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

Contested Case No. W1-11-3367

**ORDER SETTING DATE FOR  
SUGGESTED CORRECTIONS  
OF PROPOSED WATER  
RIGHT**

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

**HSR INVOLVED:** San Pedro River Watershed Hydrographic Survey Report.

**DESCRIPTIVE SUMMARY:** One abstract issued for a proposed water right for stock watering analyzed by Watershed File Report No. 115-05-048 and deadline set to file suggested corrections.

**NUMBER OF PAGES:** 4

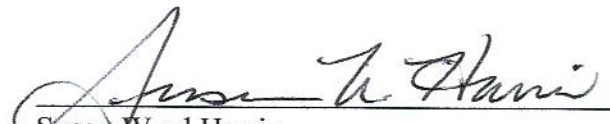
**DATE OF FILING:** June 24, 2021

This case involves a *de minimis* claim for a water right analyzed by Watershed File Report 115-05-048 included in the final hydrographic survey report for the San Pedro Watershed ("San Pedro HSR") filed on November 20, 1991. In 1994, the Special Master issued

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

6 After a proposed water right abstract has been prepared, “the litigants will be provided  
7 an opportunity to suggest the correction of mistakes in the proposed abstract.” Decision, p. 47.  
8 Once any clerical corrections have been completed, the abstract will be included in a catalog of  
9 proposed water rights where it will be subject to very limited set of objections and, ultimately in  
10 a final decree. As required by the Decision, a proposed water right abstract has been prepared  
11 for a *de minimis* water right analyzed by Watershed File Report No. 115-05-048 that is attached  
12 as Appendix A.

13 **IT IS ORDERED** that any suggested corrections to the proposed abstract shall be filed  
14 on or before **August 23, 2021**.

15   
16 Susan Ward Harris  
17 Special Master

18  
19 The original of the foregoing was delivered to the Clerk  
20 of the Maricopa County Superior Court on June 24,  
21 2021, for filing and distributing a copy to all persons  
22 listed on the Court approved mailing list for this  
23 Contested Case.  
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# APPENDIX A

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

Attribute	Proposed Abstract of Water Right
1. Proposed Water Right No.:	115-05-048-SW001
2. Owner of Water Right:	Leroy and Brenda Zachek as trustees of the Zachek Family Trust
3. Landowner:	Leroy and Brenda Zachek as trustees of the Zachek Family Trust
4. Statement of Claimant No.:	39-18096
5. Statement of Claimant Names:	Leroy and Brenda Zachek as trustees of the Zachek Family Trust
6. Lessee or Permittee:	N/A
7. Basis of Right:	36-71345
8. Beneficial Use:	Stock and wildlife watering
9. Priority Date:	December 31, 1910
10. Quantity:	Reasonable Use
11. Place of Use:	SWNWSE section 27 T07S R20E of the Gila and Salt River Baseline and Meridian, Graham County, AZ
12. Point of Diversion:	SWNWSE section 27 T07S R20E of the Gila and Salt River Baseline and Meridian, Graham County, AZ
13. Source of Water:	Surface Water: Aravaipa Creek, stockwatering use from Lower Rattlesnake Spring