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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. **W1-11-003327**

**ORDER INITIATING CONTESTED
CASE AND SETTING STATUS
CONFERENCE**

CONTESTED CASE NAME: *In re ASLD – Aravaipa Cattle Co.*

HSR INVOLVED: San Pedro Hydrographic Survey.

DESCRIPTIVE SUMMARY: The Clerk of the Maricopa County Superior Court is directed to initiate W1-11-003327. A status conference is set for **Thursday, June 4, 2026, at 10:30 am.**

NUMBER OF PAGES: 9

General Explanation

This order opens a case to determine rights to use water on land owned by **Don and Kimberly Lackner** and the **Arizona State Land Department** (“ASLD”).

In this case, Hugh Claridge and ASLD filed statements of claimant (“SOCs”) 39-5271, 39-5273, 39-5277, 39-5284, 39-7050–51, 39-7053, and 39-7061. The Arizona Department of Water Resources (“ADWR”) investigated the claims and prepared watershed file report (“WFR”) 115-05-003, published in the San Pedro River Hydrographic Survey Report (“HSR”). A copy of the WFR is attached as Attachment A.

1 A map illustrating the area investigated in the WFR is attached as Attachment B. The
2 WFR describes multiple stock watering uses and a stockpond use.

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

6 **Claimant and Landowners**

7 WFR 115-05-003 lists ASLD as the owner of the land investigated. ASLD records
8 indicate that the property investigated currently comprises ASLD parcel 05-842 and
9 Graham County Parcel 111-04-003. The Graham County Assessor's Office lists Don and
10 Kimberly Lackner as the owners of parcel 111-04-003. The public records of ADWR do
11 not contain any assignments of the SOC listed in the WFR. Further, neither the state nor
12 lessees appear to have filed any additional SOCs since the issuance of the HSR.

13 **IT IS ORDERED:**

14 **1. Case Initiation.** This order initiates contested case W1-11-003327.

15 **2. Initial Conference.** ASLD and Don and Kimberly Lackner shall attend a status
16 conference set for **Thursday, June 4, 2026, at 10:30 am**, where they shall
17 declare to the Court the claims that they intend to pursue in this contested case.
18 Instructions for attending the conference remotely can be found on Attachment
19 C to this order.

20 **3. Parties.** The litigants in this contested case are the current landowner, lessees,
21 and all parties who filed objections to the watershed file report. The objectors
22 are Salt River Project, the Gila River Indian Community, San Carlos Apache
23 Tribe, Tonto Apache Tribe and the Yavapai-Apache Nation.

24 **4. 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/GeneralStreamAdjudica>
27 [tion/whatsNew.asp](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp).

1 **5. Court Approved Mailing List.**

- 2 A. The initial Court Approved Mailing List for this case shall include all persons
3 listed on Attachment D 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
18 Signed this 4th day of May, 2026.

19
20 
21 _____
22 Sherri L. Zendri
23 Special Water Master

24 On May 4, 2026, the original of
25 the foregoing was delivered to the Clerk of the
26 Maricopa County Superior Court for filing and
27 distributing a copy to all persons listed on the
28 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
SLD	115-05-003	ARAVAIPA CATTLE COMPANY	05-842-2

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
36-0005081		STOCK	.14	NWNW03	080S	200E	1884	NWNW03	080S	200E
		REC/FISH/WLDF								
36-0005083		STOCK	1.40	NWNE15	080S	200E	1884	NWNE15	080S	200E
		REC/FISH/WLDF								
36-0005088		STOCK	.14	SESW16	080S	200E	1884	SESW16	080S	200E
		REC/FISH/WLDF								
36-0028679.0001		STOCK	.10	NWNW03	080S	200E	1910	NWNW03	080S	200E
36-0071348		STOCK	.08	SWSE16	080S	200E	1910	SWSE16	080S	200E
38-0071343.0001		STOCK	.80	NWNE15	080S	200E	1948	NWNE15	080S	200E
38-0088376		STOCK	1.10	NENE15	080S	200E	1934	NENE15	080S	200E
		REC/FISH/WLDF								
39-0005271		STOCK	.61	NENWNE09	080S	200E	1948	NWNE09	080S	200E
39-0005273		STOCK	.10	NWNW03	080S	200E	1910	NWNW03	080S	200E
39-0005277		STOCK	.08	SWSE16	070S	200E	1910	SWSE16	070S	200E
39-0005284		STOCK	.80	NWNE15	080S	200E	1948	NWNE15	080S	200E
39-0007050	AMENDED	STOCK	.13	NWNW03	080S	200E	1884	NWNW03	080S	200E
		OTHER	.01							
39-0007051	AMENDED	STOCK	.13	SWNW09	080S	200E	1937	NWNE09	080S	200E
		REC/FISH/WLDF	.01							
39-0007053	AMENDED	STOCK	1.26	NWNE15	080S	200E	1884	NWNE15	080S	200E
		REC/FISH/WLDF	.14							
39-0007061	AMENDED	STOCK	.13	SESW16	080S	200E	< 1853	SESW16	080S	200E

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
36-0005081	STOCK	SPRING		SW001
	WILDLIFE	SPRING		
36-0005083	STOCK	STOCK		SW003
	WILDLIFE	INCIDENTAL		
36-0005088	STOCK	SPRING		SW002
	WILDLIFE	SPRING		
36-0028679.0001	STOCK	SPRING		SW001
36-0071348	STOCK	SPRING		SW002
38-0071343.0001	STOCK	STOCK		SPO01
38-0088376	STOCK	STOCK		SPO01
	WILDLIFE	INCIDENTAL		
39-0005271	STOCK	CATALOGUED WELL		
39-0005273	STOCK	SPRING		SW001
39-0005277	STOCK	SPRING		SW002
39-0005284	STOCK	STOCK		SPO01
39-0007050	STOCK	SPRING		SW001
39-0007051	STOCK	CATALOGUED WELL		
	WILDLIFE	CATALOGUED WELL		
39-0007053	STOCK	STOCK		SPO01, SW003
	WILDLIFE	INCIDENTAL		
39-0007061	STOCK	SPRING		SW002

U S E S

PWR #	LOCATION			SUPPLIED BY		PHOTO SOURCE		
	SECTION	TWNP	RNGE	DIVERSIONS	WATER SOURCES	DATE	CHANGE	FACILITY NAME
SW001	SWNWNW03	080S	200E		SURFACE WATER		NO	MID. RATTLESNAKE SPR
SW002	SWSWSE16	080S	200E		SURFACE WATER		NO	UP. RATTLESNAKE SPR
SW003	SENWSW15	080S	200E		SURFACE WATER		NO	INSTREAM USE

PWR #	LOCATION			SUPPLIED BY		PHOTO DATE	RESERVOIR NAME	STORAGE PURPOSE
	SECTION	TWNP	RNGE	DIVERSIONS	WATER SOURCES			
SPOO1	NWNWNE15	080S	200E		SURFACE WATER	1984	BRIDWELL TANK	STOCKWATERING WILDLIFE

P W R S U M M A R Y

PWR #	APPLICABLE	APPLICABLE	*APPARENT FIRST USE DATE*		WATER SOURCES AND CLASSIFICATIONS
	ADJ FILINGS	PRE FILINGS	DATE BASIS FOR	DATE	
SPOO1	39-0005284 39-0007053	38-0071343.0001 38-0088376	1934 FILING	38-88376	SURFACE WATER: ARAVAIPA CREEK
SWOO1	39-0005273 39-0007050	36-0005081 36-0028679.0001	1910 FILING	36-28679.0001	SURFACE WATER: ARAVAIPA CREEK
SWOO2	39-0005277 39-0007061	36-0005088 36-0071348	1910 FILING	36-71348	SURFACE WATER: ARAVAIPA CREEK
SWOO3	39-0007053	36-0005083	1884 FILING	36-5083	SURFACE WATER: ARAVAIPA CREEK
NONE	39-0005271 39-0007051	NONE			

Q U A N T I T I E S O F U S E

PWR #	QUANTIFICATION		ACRES	CROP TYPE	EFF	WATER DUTY	ESTIMATED VOLUME	REMARKS
	TYPE							
SPOO1 SWOO1	MAX.	AREA/CAP	LT 2.0				LTE 15.0 AF	SEE VOLUME 1 - GENERAL ASSESSMENT
SWOO2								SEE VOLUME 1 - GENERAL ASSESSMENT
SWOO3								SEE VOLUME 1 - GENERAL ASSESSMENT

E X P L A N A T I O N

FILINGS AND DECREES

FILING 39-7051 - CLAIMS A FEDERAL RESERVED WATER RIGHT PRIORITY DATE OF 1957, BUT THE CLAIMED DATE OF FIRST BENEFICIAL WATER USE IS 1969.

USES AND RESERVOIRS

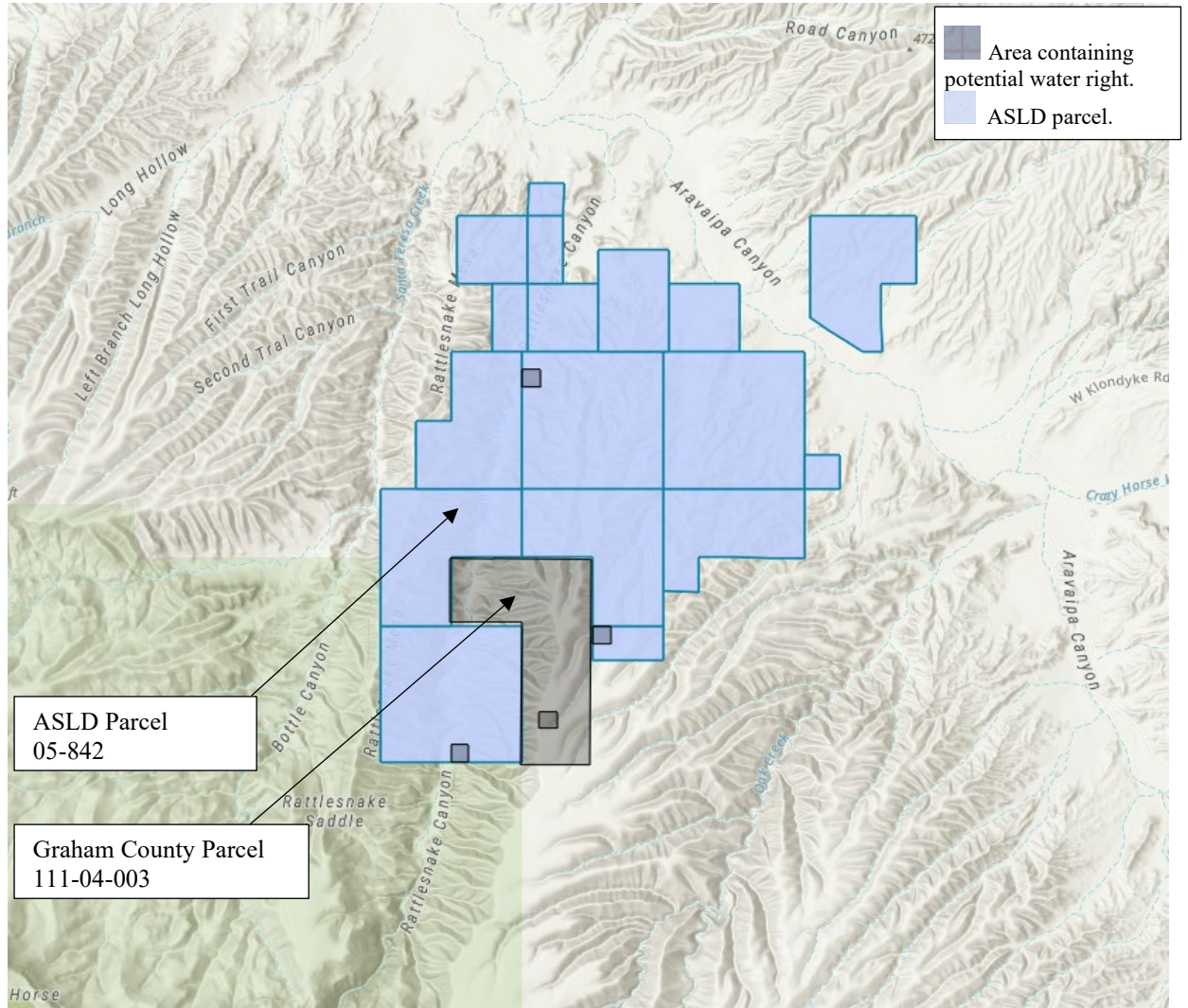
- SP1 - BRIDWELL TANK STOCKPOND.
- SW1 - STOCKWATERING USE FROM MIDDLE RATTLESNAKE SPRING.
- SW2 - STOCKWATERING USE FROM UPPER RATTLESNAKE SPRING.
- SW3 - INSTREAM STOCKWATERING AND WILDLIFE USES FROM BRIDWELL WASH.

DISPOSITION OF LAND OWNER/CLAIMANT COMMENTS

COMMENTS WERE RECEIVED FROM THE LAND OWNER ON THE DISPOSITION OF FILINGS IN THIS W.F.R.

ATTACHMENT B

Map Illustrating Area Investigated in WFR



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ATTACHMENT C



Court Connect Hearing Notice for In re ASLD – Aravaipa Cattle Co.

This hearing will be conducted through the new Court Connect program offered by the Superior Court of Arizona in Maricopa County. This new and innovative program allows Court participants to appear online, rather than in a physical courtroom. Hearings are preferably conducted by videoconference but can also be conducted by phone. Lawyers (and self-representing litigants) are responsible for distributing this notice to anyone who will be appearing on their behalf.

All participants must use the JOIN COURT CONNECT HEARING button or the dial in information below to participate.

Participants: Please follow the steps below to participate in the remote proceeding.

1. Click the JOIN COURT CONNECT HEARING button below.
2. Enter your full name and role in name field.
3. Wait for the facilitator to admit you to the proceeding.

Remember to keep this email handy so you can use it to participate in the following proceeding.

Case Name: In re ASLD – Aravaipa Cattle Co.

Contested Case No. W1-11-003327

Start Date/Time: Thursday, June 4, 2026, at 10:30 am.

JOIN COURT CONNECT HEARING

Dial-in Information: +1 917-781-4590

Private Dial-in Information: for privacy purposes, you can block your phone number by dialing *67 +1 917-781-4590

Dial-in Access Code: 688 970 203#

Tiny URL: <https://tinyurl.com/specialwatermaster>

To ensure an optimal experience, please review the brief Court Connect training prior to the hearing: [Here](#)

ATTACHMENT D

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

Clerk of the Superior Court
Maricopa County
Attn: Water Case
601 West Jackson St.
Phoenix, AZ 85003

Special Master Sherri Zendri
Superior Court of Arizona
201 W. Jefferson Street
Courtroom 301
Phoenix, AZ 85003

David Jacobs, Kevin Crestin, &
Eric Wilkins
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