

Appendix C

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

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

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This matter came before the Court on the Final Hydrographic Survey Report for the San Pedro River Watershed (1991) (“San Pedro HSR”) and objections to that report; consideration of the San Pedro HSR and objections were referred to Special Master John E. Thorson and, subsequently, to Special Master George A. Schade, Jr.; the Special Masters organized and conducted proceedings in Contested Cases Nos. W1-11-556 and W1-11-1132 involving the water rights of the United States of America appurtenant to the Coronado National Memorial, a federal reservation of land within the San Pedro River Watershed administered by the United States Department of the Interior, National Park Service; the parties in both contested cases having reached stipulations that were filed on March 19, 1996, and on May 2, 2003, as to the water rights in one stockpond, three springs, and twenty wells, to be decreed for the Coronado National Memorial; Special Master Thorson having accepted the stipulation filed on March 19, 1996, and Special Master Schade having accepted the stipulation filed on May 2, 2003; Special Master Schade having filed a report with the Clerk of the Court on May 15, 2003, recommending the approval of both stipulated agreements and abstracts of water rights and having served the involved parties and all persons listed on the Gila River Adjudication Court-Approved Mailing

List; the Special Master having given claimants in the Gila River Adjudication, pursuant to A.R.S. § 45-257(A)(2), a period of 180 days, or until November 12, 2003, to file an objection to the report, and until December 8, 2003, to file responses to the objections; no objections or responses having been filed to the Special Master's report; and the Court having considered the report and being fully advised;

THE COURT FINDS that notice of the Special Master's report was given as required by law and prior orders of this Court; the period allowed for filing objections to the Special Master's report was as required by A.R.S. § 45-257(A)(2); the period for filing objections to the report has passed; no objections were filed; and the stipulated agreements and abstracts of proposed water rights for the United States of America within the Coronado National Memorial should be approved.

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

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

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

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2003.

**D R A F T**

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EDDWARD P. BALLINGER, JR.  
Judge of the Superior Court