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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. **W1-11-002863**

**ORDER INITIATING CONTESTED
CASE AND SETTING DEADLINES**

CONTESTED CASE NAME: *In re BLM – Gentry Realty*
HSR INVOLVED: San Pedro Hydrographic Survey.
DESCRIPTIVE SUMMARY: The Clerk of the Maricopa County Superior Court is directed to initiate W1-11-002863. The United States Bureau of Land Management shall file with the Special Master a statement declaring the claims that it intends to pursue no later than **June 22, 2026**, and file draft abstracts no later than **July 24, 2026**. Comments to the abstracts must be filed no later than **August 7, 2026**.
NUMBER OF PAGES: 9

General Explanation

This order opens a case to determine rights to use water on land owned by the United States. In this contested case, Anthony Ash filed statements of claimant (“SOCs”) 39-4849–50, 39-4859, 39-4863, and the Arizona State Land Department (“ASLD”) filed SOC’s 39-6841, and 39-6844. The United States Bureau of Land Management (“BLM”) filed amendments to SOC’s 39-6841 and 39-6844. The Arizona Department of Water Resources (“ADWR”) investigated the claims and prepared watershed file report (“WFR”) 114-04-012, published in the San Pedro River Hydrographic Survey Report

1 (“HSR”). A copy of the WFR is attached as Attachment A. A map illustrating the area
2 investigated in the WFR is attached as Attachment B. The WFR describes the following
3 water uses in the “Painted Cave” BLM allotment.

4 After ADWR issued the WFR, objections were filed to the findings made in the
5 WFR by the Salt River Project, the BLM, the Gila River Indian Community, the San
6 Carlos Apache Tribe, the Tonto Apache Tribe, and the Yavapai-Apache Nation.

7 .
8 **Claimant and Landowners**

9 WFR 114-04-012 lists the BLM as the owner of the land investigated. The public
10 records of ADWR do not contain any assignments of the SOCs listed in the WFR. Further,
11 neither BLM nor lessees appear to have filed any additional SOCs since the issuance of
12 the HSR.

13
14 **IT IS ORDERED:**

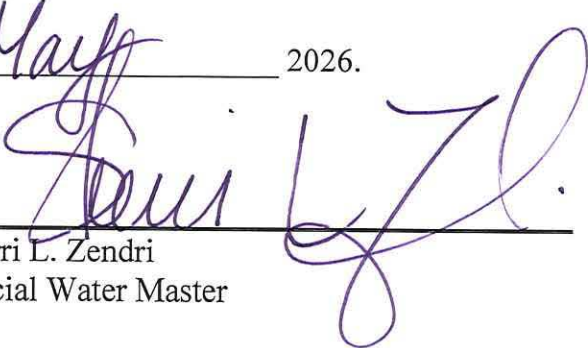
- 15 **1. Case Initiation.** This order initiates contested case W1-11-002863.
- 16 **2. Declaration.** BLM shall review all SOCs relevant to this contested case and
17 declare to the Court no later than **June 22, 2026**, the claims that it intends to
18 pursue in this contested case.
- 19 **3. Draft Abstracts.** BLM shall file draft abstracts for claims eligible for summary
20 adjudication no later than **July 24, 2026**. The parties shall file any comments
21 to the draft abstracts by **August 7, 2026**.
- 22 **4. Parties.** The litigants in this contested case are the current landowner, lessees,
23 and all parties who filed objections to the watershed file report.
- 24 **5. Objections.** Copies of objections filed to this case can be found under the
25 respective case names and numbers on the following website:
26 [http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudi](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp)
27 [cation/whatsNew.asp](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp).

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6. Court-Approved Mailing List.

- A. The initial Court-approved mailing list for this case shall include all persons listed on Attachment C to this order. The list may be modified only by filing a motion with the Special Master to amend the Court-approved mailing list. Litigants are responsible for using the current Court-approved mailing list.
- B. A copy of any pleading filed with the Clerk of the Maricopa County Superior Court in this case shall be served upon each person listed on the Court-approved mailing list.
- C. Claimants wishing to be added or removed from the mailing list shall file a motion with the Special Master. Parties allowed to intervene will be automatically added to the Court-approved mailing list.
- D. The Clerk of the Court will send copies of all minute entries and orders issued in this case to the parties listed on the Court-approved mailing list.
- E. Claimants who would like to receive courtesy copies of minute entries and orders may request inclusion on an email list by sending a request to emily.natale@jbazmc.maricopa.gov.


Signed this 15th day of May 2026.



Sherri L. Zendri
Special Water Master

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On May 15, 2016, the original of the foregoing was delivered to the Clerk of the Maricopa County Superior Court for filing and distributing a copy to all persons listed on the Court-approved mailing list 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

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ATTACHMENT A
Watershed File Report

LAND OWNER	WATERSHED FILE REPORT NUMBER	LESSEE/ALLOTTEE	LEASE-PERMIT ID
BLM - SAFFORD DISTRICT	114-04-012	GENTRY REALTY, INC.	05-764

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
33-0095398	PROTEST	STOCK	.05	NWNWNW21	060S	170E	1990	NWNWNW21	060S	170E
		REC/FISH/WLDF	.01							
33-0095451	PROTEST	STOCK	.08	NENWNW28	060S	170E	1990	NENWNW28	060S	170E
		REC/FISH/WLDF	.02							
36-0026930		STOCK	.46	NWNW21	060S	170E	1900	NWNW21	060S	170E
36-0026940		STOCK	.77	SESE20	060S	170E	1900	SESE20	060S	170E
36-0026944		STOCK	.25				1957	NENW27	060S	170E
39-0004849		STOCK	.46	SESW20	060S	170E	1900	SESW20	060S	170E
39-0004850		STOCK	.46	NWNW21	060N	170E	1900	NWNW21	060N	170E
39-0004859		STOCK	.55	SENE19	060S	170E	1919	SESE20	060S	170E
		STOCK	.08							
39-0004863		STOCK	.74	NENW27	060S	170E	1919	NENW27	060S	170E
39-0006841	AMENDED	STOCK		NWNW21	060S	170E	1917	NWNW21	060S	170E
		REC/FISH/WLDF	.13							
39-0006844	AMENDED	STOCK		NENWNW28	060S	170E	1916	NENWNW28	060S	170E
		REC/FISH/WLDF	.13							
4A-0001017	CERTIF.	STOCK	11.20	SWSE20	060S	170E	1929	SWSE20	060S	170E
4A-0003719	CERTIF.	STOCK	.17	SWNW27	060S	170E	1957	SWNW27	060S	170E
4A-0003722	CERTIF.	STOCK	.46	NWNW21	060S	170E	1957	NWNW21	060S	170E

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
33-0095398				
33-0095451				
36-0026930	STOCK	SPRING		SW003
36-0026940	STOCK	SPRING	SO1	SW001
36-0026944	STOCK	SPRING		SW002
39-0004849	STOCK	SPRING		
39-0004850	STOCK	SPRING		SW003
39-0004859	STOCK	SPRING	SO1	SW001
39-0004863	STOCK	SPRING		SW002
39-0006841	STOCK	SPRING		SW003
	WILDLIFE	SPRING		
39-0006844	STOCK	SPRING		
	WILDLIFE	SPRING		
4A-0001017	STOCK	SPRING	SO1	SW001
4A-0003719	STOCK	SPRING		SW002
4A-0003722	STOCK	SPRING		SW003

D I V E R S I O N S

DIV #	LOCATION SECTION	TWNP	RNGE	DIVERSION NAME	WATER SOURCE AND CLASSIFICATION
SO1	SWSESE20	060S	170E	CARRICO SPRING	SURFACE WATER: SAN PEDRO RIVER SHARED

U S E S

PWR #	LOCATION SECTION	TWNP	RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
SW001	SWSESE20	060S	170E	SO1	SURFACE WATER		NO	CARRICO SPRING
SW002	SENEW27	060S	170E		SURFACE WATER		NO	BRANDENBURG SPRING
SW003	NWNENW21	060S	170E		SURFACE WATER		NO	GIBSON SPRING

** WATER FROM SO1 FOUND IN FILE (114-04-18) IS USED IN THIS FILE

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	39-0004859	36-0026940 4A-0001017	1900 FILING 36-26940	SURFACE WATER: SAN PEDRO RIVER
SW002	39-0004863	36-0026944 4A-0003719	1957 FILING 36-26944	SURFACE WATER: SAN PEDRO RIVER
SW003	39-0004850 39-0006841	36-0026930 4A-0003722	1900 FILING 36-26930	SURFACE WATER: SAN PEDRO RIVER
NONE	39-0004849 39-0006844	33-0095398 33-0095451		

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

E X P L A N A T I O N

DIVERSIONS

S1 - CARRICO SPRING SUPPLIES WATER FOR STOCKWATERING USES.

USES AND RESERVOIRS

- SW1 - STOCKWATERING USE FROM CARRICO SPRING.
- SW2 - STOCKWATERING USE FROM BRANDENBURG SPRING.
- SW3 - STOCKWATERING USE FROM GIBSON SPRING.
- SW4 - STOCKWATERING USE FROM RED SPRING.

SHARED USES AND DIVERSIONS

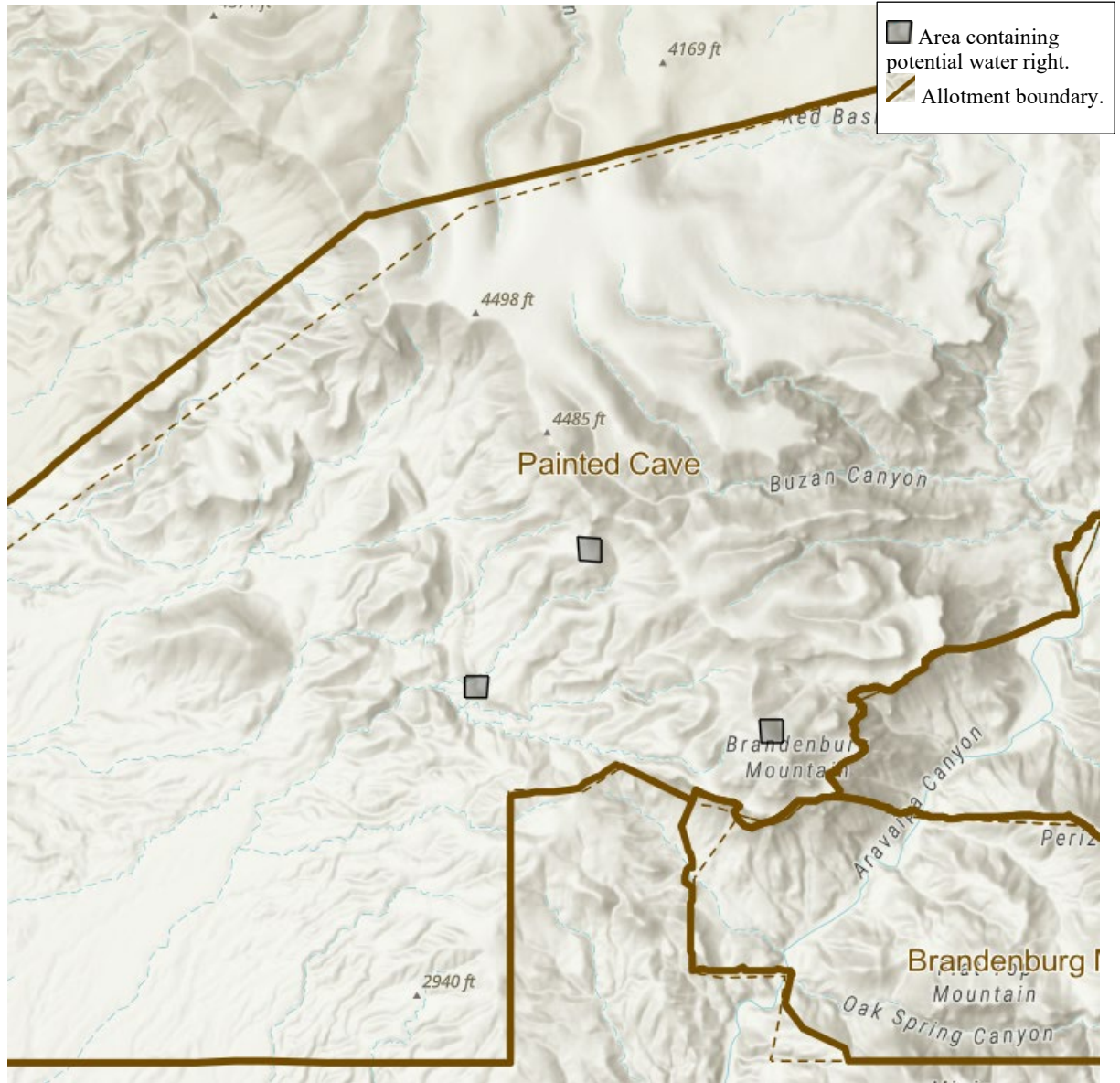
S1 - CARRICO SPRING IS SHARED WITH W.F.R. #114-04-9.

DISPOSITION OF LAND OWNER/CLAIMANT COMMENTS

A COMMENT WAS RECEIVED WHICH STATED THAT A CLAIMANT DID NOT UNDERSTAND THE WATERSHED FILE REPORT.

ATTACHMENT B

Map Illustrating Area Investigated in WFR



ATTACHMENT C

Initial Court-Approved Mailing List

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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

Josh Edelstein - Phoenix Field Solicitor
Office of the Solicitor
U.S. Department of the Interior
Sandra Day O'Connor US Courthouse
401 W. Washington St., Ste. 404, SPC 44
Phoenix, AZ 85003

Anthony Ash
Box 385
Winkelman, AZ 85292

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

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