

1 GEORGE A. SCHADE, JR.  
*Special Master*  
2 Arizona General Stream Adjudication  
Arizona State Courts Building, Suite 228  
3 1501 W. Washington Street  
Phoenix, AZ 85007  
4 (602) 542-9600  
State Bar No. 003289  
5

6 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

7 IN AND FOR THE COUNTY OF MARICOPA

8 IN RE THE GENERAL ADJUDICATION  
OF ALL RIGHTS TO USE WATER IN THE  
9 GILA RIVER SYSTEM AND SOURCE

W-1 (Salt)  
W-2 (Verde)  
W-3 (Upper Gila)  
W-4 (San Pedro)  
(Consolidated)

11 **Contested Cases Nos. W1-11-556  
and W1-11-1132**

13 ORDER AND PARTIAL DECREE OF  
STIPULATED WATER RIGHTS IN THE  
SAN PEDRO RIVER WATERSHED FOR  
14 THE CORONADO NATIONAL MEMORIAL

15 This matter came before the Court on the Final Hydrographic Survey Report for the San Pedro  
16 River Watershed (1991) ("San Pedro HSR") and objections to that report; consideration of the San  
17 Pedro HSR and objections were referred to Special Master John E. Thorson and, subsequently, to  
18 Special Master George A. Schade, Jr.; the Special Masters organized and conducted proceedings in  
19 Contested Cases Nos. W1-11-556 and W1-11-1132 involving the water rights of the United States of  
20 America appurtenant to the Coronado National Memorial, a federal reservation of land within the San  
21 Pedro River Watershed administered by the United States Department of the Interior, National Park  
22 Service; certain parties in both contested cases having reached stipulations that were filed on March  
23 19, 1996, and on May 2, 2003, as to the water rights in one stockpond, three springs, and twenty wells,  
24 to be decreed for the Coronado National Memorial; Special Master Thorson having accepted the

1 stipulation filed on March 19, 1996, and Special Master Schade having accepted the stipulation filed  
2 on May 2, 2003; Special Master Schade having filed a report with the Clerk of the Court on May 15,  
3 2003, recommending the approval of both stipulated agreements and abstracts of water rights and  
4 having served the involved parties and all persons listed on the Gila River Adjudication Court-  
5 Approved Mailing List; the Special Master having given claimants in the Gila River Adjudication,  
6 pursuant to A.R.S. § 45-257(A)(2), a period of 180 days, or until November 12, 2003, to file an  
7 objection to the report, and until December 8, 2003, to file responses to the objections; the Bella Vista  
8 Water Company, Inc. and Pueblo Del Sol Water Company (the “Water Companies”) having filed an  
9 objection; the United States having filed a response; and the Court having considered the report and  
10 the objection and being fully advised;

11 THE COURT FINDS that notice of the Special Master’s report was given as required by law  
12 and prior orders of this Court; the period allowed for filing objections to the Special Master’s report  
13 was as required by A.R.S. § 45-257(A)(2); the period for filing objections to the report has passed; and  
14 the stipulated agreements and abstracts of proposed water rights for the United States of America  
15 within the Coronado National Memorial should be approved.

16 THE COURT ADJUDICATES AND DECREES the water rights of the United States of  
17 America for the Coronado National Memorial as set forth in the twenty-four abstracts of water rights  
18 stipulated by the parties and described in Special Master Schade’s report of May 15, 2003.

19 IT IS ORDERED that the twenty-four abstracts of water rights shall be incorporated in the  
20 tabulations or lists of all water rights and their relative priorities on the Gila River system and source  
21 in the form that the Court shall determine, pursuant to A.R.S. § 45-257(B)(2), to be most appropriate.

22 IT IS FURTHER ORDERED that the dismissals of Statements of Claimant Nos. 39-8265, 39-  
23 11130(D), 39-11130(H), and 39-13637 are accepted.

24 IT IS FURTHER ORDERED overruling the objection of the Water Companies.

1 Dated this 9th day of March, 2004.

2  
3 /s/ Eddward P. Ballinger, Jr.  
4 EDDWARD P. BALLINGER, JR.  
5 Judge of the Superior Court

6 A copy of this order is mailed to all parties  
7 appearing on the Court-approved mailing  
8 list for Contested Cases Nos. W1-11-556  
9 and W1-11-1132, dated May 6, 2003, and  
10 the Gila River Adjudication Court-  
11 Approved Mailing List, Nos. W-1, W-2, W-  
12 3, and W-4 (Consolidated), dated October 6,  
13 2003.  
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