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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

W-1, W-2, W-3, W-4 (Consolidated)

Contested Case No. **W1-11-1506**

**ORDER SETTING STATUS
CONFERENCE**

CONTESTED CASE NAME: *In re James K. and Wanda L. Bell*
HSR INVOLVED: San Pedro Hydrographic Survey.
DESCRIPTIVE SUMMARY: This order sets a status conference for **Thursday, February 13, 2025, at 10:30 am.**
NUMBER OF PAGES: 6

At a status conference held on October 8, 2024, the Special Master ordered the Arizona Department of Water Resources (“ADWR”) to meet with the property owners in this contested case no later than November 8, 2024, and to provide a status report to the Court within two (2) weeks from the date of the meeting. ADWR conducted a meeting via video conference on October 29, 2024, and filed a status report on November 20, 2024.

The investigation area of Watershed File Report (“WFR”) #112-14-DDB-005 currently comprises four (4) parcels and five (5) groundwater wells. All wells located

1 within the WFR investigation area are within the Sand Pedro River subflow zone and all
2 have been registered:

Parcel #	Property Owner	Well Registration
208-30-002G	Nancy Luyten	55-221292
208-30-003	Weaver Family Trust	55-599718
208-30-002Z	Caleb & Kimberly Barajas	55-237435
		55-232417 (W1)
208-30-002U	Arnulfo & Suzan Baeurlen	55-810518 (W2)

7 This contested case involves domestic, irrigation, and stock water uses from wells
8 located within the “subflow zone” of the San Pedro River and therefore presumed to be
9 pumping surface water from the San Pedro. Parties who wish to pursue water rights in a
10 subflow zone must comply with all requirements for appropriable waters and present to
11 the Court a Statement of Claimant (“SOC”) claiming a water right, as well as legal
12 evidence of that right, or “basis of right.” All water rights claims must be paired with the
13 appropriate basis of right, e.g. a statement of claim, decree, stockpond registration, or
14 water rights certificate. The current uses in this contested case can be traced back to the
15 uses described in the early SOC’s and included in the WFR investigation; however,
16 landowners wishing to secure any potential rights will have to ensure amendments to the
17 underlying SOC’s accurately document current water use.

18 **IT IS ORDERED** setting a status conference for **Thursday, February 13, 2025,**
19 **at 10:30 a.m.** for all parties to give the Court an update on how they plan to proceed with
20 their potential claims. Parties must present the Court updated SOC’s that reflect current
21 well locations and water usage. Parties should also review the objections to their potential
22 water claims and come prepared with any questions they may have for the Court or
23 specific objectors about resolving the objections. Objections to the initial WFR can be
24 found at:

25 [https://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/do](https://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/docs/W1-11-1506-OBJ.pdf)
26 [cs/W1-11-1506-OBJ.pdf](https://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/docs/W1-11-1506-OBJ.pdf)
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1 The conference will be held using the Court Connect program. Instructions for
2 Court Connect are attached as Attachment A. If you receive this Order by email, click on
3 the red box "Join Court Connect Hearing" on the attached instructions to make an
4 appearance. If you do not receive this Order by email, log into the Court Connect program
5 on the internet by typing <https://tinyurl.com/specialwatermaster>. If you do not have
6 access to the internet, you may attend telephonically using the telephone number and
7 access code included in the instructions for Court Connect.

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10 Signed this 13th day of December 2024.

11
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14 Sherri L. Zendri
Special Water Master

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17 On December 13, 2024, the original of
18 the foregoing was delivered to the Clerk of the
19 Maricopa County Superior Court for filing and
20 distributing a copy to all persons listed on the
Court-approved mailing list for this contested
case, a copy of which is attached.

21
22 Emily Natale

Court Approved Mailing List
In re James K. and Wanda L. Bell
W1-11-1506

Alexander B. Ritchie San Carlos Apache Tribe Office of the Attorney General PO Box 40 San Carlos, AZ 85550	Joe P. Sparks and Laurel A. Herrmann The Sparks Law Firm, P.C. 7503 First Street Scottsdale, AZ 85251-4573
Arnulfo A. and Suzan Baeurlen 2262 N. Rivers Edge Road Benson, AZ 85602	John D. Burnside Snell & Wilmer, L. L. P. One E. Washington Street, Suite 2700 Phoenix, AZ 85004-2556
Caleb David and Kimberly Barajas 6332 176th PL NW Stanwood, WA 98292	Kimberly R. Parks and Karen J. Nielsen Arizona Department of Water Resources 1110 West Washington Suite 310 Phoenix, AZ 85007
Clerk of the Superior Court Maricopa County Attn: Water Case 601 West Jackson Street Phoenix, AZ 85003	Laura Boyer & Maggie Woodward United States Dept. of Justice - ENRD P.O. Box 7611, Ben Franklin Station Washington, DC 20044
J. B. Weldon, M. A. McGinnis, M. K. Foy Salmon, Lewis & Weldon 2850 E. Camelback Rd. Suite 200 Phoenix, AZ 85016	Lauren Caster Fennemore Craig, P.C. 2394 East Camelback Road Ste 600 Phoenix, AZ 85016-3429
James K. Bell HCR 6900 Benson, AZ 85602	Merrill C. Godfrey and Brette A. Pena Akin Gump Straus Hauer & Feld LLP 2001 K Street, N.W. Washington, DC 20006
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1 Sherri L. Zendri
2 Special Master
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6 Weaver Family Trust
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Attachment A



Court Connect Hearing Notice for In re James K. and Wanda L. Bell

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 James K. and Wanda L. Bell

Contested Case No. W1-11-1506

Start Date/Time: Thursday, February 13, 2025, at 10:30 a.m.

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](#)