

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

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 (Salt)
W-2 (Verde)
W-3 (Upper Gila)
W-4 (San Pedro)
Consolidated

Contested Case No. W1-11-2709

ORDER TO FILE REPORTS

CONTESTED CASE NAME: *In re Jack K. Hughes, et al.*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report

DESCRIPTIVE SUMMARY: ADWR shall provide additional information about the well listed in Statement of Claimant 39-18138 by **January 29, 2021**. BLM shall file a status report by **May 28, 2021**.

NUMBER OF PAGES: 3

DATE OF FILING: November 20, 2020

Currently there are two landowners involved in claiming rights to use water on the property that is the subject of this case: Anna Lands and the Bureau of Land Management. A

1 third landowner, Mary Norma Hughes, has not made an appearance at either proceeding held in
2 this case and is not a named Claimant.

3 **Anna Lands**

4 On October 6, 2020, Anna Lands filed Statement of Claimant 39-18138 claiming water
5 rights for domestic use. Ms. Lands listed a well, well registration no. 545407, as the source of
6 water. In Watershed File Report 113-12-DBC-012 (“WFR”), Arizona Department of Water
7 Resources (“ADWR”) identified two wells as the sources of water for the claimed rights. The
8 well that provided water for domestic use according to the WFR was designated as W02. This
9 contested case will only consider claims for water rights that were the subject of the WFR and
10 AFWR’s investigation of water uses on the property. Thus, before proceedings can continue,
11 ADWR is requested to generate a Report that provides the following information:
12
13

- 14 1. Is W02 listed in the WFR located in the subflow zone?
 - 15 2. Is the well identified by Ms. Lands in Statement of Claimant 39-18138, the same
16 well designated as W02 in the WFR? If not,
 - 17 a. Was it constructed at the time of the issuance of the WFR?
 - 18 b. Is it a replacement well for W02?
 - 19 c. Is it located in the subflow zone?
- 20
21

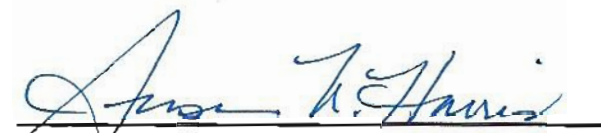
22 **Bureau of Land Management (“BLM”)**

23 On November 9, 2020, ADWR and BLM filed a joint report regarding the claim that
24 BLM has made for instream flow and a potential time line for each step in the process to obtain
25 a Certificate of Water Right for Instream Flow (“Certificate”). Based on the information
26 provided, BLM shall file a Status Report regarding the status of the issuance of the Certificate
27 by May 28, 2021. If the Certificate has not been issued by May 28, 2021, the Report shall
28

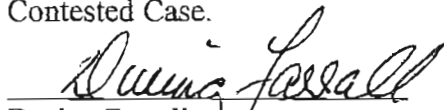
1 provide sufficient detail so that any issues related to the non-issuance of the Certificate can be
2 easily identified.

3 **IT IS ORDERED** that Arizona Department of Water Resources shall file its Report by
4 **January 29, 2021.**

5 **IT IS FURTHER ORDERED** that Bureau of Land Management shall file a Status
6 Report by **May 28, 2021.**

8
9
10 
11 Susan Ward Harris
Special Master

12
13 The original of the foregoing was delivered to the Clerk
14 of the Maricopa County Superior Court on November
15 20, 2020, for filing and distributing a copy to all persons
16 listed on the Court-approved mailing list for this
17 Contested Case.

18
19
20
21
22 
23 Durina Farrall