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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

W-1, W-2, W-3, W-4 (Consolidated)  
Contested Case No. W1-11-3117  
ORDER TO STAY CASE

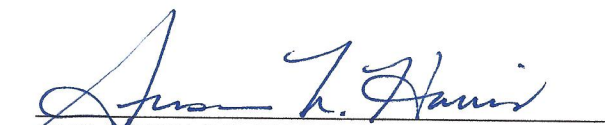
CONTESTED CASE NAME: *In re Cruz C. Hernandez*  
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report  
DESCRIPTIVE SUMMARY: Case stayed.  
NUMBER OF PAGES: 2  
DATE OF FILING: March 31, 2020

The Arizona Department of Water Resources filed a Meeting Report on March 25, 2020. It reports that no parties have offered any historical evidence that there may be a pre-1919 water use on the property owned by Augustine and Martha Avechuco.

The source of water for the claimed water right in this case is a well that ADWR has determined is located in the subflow zone. Thus, an issue arises as to whether the owner of a well who began pumping water after 1919 in the subflow zone but did not take the action

1 necessary to secure an appropriable water right under applicable Arizona law has an existing  
2 appropriative water right. Similar issues are pending in *In re Town of Huachuca*, W1-11-0245  
3 and *In re Whiting Ranches*, W1-11-3397. Arizona Department of Water Resources requested  
4 on behalf of the parties that this case be stayed and no further action taken until the issue or a  
5 substantially similar issue is decided in *In re Town of Huachuca*, W1-11-0245 and *In re Whiting*  
6 *Ranches*, W1-11-3397.

7 For good cause shown, it is ordered that this contested case is stayed and no further action  
8 shall be taken in this case to determine the claims for water rights made by Augustine and Martha  
9 Avechuco until a determination is made *In re Town of Huachuca*, W1-11-0245 and *In re Whiting*  
10 *Ranches*, W1-11-3397 about the action that the owner of a well located in the subflow zone who  
11 begins pumping water after 1919 must take to have a right to appropriable water.

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15 SUSAN WARD HARRIS  
16 Special Master

17 On March 31, 2020, the original of the foregoing was  
18 delivered to the Clerk of the Maricopa County Superior  
19 Court for filing and distributing a copy to all persons  
20 listed on the Court-approved mailing list for this contested  
21 case.  
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