

1
2
3
4
5
6
7 **ARIZONA GENERAL STREAM ADJUDICATION**
8 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
9 **IN AND FOR THE COUNTY OF MARICOPA**

10 IN RE THE GENERAL
11 ADJUDICATION OF ALL RIGHTS
12 TO USE WATER IN THE GILA
13 RIVER SYSTEM AND SOURCE

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

Contested Case Nos. **W1-11-2661, W1-11-2683, W1-11-2748.**

14 **ORDER INITIATING CASES AND**
15 **SETTING CONFERENCE**

16 (related to case W1-11-2755)

17 **CONTESTED CASE NAMES:** *In re Arizona Chapter of the Nature Conservancy –*
18 *Cherry Springs; In re Arizona Chapter of the Nature Conservancy – Cascabel; In re*
19 *Arizona Chapter of the Nature Conservancy – Hooker Hot Springs; In re Arizona Chapter*
of the Nature Conservancy – Double R Canyon.

20 **HSR INVOLVED:** San Pedro Hydrographic Survey.

21 **DESCRIPTIVE SUMMARY:** The Clerk of Maricopa County Superior Court is directed
22 to initiate contested cases W1-11-2661, W1-11-2683, and W1-11-2748. These cases will
23 be considered concurrently with W1-11-2755. Parties who wish to pursue these cases are
ordered to attend an initial conference scheduled for **Tuesday, October 28, 2025, at 10:00**
a.m.

24 **NUMBER OF PAGES:** 19

25
26 **This order opens contested cases to determine legal rights to use water.**

27 **These cases are NOT being initiated because of any improper water use.**

28 **Failure to participate may result in dismissal of potential water rights.**

1
2 The State of Arizona is currently undergoing a General Stream Adjudication to
3 determine water use rights and create an accurate, enforceable record of those rights. In
4 Arizona, surface water, and water pumped from some wells,¹ belongs to the general
5 public. An enforceable right to use this “appropriable” water may be acquired after review
6 and approval by Arizona’s General Stream Adjudication Court. This Court has been
7 instructed to evaluate claims to use water in much of the state of Arizona and determine
8 the date of first use, amount, and type of water use. This process, the “general stream
9 adjudication,” is currently evaluating the parcels shown in Attachment D for potential
10 water rights to be included in the catalog of water rights for the Gila River system.

11 The Cochise County Assessor has identified these parcels as owned by **The Nature**
12 **Conservancy, the Bureau of Land Management, and C-Spear LLC**. Current
13 landowners who intend to pursue any potential water rights associated with this case must
14 attend the initial conference scheduled **Tuesday, October 28, 2025, at 10:00 am**.
15 Interested Parties **MUST** attend the scheduled initial conference if they plan to pursue
16 potential water rights. Failure to appear at the initial conference could result in the
17 dismissal of the case and the loss of water rights associated with the property. The
18 conference will be held virtually using the Court Connect program. Instructions for Court
19 Connect are attached as Attachment A.

20 21 **SUMMARY OF CASES**

22 Arizona Department of Water Resources (“ADWR”) records indicate that Richard
23 F. Wilson, the Arizona Nature Conservancy, and the U.S. Bureau of Land Management
24 filed Statements of Claimant 39-5548–50, 39-5574–5579, 39-5586, 39-5592–95, 39-5598,
25 39-5599, 39-11584, 39-14486, claiming water for domestic, stock watering, recreation,
26 wildlife, and irrigation uses. The filing of a Statement of Claimant declares an individual’s
27 intent to claim a water right and begins the process of pursuing that water right with the

28

¹ Arizona law includes wells that may be pumping surface water in the General Stream Adjudication and subject to all requirements for surface well use.

1 Court.

2 ADWR investigated the claimed water uses and issued Watershed File Report Nos.
3 113-12-006, 113-12-034, and 113-13-015 in 1991. After the Watershed File Reports were
4 issued, the public was allowed an opportunity to object to the findings in the reports if
5 they believed that there were errors or insufficient documentation. This case will
6 determine water rights existing on the properties associated with the relevant Watershed
7 File Reports and resolve the objections to the Watershed File Reports.

8 Below is a summary of the water uses found on the properties at the time of the
9 Report:

Use	Associated SOC(s)	Source	Place of Use
113-13-015-DM001	39-5599, 39-5600, 39-5601, 39-11588	Groundwater	SENE06 T13S R21E
113-13-015-DM002	39-11585	Groundwater	SSENE11 T12S R20E
113-13-015-SW001	39-5593	Unnamed spring	NSSWNE12 T12S R20E
113-13-015-SW002	39-5594	Black Spring	SENE13 T12S R20E
113-13-015-SW005	39-5595	Double R Spring	SSNWNW19 T12S R21E
113-13-015-SW008	39-5550	Mitchell Spring	NWNW01 T13S R20E
113-13-015-SW009	39-5599	Hooker Hot Spring	NENE06 T13S R20E
113-13-015-SW010	39-5599	Middle Hooker Spring	NENE06 T13S R21E
113-13-015-SW011	39-5599	Lower Hooker Spring	NWNE06 T13S R21E
113-13-015-SW012	39-5549	Fish Pond Spring	NENE06 T13S R21E
113-13-015-SP001	39-5586	Lopez Canyon	NSSWNW14 T12S R20E
113-12-006-SW002	39-5592	Cherry Spring	SSSSSW03 T12S, R20E
113-12-034-WL001	39-14486	San Pedro River	SESW15 T13S, R19E

23 The landowners do not appear to have filed any additional Statements of Claimant
24 since the issuance of the HSR. Arizona law requires that for parties to obtain a legal water
25 right, they must provide proof of their right by presenting to the Court an updated and
26 accurate Statement of Claimant claiming the relevant water use, in addition to a matching
27 basis of right, e.g. a statement of claim, decree, stockpond claim of right, or water right
28 certificate. Landowners must present the following in order to acquire a water right:

1 A. Evidence of past water use on their property.

2 B. An accurate Statement of Claimant in their name. The current landowner may
3 fulfill this requirement by either filing a new statement of claimant or
4 obtaining an assignment or amendment of a preexisting statement of claimant.

5 C. A basis of right accurately describing the claimed use.

6 If the property owner is able to provide proof to the Court showing the existence of
7 a water right on their property, the Court can recognize an enforceable water right in a
8 “Final Decree.” Ariz. Rev. Stat. § 45-257(B).

9
10 **OBJECTING PARTIES**

11 Copies of objections in these contested cases can be found under their respective
12 case names and numbers on the following website:

13 <http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp>
14

15
16 **RELATIONSHIP TO W1-11-2755**

17 On March 26, 2025, the Court initiated *In re Arizona Chapter of the Nature*
18 *Conservancy – Double R Canyon*, which is associated with WFR 113-13-022. W1-11-
19 2755, *Order Initiating Contested Case and Scheduling Initial Conference Hearing* (Mar.
20 26, 2025). At the initial conference for that case, counsel for The Nature Conservancy
21 indicated that WFRs 113-13-022 (W1-11-2755), 113-12-004 (W1-11-2659), 113-12-006
22 (W1-11-2661), 113-12-034 (W1-11-2683), and 113-13-015 (W1-11-2748) together relate
23 to claims for “Mule Shoe Preserve.”

24 The Court will therefore concurrently consider cases W1-11-2755, W1-11-2661,
25 W1-11-2683, and W1-11-2748. Contested case W1-11-2659 will not be included, as it
26 appears that all claims that are the subject of that case have been resolved. W1-11-2659,
27 *Order Approving Proposed Water Right Abstracts for Bayless and Berkalew Company*
28 (Mar. 28, 2018); W1-11-2659, *Order Approving Proposed Water Right Abstracts for*

1 *Bayless and Berkalew Company* (Dec. 13, 2018). Further, it does not appear that The
2 Nature Conservancy has any proprietary interest in the lands at issue in W1-11-2659.

3
4
5 **ATTACHMENTS TO THIS ORDER:**

6 Attachment A: Instructions on how to appear virtually or telephonically at the
7 **Tuesday, October 28, 2025, at 10:00 am** initial conference.

8 Attachment B: Additional information and resources on the process for determining
9 water rights in Arizona

10 Attachment C: Copies of WFR Nos. 113-12-006, 113-12-034, and 113-13-015.

11 Attachment D: Map showing the relevant tax parcels and current ownership.

12 Attachment E: Court Approved Mailing List. **Please note that to simplify service**
13 **for this group of cases, all four cases will be included in the Court**
14 **Approved Mailing List for case W1-11-2755. All parties are**
15 **instructed to use the Court Approved Mailing List for case W1-**
16 **11-2755.**

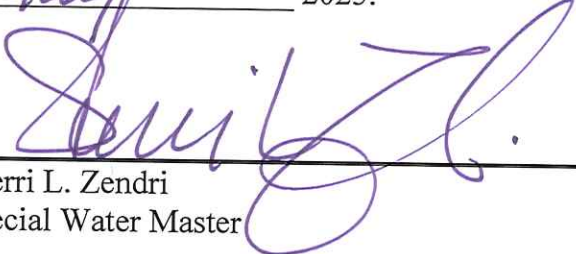
17
18 **IT IS ORDERED** initiating contested cases W1-11-2661, W1-11-2683, and W1-
19 11-2748 and scheduling an initial conference hearing for **Tuesday, October 28, 2025, at**
20 **10:00 am.** The initial Court-approved mailing list for this case shall include all parties
21 listed on Attachment E to this order. Any document filed in these cases must be served
22 on all parties listed on the Court-Approved Mailing List attached to this Order. The list
23 may be modified only by Court order. Anyone who would like to receive courtesy copies
24 of minute entries and orders may request inclusion on an email list by sending a request
25 to:

26 ***emily.natale@jbazmc.maricopa.gov.***

27 If parties have questions regarding this Order or any of the attachments, please
28 contact the Office of the Special Water Master at (602) 372-4115. Please note that staff

1 can only answer administrative questions and cannot provide legal advice.

2
3 Signed this 30th day of May 2025.

4
5
6 
7 Sherri L. Zendri
8 Special Water Master
9
10

11 On May 30, 2025, the original of
12 the foregoing was delivered to the Clerk of the
13 Maricopa County Superior Court for filing and
14 distributing a copy to all persons listed on the
15 Court-approved mailing list for these contested
16 case, a copy of which is attached, and to all persons
17 listed on the Court-approved mailing list for W1,
18 W2, W3, and W4.

19
20
21
22
23
24
25
26
27
28

Emily Natale

ATTACHMENT A



Court Connect Hearing Notice for the Mule Shoe Preserve Cases

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: Mule Shoe Preserve Cases

Contested Case Nos.: W1-11-2755, W1-11-2661, W1-11-2683, W1-11-2748

Start Date/Time: Tuesday, October 28, 2025, at 10:00 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 B

General Background on the Water Rights Determination Process in Arizona

A general stream adjudication is a judicial proceeding to determine the quantity and priority of all water rights in a river system. Arizona is undertaking general stream adjudications of both the Gila River and the Little Colorado River systems. A river system includes surface water flowing “in streams or other natural channels,” groundwater sufficiently connected to that surface water, and water (both surface and groundwater) subject to claims by the federal government. Ariz. Rev. Stat. § 45-251(7). Recognizing and respecting water rights and the priority of such rights is important in Arizona where times of drought or water scarcity can occur.

All cases begin with the filing of a “Statement of Claimant,” (“SOC”) in which a property owner makes a claim for a right to use surface water on their property. Ariz. Rev. Stat. § 45-254(A). This person is the “claimant.” The SOC contains, among other characteristics, a description of the source and quantity of the water used, the location of use, the location from which the water was diverted, and the date when the water was first put to use. *Id.* § 45-254(C).

After the property owner files the SOC, the Arizona Department of Water Resources (“ADWR”) prepares a “Watershed File Report,” (“WFR”) in which ADWR investigates the claims in the SOC and recommends water rights associated with the property. *Id.* § 45-256(B). ADWR compiles all WFRs for a watershed into a comprehensive Hydrographic Survey Report (“HSR”) and publishes the report for public review and comment. In response, other claimants in the Adjudication may file “objections” disputing the information or recommendations in the WFR. The individuals who file objections are called “objectors.”

This “contested case”, one of thousands in the Gila River System, will evaluate claims asserted in specific Statements of Claimant while considering objections to the WFR that reported ADWR’s initial inspection of those claims.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ATTACHMENT C

Watershed File Reports

113-12-006 (W1-11-2661)

113-12-034 (W1-11-2683)

113-13-015 (W1-11-2748)

AS OF 10/11/91

LAND OWNER	WATERSHED FILE REPORT NUMBER
AZ. CHAP. NATURE CONSERV.	113-12-006
PHOTO ID - 14-22 (84)	QUAD 1 - CHERRY SPRINGS PEAK QUAD 2 - SOZA MESA

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
10-0223059.1100		IRRIGATION STOCK MINING		SWSWSW03	120S	200E	1914	SWSWSW03	120S	200E
10-0223060.1100		IRRIGATION STOCK MINING			120S	200E	1914		120S	200E
10-0225302.1100		IRRIGATION STOCK MINING		SWSWSW03	120S	200E	1916	SWSWSW03	120S	200E
10-0226208.1100		DOMESTIC STOCK		SWSWSW03	120S	200E	1916	SWSWSW03	120S	200E
36-0034391.0001		STOCK	3.07	SESE04	120S	200E	1915	SESE04	120S	200E
39-0005576		DOMESTIC					< 1935	SWSW21	120S	200E
39-0005592		STOCK	3.07	SESE04	120S	200E	1915	SESE04	120S	200E
39-0011584		STOCK	.11	SW21	120S	200E	< 1930	SW21	120S	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
10-0223059.1100	IRRIGATION STOCK MINING	NONE SPRING NONE		SW002
10-0223060.1100	IRRIGATION STOCK MINING	NONE SPRING NONE		
10-0225302.1100	IRRIGATION STOCK MINING	NONE SPRING NONE		SW002
10-0226208.1100	DOMESTIC STOCK	NONE SPRING		SW002
36-0034391.0001	STOCK	SPRING		SW002
39-0005576	DOMESTIC	NONE		
39-0005592	STOCK	SPRING		SW002
39-0011584	STOCK	CATALOGUED WELL		

U S E S

PWR #	LOCATION SECTION	TWNP	RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
SW002	SWSWSW03	120S	200E		SURFACE WATER		NO	CHERRY SPRING

P W R S U M M A R Y

113-12-006

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE* DATE BASIS FOR DATE	WATER SOURCES AND CLASSIFICATIONS
SW002	39-0005592	10-0223059.1100 10-0225302.1100 10-0226208.1100 36-0034391.0001	1914 FILING 10-0223059-11	SURFACE WATER: SAN PEDRO RIVER
NONE	39-0005576 39-0011584	10-0223060.1100		

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
SW002							SEE VOLUME 1 - GENERAL ASSESSMENT

E X P L A N A T I O N

FILINGS AND DECREES

FILINGS 10-0223059-11 & 10-0225302-11 - CLAIM IRRIGATION, STOCKWATERING, AND MINING USES FROM CHERRY SPRING. NO IRRIGATION OR MINING USES WERE FOUND AT THE CLAIMED LOCATION.
 FILING 10-0223060-11 - CLAIMS IRRIGATION, STOCKWATERING, AND MINING USES FROM AN UNNAMED SPRING. NO IRRIGATION OR MINING USES WERE FOUND AT THE CLAIMED LOCATION.
 FILING 10-0226208-11 - CLAIMS DOMESTIC AND STOCKWATERING USES FROM CHERRY SPRING. NO DOMESTIC USE WAS FOUND AT THE CLAIMED LOCATION.
 FILING 39-5576 - CLAIMS A DOMESTIC WATER USE. NO DOMESTIC USE WAS FOUND AT THE CLAIMED LOCATION.

USES AND RESERVOIRS

SW2 - STOCKWATERING USE FROM CHERRY SPRING.

AS OF 11/06/91

LAND OWNER	WATERSHED FILE
-----	REPORT NUMBER
AZ. CHAP. NATURE CONSERV.	113-12-034
PHOTO ID - 8-20	

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
33-0096127	APPLICA.	REC/FISH/WLDLF	8239.05	SESW15	130S	190E	1991	SESW15	130S	190E
39-0014486		REC/FISH/WLDLF	8239.05	E2SESW10	130S	190E	1991	E2SESW10	130S	190E
				W2SE10	130S	190E		W2SE10	130S	190E
				SWSE15	130S	190E		SWSE15	130S	190E

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
33-0096127	WILDLIFE	WILDLIFE		WL001
39-0014486	RECREATION WILDLIFE	RECREATION WILDLIFE		WL001

U S E S

PWR #	LOCATION SECTION	TWNP	RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
WL001	SESW15	130S	190E		SURFACE WATER		NO	INSTREAM USE

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
WL001	39-0014486	33-0096127	1991 FILING 33-96127	SURFACE WATER: SAN PEDRO RIVER

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
WL001							SEE VOLUME 1 - GENERAL ASSESSMENT

E X P L A N A T I O N

USES AND RESERVOIRS

WL1 - INSTREAM WILDLIFE USE FROM THE SAN PEDRO RIVER. FOR MORE INFORMATION ON THIS INSTREAM FLOW CLAIM, SEE CHAPTER SIX IN VOLUME 1.

AS OF 10/11/91

LAND OWNER

WATERSHED FILE
REPORT NUMBER

AZ. CHAP. NATURE CONSERV.

113-13-015

PHOTO ID - 16-15 (84)

QUAD 1 - WINCHESTER MOUNTAINS QUAD 2 - SOZA MESA

QUAD 3 - CHERRY SPRINGS PEAK

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 SECTION	TWNP	RNGE	CLAIM DATE	DIVERSION SECTION	TWNP	RNGE
10-0226266.1100		DOMESTIC STOCK		SENE13	120S	200E	1916	SENE13	120S	200E
3R-0002456	CERTIF.	STOCK	.92	SWNE12	120S	200E	1966	SWNE12	120S	200E
36-0034392.0001		STOCK	.83	SENE12	120S	200E	1915	SENE12	120S	200E
36-0034393.0001		STOCK	.49	SENE13	120S	200E	1917	SENE13	120S	200E
36-0034394.0001		STOCK	1.66	NWNW19	120S	210E	1916	NWNW19	120S	210E
36-0034397.0001		STOCK	1.66	NENE31	120S	210E	1914	NENE31	120S	210E
36-0034398.0001		IRRIGATION DOMESTIC STOCK	23.63	NE06	130S	210E	1918	NE06	130S	210E
36-0034399.0001		STOCK	.83	25	120S	200E	1918	25	120S	200E
36-0034400.0001		STOCK	.83	NENW06	130S	210E	1918	NENW06	130S	210E
36-0034401.0001		STOCK	.31	NWNW01	130S	200E	1912	NWNW01	130S	200E
36-0034425.0001		STOCK	.83	SE26	120S	200E	1918	SESE26	120S	200E
38-0080700.0001		STOCK	2.52	SWNW14	120S	200E	< 1932	SWNW14	120S	200E
39-0005548		STOCK	5.00	25 26 27	120S 120S 120S	200E 200E 200E	1918	25 26 27	120S 120S 120S	200E 200E 200E
39-0005549		STOCK	.83	NENW06	130S	210E	1918	NENW06	130S	210E
39-0005550		STOCK	.31	NWNW01	130S	200E	1912	NWNW01	130S	200E
39-0005574		STOCK	.83	SE26	120S	200E	1918	SE26	120S	200E
39-0005577		DOMESTIC					< 1935	NWNW01	130S	200E
39-0005578		DOMESTIC		NESE11	120S	200E	< 1935	NESE11	120S	200E
39-0005579		DOMESTIC		NESE11	120S	200E	< 1935	NESE11	120S	200E
39-0005586		STOCK	2.52	SWNW14	120S	200E	< 1932	SWNW14	120S	200E
39-0005593		STOCK	.83	SENE12	120S	200E	1915	SENE12	120S	200E
39-0005594		STOCK	.49	SENE13	120S	200E	1917	SENE13	120S	200E
39-0005595		STOCK	1.66	NWNW19	120S	210E	1916	NWNW19	120S	210E
39-0005598		STOCK	1.66	31	120S	210E	1914	31	120S	210E
39-0005599		IRRIGATION DOMESTIC STOCK	18.41 .92 4.30	NENE06	130S	210E	1918	NENE06	130S	210E
39-0005600		IRRIGATION DOMESTIC STOCK	18.41 .92 4.30	NENE06	130S	210E	1918	NENE06	130S	210E
39-0005601		IRRIGATION DOMESTIC	18.41 .92	NENE06 NWNE06	130S 130S	210E 210E	1918	NWNE06	130S	210E

APPLICABLE FILINGS AND DECREES (CONTINUED)

113-13-015

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
39-0005601		STOCK	4.30					
39-0011585		DOMESTIC STOCK	.05 .11				SENE11	120S 200E
39-0011587		STOCK	.11			< 1930	26	110S 200E
39-0011588		DOMESTIC STOCK	.72 .11			< 1870	NENE06	130S 210E
39-0011590		STOCK	.11			< 1930	SWSW31	120S 210E
4A-0000389	CERTIF.	STOCK	36.19	NWSE07	130S 210E	1923	NWSE07	130S 210E

DWR ANALYSIS OF FILINGS AND DECREES

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
10-0226266.1100	DOMESTIC STOCK	NONE SPRING		SW002
3R-0002456	STOCK	NONE		
36-0034392.0001	STOCK	SPRING		SW001
36-0034393.0001	STOCK	SPRING		SW002
36-0034394.0001	STOCK	SPRING		SW005
36-0034397.0001	STOCK	NONE		
36-0034398.0001	IRRIGATION DOMESTIC STOCK	NONE DOMESTIC INCIDENTAL	S01,S02,S03	DM001,SW009,SW010 SW011
36-0034399.0001	STOCK	NONE		
36-0034400.0001	STOCK	SPRING		SW012
36-0034401.0001	STOCK	SPRING		SW008
36-0034425.0001	STOCK	NONE		
38-0080700.0001	STOCK	STOCK		SP001
39-0005548	STOCK	NONE		
39-0005549	STOCK	SPRING		SW012
39-0005550	STOCK	SPRING		SW008
39-0005574	STOCK	NONE		
39-0005577	DOMESTIC	NONE		
39-0005578	DOMESTIC	NONE		
39-0005579	DOMESTIC	NONE		
39-0005586	STOCK	STOCK		SP001
39-0005593	STOCK	SPRING		SW001
39-0005594	STOCK	SPRING		SW002
39-0005595	STOCK	SPRING		SW005
39-0005598	STOCK	NONE		
39-0005599	IRRIGATION DOMESTIC	NONE DOMESTIC	S01,S02,S03	DM001,SW009,SW010 SW011

DWR ANALYSIS OF FILINGS AND DECREES (CONTINUED) 113-13-015

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
39-0005599	STOCK	INCIDENTAL		
39-0005600	IRRIGATION DOMESTIC STOCK	NONE DOMESTIC SPRING		DM001
39-0005601	IRRIGATION DOMESTIC STOCK	NONE DOMESTIC SPRING		DM001
39-0011585	DOMESTIC STOCK	DOMESTIC INCIDENTAL		DM002
39-0011587	STOCK	CATALOGUED WELL		
39-0011588	DOMESTIC STOCK	DOMESTIC INCIDENTAL		DM001
39-0011590	STOCK	CATALOGUED WELL		
4A-0000389	STOCK	NONE		

D I V E R S I O N S

DIV #	LOCATION SECTION TWP RGE	DIVERSION NAME	WATER SOURCE AND CLASSIFICATION
S01	NENE06 130S 210E	HOOKER HOT SPRING	SURFACE WATER: SAN PEDRO RIVER
S02	NENE06 130S 210E	MIDDLE HOOKER HOT SP	SURFACE WATER: SAN PEDRO RIVER
S03	NWNE06 130S 210E	LOWER HOOKER HOT SPR	SURFACE WATER: SAN PEDRO RIVER

U S E S

PWR #	LOCATION SECTION TWP RGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
DM001	SENWNE06 130S 210E		GROUNDWATER : CATALOGUED		NO	
DM002	SWSENE11 120S 200E		GROUNDWATER : CATALOGUED		NO	
SW001	NWSWNE12 120S 200E		SURFACE WATER		NO	UNNAMED
SW002	SENW13 120S 200E		SURFACE WATER		NO	BLACK SPRING
SW005	SWNNW19 120S 210E		SURFACE WATER		NO	DOUBLE R SPRING
SW008	NWNW01 130S 200E		SURFACE WATER		NO	MITCHELL SPRING
SW009	NENE06 130S 210E	S01	SURFACE WATER		NO	HOOKER HOT SPRING
SW010	NENE06 130S 210E	S02	SURFACE WATER		NO	MIDDLE HOOKER SPRING
SW011	NWNE06 130S 210E	S03	SURFACE WATER		NO	LOWER HOOKER SPRING
SW012	NENW06 130S 210E		SURFACE WATER		NO	FISH POND SPRING

R E S E R V O I R S

PWR #	LOCATION SECTION TWP RGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	RESERVOIR NAME	STORAGE PURPOSE
SP001	NESWNW14 120S 200E		SURFACE WATER	1972	JESUS TANK	STOCKWATERING

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
DM001	39-0005599 39-0005600 39-0005601 39-0011588	36-0034398.0001		GROUNDWATER : CATALOGUED
DM002	39-0011585	NONE		GROUNDWATER : CATALOGUED
SP001	39-0005586	38-0080700.0001	1932 FILING 38-80700.0001	SURFACE WATER: SAN PEDRO RIVER
SW001	39-0005593	36-0034392.0001	1915 FILING 36-34392.0001	SURFACE WATER: SAN PEDRO RIVER
SW002	39-0005594	10-0226266.1100 36-0034393.0001	1916 FILING 10-0226266.11	SURFACE WATER: SAN PEDRO RIVER
SW005	39-0005595	36-0034394.0001	1916 FILING 36-34394.0001	SURFACE WATER: SAN PEDRO RIVER
SW008	39-0005550	36-0034401.0001	1912 FILING 36-34401.0001	SURFACE WATER: SAN PEDRO RIVER
SW009	39-0005599	36-0034398.0001	1918 FILING 36-34398.0001	SURFACE WATER: SAN PEDRO RIVER

P W R S U M M A R Y

(CONTINUED)

113-13-015

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE* DATE BASIS FOR DATE	WATER SOURCES AND CLASSIFICATIONS
SW010	39-0005599	36-0034398.0001	1918 FILING 36-34398.0001	SURFACE WATER: SAN PEDRO RIVER
SW011	39-0005599	36-0034398.0001	1918 FILING 36-34398.0001	SURFACE WATER: SAN PEDRO RIVER
SW012	39-0005549	36-0034400.0001	1918 FILING 36-34400.0001	SURFACE WATER: SAN PEDRO RIVER
NONE	39-0005548	3R-0002456		
	39-0005574	36-0034397.0001		
	39-0005577	36-0034399.0001		
	39-0005578	36-0034425.0001		
	39-0005579	4A-0000389		
	39-0005598			
	39-0011587			
	39-0011590			

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
DM001							SEE VOLUME 1 - GENERAL ASSESSMENT
DM002							SEE VOLUME 1 - GENERAL ASSESSMENT
SP001	MAX. AREA/CAP	LT 2.0				LTE 15.0 AF	SEE VOLUME 1 - GENERAL ASSESSMENT
SW001							SEE VOLUME 1 - GENERAL ASSESSMENT
SW002							SEE VOLUME 1 - GENERAL ASSESSMENT
SW005							SEE VOLUME 1 - GENERAL ASSESSMENT
SW008							SEE VOLUME 1 - GENERAL ASSESSMENT
SW009							SEE VOLUME 1 - GENERAL ASSESSMENT
SW010							SEE VOLUME 1 - GENERAL ASSESSMENT
SW011							SEE VOLUME 1 - GENERAL ASSESSMENT
SW012							SEE VOLUME 1 - GENERAL ASSESSMENT

E X P L A N A T I O N

FILINGS AND DECREES

FILING 10-0226266-11 - CLAIMS DOMESTIC AND STOCKWATERING WATER USES FROM BLACK SPRING. NO DOMESTIC USES WERE FOUND AT THE CLAIMED LOCATION.
 FILINGS 3R-2456, 36-34425, 36-34398, 39-5548, 39-5574 & 39-5598 - CLAIM STOCKWATERING USES. NO STOCKWATERING USES WERE FOUND AT THE CLAIMED LOCATIONS.
 FILINGS 36-3498, 39-5599, 39-5600 & 39-5601 - CLAIM IRRIGATION, DOMESTIC, AND STOCKWATERING USES. NO IRRIGATION WAS FOUND AT THE CLAIMED LOCATIONS.

DIVERSIONS

S1 - DIVERSION FROM HOOKER HOT SPRINGS PROVIDES WATER FOR STOCKWATERING USES.
 S2 - DIVERSION FROM MIDDLE HOOKER HOT SPRINGS PROVIDES WATER FOR STOCKWATERING USES.
 S3 - DIVERSION FROM LOWER HOOKER HOT SPRINGS PROVIDES WATER FOR STOCKWATERING USES.

USES AND RESERVOIRS

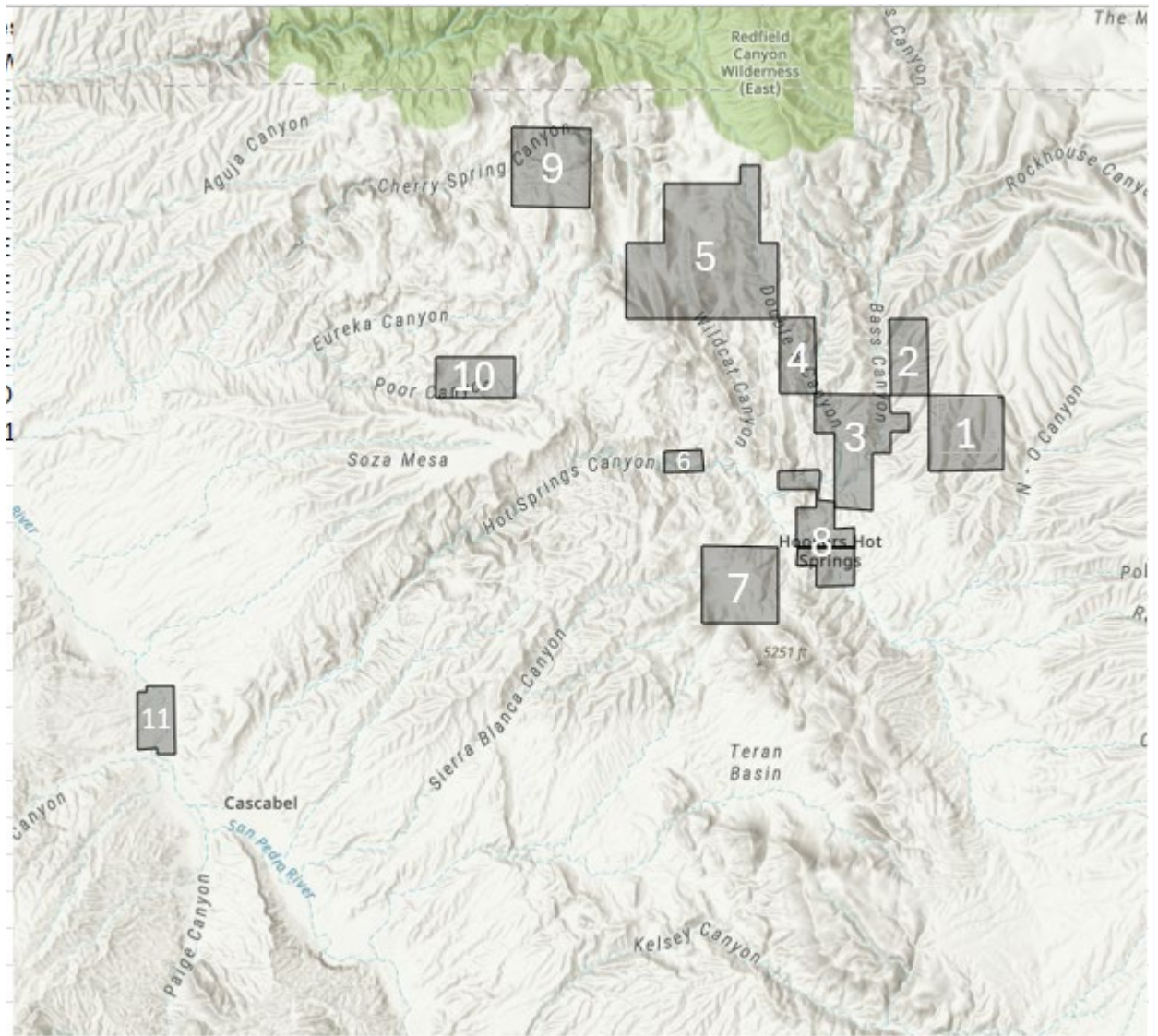
DM1 & DM2 - DOMESTIC USES.
 SP1 - STOCKPOND LOCATED ON AN UNNAMED TRIBUTARY TO POOR CANYON.
 SW1 - STOCKWATERING USE FROM UPPER DOUBLE R SPRING.
 SW2 - STOCKWATERING USE FROM BLACK SPRING.
 SW5 - STOCKWATERING USE FROM DOUBLE R SPRING.
 SW8 - STOCKWATERING USE FROM MITCHELL SPRING.
 SW9 - STOCKWATERING USE FROM HOOKER HOT SPRING.
 SW10 - STOCKWATERING USE FROM MIDDLE HOOKER HOT SPRING.
 SW11 - STOCKWATERING USE FROM LOWER HOOKER HOT SPRING.
 SW12 - STOCKWATERING USE FROM FISH POND SPRING.

DISPOSITION OF LAND OWNER/CLAIMANT COMMENTS

A COMMENT WAS RECEIVED FROM THE LAND OWNER WHICH INDICATED SEVERAL CHANGES TO WATER RIGHTS FILINGS IN THIS W.F.R.

ATTACHMENT D

Map Depicting Relevant Parcels



Case	#	Assessor Parcel Number	Owner
W1-11-2755	1	209-06-006	Colter and Carly Todd
	2	209-06-001	Nature Conservancy
	3	209-06-001	Nature Conservancy
W1-11-2748	4	209-56-011	Nature Conservancy
	5	209-05-003A	Nature Conservancy
	6	209-05-003A	Nature Conservancy
	7	209-05-003A	Nature Conservancy
	8	209-56-011	Nature Conservancy
W1-11-2661	9	209-05-003A	Nature Conservancy
	10	209-05-003B	C-Spear LLC
W1-11-2683	11	209-29-001D	Bureau of Land Management

ATTACHMENT E

Court-Approved Mailing List

1		
2		
3	Arizona Department of Water Resources	
4	Karen J. Nielsen	Merrill C. Godfrey and Brette A. Pena
5	1110 West Washington, Suite 310	Akin Gump Straus Hauer & Feld LLP
6	Phoenix, AZ 85007	2001 K Street, N.W.
7		Washington, DC 20006
8	Clerk of the Superior Court	
9	Maricopa County	Carla A. Consoli
10	Attn: Water Case	May Potenza Baran & Gillespie P.C
11	601 West Jackson St.	1850 N. Central Avenue, 16th Floor
12	Phoenix, AZ 85003	Phoenix, AZ 85004
13		
14	Special Master Sherri Zendri	Laura Boyer & Maggie Woodward
15	Superior Court of Arizona	U. S. Department of Justice – ENRD
16	201 W. Jefferson Street	P.O. Box 7611, Ben Franklin Station
17	Courtroom 301	Washington, DC 20044
18	Phoenix, AZ 85003	
19		
20	Alexander B. Ritchie	Josh Edelstein Phoenix Field Solicitor
21	San Carlos Apache Tribe	Office of the Solicitor
22	Office of the Attorney General	U.S. Department of the Interior
23	PO Box 40	Sandra Day O'Connor U.S. Courthouse 401
24	San Carlos, AZ 85550	W. Washington St., Ste. 404, SPC 44
25		Phoenix, AZ 85003
26		
27	Joe P. Sparks and Laurel A. Hermann	Colter and Carly Todd
28	The Sparks Law Firm, P.C.	6118 W Warbonnet Rd.
29	7503 First Street	Willcox, AZ 85643-3641
30	Scottsdale, AZ 85251-4573	
31		
32		C-Spear LLC
33	Jeremiah Weiner, Brett J. Stavin, and	D. Brown, J. Brown, A. Brown G Perkins,
34	Jay Lee	B. Heiserman, B. Pew
35	Rosette, LLP.	Brown & Brown Law Offices P.C.
36	120 S. Ash Avenue, Suite 201	PO Box 1890
37	Tempe, AZ 85281	St. Johns, AZ 85936
38		
39		
40	Susan B. Montgomery, Robyn Interpreter,	City of Benson
41	Montgomery & Interpreter PLC	P.O. Box 2223
42	3301 E Thunderbird Road	Benson, AZ 85602
43	Phoenix, AZ 85032	
44		
45		
46	Gila River Indian Community	City of Sierra Vista
47	Javier Ramos and Michael Carter	2400 E. Tacoma St.
48	Office of the General Counsel	Sierra Vista, AZ 85635
49	P.O. Box 97	
50	Sacaton, AZ 85147	

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Kristen Copeland
Copeland Law Offices, PLLC
PO Box AT
Bisbee, AZ 85603

Richard F. Wilson
7445 N. Northern Ave.
Tucson, AZ 85704