

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. W1-11-3338

ORDER SETTING DATE FOR  
SUGGESTED CORRECTIONS OF  
PROPOSED WATER RIGHTS

CONTESTED CASE NAME: *In re SLD – Magoffin II*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.

DESCRIPTIVE SUMMARY: The Special Master issues abstracts for proposed water rights for stock watering and stockponds analyzed by Watershed File Report No. 115-05-015 and sets a deadline to file suggested corrections.

NUMBER OF PAGES: 23


DATE OF FILING: September 16, 2020

This case involves *de minimis* claims for water rights analyzed by Watershed File Report 115-05-015 included in the final hydrographic survey report for the San Pedro

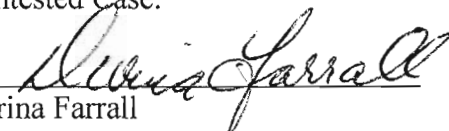
1 Watershed (“San Pedro HSR”) filed on November 20, 1991. In 1994, the Special Master issued  
2 a Memorandum Decision, Findings of Fact, and Conclusions of Law for Group 1 Cases  
3 involving Stockwatering, Stockponds, and Domestic Uses, dated November 14, 1994, amended  
4 February 23, 1995, approved and modified September 27, 2002 (“Decision”). The Decision  
5 established the procedures for adjudicating *de minimis* water rights for claims in the San Pedro  
6 watershed.  
7

8 After the proposed water right abstracts have been prepared, “the litigants will be  
9 provided an opportunity to suggest the correction of mistakes in the proposed abstracts.”  
10 Decision, p. 47. This proceeding is not a forum in which to relitigate the Decision, which was  
11 the subject of years of briefing and has now been affirmed for almost 18 years. Once the  
12 clerical corrections have been completed, the abstracts will be included in a catalog of proposed  
13 water rights where they will be subject to very limited set of objections and, ultimately in a final  
14 decree. As required by the Decision, proposed water right abstracts have been prepared for the  
15 *de minimis* water rights analyzed by Watershed File Report no. 115-05-015 that are attached as  
16 Appendix A.  
17

18 **IT IS ORDERED** that any suggested corrections to the proposed abstracts shall be filed  
19 on or before November 16, 2020.  
20

21   
22 Susan Ward Harris  
23 Special Master

24 The original of the foregoing was delivered to the Clerk  
25 of the Maricopa County Superior Court on September  
26 16, 2020, for filing and distributing a copy to all persons  
27 listed on the Court approved mailing list for this  
28 Contested Case.

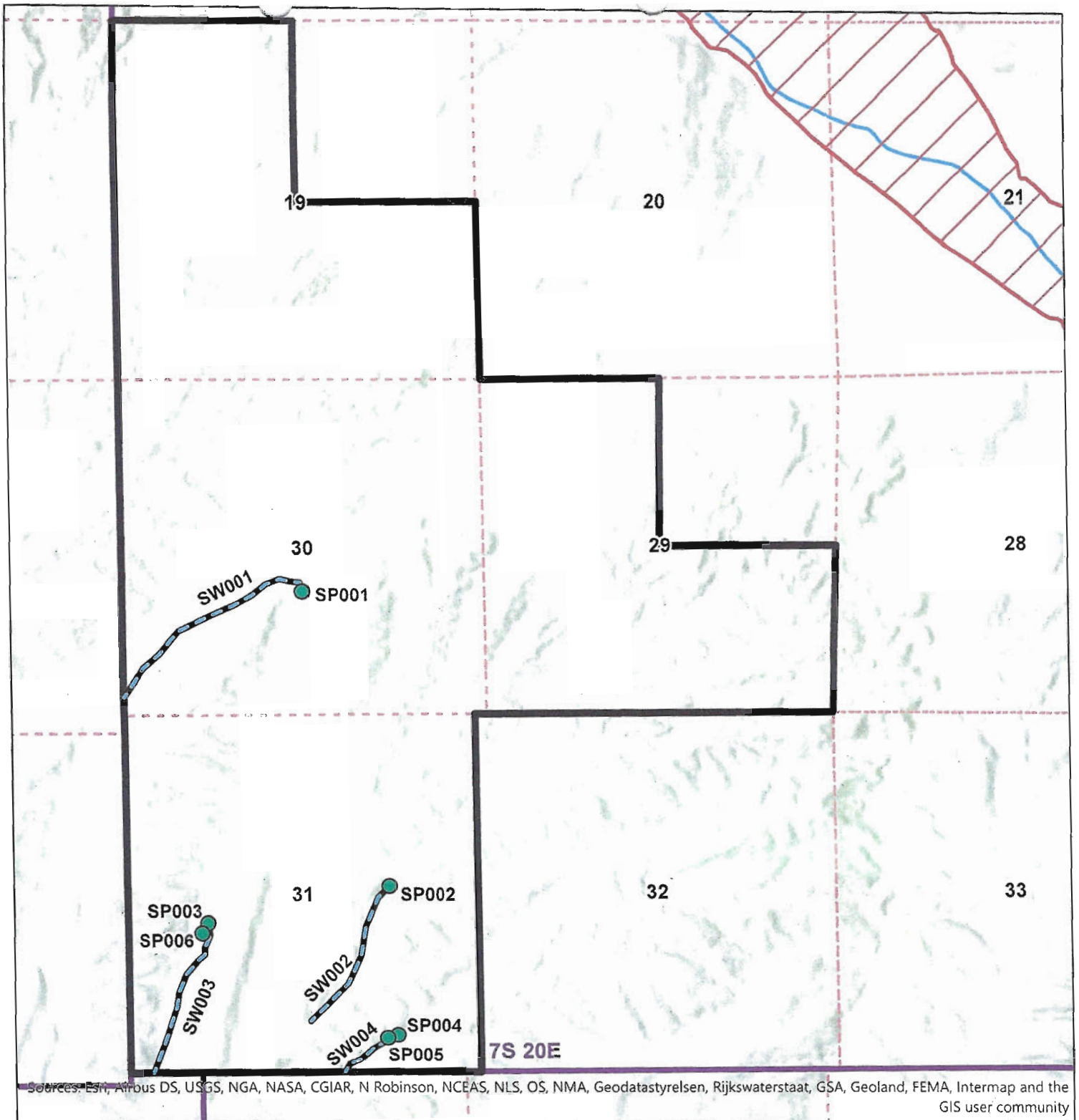
27   
28 Durina Farrall

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


# APPENDIX A

**Proposed Abstract of Water Right  
San Pedro Watershed**

Attribute	Proposed Abstract of Water Right
<b>1. Proposed Water Right No.:</b>	115-05-015-SP001
<b>2. Owner of Water Right:</b>	Magoffin Family Trust
<b>3. Landowner:</b>	State of Arizona – Arizona State Land Department
<b>4. Statement of Claimant No.(s):</b>	39-12022 39-13902
<b>5. Statement of Claimant Name(s):</b>	Arizona State Land Department Magoffin Family Trust
<b>6. Lessee or Permittee:</b>	Magoffin Family Trust
<b>7. Basis of Right:</b>	Certificate of Water Right 3579
<b>8. Beneficial Use:</b>	Stock watering from a stockpond
<b>9. Priority Date:</b>	12/30/1965
<b>10. Quantity:</b>	Not to exceed ( $\leq$ ) 4 acre feet annually with continuous fill
<b>11. Place of Use:</b>	SENE SW 30 070S R20E See attached map
<b>12. Point of Diversion:</b>	SENE SW 30 070S R20E
<b>13. Source of Water:</b>	Left Branch Long Hollow Wash
<b>14. Name of Facility:</b>	Long Hollow Reservoir #1



***In re SLD - Magoffin II***  
 Contested Case W1-11-3338  
 Watershed File Report  
 115-05-015  
**T07S R20E**




**ADWR August 2020**



**Legend**

- SP - Stockpond
- Aravaipa Creek
- SW - Streamside use
- WFR Boundary
- Subflow Zone
- Section
- Township
- Private Land

0 0.25 0.5 Miles

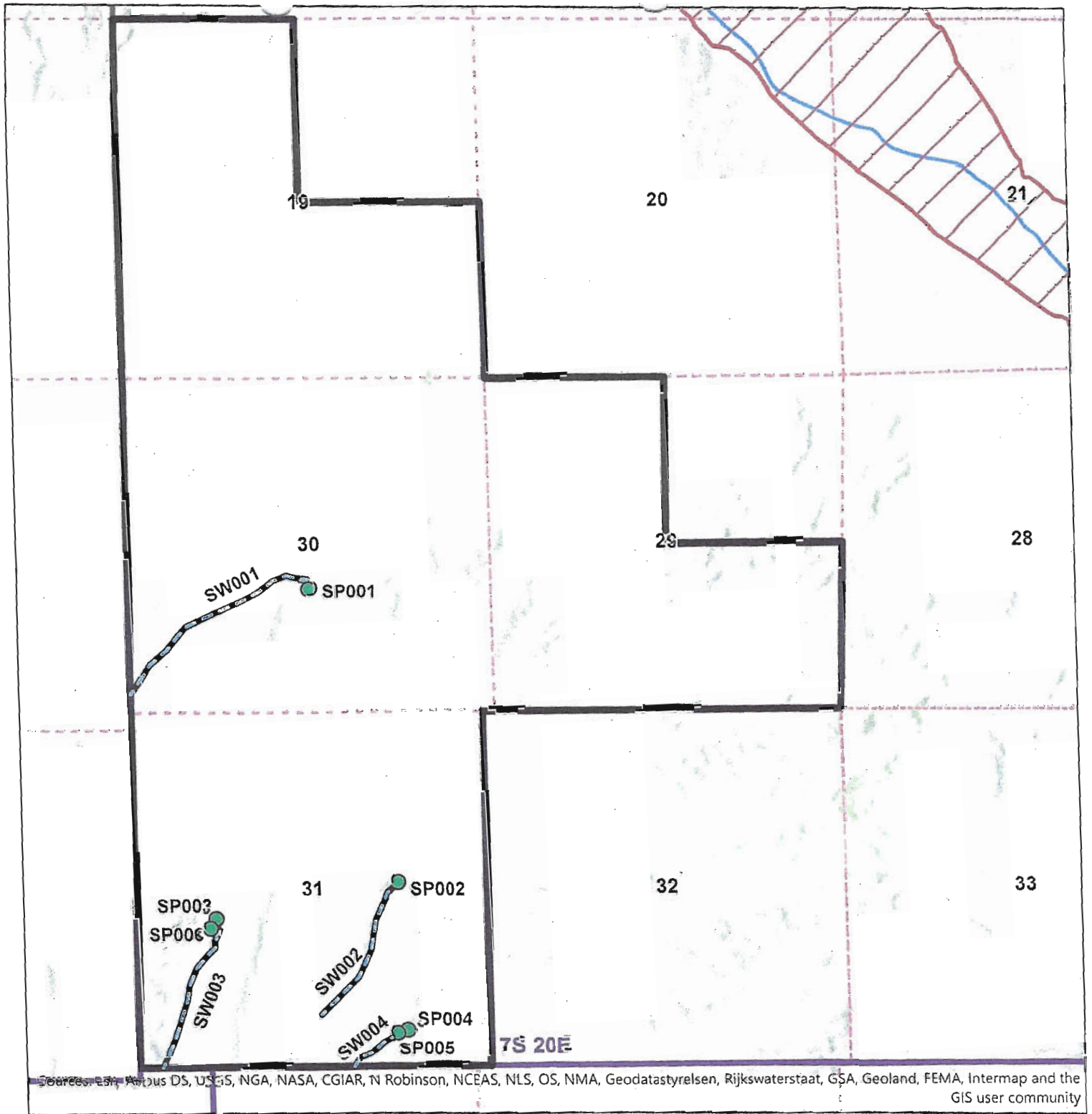


Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department.

**Proposed Abstract of Water Right  
San Pedro Watershed**

Attribute	Proposed Abstract of Water Right
<b>1. Proposed Water Right No.:</b>	115-05-015-SP002
<b>2. Owner of Water Right:</b>	State of Arizona – Arizona State Land Department
<b>3. Landowner:</b>	Arizona State Land Department
<b>4. Statement of Claimant No.(s):</b>	39-11216
<b>5. Statement of Claimant Name(s):</b>	Arizona State Land Department
<b>6. Lessee or Permittee:</b>	Magoffin Family Trust
<b>7. Basis of Right:</b>	38-0022891
<b>8. Beneficial Use:</b>	Stock watering from a stockpond
<b>9. Priority Date:</b>	12/31/1960
<b>10. Quantity:</b>	Not to exceed ( $\leq$ ) 4 acre feet annually with continuous fill
<b>11. Place of Use:</b>	SESWNE 31 070S R20E See attached map
<b>12. Point of Diversion:</b>	SENE 31 070S R20E
<b>13. Source of Water:</b>	Game Draw
<b>14. Name of Facility:</b>	Game Water Tank





*In re SLD - Magoffin II*  
 Contested Case W1-11-3338  
 Watershed File Report  
 115-05-015  
 T07S R20E



ADWR August 2020



**Legend**

- SP - Stockpond
- SW - Streamside use
- ▬ WFR Boundary
- ▨ Subflow Zone
- Aravaipa Creek
- ▬ Township
- ▨ Section
- ▨ Private Land

0 0.25 0.5 Miles

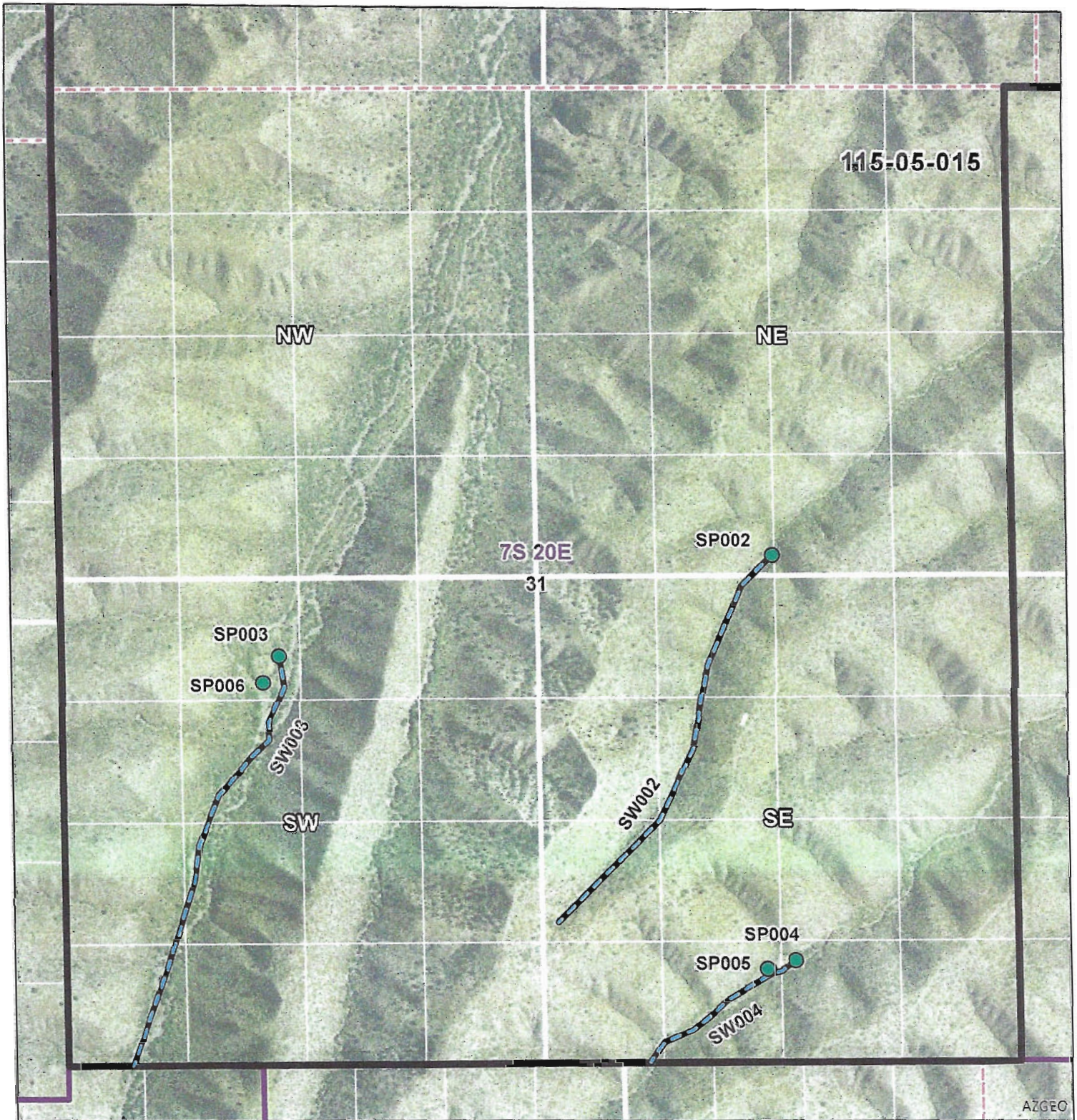
N

Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department.

**Proposed Abstract of Water Right  
San Pedro Watershed**

Attribute	Proposed Abstract of Water Right
<b>15. Proposed Water Right No.:</b>	115-05-015-SP003
<b>16. Owner of Water Right:</b>	State of Arizona – Arizona State Land Department
<b>17. Landowner:</b>	State of Arizona – Arizona State Land Department
<b>18. Statement of Claimant No.(s):</b>	39-11213
<b>19. Statement of Claimant Name(s):</b>	Arizona State Land Department
<b>20. Lessee or Permittee:</b>	Magoffin Family Trust
<b>21. Basis of Right:</b>	3R-002389 38-0022870 38-0027569
<b>22. Beneficial Use:</b>	Stock watering from a stockpond
<b>23. Priority Date:</b>	12/31/1964
<b>24. Quantity:</b>	Not to exceed ( $\leq$ ) 4 acre feet annually with continuous fill
<b>25. Place of Use:</b>	NWSW 31 070S R20E See attached map
<b>26. Point of Diversion:</b>	NWSW 31 070S R20E
<b>27. Source of Water:</b>	Aravaipa Creek
<b>28. Name of Facility:</b>	Long Hollow Tank #2





AZGEO

*In re SLD - Magoffin II*  
 Contested Case W1-11-3338  
 Watershed File Report  
 115-05-015  
 Section 31 T07S R20E

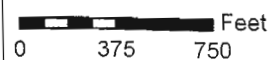


ADWR August 2020



**Legend**

- SP - Stockpond
- Section
- SW - Streamside use
- WFR Boundary
- Township
- QQQ
- Q

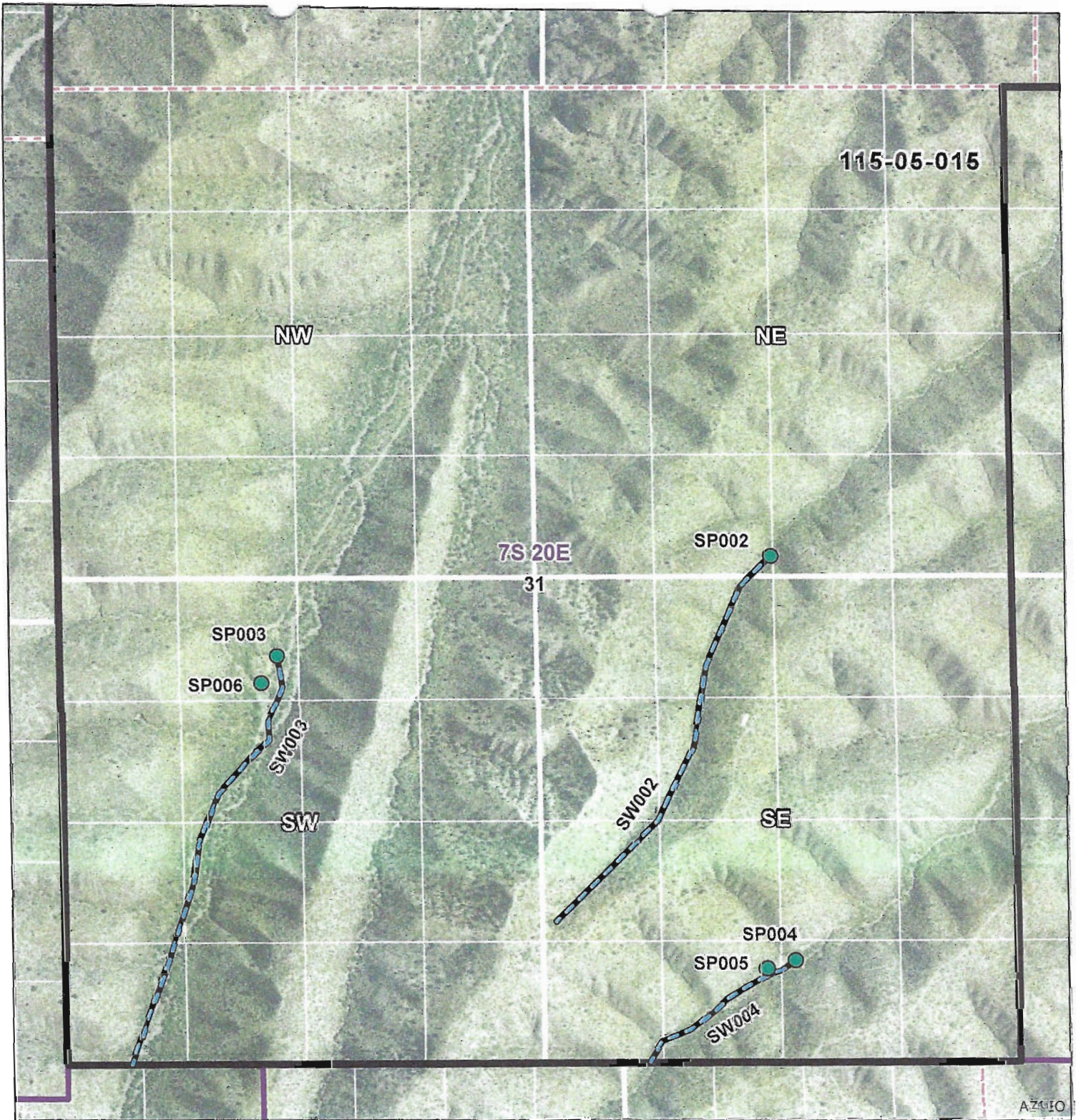




**Proposed Abstract of Water Right  
San Pedro Watershed**

Attribute	Proposed Abstract of Water Right
<b>1. Proposed Water Right No.:</b>	115-05-015-SP004
<b>2. Owner of Water Right:</b>	State of Arizona – Arizona State Land Department
<b>3. Landowner:</b>	State of Arizona – Arizona State Land Department
<b>4. Statement of Claimant No.(s):</b>	39-0011214
<b>5. Statement of Claimant Name(s):</b>	Arizona State Land Department
<b>6. Lessee or Permittee:</b>	Magoffin Family Trust
<b>7. Basis of Right:</b>	38-0027567 38-0094759
<b>8. Beneficial Use:</b>	Stock watering from a stockpond
<b>9. Priority Date:</b>	12/31/1960
<b>10. Quantity:</b>	Not to exceed ( $\leq$ ) 4 acre feet annually with continuous fill
<b>11. Place of Use:</b>	SWSESE 31 070S R20E See attached map
<b>12. Point of Diversion:</b>	SWSESE 31 070S R20E
<b>13. Source of Water:</b>	First Canyon Trail
<b>14. Name of Facility:</b>	First Trail #1 Lower tank





**In re SLD - Magoffin II**  
 Contested Case W1-11-3338  
 Watershed File Report  
 115-05-015

**Section 31 T07S R20E**

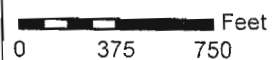


**ADWR August 2020**



**Legend**

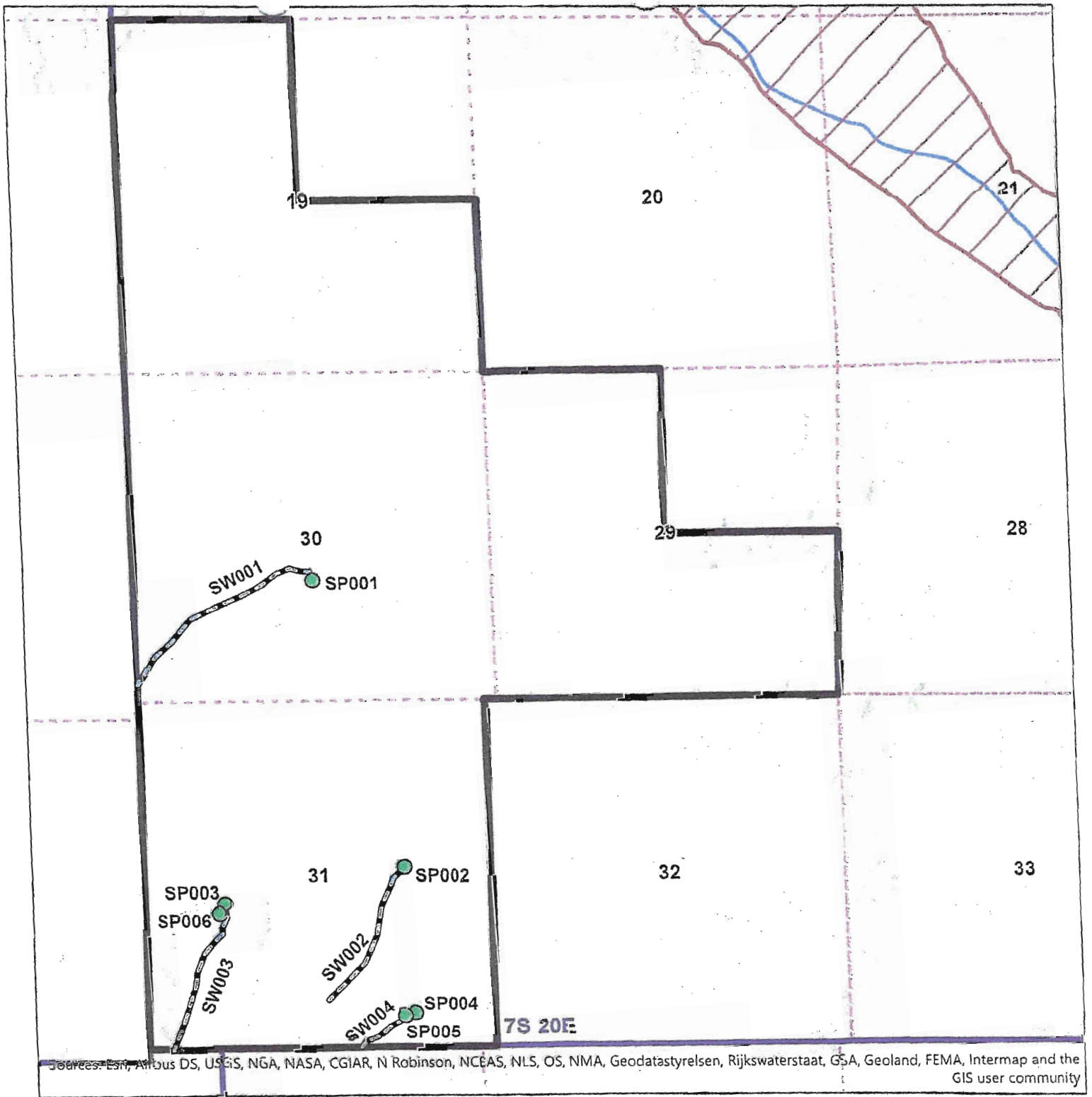
- SP - Stockpond
- Section
- SW - Streamside use
- WFR Boundary
- Township
- QQQ
- Q






**Proposed Abstract of Water Right  
San Pedro Watershed**

Attribute	Proposed Abstract of Water Right
<b>1. Proposed Water Right No.:</b>	115-05-015-SP005
<b>2. Owner of Water Right:</b>	State of Arizona – Arizona State Land Department
<b>3. Landowner:</b>	State of Arizona – Arizona State Land Department
<b>4. Statement of Claimant No.(s):</b>	39-13903
<b>5. Statement of Claimant Name(s):</b>	Arizona State Land Department
<b>6. Lessee or Permittee:</b>	Magoffin Family Trust
<b>7. Basis of Right:</b>	38-0094518
<b>8. Beneficial Use:</b>	Stock watering from a stockpond
<b>9. Priority Date:</b>	12/31/1960
<b>10. Quantity:</b>	Not to exceed ( $\leq$ ) 4 acre feet annually with continuous fill
<b>11. Place of Use:</b>	SESWSE 31 070S R20E See attached map
<b>12. Point of Diversion:</b>	SESWSE 31 070S R20E
<b>13. Source of Water:</b>	First Trail Canyon
<b>14. Facility</b>	First Trail #2 Upper Tank



***In re SLD - Magoffin II***  
 Contested Case W1-11-3338  
 Watershed File Report  
 115-05-015  
 T07S R20E




**ADWR August 2020**



**Legend**

- SP - Stockpond
- Aravaipa Creek
- SW - Streamside use
- WFR Boundary
- Subflow Zone
- Township
- Section
- Private Land

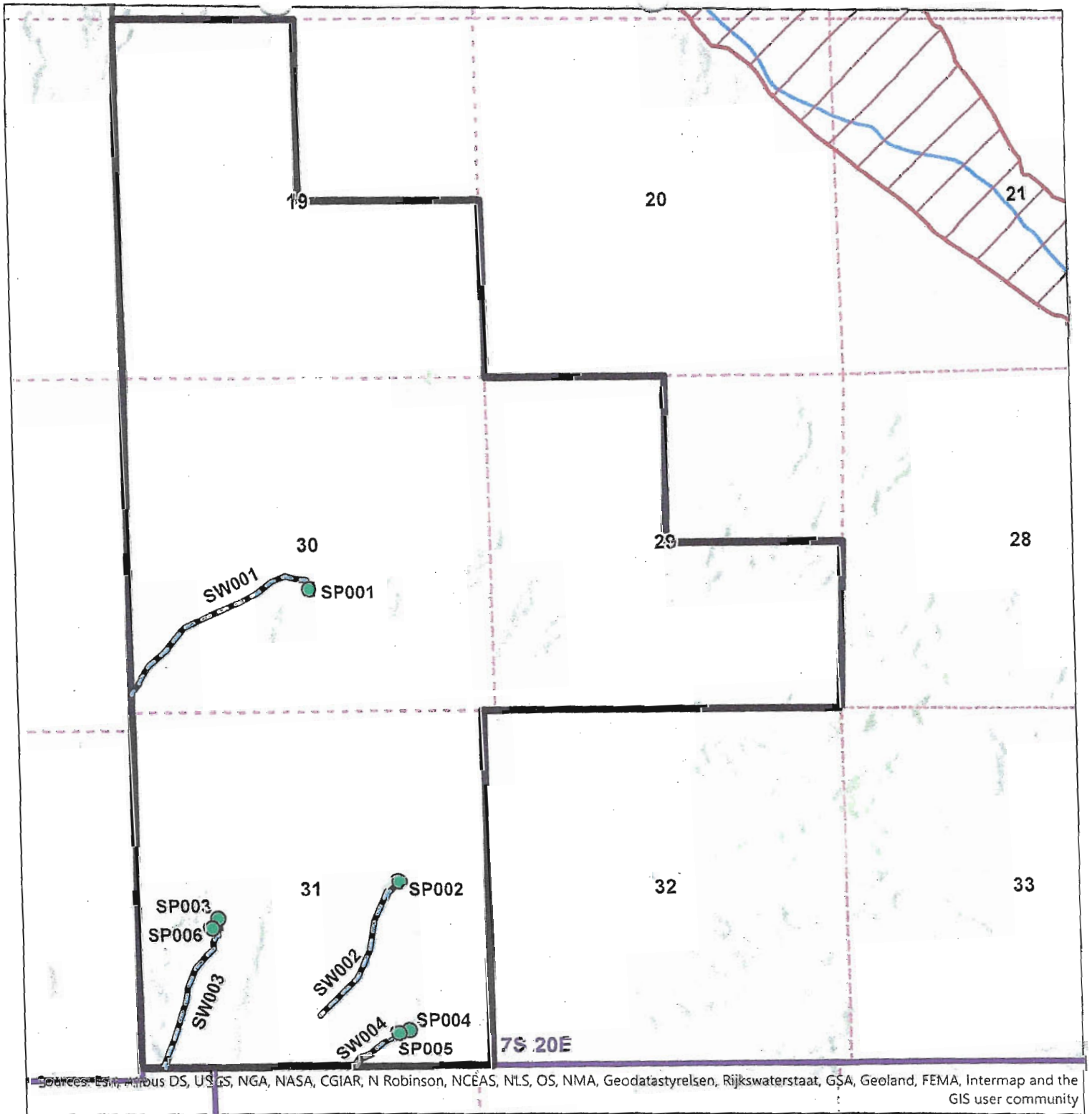
0 0.25 0.5 Miles



Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department.

**Proposed Abstract of Water Right  
San Pedro Watershed**

Attribute	Proposed Abstract of Water Right
<b>1. Proposed Water Right No.:</b>	115-05-015-SP006
<b>2. Owner of Water Right:</b>	State of Arizona – Arizona State Land Department
<b>3. Landowner:</b>	State of Arizona – Arizona State Land Department
<b>4. Statement of Claimant No.(s):</b>	39-0011215
<b>5. Statement of Claimant Name(s):</b>	Arizona State Land Department
<b>6. Lessee or Permittee:</b>	Magoffin Family Trust
<b>7. Basis of Right:</b>	38-0094517
<b>8. Beneficial Use:</b>	Stock watering from a stockpond
<b>9. Priority Date:</b>	11/01/1942
<b>10. Quantity:</b>	Not to exceed ( $\leq$ ) 4 acre feet annually with continuous fill
<b>11. Place of Use:</b>	NENWSW 31 070S R20E See attached map
<b>12. Point of Diversion:</b>	NENWSW 31 070S R20E
<b>13. Source of Water:</b>	Left Fork Long Hollow
<b>14. Name of Facility:</b>	Long Hollow #2A Tank



Sources: Esri, Airbus DS, USGS, NGA, NASA, CGIAR, N Robinson, NCEAS, NLS, OS, NMA, Geodatastyrelsen, Rijkswaterstaat, GSA, Geoland, FEMA, Intermap and the GIS user community

***In re SLD - Magoffin II***  
 Contested Case W1-11-3338  
 Watershed File Report  
 115-05-015  
**T07S R20E**




**ADWR August 2020**



**Legend**

- SP - Stockpond
- Aravaipa Creek
- SW - Streamside use
- Township
- WFR Boundary
- Subflow Zone
- Section
- Private Land

0 0.25 0.5 Miles



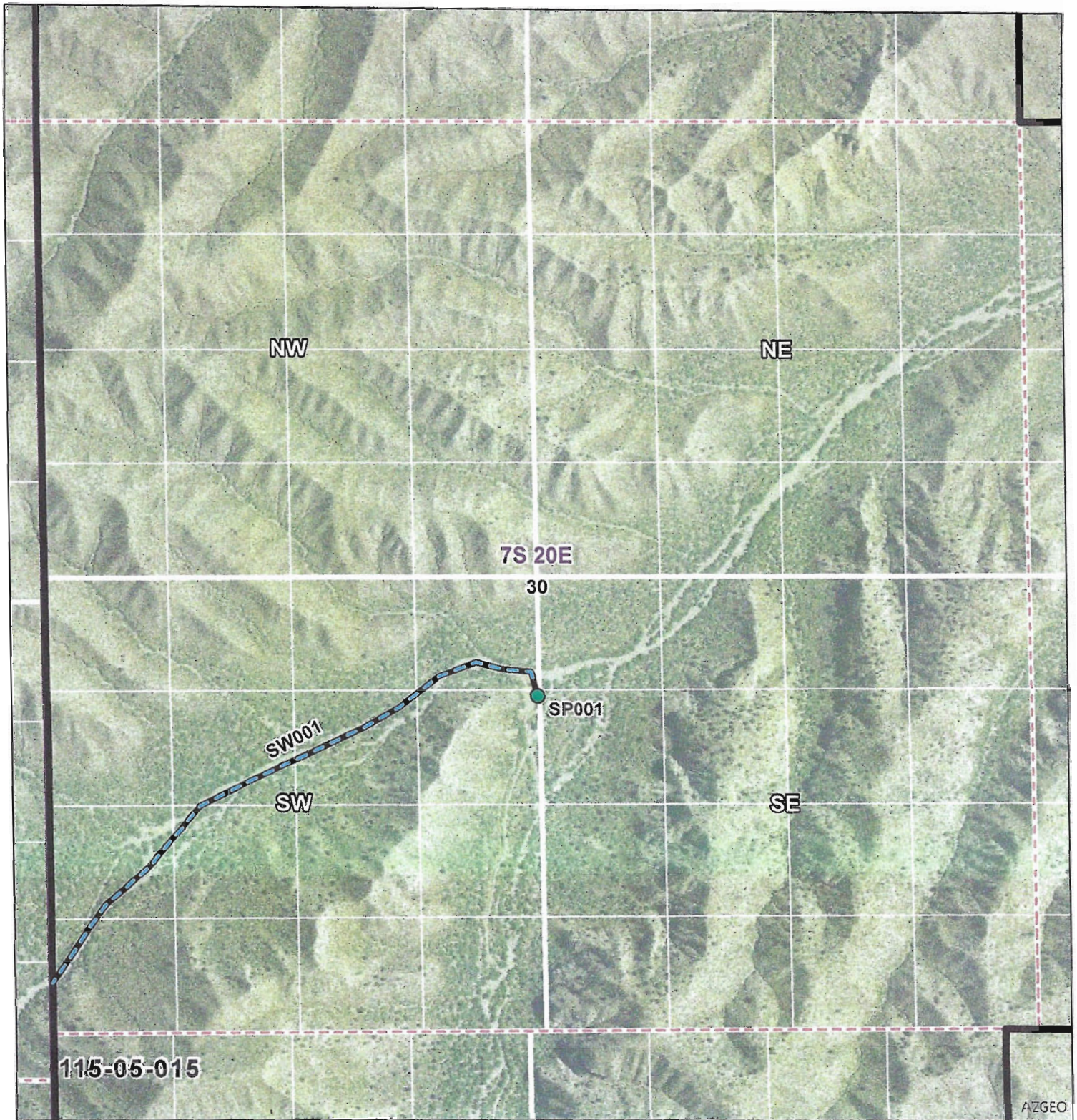
Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department.



**Proposed Abstract of Water Right  
San Pedro Watershed**

Attribute	Proposed Abstract of Water Right
<b>1. Proposed Water Right No.:</b>	115-05-015-SW001
<b>2. Owner of Water Right:</b>	State of Arizona – Arizona State Land Department
<b>3. Landowner:</b>	State of Arizona – Arizona State Land Department
<b>4. Statement of Claimant No.(s):</b>	39-13902
<b>5. Statement of Claimant Name(s):</b>	Arizona State Land Department
<b>6. Lessee:</b>	Magoffin Family Trust
<b>7. Basis of Right:</b>	36-0100045
<b>8. Beneficial Use:</b>	Stock watering and wildlife
<b>9. Priority Date:</b>	12/31/1884
<b>10. Quantity:</b>	Reasonable Use
<b>11. Place of Use:</b>	SW 30 070S R20E See attached map
<b>12. Point of Diversion:</b>	SW 30 070S R20E
<b>13. Source of Water:</b>	Left Branch Long Hollow





*In re SLD - Magoffin II*  
 Contested Case W1-11-3338  
 Watershed File Report  
 115-05-015

Section 30 T07S R20E

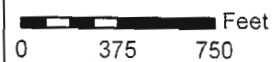


ADWR August 2020



**Legend**

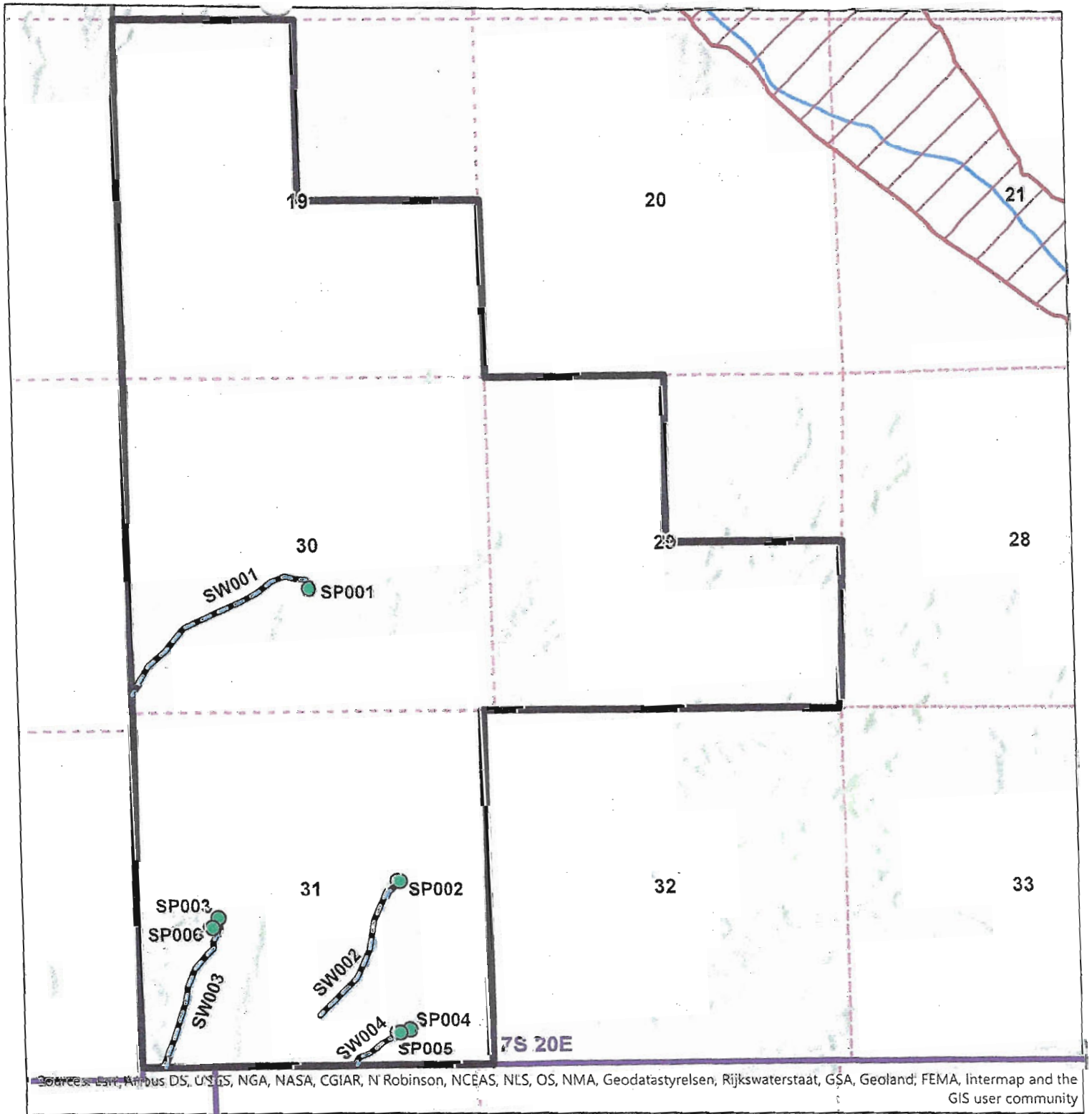
- SP - Stockpond
- SW - Streamside use
- WFR Boundary
- Section
- QQQ
- Q





**Proposed Abstract of Water Right  
San Pedro Watershed**

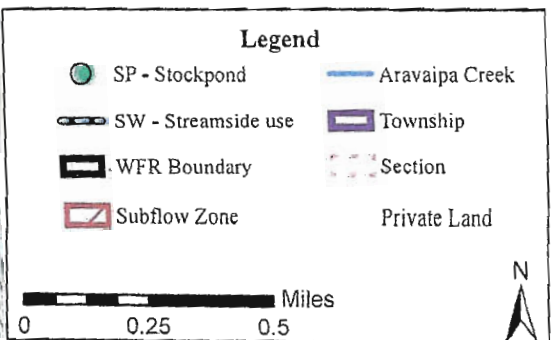
<b>Attribute</b>	<b>Proposed Abstract of Water Right</b>
<b>1. Proposed Water Right No.:</b>	115-05-015-SW002
<b>2. Owner of Water Right:</b>	State of Arizona – Arizona State Land Department
<b>3. Landowner:</b>	State of Arizona – Arizona State Land Department
<b>4. Statement of Claimant No.(s):</b>	39-11216
<b>5. Statement of Claimant Name(s):</b>	Arizona State Land Department
<b>6. Lessee or Permittee:</b>	Magoffin Family Trust
<b>7. Basis of Right:</b>	36-0100050
<b>8. Beneficial Use:</b>	Stock watering and wildlife
<b>9. Priority Date:</b>	12/31/1884
<b>10. Quantity:</b>	Reasonable Use
<b>11. Place of Use:</b>	NWSWSE 31 070S R20E See attached map
<b>12. Point of Diversion:</b>	SENE 31 070S R20E
<b>13. Source of Water:</b>	Game Draw



***In re SLD - Magoffin II***  
 Contested Case W1-11-3338  
 Watershed File Report  
 115-05-015  
**T07S R20E**



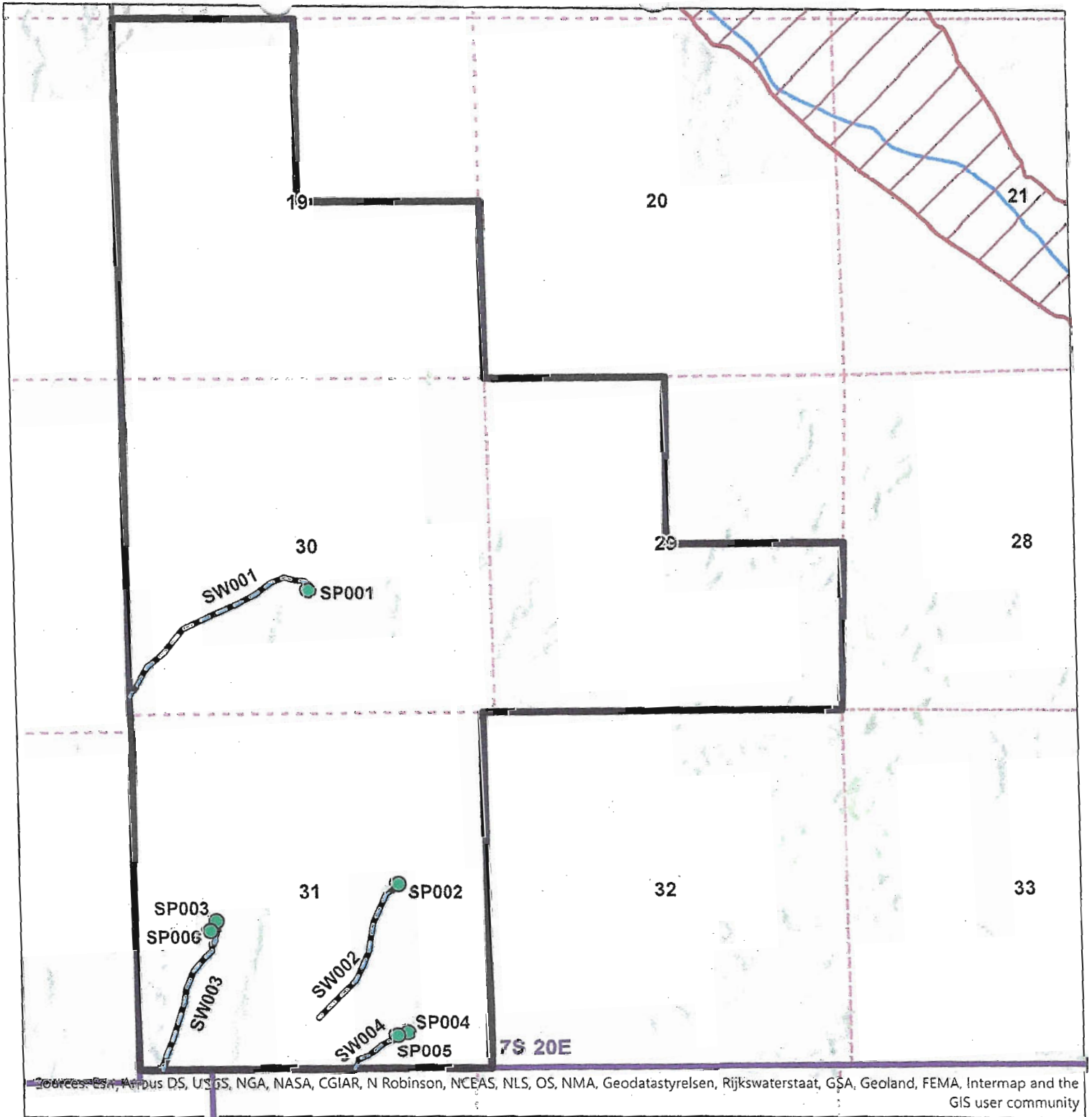
**ADWR August 2020**




Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department.

**Proposed Abstract of Water Right  
San Pedro Watershed**

Attribute	Proposed Abstract of Water Right
<b>1. Proposed Water Right No.:</b>	115-05-015-SW003
<b>2. Owner of Water Right:</b>	State of Arizona – Arizona State Land Department
<b>3. Landowner:</b>	State of Arizona – Arizona State Land Department
<b>4. Statement of Claimant No.(s):</b>	39-11213 39-11215
<b>5. Statement of Claimant Name(s):</b>	Arizona State Land Department
<b>6. Lessee or Permittee:</b>	Magoffin Family Trust
<b>7. Basis of Right:</b>	36-0100046 36-0100047
<b>8. Beneficial Use:</b>	Stock watering and wildlife
<b>9. Priority Date:</b>	12/31/1884
<b>10. Quantity:</b>	Reasonable Use
<b>11. Place of Use:</b>	SWSWSW 31 070S R20E See attached map
<b>12. Point of Diversion:</b>	NWSW 31 070S R20E
<b>13. Source of Water:</b>	Left Branch Long Hollow



***In re SLD - Magoffin II***  
 Contested Case W1-11-3338  
 Watershed File Report  
 115-05-015  
**T07S R20E**




**ADWR August 2020**



**Legend**

- SP - Stockpond
- Aravaipa Creek
- SW - Streamside use
- WFR Boundary
- Subflow Zone
- Township
- Section
- Private Land

0 0.25 0.5 Miles

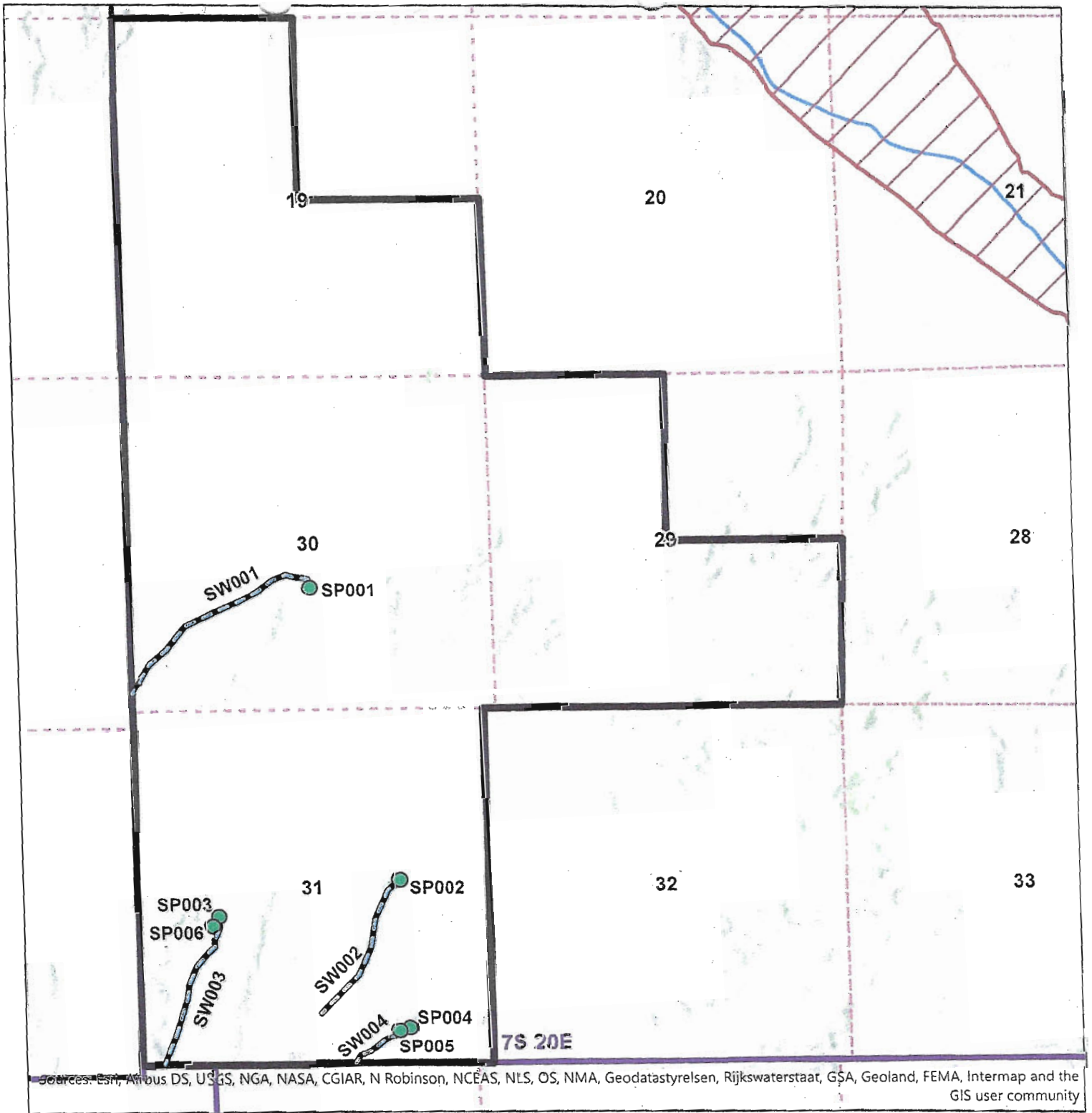


Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department.


**Proposed Abstract of Water Right  
San Pedro Watershed**

Attribute	Proposed Abstract of Water Right
<b>1. Proposed Water Right No.:</b>	115-05-015-SW004
<b>2. Owner of Water Right:</b>	State of Arizona – Arizona State Land Department
<b>3. Landowner:</b>	State of Arizona – Arizona State Land Department
<b>4. Statement of Claimant No.(s):</b>	39-11215 39-13903
<b>5. Statement of Claimant Name(s):</b>	Arizona State Land Department
<b>6. Lessee or Permittee:</b>	Magoffin Family Trust
<b>7. Basis of Right:</b>	36-0100046 36-0100047
<b>8. Beneficial Use:</b>	Stock watering and wildlife
<b>9. Priority Date:</b>	12/31/1884
<b>10. Quantity:</b>	Reasonable Use
<b>11. Place of Use:</b>	SWSESW 31 070S R20E See attached map
<b>12. Point of Diversion:</b>	SWSE 31 070S R20E
<b>13. Source of Water:</b>	First Trial Canyon

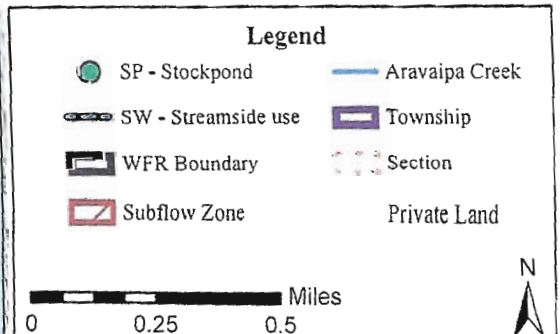




*In re SLD - Magoffin II*  
 Contested Case W1-11-3338  
 Watershed File Report  
 115-05-015  
**T07S R20E**



**ADWR August 2020**



Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department.