 140S 190E		SURFACE WATER		NO	COLD SPRING
SW004	SESNW20 140S 190E		SURFACE WATER		NO	DEER CREEK SPRING
SW005	NWNWSW32 140S 190E		SURFACE WATER		NO	INSTREAM USE

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	39-0003353 39-0013355	36-0005585 36-0064067	1884 FILING 36-5585	SURFACE WATER: SAN PEDRO RIVER
SW002	39-0003355	36-0064065	1905 FILING 36-64065	SURFACE WATER: SAN PEDRO RIVER
SW003	39-0003356 39-0007422 39-0011760	36-0005240 36-0064063	1884 FILING 36-5240	SURFACE WATER: SAN PEDRO RIVER
SW004	39-0007421	36-0005239	1884 FILING 36-5239	SURFACE WATER: SAN PEDRO RIVER
SW005	39-0013353	36-0005583	1884 FILING 36-5583	SURFACE WATER: SAN PEDRO RIVER
NONE	NONE	38-0061463		

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
SW002							SEE VOLUME 1 - GENERAL ASSESSMENT
SW003							SEE VOLUME 1 - GENERAL ASSESSMENT
SW004							SEE VOLUME 1 - GENERAL ASSESSMENT
SW005							SEE VOLUME 1 - GENERAL ASSESSMENT

E X P L A N A T I O N

113-14-005

FILINGS AND DECREES

FILING 38-61463 - CLAIMS A STOCKWATERING USE. NO STOCKWATERING USE WAS FOUND AT THE CLAIMED LOCATION.

FILINGS 39-3353, 39-3355 & 39-3356 - UNIFORM QUESTIONNAIRES WERE RECEIVED WHICH REFLECT INFORMATION PREVIOUSLY PROVIDED IN THE ORIGINAL STATEMENTS OF CLAIMANT.

USES AND RESERVOIRS

SW1 - STOCKWATERING USE FROM NEDS SEEP.

SW2 - STOCKWATERING USE FROM HELLS GATE SEEP.

SW3 - STOCKWATERING AND WILDLIFE USES FROM COLD SPRING.

SW4 - STOCKWATERING AND WILDLIFE USES FROM DEER CREEK SPRING.

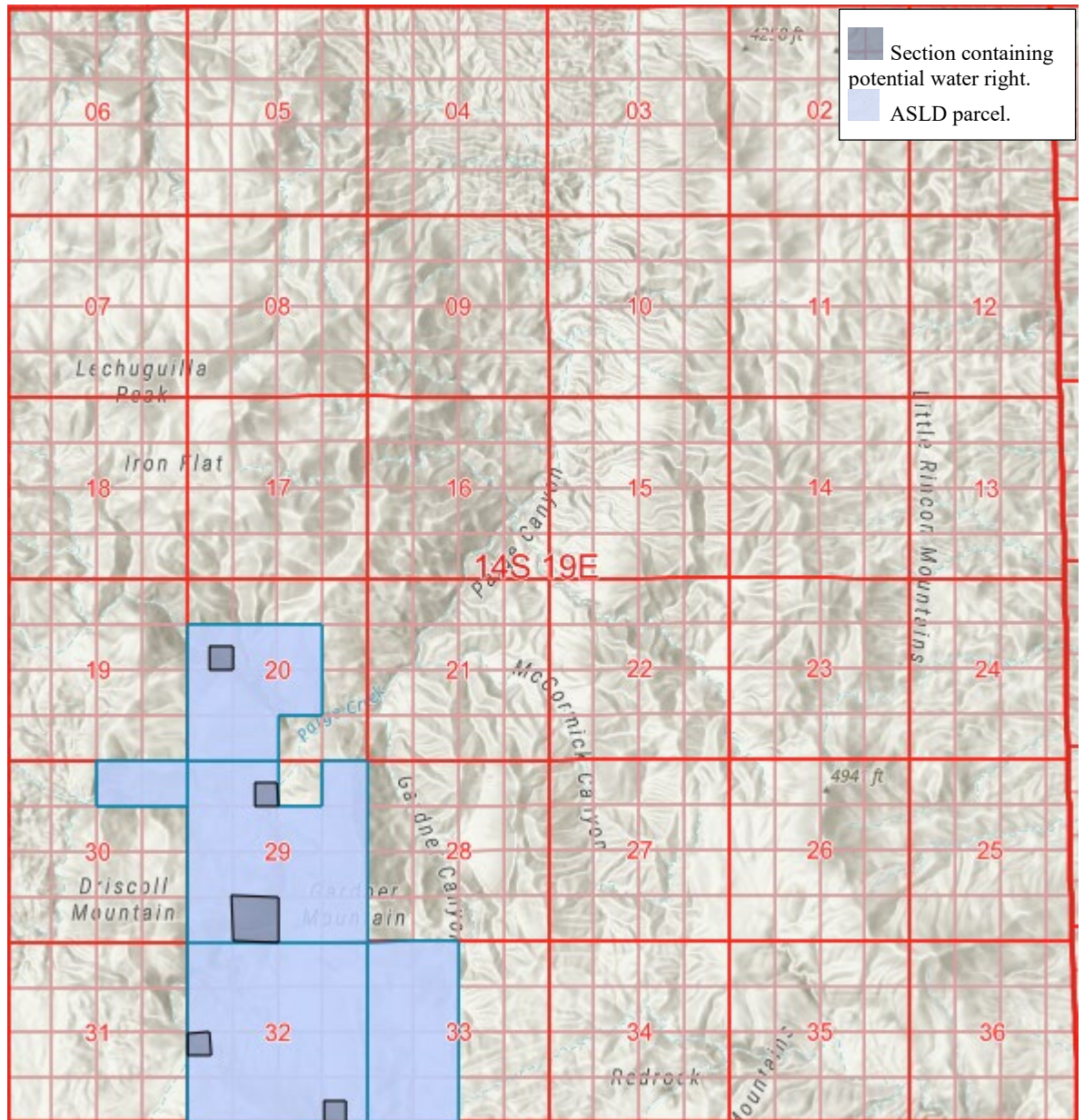
SW5 - INSTREAM STOCKWATERING AND WILDLIFE USES FROM PAIGE CANYON.

DISPOSITION OF LAND OWNER/CLAIMANT COMMENTS

COMMENTS WERE RECEIVED FROM THE LAND OWNER ON THE DISPOSITION OF FILINGS IN THIS WATERSHED FILE REPORT.

ATTACHMENT B

Map Illustrating Area Investigated in WFR



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ATTACHMENT C

Initial Court-Approved Mailing List

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