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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. **W1-11-003428**

**ORDER INITIATING CONTESTED
CASE AND SETTING DEADLINES**

CONTESTED CASE NAME: *In re US Forest Service – Anderson I*
HSR INVOLVED: San Pedro Hydrographic Survey.
DESCRIPTIVE SUMMARY: The Clerk of the Maricopa County Superior Court is directed to initiate W1-11-003428. Arizona State Land Department and the United States shall file with the Special Master a statement declaring the claims that it intends to pursue no later than **June 29, 2026**, and file draft abstracts no later than **July 31, 2026**. Comments to the abstracts must be filed no later than **August 14, 2026**.
NUMBER OF PAGES: 8

General Explanation

This order opens a case to determine rights to use water on land owned by the United States and the State of Arizona. In this contested case, the United States Forest Service (“USFS”), filed statements of claimant (“SOC”) 39-8222, 39-12396, and 39-12397, and Anderson Development Corp. (“Anderson”) filed SOC’s 39-1056, 39-12224, and 39-12226. The Arizona Department of Water Resources (“ADWR”) investigated the claims and prepared watershed file report (“WFR”) 115-09-006, published in the San Pedro River Hydrographic Survey Report (“HSR”). A copy of the

1 WFR is attached as Attachment A. A map illustrating the area investigated in the WFR
2 is attached as Attachment B. The WFR describes three stock watering uses in the
3 Willow Creek allotment within the Coronado National Forest and Arizona State Land
4 Department lease parcel 05-111635. Further, it appears that one of the potential water
5 rights listed in the WFR are located within the area covered by abstracts for potential
6 water rights owned by the Arizona State Land Department (“ASLD”) in contested case
7 W1-11-003429.

8 After ADWR issued the WFR, objections were filed to the findings made in the
9 WFR by Anderson, Gila River Indian Community, San Carlos Apache Tribe, Tonto
10 Apache Tribe, Yavapai-Apache Nation, and the USFS.

11 **Claimant and Landowners**

12 WFR 115-09-006 lists USFS as the owner of the land investigated. ADWR
13 public records show that SOC 39-1056 was assigned to Bar Seven Cattle Company,
14 LLC. Neither the USFS nor lessees appear to have filed any additional SOCs since
15 the issuance of the HSR.

16 **IT IS ORDERED:**

- 17 **1. Case Initiation.** This order initiates contested case W1-11-003428.
- 18 **2. Declaration.** USFS and ASLD shall review all SOCs relevant to this
19 contested case and declare to the Court no later than **June 29, 2026**, the
20 claims that they intend to pursue in this contested case. Specifically, ASLD
21 shall clarify whether it intends to pursue claims associated with the area
22 covered by abstracts in contested case W1-11-003429.
- 23 **3. Draft Abstracts.** USFS and ASLD shall file draft abstracts for claims
24 eligible for summary adjudication no later than **July 31, 2026**. The parties
25 shall file any comments to the draft abstracts by **August 14, 2026**.
- 26 **4. Parties.** The litigants in this contested case are the current landowner,
27 lessees, and all parties who filed objections to the watershed file report.
- 28 **5. Objections.** Copies of objections filed to this case can be found under the

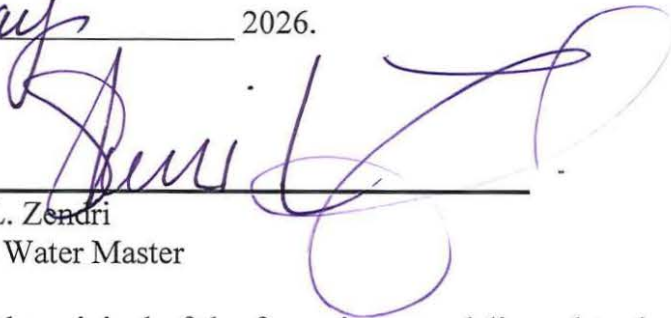
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respective case names and numbers on the following website:
<http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp>.

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. 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. 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.
- D. 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 21st day of May 2026.



 Sherri L. Zendri
 Special Water Master

On May 21, 2026, 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

4

LAND OWNER	WATERSHED FILE REPORT NUMBER	LESSEE/ALLOTTEE	LEASE-PERMIT ID
FS - CORONADO	115-09-006	ANDERSON DEVELOPMENT CORP	WILLOW CREEK

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
33-0087801	PERMIT	STOCK	.56	NWNE03	090S	200E	1983	NWNE03	090S	200E
		REC/FISH/WLDF	.10							
33-0087802	PERMIT	STOCK	.56	SENW04	090S	200E	1983	SENW04	090S	200E
		REC/FISH/WLDF	.10							
33-0089809	PROTEST	STOCK	6.70	SESENE26	080S	200E	1985	SESE03	090S	200E
				SESW26	080S	200E				
				SESW35	080S	200E				
36-0012394		STOCK	.80	NENE32	080S	200E	1890	NENE32	080S	200E
		REC/FISH/WLDF								
36-0025608		STOCK	24.20	SESW35	080S	200E	1900	33	080S	200E
39-0001056		STOCK	24.20	SESW35	080N	200E	1900	SESW35	080N	200E
		STOCK	.09							
39-0008222		STOCK	.56	NENE32	080S	200E	1890	NENE32	080S	200E
		REC/FISH/WLDF	.24							
39-0012224	AMENDED	OTHER		SESESW03	080S	200E	1919	NENENW10	090S	200E
39-0012226		STOCK		SESENE32	080S	200E	1919	SESENE32	080S	200E
39-0012396		STOCK	.56	SENW04	090S	200E	1983	SENW04	090S	200E
		REC/FISH/WLDF	.25							
39-0012397		STOCK	.56	NWNE03	090S	200E	1983	NWNE03	090S	200E
		REC/FISH/WLDF	.25							

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
33-0087801	STOCK	STOCK		S002
	WILDLIFE	INCIDENTAL		
33-0087802	STOCK	STOCK		S003
	WILDLIFE	INCIDENTAL		
33-0089809				
36-0012394	STOCK	SPRING		S001
	WILDLIFE	SPRING		
36-0025608	STOCK	SPRING		
39-0001056	STOCK	SPRING		
39-0008222	STOCK	SPRING		S001
	WILDLIFE	SPRING		
39-0012224	STOCK	SPRING	S01	
39-0012226	STOCK	SPRING		S001
39-0012396	STOCK	STOCK		S003
	WILDLIFE	INCIDENTAL		
39-0012397	STOCK	STOCK		S002
	WILDLIFE	INCIDENTAL		

D I V E R S I O N S

DIV #	LOCATION SECTION	TWNP	RNGE	DIVERSION NAME	WATER SOURCE AND CLASSIFICATION
S01	NENENW10	090S	200E	OAK SPRING	SURFACE WATER: ARAVAIPA CREEK SHARED

U S E S

PWR #	LOCATION SECTION	TWNP	RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
S001	SESENE32	080S	200E		SURFACE WATER		NO	WILLOW SPRING
S002	SWNENW03	090S	200E		SURFACE WATER		NO	INSTREAM USE
S003	SESENEW04	090S	200E		SURFACE WATER		NO	INSTREAM USE

** WATER FROM S01 FOUND IN FILE (115-09-1) 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
SWO01	39-0008222 39-0012226	36-0012394	1880 FILING 36-12394	SURFACE WATER: ARAVAIPA CREEK
SWO02	39-0012397	33-0087801	1983 FILING 33-87801	SURFACE WATER: ARAVAIPA CREEK
SWO03	39-0012396	33-0087802	1983 FILING 33-87802	SURFACE WATER: ARAVAIPA CREEK
NONE	39-0001056 39-0012224	33-0089809 36-0025608		

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
SWO01							SEE VOLUME 1 - GENERAL ASSESSMENT
SWO02							SEE VOLUME 1 - GENERAL ASSESSMENT
SWO03							SEE VOLUME 1 - GENERAL ASSESSMENT

E X P L A N A T I O N

FILINGS AND DECREES

FILINGS 33-87801, 33-87802, 33-89809, 3912396, & 39-12397 - CLAIM STOCKWATERING AND WILDLIFE USES. NO STOCKWATERING OR WILDLIFE USES WERE FOUND AT THE CLAIMED LOCATIONS.

DIVERSIONS

S1 - WATER DIVERTED FROM OAK SPRING IN W.F.R #115-09-1 IS USED IN THIS W.F.R.

USES AND RESERVOIRS

- SW1 - STOCKWATERING AND WILDLIFE USES FROM WILLOW SPRING.
- SW2 - INSTREAM STOCKWATERING AND WILDLIFE USES FROM OAK CREEK.
- SW3 - INSTREAM STOCKWATERING AND WILDLIFE USES FROM OAK CREEK.

SHARED USES AND DIVERSIONS

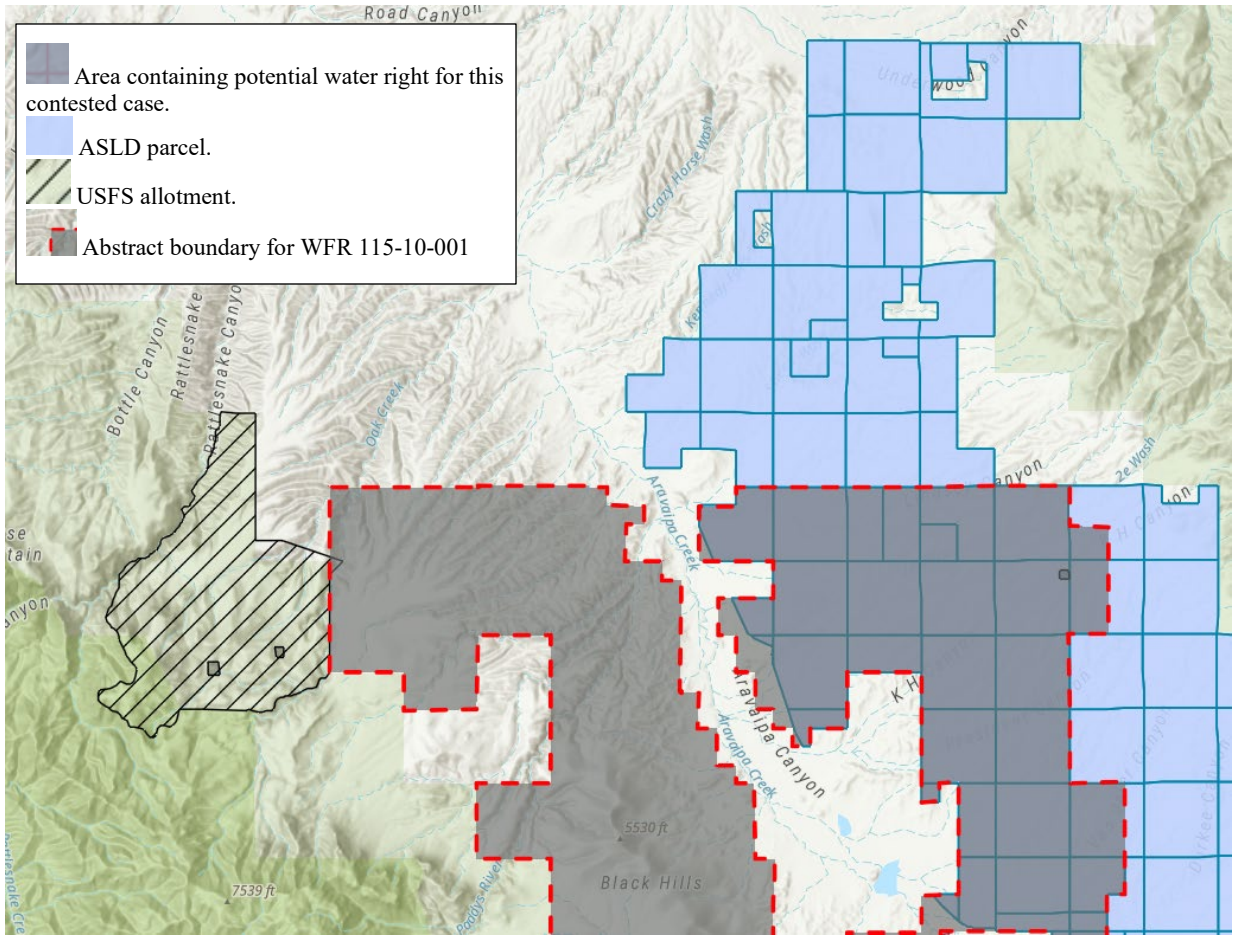
S1 - S1 IS SHARED WITH W.F.R. #115-09-1. OAK SPRING (S1) SUPPLIES WATER TO STOCK DRINKERS IN THIS W.F.R.

DISPOSITION OF LAND OWNER/CLAIMANT COMMENTS

A COMMENT WAS RECEIVED WHICH PROVIDED ADDITIONAL INFORMATION ON PLACES OF USE. COMMENTS WERE RECEIVED FROM THE LESSEE ON THE DISPOSITION OF FILINGS IN THIS W.F.R.

ATTACHMENT B

Map Illustrating Area Investigated in WFR



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ATTACHMENT D

Initial Court-Approved Mailing List

1		
2		
3	Arizona Department of Water Resources	PO Box 40
4	Karen J. Nielsen	San Carlos, AZ 85550
5	1110 West Washington, Suite 310	Joe P. Sparks and Laurel A. Hermann
6	Phoenix, AZ 85007	The Sparks Law Firm, P.C.
7	Clerk of the Superior Court	7503 First Street
8	Maricopa County	Scottsdale, AZ 85251-4573
9	Attn: Water Case	Jeremiah Weiner
10	601 West Jackson St.	Rosette, LLP.
11	Phoenix, AZ 85003	120 S. Ash Avenue, Suite 201
12	Special Master Sherri Zendri	Tempe, AZ 85281
13	Superior Court of Arizona	Susan B. Montgomery & Robyn
14	201 W. Jefferson Street	Interpreter
15	Courtroom 301	Montgomery & Interpreter PLC
16	Phoenix, AZ 85003	3301 E Thunderbird Road
17	David Jacobs, Kevin Crestin, &	Phoenix, AZ 85032
18	Eric Wilkins	Gila River Indian Community
19	Arizona Attorney General Natural	Javier Ramos and Michael Carter
20	Resources Section	Office of the General Counsel
21	2005 North Central Phoenix, AZ 85004	P.O. Box 97
22	Mark Widerschein	Sacaton, AZ 85147
23	United States Dept. of Justice – ENRD	Merrill C. Godfrey and Brette A. Pena
24	P.O. Box 7611, Ben Franklin Station	Akin Gump Straus Hauer & Feld LLP
25	Washington, DC 20044	2001 K Street, N.W.
26	Josh Edelstein - Phoenix Field Solicitor	Washington, DC 20006
27	Office of the Solicitor	Bar Seven Cattle Company LLC
28	U.S. Department of the Interior	27350 W Klondyke Rd.
29	Sandra Day O'Connor US Courthouse	Willcox, AZ 85643
30	401 W. Washington St., Ste. 404, SPC 44	Anderson Development Corporation
31	Phoenix, AZ 85003	4600 Montgomery NE #8
32	A. Ritchie, J. Sutton, B. Velasco	Albuquerque, NM 87109
33	San Carlos Apache Tribe	
34	Office of the Attorney General	
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