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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. **W1-11-000224**

**ORDER INITIATING CONTESTED  
CASE**

CONTESTED CASE NAME: *In re ASLD – Hayhurst*  
HSR INVOLVED: San Pedro Hydrographic Survey.  
DESCRIPTIVE SUMMARY: The Clerk of the Maricopa County Superior Court is directed to initiate W1-11-000224. Arizona State Land Department shall file with the Special Master a statement declaring the claims that it intends to pursue by **May 22, 2026**, and draft abstracts by **June 22, 2026**.  
NUMBER OF PAGES: 8

This order opens a case to determine rights to use water on land owned by the Arizona State Land Department ("ASLD").

In this case, ASLD filed statement of claimant ("SOC") 39-14374. The Arizona Department of Water Resources ("ADWR") investigated the claims and prepared Watershed File Report ("WFR") 111-20-016, published in the San Pedro River Hydrographic Survey Report ("HSR"). A copy of the WFR is attached as Attachment A. A map illustrating the area investigated in the WFR is attached as Attachment B. The

1 WFR describes stock watering uses in NW¼SE¼NW¼ Section 26 and SW¼SW¼  
2 Section 14 Township 20S, Range 20E.

3 WFR 111-20-016 lists the Arizona State Land Department ("ASLD") as the owner  
4 of the land investigated. ASLD records indicate that the property investigated currently  
5 comprises ASLD parcels 05-1181 and 05-3172. A map depicting the parcels is attached  
6 as Attachment C. The public records of ADWR do not contain any assignments of the  
7 SOC listed in the WFR. Further, neither the state nor lessees appear to have filed any  
8 additional SOCs since the issuance of the HSR.

9 Objections were timely filed to the findings made in the WFR by ASLD, the Gila  
10 River Indian Community, San Carlos Apache Tribe, Tonto Apache Tribe, and the  
11 Yavapai-Apache Nation.

12 **IT IS ORDERED:**

13 **1. Case Initiation.** This order initiates contested case W1-11-000224.

14 **2. Declaration.** By **May 22, 2026**, ASLD shall review all SOCs relevant to this  
15 contested case, file with ADWR all amendments or additional claims that it intends  
16 to pursue, and declare all such claims to the Court.

17 **3. Draft Abstracts.** By **June 22, 2026**, ASLD shall file draft abstracts for claims  
18 eligible for summary adjudication. The Parties shall file any comments to the draft  
19 abstracts by **June 29, 2026**.

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


24 **5. Objections.** Copies of objections filed to this case can be found under the  
25 relevant case name and number on the following website:  
26 <http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudicati>  
27 [on/whatsNew.asp](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp).  
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**6. Court Approved Mailing List.**

- A. The initial Court Approved Mailing List for this case shall include all persons listed on Attachment D 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. Claimants wishing to be added or removed from the mailing list shall file a motion with the Special Master. Parties allowed to intervene will be automatically added to the Court Approved Mailing List.
- D. 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.
- E. 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](mailto:emily.natale@jbazmc.maricopa.gov).

Signed this 9<sup>th</sup> day of April 2026.




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Sherril L. Zendri  
Special Water Master

On April 9, 2024, 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.




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Emily Natale

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**ATTACHMENT A**  
**Watershed File Report**

LAND OWNER	WATERSHED FILE REPORT NUMBER	LESSEE/ALLOTTEE	LEASE-PERMIT ID
SLD	111-20-016	HAYHURST, MIKE HAYHURST, JEANNIE	05-3172

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
36-0104181		STOCK REC/FISH/WLDF	.32	SWSW14	200S	200E	1884	SWSW14	200S	200E
36-0104183		STOCK REC/FISH/WLDF	.32	SEW26	200S	200E	1884	SEW26	200S	200E
39-0014374		STOCK REC/FISH/WLDF	.29 .03	NWSEW26	200S	200E	1884	NWSEW26	200S	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
36-0104181	STOCK WILDLIFE	STOCK INCIDENTAL		SWO02
36-0104183	STOCK WILDLIFE	STOCK INCIDENTAL		SWO01
39-0014374	STOCK WILDLIFE	STOCK INCIDENTAL		SWO01

U S E S

PWR #	LOCATION SECTION TWNP RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
SWO01	NWSEW26 200S 200E		SURFACE WATER		NO	INSTREAM USE
SWO02	SWSW14 200S 200E		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
SWO01	39-0014374	36-0104183	1884 FILING 36-104183	SURFACE WATER: BABOCOMARI RIVER
SWO02	NONE	36-0104181	1884 FILING 36-104181	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
SWO01							SEE VOLUME 1 - GENERAL ASSESSMENT
SWO02							SEE VOLUME 1 - GENERAL ASSESSMENT

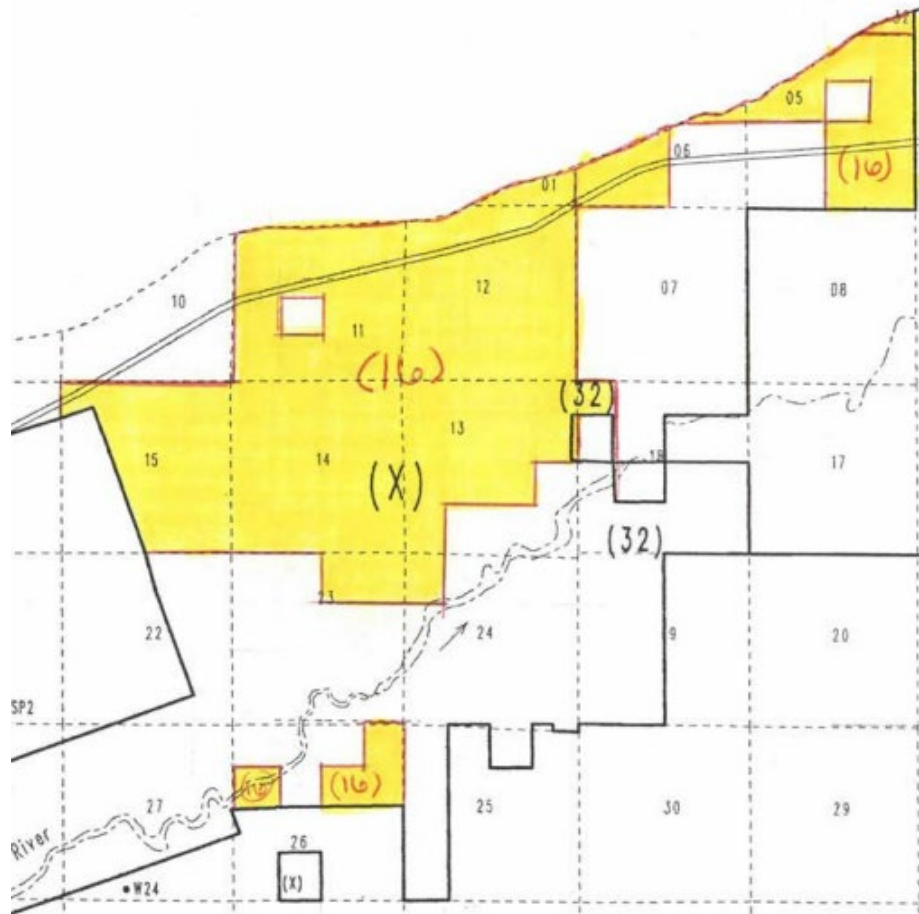
E X P L A N A T I O N

USES AND RESERVOIRS

- SW1 - INSTREAM STOCKWATERING USE FROM THE BABOCOMARI RIVER.
- SW2 - INSTREAM STOCKWATERING USE FROM STATE WASH.

**ATTACHMENT B**

**Map Illustrating Area Investigated in WFR**

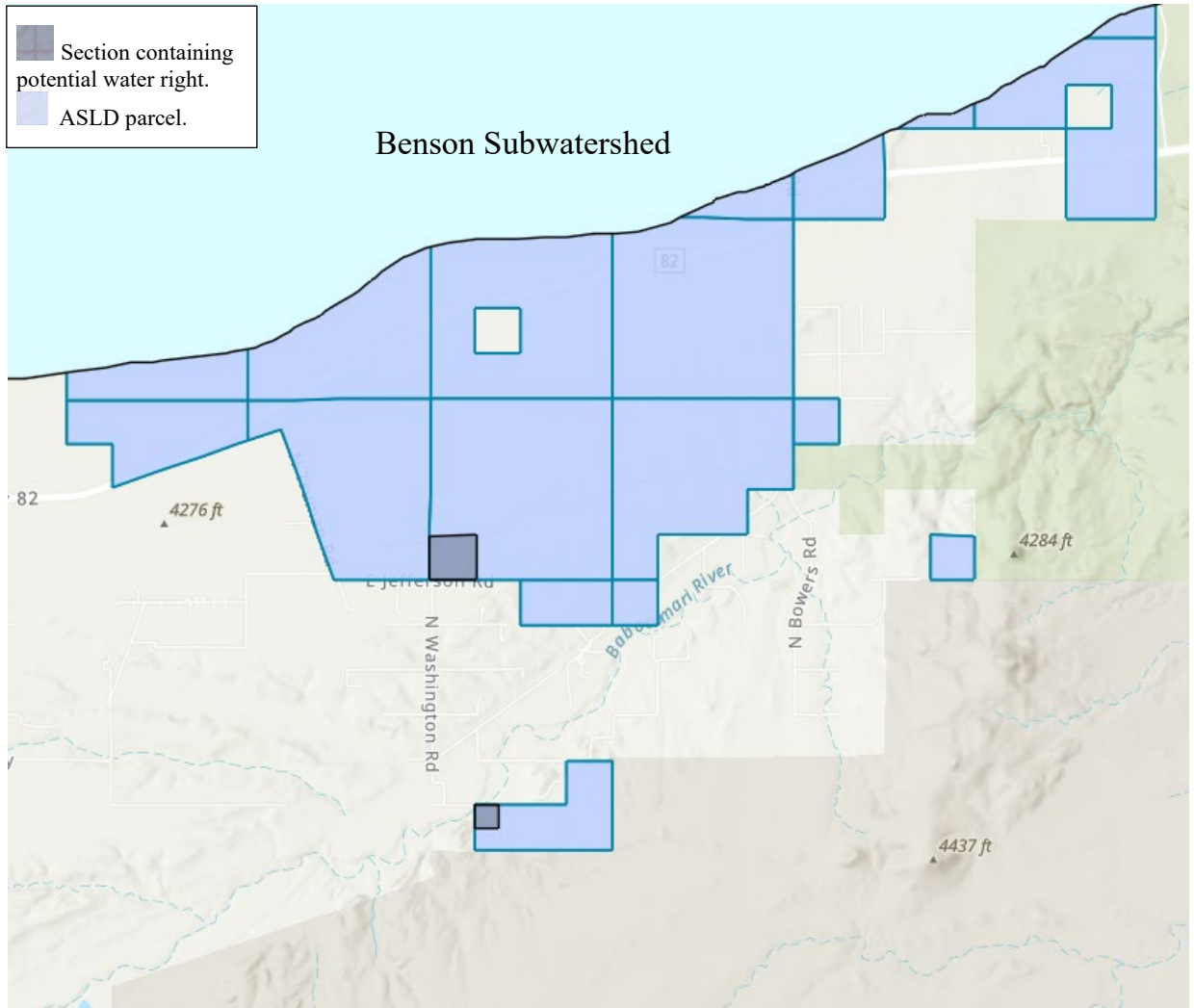


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**ATTACHMENT C**

**Parcel Map**

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**ATTACHMENT D**

**Initial Court-Approved Mailing List**

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