

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, W-2, W-3, W-4
(Consolidated)

Contested Case No. W1-11-3407

ORDER TO INITIATE CONTESTED CASE

AND

ORDER FOR ADWR REVIEW OF ABSTRACTS
FOR *DE MINIMIS* WATER RIGHTS

AND

ORDER FOR JOINT REPORT FROM ARIZONA
STATE LAND DEPARTMENT AND LESSEES

CONTESTED CASE NAME: *In re SLD – Magoffin III*
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report
DESCRIPTIVE SUMMARY: Contested case W1-11-3407 initiated and abstracts based on the information included in the San Pedro HSR prepared for ADWR review to be filed by **April 24, 2020** and joint report to be filed by Claimants by **May 22, 2020**.
NUMBER OF PAGES: 35
DATE OF FILING: March 12, 2020

1 This Order initiates a contested case to consider the claims for water rights and resolve
2 objections to Watershed File Report 115-06-005 ("WFR") published in the Final San Pedro River
3 Watershed Hydrographic Survey Report (1991). The WFR identified potential water rights for
4 stockponds and stock watering use on land described below to the nearest quarter section as:

Quarter	Section	Township	Range
NW	11	7S	20E
NE, SW	12	7S	20E
SE	14	7S	20E
NW	23	7S	20E
South Half	24	7S	20E
NE	7	7S	21E
NW	9	7S	21E
NE	17	7S	21E
SE	18	7S	21E
NW	19	7S	21E
NE	20	7S	21E

23
24 A copy of the watershed file report is attached as Attachment A. A copy of the map
25 prepared for the WFR on which the relevant land is labelled as "(5)" is attached as Attachment
26 B.

27
28

1 **Claimants & Landowner**

2 The WFR identified Statements of Claimant 39-2141, 39-2144, 39-2147, 39-2154, 39-
3 2157, 39-2158, 39-2159, 39-2160, 39-2163, 39-2166, 39-6983, 39-6984, 39-6985, 39-6986, 39-
4 6987, 39-6988, 39-6989, 39-6990, 39-11212, 39-13176, 39-13177, 39-13178, 39-13179, 39-
5 13900, 39-13901, 39-13945, and 39-13946 (“SOCs”) as the relevant filings for the potential
6 water rights filed by the following claimants:
7

8

Statement of Claimant	Claimant	Assignee of Statement of Claimant
9 39-2141*	Whiting Ranches	Withrow Ranch, Inc./Kaibab Industries, Inc.
10 39-2144	Whiting Ranches	Withrow Ranch, Inc.
11 39-2147*	Whiting Ranches	Withrow Ranch, Inc.
12 39-2154	Whiting Ranches	Withrow Ranch, Inc./Kaibab Industries, Inc.
13 39-2157	Whiting Ranches	Withrow Ranch, Inc./Kaibab Industries, Inc.
14 39-2158*	Whiting Ranches	Withrow Ranch, Inc./Kaibab Industries, Inc.
15 39-2159*	Whiting Ranches	Withrow Ranch, Inc./Kaibab Industries, Inc.
16 39-2160*	Whiting Ranches	Withrow Ranch, Inc./Kaibab Industries, Inc.
17 39-2163*	Whiting Ranches	Withrow Ranch, Inc./Kaibab Industries, Inc.
18 39-2166*	Whiting Ranches	Withrow Ranch, Inc./Kaibab Industries, Inc.
19 39-6983	Arizona State Land Department	
20 39-6984	Arizona State Land Department	
21 39-6985	Arizona State Land Department	
22 39-6986	Arizona State Land Department	
23 39-6987	Arizona State Land Department	
24 39-6988	Arizona State Land Department	
25 39-6989	Arizona State Land Department	

26
27
28

39-6990	Arizona State Land Department	
39-11212	U.S.D.I. Bureau of Land Management	
39-13176	Arizona State Land Department	
39-13177	Arizona State Land Department	
39-13178	Arizona State Land Department	
39-13179	Arizona State Land Department	
39-13900	Arizona State Land Department	
39-13901	Arizona State Land Department	
39-13945	Arizona State Land Department	
39-13946	Arizona State Land Department	

*Assignment filed January 25, 1990 signed by representatives of Whiting Ranches and Withrow Ranch, Inc. listed claim as "SLD Water Rights".

On January 20, 2020, the trustees of the Magoffin Family Trust filed an amendment to Statement of Claimant 39-12022 claiming water for stock watering other than a stockpond from a well, well registration no. 55-604314, on land included in Arizona State Land Lease #005-107147-00. The amended Statement of Claimant included a map of the leased land that is duplicated as Attachment C.

The Arizona Department of Water Resources has reviewed the pre-filings assigned to the Magoffin Family Trust and has identified those filings that apply to land in which the Magoffin Family Trust has an interest. The trustee of the Magoffin Family Trust has also filed a list of pre-filings that have been assigned to the Trust. The relevant filings are as follows:

Surface Water Filings	ADWR Mapped to Land Owned by Magoffins- filed 1/14/2020	ADWR found that may apply to ASLD land - filed 1/14/2020	Magoffin Filing - 1/10/2020
36-72566		x	x
36-72567		x	x
36-72573		x	x
36-72575		x	x
36-72576		x	x
36-72577		x	x
36-72578		x	x
38-72586		x	x
38-72587		x	x
36-72574		x	x

In the San Pedro HSR, ADWR included the reference to the claim 36-72574 in Watershed File Report 115-06-001. A determination must be made whether the claimed water use in 36-72574 and the associated proposed water right 115-06-001-SW008 should be included in Watershed File Report 115-06-001 or 115-06-005, which includes the land leased by the trustees of the Magoffin Trust.

The Arizona State Land Department (ASLD) is named in the WFR as the owner of the property described in the WFR. Maps prepared by ASLD identify the State of Arizona as the owner of the land included within the boundaries of the WFR. A copy of a map available from the public records maintained by ASLD is attached as Attachment D.

The public records maintained by ASLD identify the lessees of the relevant land as follows:

Lessee	Location of Potential Water Right
Michael J. Cavender	North half Sec. 11 T7S R20E
Magoffin Family Trust	SW Sec. 12 T7S R20E
Magoffin Family Trust	SE Sec. 14 T7S R20E
Magoffin Family Trust	South half Sec. 24 T7S R20E

1	Michael J. Cavender	NE Sec. 7 T7S R21E
2	Magoffin Family Trust	NW Sec. 9 T7S R21E
3	Magoffin Family Trust	NE Sec. 17 T7S R21E
4	Magoffin Family Trust	SE Sec. 18 T7S R21E
5	Magoffin Family Trust	NW Sec. 19 T7S R21E
6	Magoffin Family Trust	NE Sec. 20 T7S R21E
7		
8		

9 This case is one of nine contested cases that will adjudicate water rights to land leased or
10 owned by the trustees of the Magoffin Trust. A table identifying the contested cases and
11 associated watershed file reports is attached as Attachment E.

12
13 **Adjudication of Claims**

14
15 Under current law, a claimant who has asserted claims for irrigation use and Small Water
16 Use Claims shall have the Small Water Uses Claims determined in conjunction with the claims for
17 water for irrigation use. A.R.S. §45-257(A)(1). The term “Small Water Use Claims” includes
18 claims for stock watering and stockponds with a capacity of not more than 15 acre feet. A.R.S.
19 §45-251(9). The Magoffin Family Trust is currently involved in a case asserting claims for
20 irrigation use in *In re Karen C. LeCourt*, contested case no. W1-11-3395 and Michael J. Cavendar
21 and Susan Cavendar are asserting claims for irrigation use in *In re Whiting Ranches*, contested case
22 no. W1-11-3397. Accordingly, it is appropriate to determine Small Water Use Claims asserted
23 with respect to land each of the parties is currently leasing.
24
25
26
27
28

1 **Abstracts for *De Minimis* Claims**

2 In 1994, the Special Master issued a Memorandum Decision, Findings of Fact, and
3 Conclusions of Law for Group 1 Cases involving Stock watering, Stockponds, and Domestic Uses,
4 dated November 14, 1994, amended February 23, 1995, approved and modified September 27, 2002
5 (“Decision”). The Decision established the procedures for adjudicating *de minimis* water rights for
6 claims in the San Pedro watershed. This procedure applies to the water rights for stockponds and
7 stock watering.
8

9 Pursuant to the procedures contained in the Decision, 17 proposed water right abstracts
10 have been prepared for the *de minimis* water rights analyzed by the WFR based on the information
11 in the WFR. The abstracts are attached as Attachment F. The abstracts will be reviewed by
12 Arizona Department of Water Resources and it will file a report that includes its comments on
13 the information in the abstracts, maps of the location of the water usage, confirmation that any
14 wells listed as the source of water in the abstracts are located in the subflow zone, and the
15 correction location of PWR 115-06-001-SP008. After receiving ADWR’s report, the abstracts
16 will be revised if necessary. The Decision requires that: “the litigants will be provided an
17 opportunity to suggest the correction of mistakes in the proposed abstracts.” Decision, p. 47.
18 Consistently with this direction, the revised abstracts will be distributed to all of the parties,
19 including the trustees of the Magoffin Trust and counsel for Michael and Susan Cavender, who
20 will be given 60 days to file suggested corrections to the revised abstracts. Suggested corrections
21 will be filed with the Court and copies mailed to all parties on the Court-approved mailing list.
22
23
24

25 **Ownership of Potential Water Rights**

26 Permits and certificates for rights to water used on state land are governed by A.R.S §37-
27 321.01. The statute requires that permits and certificates for the right to use water on state land
28

1 for stock watering uses or stockponds shall be issued in the name of the State of Arizona except in
2 three situations. Accordingly, if the current Lessees intend to assert rights to water for use on the
3 land, the Lessees and the Arizona State Land Department shall meet to discuss ownership of the
4 water rights for stock watering and stockponds on the land included within the boundaries of the
5 WFR. and submit a joint report to the Court regarding their position as to the ownership of the
6 potential water rights.
7

8 **IT IS ORDERED:**

9 1. Contested Case. This contested case shall be known as *In re SLD-Magoffin III* and
10 it will address the Statements of Claimant listed above and the objections to Watershed File Report
11 115-06-005 published in the Final San Pedro River Watershed Hydrographic Survey Report (1991).
12 Copies of objections can be found under the case name and number on the following website:
13 <http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp>

14 2. Litigants. The litigants in this contested case are the Claimants, the current Lessees,
15 all persons who filed objections to the Watershed File Report who are listed on Attachment G, and
16 claimants who are allowed to intervene by order.
17

18 3. Court-Approved Mailing List.

19 A. The initial Court-approved mailing list for this case shall include all persons
20 listed on Attachment G to this order. The list may be modified only by filing a
21 motion with the Special Master to amend the Court-approved mailing list. Litigants
22 are responsible for using the current Court-approved mailing list.
23

24 B. A copy of any pleading filed with the Clerk of the Maricopa County Superior
25 Court in this case shall be served upon each person listed on the Court-approved
26 mailing list.
27
28

1 C. Claimants wishing to be added or removed from the mailing list shall file a
2 motion with the Special Master. Parties allowed to intervene will be automatically
3 added to the mailing list.

4 4. Courtesy Email List.

5 The Special Master's office will email courtesy copies of orders and minute entries
6 entered in this case to persons listed on Attachment G. Requests for inclusions on
7 the email list should be sent to Barbara Brown at
8 brownb099@superiorcourt.maricopa.gov.

9
10 5. By **April 24, 2020**, ADWR shall review and file a report that provides:

- 11 a. Comments on the draft abstracts attached as Attachment F;
12 b. Maps of the site of water usage for the potential water rights;
13 c. Determination whether proposed water right 115-06-001-SW008 should be
14 included in this contested case or whether it is properly located on the land
15 investigated by Watershed File Report 115-06-001.

16
17 6. By **May 22, 2020**, the Lessees who intend to assert water rights and Arizona State
18 Land Department shall file a joint report regarding ownership of the proposed
19 water rights identified in the draft abstracts attached as Attachment G.
20

21
22 
23 SUSAN WARD HARRIS
24 Special Master

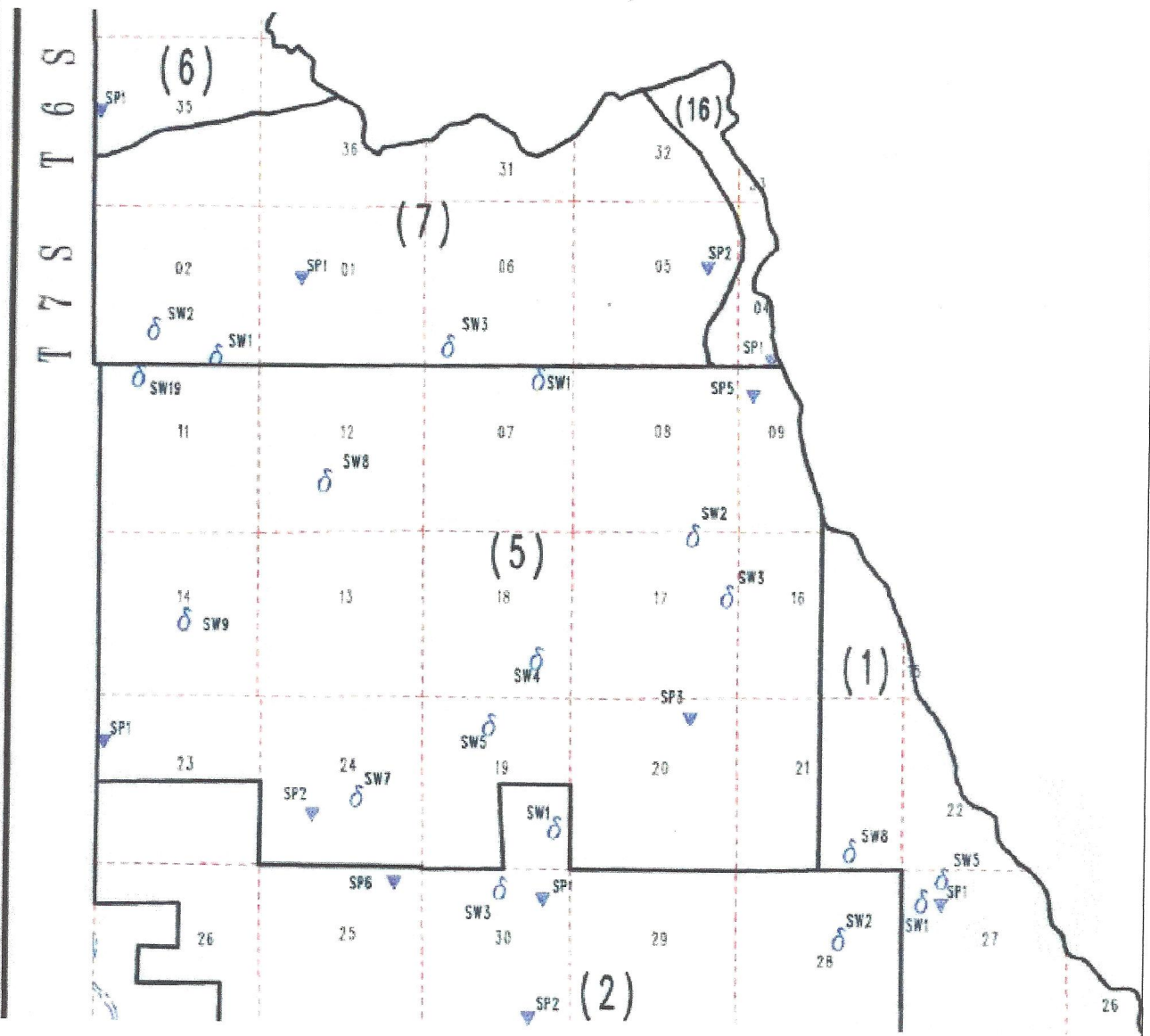
25 On March 11, 2020, the original of the foregoing was
26 delivered to the Clerk of the Maricopa County Superior
27 Court for filing and distributing a copy to all persons listed
28 on the Court-approved mailing list for this contested case, a
copy of which is attached hereto as Attachment G, and to all
persons listed on the Court-approved mailing list for W-1,
W-2, W-3, and W-4 (Consolidated).

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

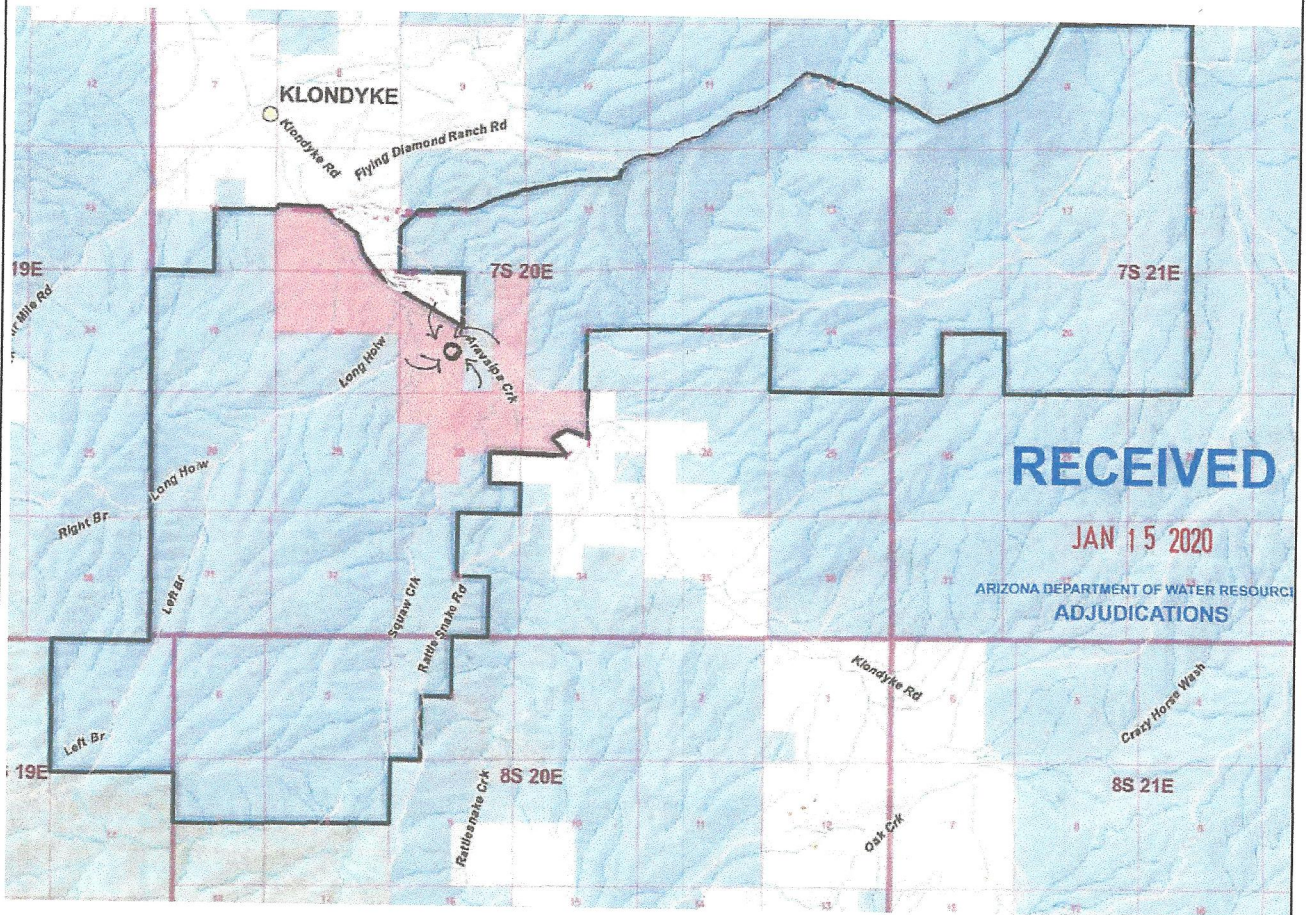
ATTACHMENT A

ATTACHMENT B

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

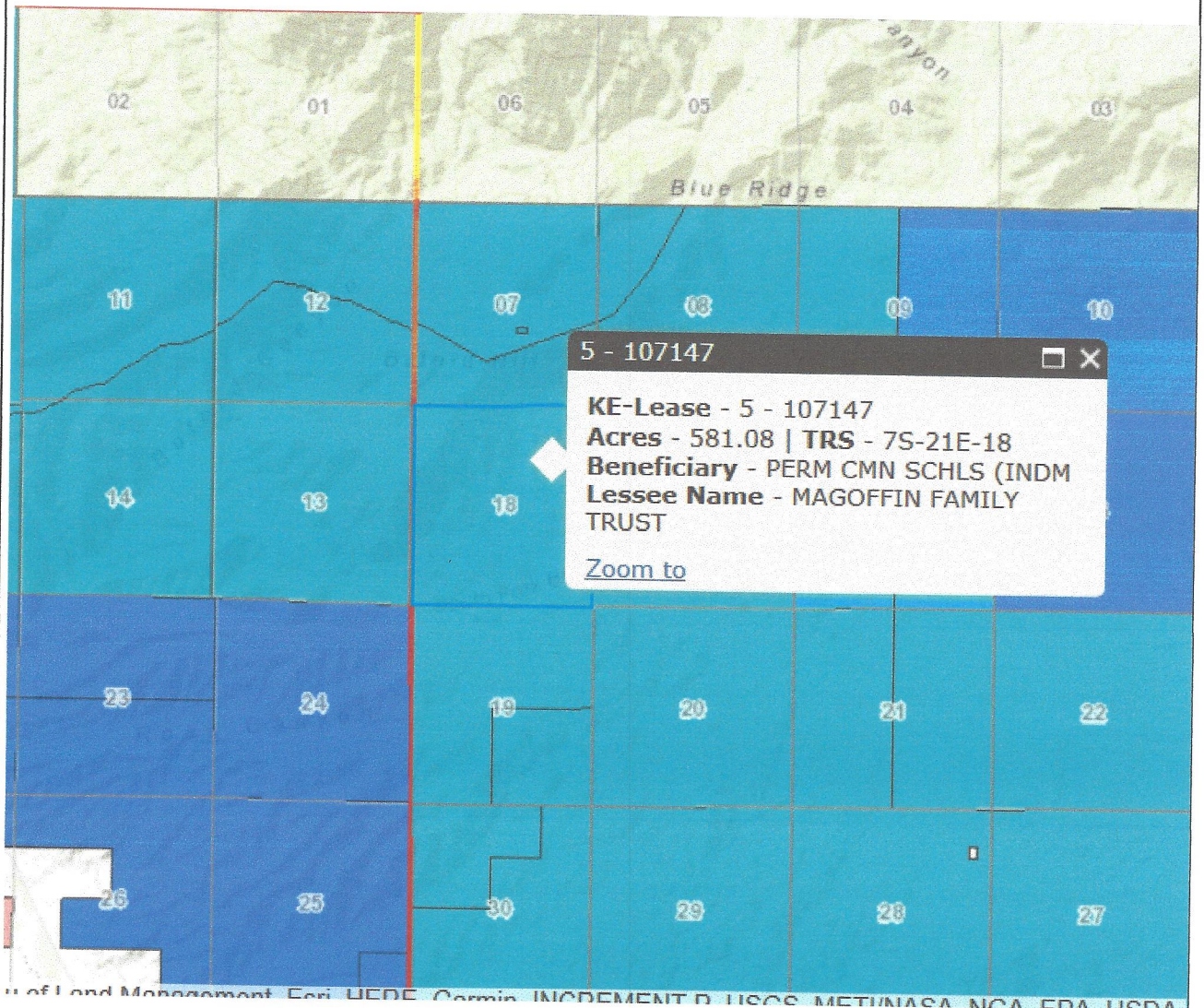


ATTACHMENT C



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

ATTACHMENT D



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

ATTACHMENT E

Surface Water Filings	ADWR Mapped to Land Owned by Magoffins- filed 1/14/2020	ADWR found that may apply to ASLD land - filed 1/14/2020	Magoffin Filing - 1/10/2020	Watershed File Report	Contested Case	Statement of Claimant
33-43442		X	X	115-05-001	W1-11-3325	39-12022, 39-17821
36-43446		X	X	115-05-001	W1-11-3325	39-17821
38-27563		X	X	115-05-001	W1-11-3325	39-12022, 39-17821
38-27565		X	X	115-05-001	W1-11-3325	39-17821
38-27566		X	X	115-05-001	W1-11-3325	39-17821
38-27572		X	X	115-05-001	W1-11-3325	39-6485
3R-2392		X	X	115-05-001	W1-11-3325	39-17821
3R-2393		X	X	115-05-001	W1-11-3325	39-17821
36-105696		X	X	115-05-001	W1-11-3325	39-17861
38-27564		X	X	115-05-015	W1-11-3338	39-12022
38-27567		X	X	115-05-015	W1-11-3338	39-11214
38-27568		X	X	115-05-015	W1-11-3338	39-12022
38-27569		X	X	115-05-015	W1-11-3338	no SOC
3R-2389		X	X	115-05-015	W1-11-3338	39-11213
3R-2390		X	X	115-05-015	W1-11-3338	no SOC
3R-2391		X	X	115-05-015	W1-11-3338	39-12022
38-72582	X		X	115-05-036	W1-11-3359	39-18084
38-96717	X		X	115-05-036	W1-11-3359	39-6478
33-78566	X		X	115-05-040	W1-11-3362	39-6486
33-87761	X		X	115-05-040	W1-11-3362	39-6487
none				115-05-048	W1-11-3367	39-6478
36-105936	X		X	115-05-048	W1-11-3367	39-12022
38-96721	X		X	115-05-048	W1-11-3367	39-12022
none				115-05-055	W1-11-3374	39-6478, 39-12022
none				115-05-055	W1-11-3374	39-15850
none				115-05-DA-001	W1-11-3395	39-6486
none				115-05-DA-003	W1-11-3397	39-18080
36-72574		X	X	115-06-001	W1-11-3403	39-6991
36-72566		X	X	115-06-005	W1-11-3407	39-2141
36-72567		X	X	115-06-005	W1-11-3407	39-2154
36-72573		X	X	115-06-005	W1-11-3407	39-2157
36-72575		X	X	115-06-005	W1-11-3407	39-6986
36-72576		X	X	115-06-005	W1-11-3407	39-6987
36-72577		X	X	115-06-005	W1-11-3407	39-6988
36-72578		X	X	115-06-005	W1-11-3407	39-6988
38-72586		X	X	115-06-005	W1-11-3407	39-2147
38-72587		X	X	115-06-005	W1-11-3407	39-2144

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

ATTACHMENT F

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SW001	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-2163 39-6985	
5. Statement of Claimant Name(s):	Withrow Ranch, Inc. Arizona State Land Department	
6. Lessee:	Trustees of Magoffin Family Trust	
7. Basis of Right:	36-0005034 36-0072565	
8. Beneficial Use:	Stock watering and wildlife	
9. Priority Date:	12/31/1884	
10. Quantity:	Reasonable Use	
11. Place of Use:	NENE 07 07S R21E	
12. Point of Diversion:	NENE 07 07S R21E	
13. Source of Water:	Upper Seep Spring	

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SW002	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-6986 39-2158 39-12022	
5. Statement of Claimant Name(s):	Arizona State Land Department Withrow Ranch Inc. Trustees of the Magoffin Trust	
6. Lessee or Permittee:	Trustees of the Magoffin Family Trust	
7. Basis of Right:	36-05035 36-0072575	
8. Beneficial Use:	Stock watering and wildlife	
9. Priority Date:	12/31/1884	
10. Quantity:	Reasonable Use	
11. Place of Use:	NENWNE 17 07S R21E	
12. Point of Diversion:	NENWNE 17 07S R21E	
13. Source of Water:	Upper Morano Spring	

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SW003	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-2166 39-6987 39-12022	
5. Statement of Claimant Name(s):	Withrow Ranch, Inc. Trustees of Magoffin Family Trust Arizona State Land Department	
6. Lessee or Permittee:	Trustees of Magoffin Family Trust	
7. Basis of Right:	36-005036 36-72576	
8. Beneficial Use:	Stock watering and wildlife	
9. Priority Date:	12/31/1884	
10. Quantity:	Reasonable Use	
11. Place of Use:	SESENE 17 07S R21E	
12. Point of Diversion:	SESENE 17 07S R21E	
13. Source of Water:	Cherry Tree Spring	

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SW004	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-2160 39-6988 39-12022	
5. Statement of Claimant Name(s):	Withrow Ranch, Inc. Arizona State Land Department Trustees of Magoffin Family Trust	
6. Lessee or Permittee:	Trustees of Magoffin Family Trust	
7. Basis of Right:	36-005037 10-072578	
8. Beneficial Use:	Stock watering and wildlife	
9. Priority Date:	12/31/1884	
10. Quantity:	Reasonable Use	
11. Place of Use:	SWNESE 18 07S R21E	
12. Point of Diversion:	SWNESE 18 07S R21E	
13. Source of Water:	Morano Spring	

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SW005	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-2159 39-6989 39-12022	
5. Statement of Claimant Name(s):	Arizona State Land Department Trustees of Magoffin Family Trust	
6. Lessee or Permittee:	Trustees of Magoffin Family Trust	
7. Basis of Right:	36-005038 36-72577	
8. Beneficial Use:	Stock watering and wildlife	
9. Priority Date:	12/31/1884	
10. Quantity:	Reasonable Use	
11. Place of Use:	NENENW 19 07S R21E	
12. Point of Diversion:	NENENW 19 07S R21E	
13. Source of Water:	Peach Tree Spring	

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SW007	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-2141 39-12022	
5. Statement of Claimant Name(s):	Arizona State Land Department Trustees of Magoffin Family Trust	
6. Lessee or Permittee:	Trustees of Magoffin Family Trust	
7. Basis of Right:	36-0072566	
8. Beneficial Use:	Stock watering and wildlife	
9. Priority Date:	12/31/1916	
10. Quantity:	Reasonable Use	
11. Place of Use:	NWSE 24 07S R20E	
12. Point of Diversion:	NWSE 24 07S R20E	
13. Source of Water:	Road Canyon Spring	

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SW008	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-2157 39-12022 39-13945	
5. Statement of Claimant Name(s):	Arizona State Land Department Trustees of Magoffin Family Trust	
6. Lessee or Permittee:	Trustees of Magoffin Family Trust	
7. Basis of Right:	36-00072573 36-100300	
8. Beneficial Use:	Stock watering and wildlife	
9. Priority Date:	12/31/1884	
10. Quantity:	Reasonable Use	
11. Place of Use:	SENE SW 12 07S R20E	
12. Point of Diversion:	SENE SW 12 07S R20E	
13. Source of Water:	Grapevine Spring	

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SP001	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-2144 39-6983 39-12022	
5. Statement of Claimant Name(s):	Withrow Ranch, Inc. Arizona State Land Department Trustees of Magoffin Family Trust	
6. Lessee or Permittee:	Trustees of Magoffin Family Trust	
7. Basis of Right:	38-0072587 38-0088433	
8. Beneficial Use:	Stock watering from a stockpond	
9. Priority Date:	12/31/1948	
10. Quantity:	Not to exceed (\leq) 4 acre feet annually with continuous fill	
11. Place of Use:	NWSWNW 23 07S R20E	
12. Point of Diversion:	NWSWNW 23 07S R20E	
13. Source of Water:	Aravaipa Creek	
14. Name of Facility:	Buford Tank	

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SP003	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-2147 39-6990 39-12022	
5. Statement of Claimant Name(s):	Withrow Ranch, Inc. Arizona State Land Department Trustees of Magoffin Family Trust	
6. Lessee or Permittee:	Trustees of Magoffin Family Trust	
7. Basis of Right:	38-0072586 38-0088444	
8. Beneficial Use:	Stock watering from a stockpond	
9. Priority Date:	12/31/1955	
10. Quantity:	Not to exceed (\leq) 4 acre feet annually with continuous fill	
11. Place of Use:	NENWNE 20 07S R21E	
12. Point of Diversion:	NENWNE 20 07S R21E	
13. Source of Water:	Aravaipa Creek	
14. Name of Facility:	Twin Tank	

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SW010	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-6983	
5. Statement of Claimant Name(s):	Arizona State Land Department	
6. Lessee or Permittee:	Trustees of Magoffin Family Trust	
7. Basis of Right:	36-0005032	
8. Beneficial Use:	Stock watering and wildlife	
9. Priority Date:	12/31/1884	
10. Quantity:	Reasonable Use	
11. Place of Use:	NWNE 12 07S R20E	
12. Point of Diversion:	NWNE 12 07S R20E	
13. Source of Water:	Buford Canyon	

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SW011	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-6984	
5. Statement of Claimant Name(s):	Arizona State Land Department	
6. Lessee or Permittee:	Trustees of Magoffin Family Trust	
7. Basis of Right:	36-0005033	
8. Beneficial Use:	Stock watering and wildlife	
9. Priority Date:	12/31/1884	
10. Quantity:	Reasonable Use	
11. Place of Use:	SE1/4 19 07S R21E	
12. Point of Diversion:	SE1/4 19 07S R21E	
13. Source of Water:	Road Canyon	

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SW012	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-13179 39-6990	
5. Statement of Claimant Name(s):	Arizona State Land Department	
6. Lessee or Permittee:	Trustees of Magoffin Family Trust	
7. Basis of Right:	36-0005039 36-5429	
8. Beneficial Use:	Stock watering and wildlife	
9. Priority Date:	12/31/1884	
10. Quantity:	Reasonable Use	
11. Place of Use:	SENE 17 07S R21E	
12. Point of Diversion:	SENE 17 07S R21E	
13. Source of Water:	Trail Creek/Twin Draw	

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SW013	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-13177 39-13178	
5. Statement of Claimant Name(s):	Arizona State Land Department	
6. Lessee or Permittee:	Trustees of Magoffin Family Trust	
7. Basis of Right:	36-0005427 36-5428	
8. Beneficial Use:	Stock watering and wildlife	
9. Priority Date:	12/31/1884	
10. Quantity:	Reasonable Use	
11. Place of Use:	NWNW 09 07S R21E	
12. Point of Diversion:	NWNW 09 07S R21E	
13. Source of Water:	South Fork Buford Creek	

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

Attribute	Proposed Abstract of Water Right	ADWR Comments
1. Proposed Water Right No.:	115-06-005-SW019	
2. Owner of Water Right:		
3. Landowner:	State of Arizona – Arizona State Land Department	
4. Statement of Claimant No.(s):	39-11212	
5. Statement of Claimant Name(s):	Arizona State Land Department	
6. Lessee or Permittee:	Trustees of Magoffin Family Trust	
7. Basis of Right:	36-0020696 36-0100032	
8. Beneficial Use:	Stock watering and wildlife	
9. Priority Date:	12/31/1884	
10. Quantity:	Reasonable Use	
11. Place of Use:	NWNW 11 07S R20E	
12. Point of Diversion:	NWNW 11 07S R20E	
13. Source of Water:	12 O’Clock Spring	

ATTACHMENT G

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

Arizona Department of Water Resources
Kimberly Parks
P. O. Box 36020
Phoenix, AZ 85067

Carrie Brennan and Kevin Crestin
Arizona Attorney General
Natural Resources Department
2005 N. Central
Phoenix, AZ 85004

Clerk of the Superior Court
Maricopa County
Attn: Water Case
601 West Jackson Street
Phoenix, AZ 85003

D. A. Brown, J. Albert Brown, Amy Brown
Brown & Brown Law Offices
P. O. Box 1890
St. Johns, AZ 85936

Joe P. Sparks and Laurel A. Herrmann
The Sparks Law Firm, P.C.
7503 First Street
Scottsdale, AZ 85251-4573

Kaibab Industries
Gordan K. Whiting
532 E. Flynn Lane. Ste. 425
Phoenix, AZ 85012

Lucas T. Christian & Julian Nava
Rosette, LLP
565 W. Chandler Blvd. Suite 212
Chandler, AZ 85225

Matthew O. and Anna M. Magoffin
Magoffin Family Trust
34625 W. Klondyke Rd
Willcox, AZ 85643

1 S. Montgomery, R. Interpreter, J. Tomkus
2 Montgomery & Interpreter, Plc
3 3301 E. Thunderbird Road
4 Phoenix, AZ 85032

5 Salt River Valley Water Users Association,
6 Salt River Project Agricultural Improvement and Power District
7 John B. Weldon, Jr. and Mark A. McGinnis
8 Salmon, Lewis & Weldon PLC
9 2850 E Camelback Rd, Ste. 200
10 Phoenix, AZ 85016

11 Special Master Susan Ward Harris
12 Superior Court of Arizona
13 201 W. Jefferson Street
14 Courtroom 301
15 Phoenix, AZ 85003

16 U. S. Department of Justice
17 Patrick Barry and Emmi Blades
18 Environment and Natural Resources
19 P. O. Box 7611
20 Washington, D.C. 20044-7611

21

22

23

24

25

26

27

28

29

30

31

32

33

34