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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. **W1-11-003297**

**ORDER INITIATING CONTESTED  
CASE AND SETTING DEADLINES**

CONTESTED CASE NAME: *In re ASLD – Miller*

HSR INVOLVED: San Pedro Hydrographic Survey.

DESCRIPTIVE SUMMARY: The Clerk of the Maricopa County Superior Court is directed to initiate W1-11-003297. Arizona State Land Department shall file with the Special Master a statement declaring the claims that it intends to pursue no later than **June 5, 2026**, and file draft abstracts no later than **July 6, 2026**. Comments to the abstracts must be filed no later than **July 20, 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, Jep White, Catherine B. Miller, and ASLD filed statements of claimant (“SOCs”) 39-2677, 39-5164, and 39-6875. The Arizona Department of Water Resources (“ADWR”) investigated the claims and prepared watershed file report (“WFR”) 115-04-007, 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 a stock  
3 watering use.

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

### 7 **Claimant and Landowners**

8 WFR 115-04-007 lists ASLD as the owner of the land investigated. ASLD records  
9 indicate that the property investigated currently comprises ASLD parcel 05-897. The  
10 public records of ADWR do not contain any assignments of the SOC listed in the WFR.  
11 Further, neither the state nor lessees appear to have filed any additional SOCs since the  
12 issuance of the HSR.


### 13 **IT IS ORDERED:**

- 14 **1. Case Initiation.** This order initiates contested case W1-11-003297.
- 15 **2. Declaration.** ASLD shall review all SOCs relevant to this contested case and  
16 declare to the Court no later than **June 5, 2026**, the claims that it intends to  
17 pursue in this contested case.
- 18 **3. Draft Abstracts.** ASLD shall file draft abstracts for claims eligible for summary  
19 adjudication no later than **July 6, 2026**. The Parties shall file any comments to  
20 the draft abstracts by no later than **July 20, 2026**.
- 21 **4. Parties.** The litigants in this contested case are the current landowner, lessees,  
22 and all parties who filed objections to the watershed file report. The objectors  
23 are ASLD, SRP, the United States, and Gila River Indian Community, the San  
24 Carlos Apache Tribe, the Tonto Apache Tribe, and the Yavapai-Apache Nation.
- 25 **5. Objections.** Copies of objections filed to this case can be found under the  
26 respective case names and numbers on the following website:  
27 <http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudic>  
28 [ation/whatsNew.asp](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp).

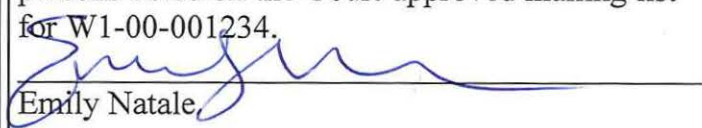
1 **6. Court Approved Mailing List.**

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

17 Signed this 4<sup>th</sup> day of May 2026.

18   
19 \_\_\_\_\_  
20 Sherri L. Zendri  
21 Special Water Master

22  
23 On May 4<sup>th</sup>, 2026, the original of  
24 the foregoing was delivered to the Clerk of the  
25 Maricopa County Superior Court for filing and  
26 distributing a copy to all persons listed on the  
27 Court-approved mailing list for this contested  
28 case, a copy of which is attached, and to all  
persons listed on the Court-approved mailing list  
for W1-00-001234.

  
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Emily Natale

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

LAND OWNER	WATERSHED FILE REPORT NUMBER	LESSEE/ALLOTTEE	LEASE-PERMIT ID
SLD	115-04-007	MILLER, CATHERINE B.	05-897

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
10-1115163.1200		STOCK	900.00	SWNE12	07OS	17OE	1915	SWNE12	07OS	17OE
36-0004996		STOCK	.13	SWNE12	07OS	17OE	1884	SWNE12	07OS	17OE
		REC/FISH/WLDF								
36-0059856		STOCK	1.33	SWNE12	07OS	18OE	1912	SWNE12	07OS	18OE
39-0002677		STOCK	.29	SWNE12	07OS	18OE	1912	SWNE12	07OS	18OE
39-0005164	QUE.RECD	STOCK	.29	SENE12	07OS	17OE		SENE12	07OS	17OE
39-0006875	AMENDED	STOCK	.12	SWNE12	07OS	17OE	1884	SWNE12	07OS	17OE
		REC/FISH/WLDF	.01							

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
10-1115163.1200	STOCK	SPRING		SW001
36-0004996	STOCK	SPRING		SW001
	WILDLIFE	SPRING		
36-0059856	STOCK	SPRING		SW001
39-0002677	STOCK	SPRING		SW001
39-0005164	STOCK	SPRING		SW001
39-0006875	STOCK	SPRING		SW001
	WILDLIFE	SPRING		

U S E S

PWR #	LOCATION SECTION TWNP RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO SOURCE DATE	SOURCE CHANGE	FACILITY NAME
SW001	SWNE12 07OS 17OE		SURFACE WATER		NO	TIND SPRING

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	39-0002677 39-0005164 39-0006875	10-1115163.1200 36-0004996 36-0059856	1884 FILING 36-4996	SURFACE WATER: ARAVAIPA CREEK

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

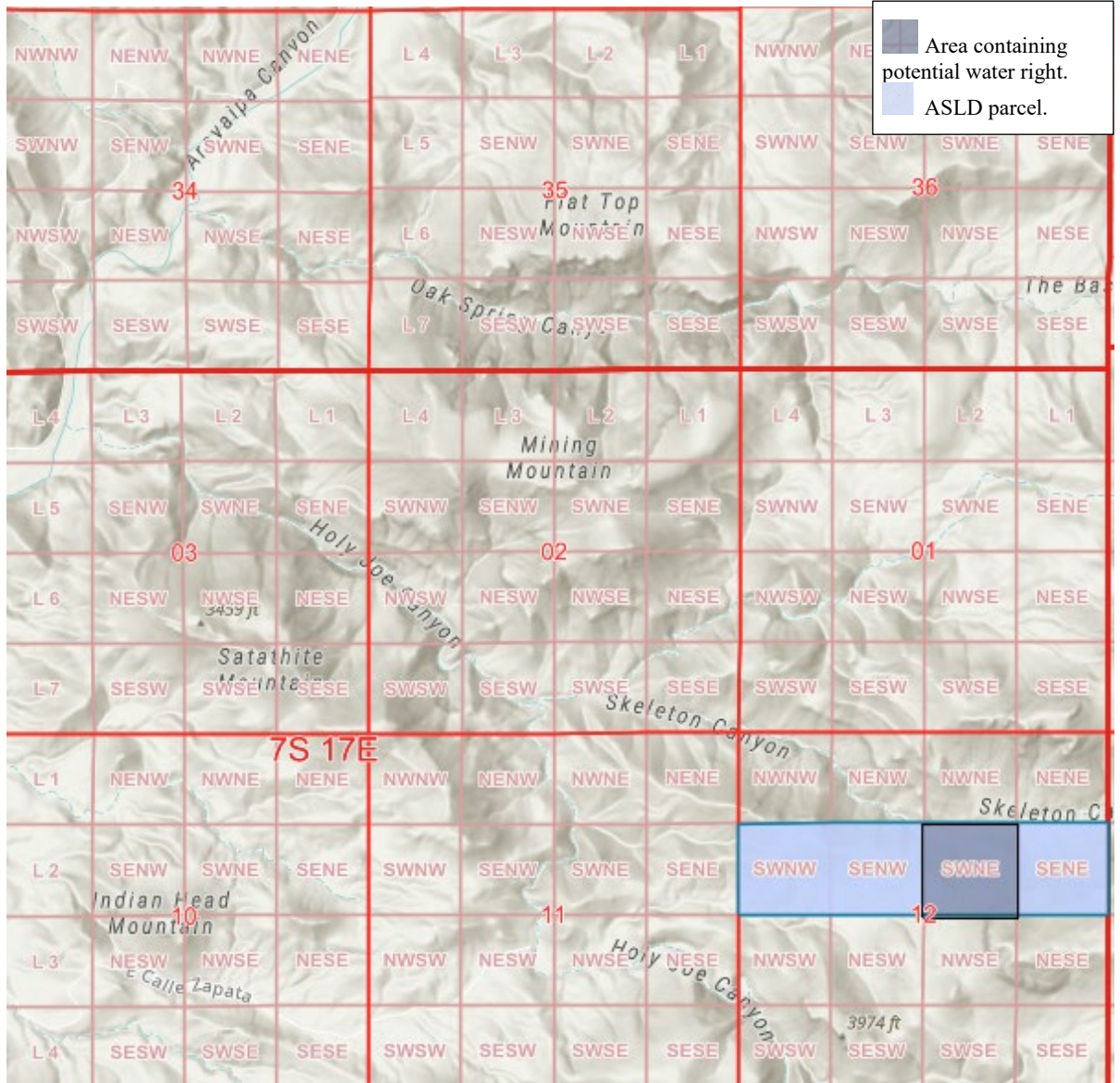
E X P L A N A T I O N

FILINGS AND DECREES  
 FILINGS 36-59856 & 39-2677 - CLAIM RANGE 18 EAST. THE APPARENT CORRECT LOCATION OF SW1 IS IN RANGE 17 EAST.  
 FILING 39-5164 - A UNIFORM QUESTIONNAIRE WAS RECEIVED WHICH DOES NOT APPLY TO SW1 OR TO FILING 39-5164.

USES AND RESERVOIRS  
 SW1 - STOCKWATERING AND WILDLIFE USES FROM TIND SPRING.

# ATTACHMENT B

## Map Illustrating Area Investigated in WFR



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**ATTACHMENT C**

**Initial Court-Approved Mailing List**

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