

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. W1-11-3356

ORDER APPROVING PROPOSED
WATER RIGHT ABSTRACTS

CONTESTED CASE NAME: *In re SLD-Withrow Ranch, Inc.*
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.
DESCRIPTIVE SUMMARY: The Special Master approves nine abstracts for proposed water rights and directs that they be added to the water catalog.
NUMBER OF PAGES: 21
DATE OF FILING: January 8, 2021

1 On December 23, 2020, the Arizona State Land Department filed suggested corrections
2 to the draft abstracts issued on September 21, 2018. No other suggested corrections have been
3 filed.

4 **IT IS ORDERED** approving the nine proposed water right abstracts attached as
5 Appendix A for *de minimis* stockpond and stock watering uses identified in Watershed File
6 Report 115-05-033:

8 115-05-033-SP001

9 115-05-033-SP002

10 115-05-033-SW001

11 115-05-033-SW002

12 115-05-033-SW003

13 115-05-033-SW004

14 115-05-033-SW005

15 115-05-033-SW006

16 115-05-033-SW007

17
18
19 The proposed abstracts will be included in a Partial Catalog of Water Rights created
20 pursuant to §15 of the Rules for Proceedings Before the Special Master.

21
22 
23 Susan Ward Harris
24 Special Master

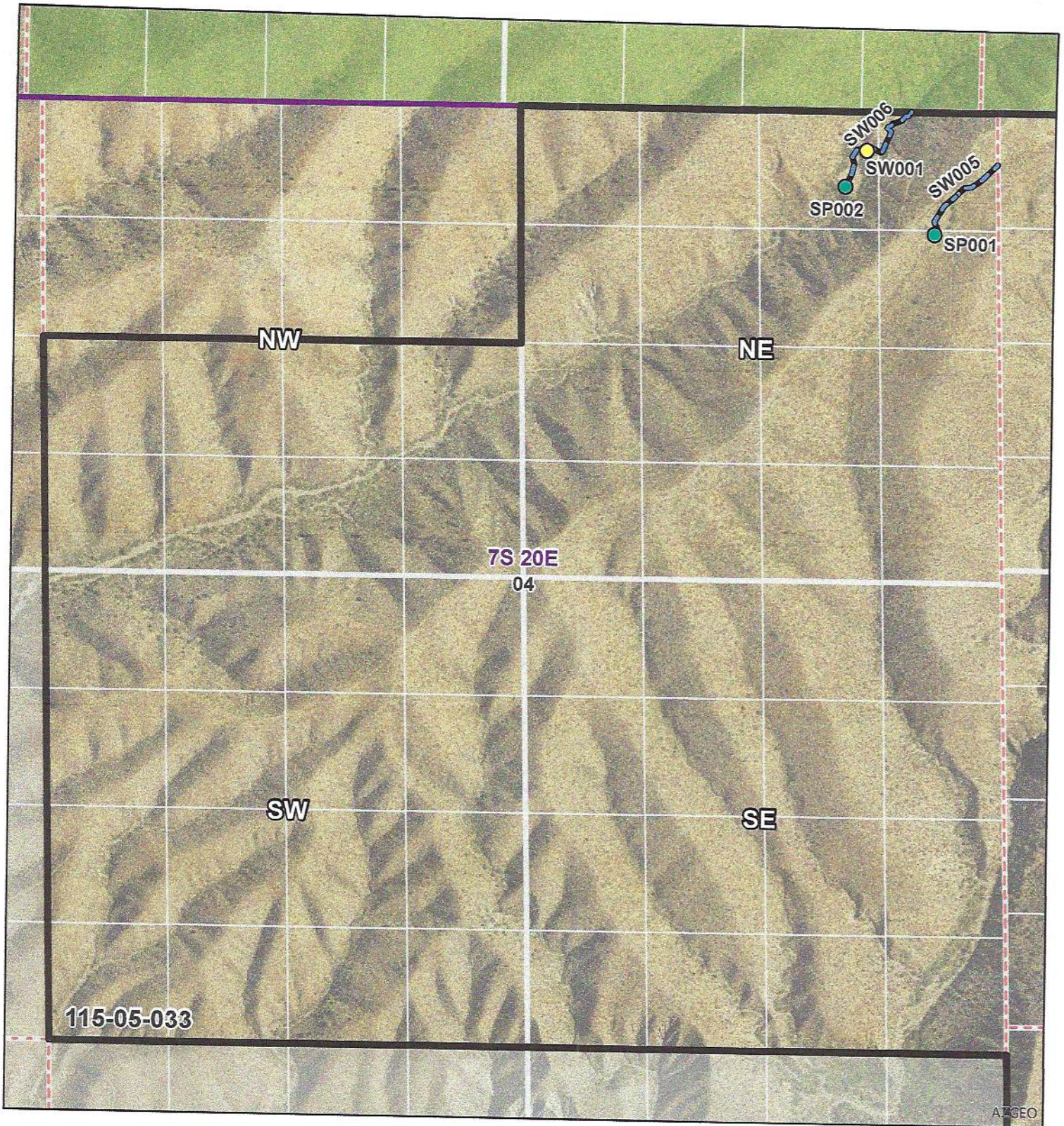
25 The original of the foregoing was delivered to
26 the Clerk of the Maricopa County Superior
27 Court on January 8, 2021, for filing and
28 distributing a copy to all persons listed on the
Court approved mailing list for this contested
case.

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 |
|-----------------------------------|---------------------------------------------------------------------------------------------------------------|
| 1. Proposed Water Right No.: | 115-05-033-SP001 |
| 2. Owner of Water Right: | State of Arizona – Arizona State Land Department |
| 3. Landowner: | State of Arizona – Arizona State Land Department |
| 4. Statement of Claimant No.(s): | 39-6980 |
| 5. Statement of Claimant Name(s): | Arizona State Land Department |
| 6. Lessee or Permittee: | Michael J. Cavender and Susan S. Cavender |
| 7. Basis of Right: | 38-88432 |
| 8. Beneficial Use: | Stock watering from a stockpond |
| 9. Priority Date: | 04/01/1958 |
| 10. Quantity: | Not to exceed (\leq) 4 acre feet annually with continuous fill |
| 11. Place of Use: | SENESE sec. 4 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona See attached map |
| 12. Point of Diversion: | SENESE sec. 4 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona |
| 13. Source of Water: | Spring Canyon |
| 14. Name of Facility: | Little Wonder Tank |



AZGEO

In re SLD - Withrow Ranch, Inc.

Contested Case W1-11-3356
 Watershed File Report
 115-05-033

Section 4 T07S R20E

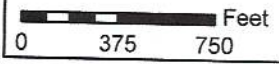


ADWR August 2020



Legend

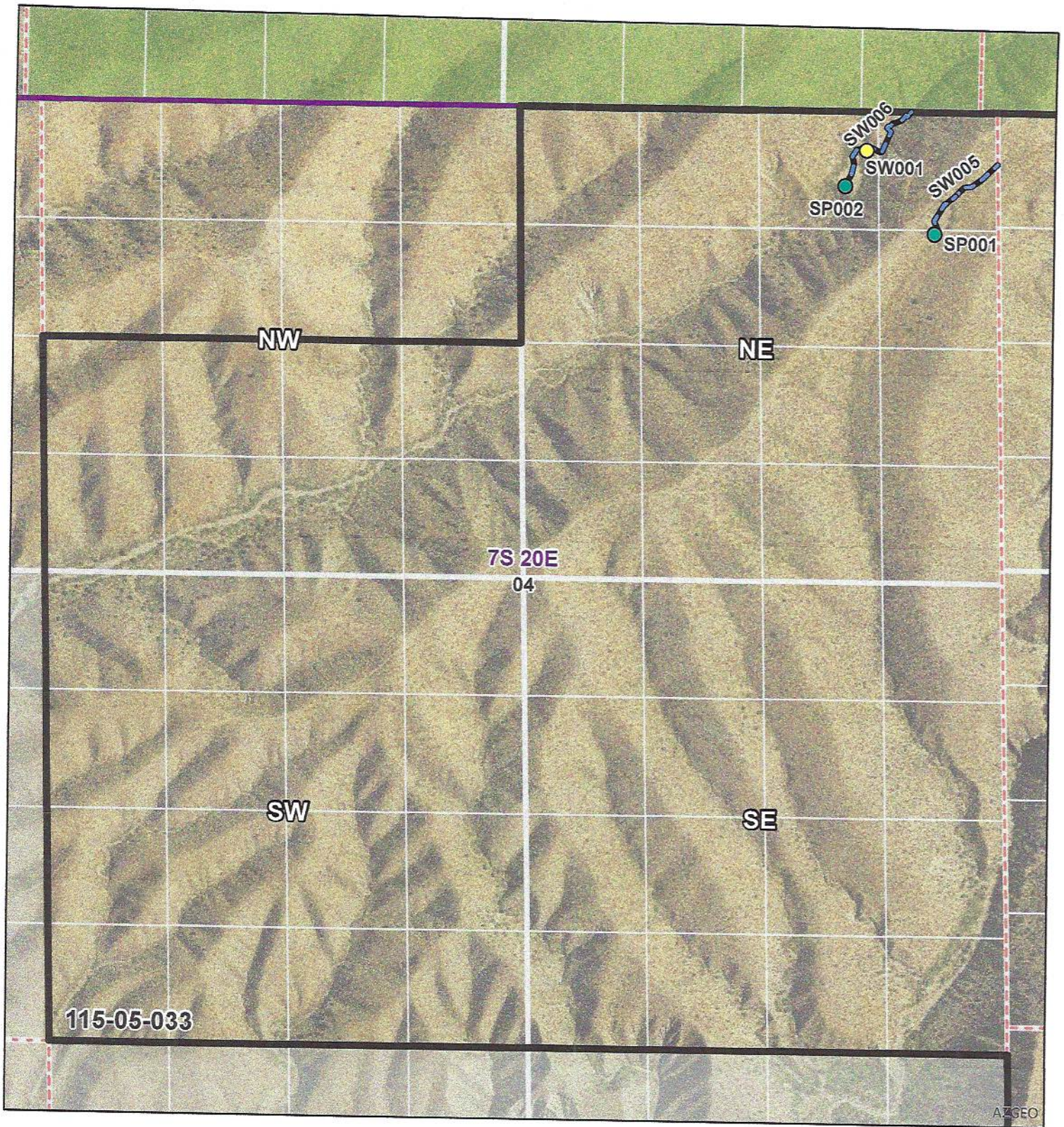
- SP - Stockpond
- SW - Spring
- SW - Streamside Use
- WFR Boundary
- Township
- Section
- QQQ
- Q
- USFS
- Private Land



Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department. NAIP 2017.

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

| Attribute | Proposed Abstract of Water Right |
|--------------------------------------------|---------------------------------------------------------------------------------------------------------------|
| 1. Proposed Water Right No.: | 115-05-033-SP002 |
| 2. Owner of Water Right: | State of Arizona – Arizona State Land Department |
| 3. Landowner: | State of Arizona – Arizona State Land Department |
| 4. Statement of Claimant No.(s): | 39-6982 |
| 5. Statement of Claimant Name(s): | Arizona State Land Department |
| 6. Lessee or Permittee or Permitee: | Michael J. Cavender and Susan S. Cavender |
| 7. Basis of Right: | 38-88429 |
| 8. Beneficial Use: | Stock watering from a stockpond |
| 9. Priority Date: | 12/31/1958 |
| 10. Quantity: | Not to exceed (\leq) 4 acre feet annually with continuous fill |
| 11. Place of Use: | NWNENE sec. 4 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona See attached map |
| 12. Point of Diversion: | NWNENE sec. 4 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona |
| 13. Source of Water: | Spring Canyon |
| 14. Name of Facility: | Spring Canyon Tank |



In re SLD - Withrow Ranch, Inc.

Contested Case W1-11-3356

Watershed File Report

115-05-033

Section 4 T07S R20E



ADWR August 2020



Legend

- SP - Stockpond
- SW - Spring
- SW - Streamside Use
- WFR Boundary
- Township
- Section
- QQQ
- Q
- USFS
- Private Land

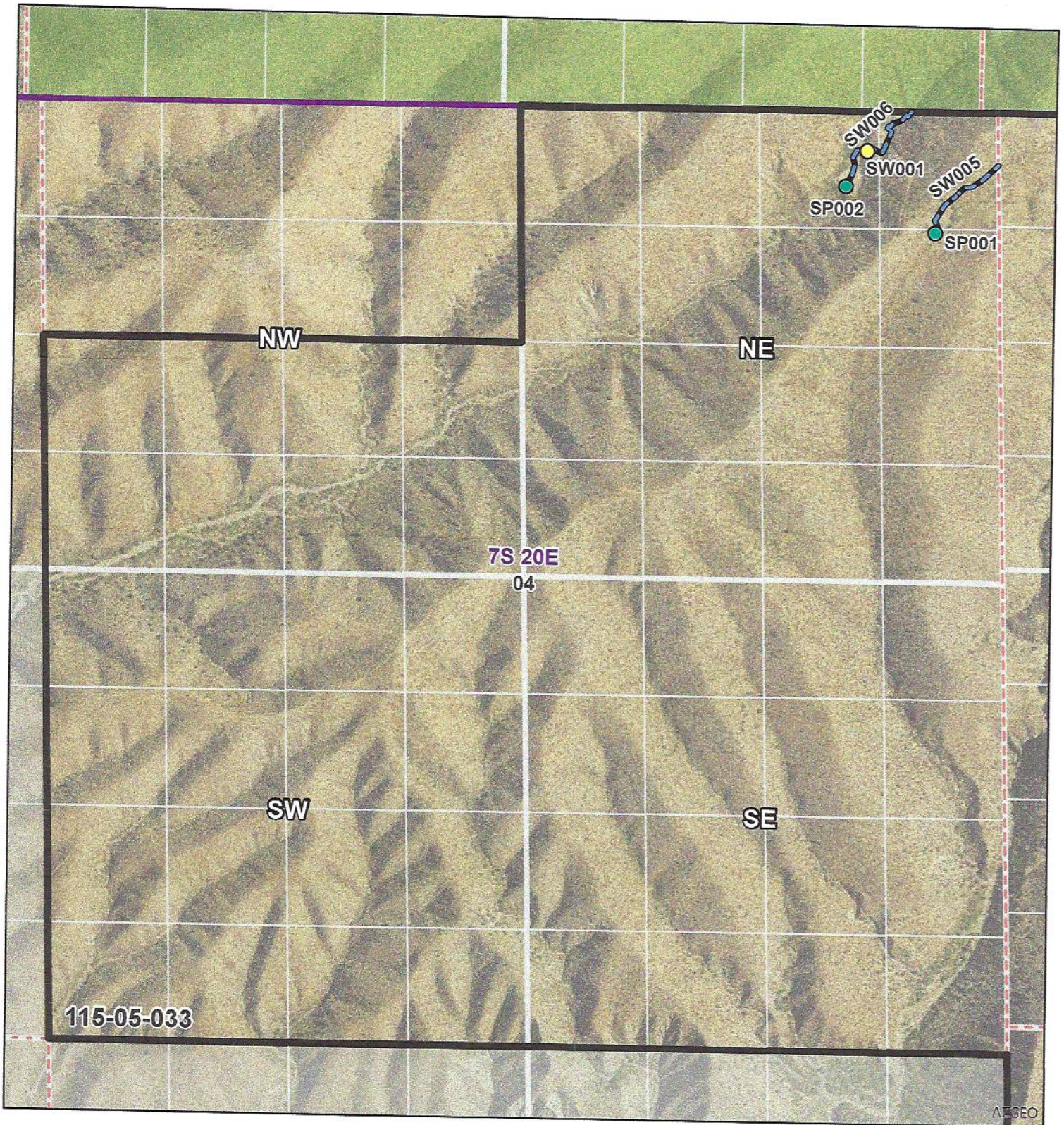
0 375 750 Feet



Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department. NAIP 2017.

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

| Attribute | Proposed Abstract of Water Right |
|------------------------------------------|-------------------------------------------------------------------------------------------------------------------|
| 1. Proposed Water Right No.: | 115-05-033-SW001 |
| 2. Owner of Water Right: | State of Arizona – Arizona State Land Department |
| 3. Landowner: | State of Arizona – Arizona State Land Department |
| 4. Statement of Claimant No.(s): | 39-6981 |
| 5. Statement of Claimant Name(s): | Arizona State Land Department |
| 6. Lessee or Permittee: | Michael J. Cavender and Susan S. Cavender |
| 7. Basis of Right: | 36-5030 |
| 8. Beneficial Use: | Stock watering and wildlife |
| 9. Priority Date: | 12/31/1884 |
| 10. Quantity: | Reasonable Use |
| 11. Place of Use: | NENE sec. 4 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona See attached map |
| 12. Point of Diversion: | NENE sec. 4 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona |
| 13. Source of Water: | Spring Canyon Spring |



In re SLD - Withrow Ranch, Inc.

Contested Case W1-11-3356

Watershed File Report

115-05-033

Section 4 T07S R20E



ADWR August 2020



Legend

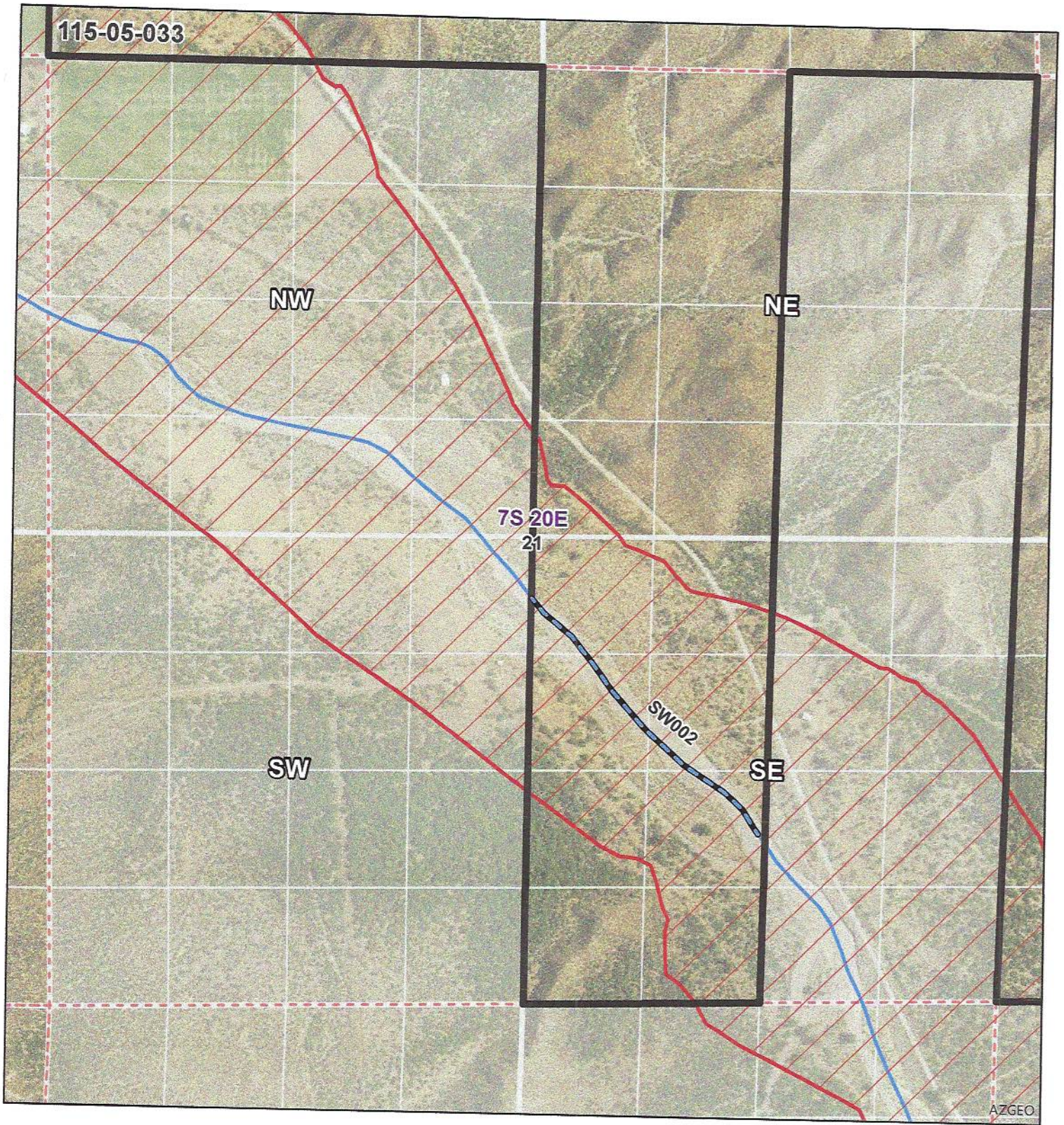
- SP - Stockpond
- SW - Spring
- SW - Streamside Use
- WFR Boundary
- Township
- Section
- QQQ
- Q
- USFS
- Private Land




Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department. NAIP 2017.

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

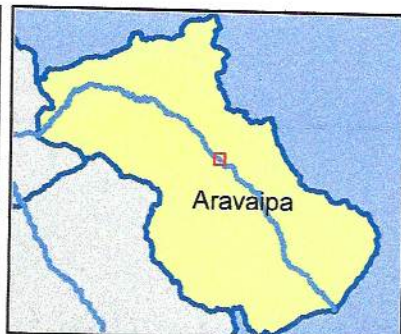
| Attribute | Proposed Abstract of Water Right |
|-----------------------------------|-----------------------------------------------------------------------------------------------------------------|
| 1. Proposed Water Right No.: | 115-05-033-SW002 |
| 2. Owner of Water Right: | State of Arizona – Arizona State Land Department |
| 3. Landowner: | State of Arizona – Arizona State Land Department |
| 4. Statement of Claimant No.(s): | 39-7029 |
| 5. Statement of Claimant Name(s): | Arizona State Land Department |
| 6. Lessee or Permittee: | Magoffin Family Trust |
| 7. Basis of Right: | 36-5066 |
| 8. Beneficial Use: | Stock watering and wildlife |
| 9. Priority Date: | 12/31/1884 |
| 10. Quantity: | Reasonable Use |
| 11. Place of Use: | W2SE sec. 21 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona See attached map |
| 12. Point of Diversion: | W2SE sec. 21 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona |
| 13. Source of Water: | Aravaipa Creek |



In re SLD - Withrow Ranch, Inc.
 Contested Case W1-11-3356
 Watershed File Report
 115-05-033
Section 21 T07S R20E




ADWR August 2020



Legend

| | |
|---------------------|--------------|
| SW - Streamside Use | Section |
| WFR Boundary | QQQ |
| Subflow Zone | Q |
| Aravaipa Creek | Private Land |

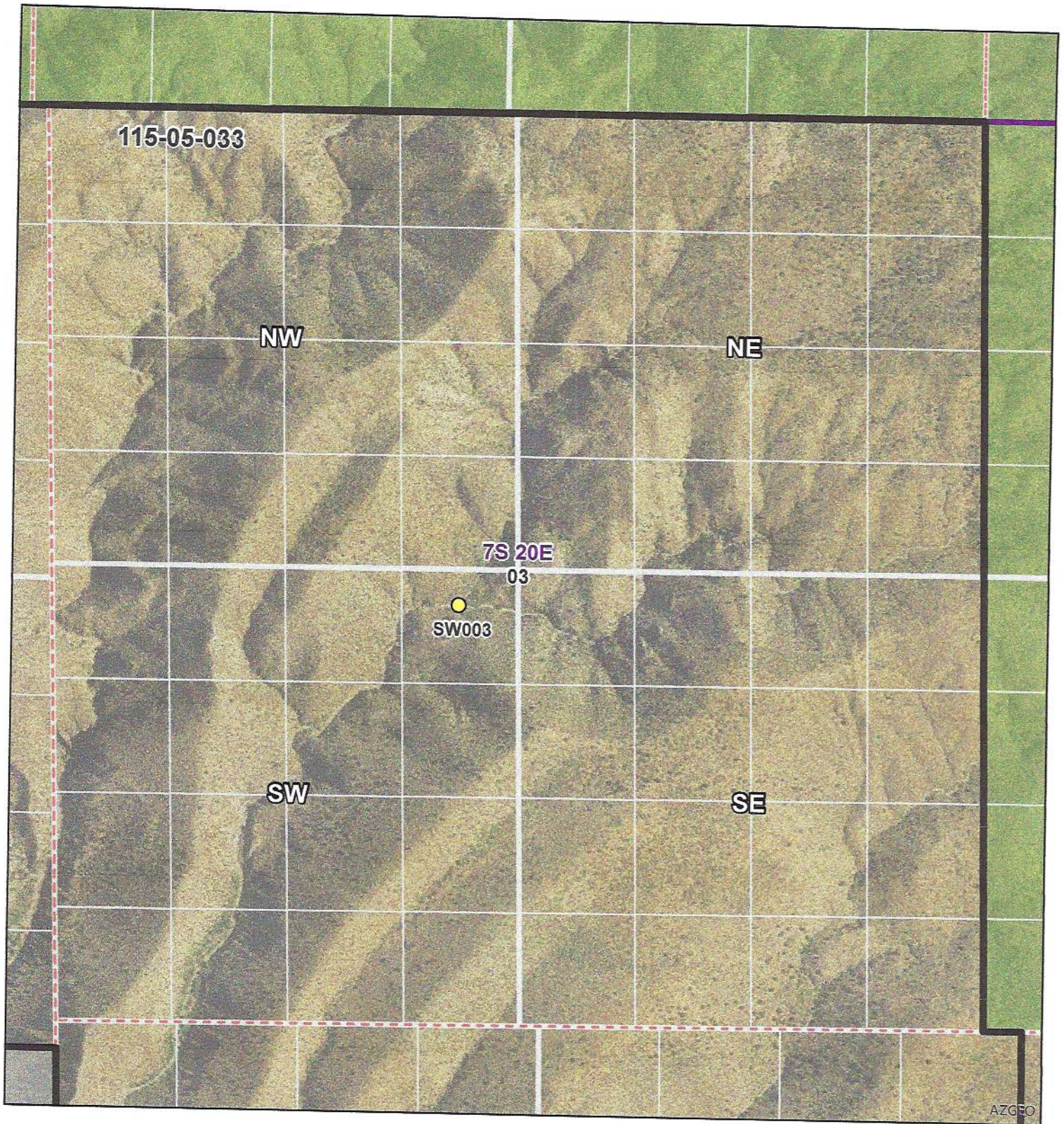
0 375 750 Feet



Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department, NAIP 2017.

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

| Attribute | Proposed Abstract of Water Right |
|-----------------------------------|---------------------------------------------------------------------------------------------------------------------|
| 1. Proposed Water Right No.: | 115-05-033-SW003 |
| 2. Owner of Water Right: | State of Arizona – Arizona State Land Department |
| 3. Landowner: | State of Arizona – Arizona State Land Department |
| 4. Statement of Claimant No.(s): | 39-13944 |
| 5. Statement of Claimant Name(s): | Arizona State Land Department |
| 6. Lessee or Permittee: | Michael J. Cavender and Susan S. Cavender |
| 7. Basis of Right: | 36-100298 |
| 8. Beneficial Use: | Stock watering and wildlife |
| 9. Priority Date: | 12/31/1884 |
| 10. Quantity: | Reasonable Use |
| 11. Place of Use: | NESW sec. 03 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona See attached map |
| 12. Point of Diversion: | NESW sec. 03 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona |
| 13. Source of Water: | Balopas Spring |



AZGEO

In re SLD - Withrow Ranch, Inc.

Contested Case W1-11-3356

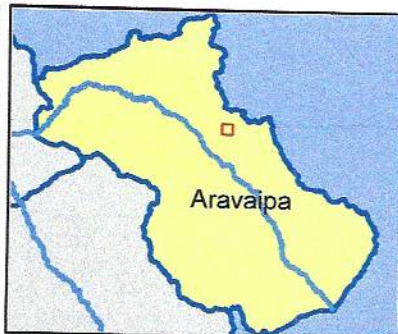
Watershed File Report

115-05-033

Section 3 T07S R20E



ADWR August 2020



Legend

● SW - Spring

▭ WFR Boundary

▭ Township

▭ Section

▭ QQQ

▭ Q

▭ USFS

▭ Private Land

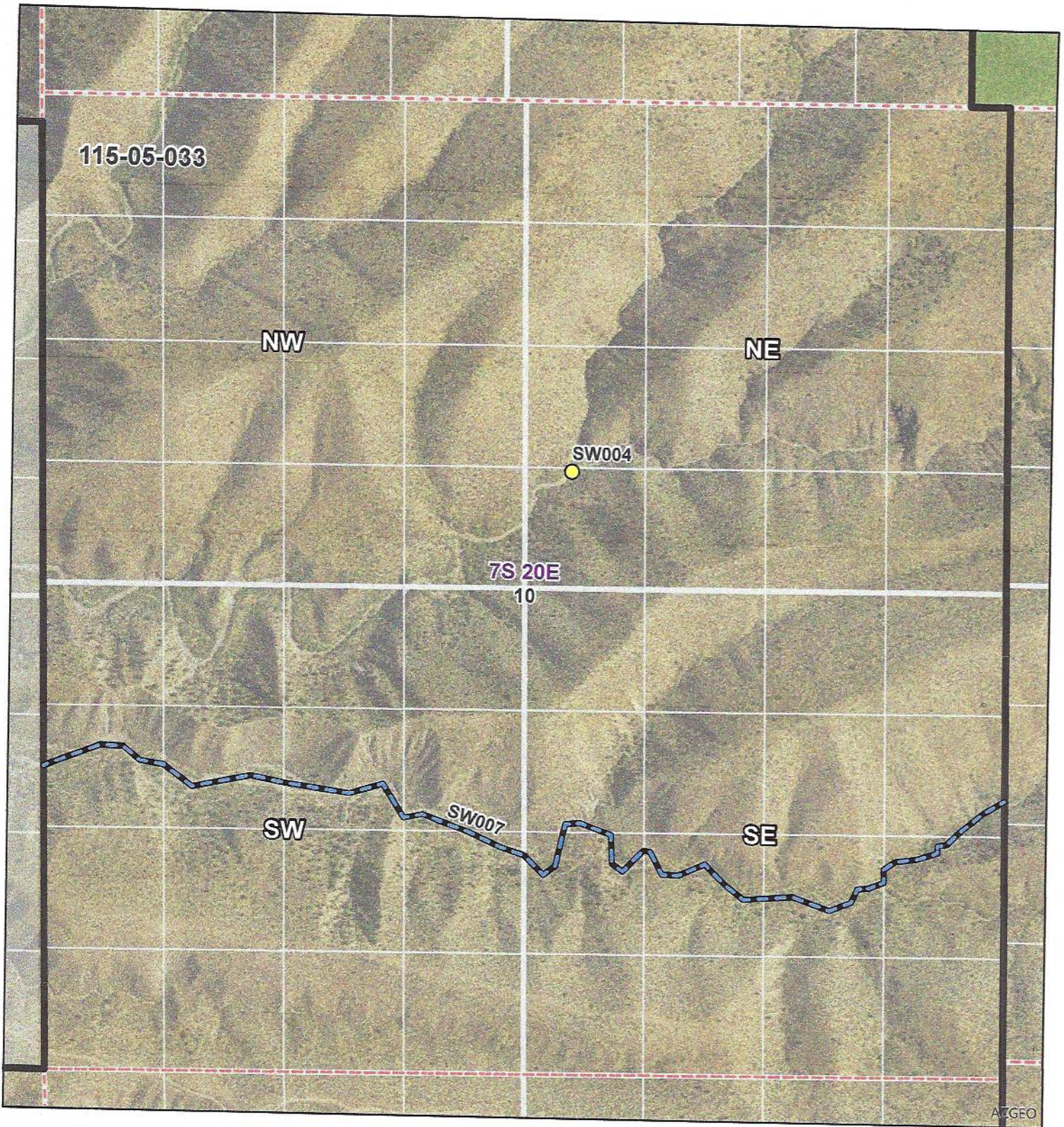
0 375 750 Feet



Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department. NAIP 2017.

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

| Attribute | Proposed Abstract of Water Right |
|------------------------------------------|--------------------------------------------------------------------------------------------------------------------|
| 1. Proposed Water Right No.: | 115-05-033-SW004 |
| 2. Owner of Water Right: | State of Arizona – Arizona State Land Department |
| 3. Landowner: | State of Arizona – Arizona State Land Department |
| 4. Statement of Claimant No.(s): | 39-13899 |
| 5. Statement of Claimant Name(s): | Arizona State Land Department |
| 6. Lessee or Permittee: | Michael J. Cavender and Susan S. Cavender |
| 7. Basis of Right: | 36-100299 |
| 8. Beneficial Use: | Stock watering and wildlife |
| 9. Priority Date: | 12/31/1884 |
| 10. Quantity: | Reasonable Use |
| 11. Place of Use: | SWNE sec. 10 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona See attached map |
| 12. Point of Diversion: | SWNE sec. 10 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona |
| 13. Source of Water: | Section 10 Spring |



AZGEO

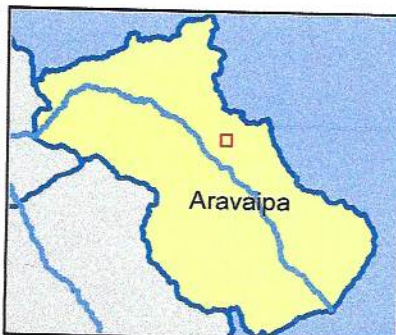
In re SLD - Withrow Ranch, Inc.

Contested Case W1-11-3356
 Watershed File Report
 115-05-033

Section 10 T07S R20E



ADWR August 2020



Legend

| | |
|---------------------|--------------|
| SW - Spring | QQQ |
| SW - Streamside Use | Q |
| WFR Boundary | USFS |
| Section | Private Land |

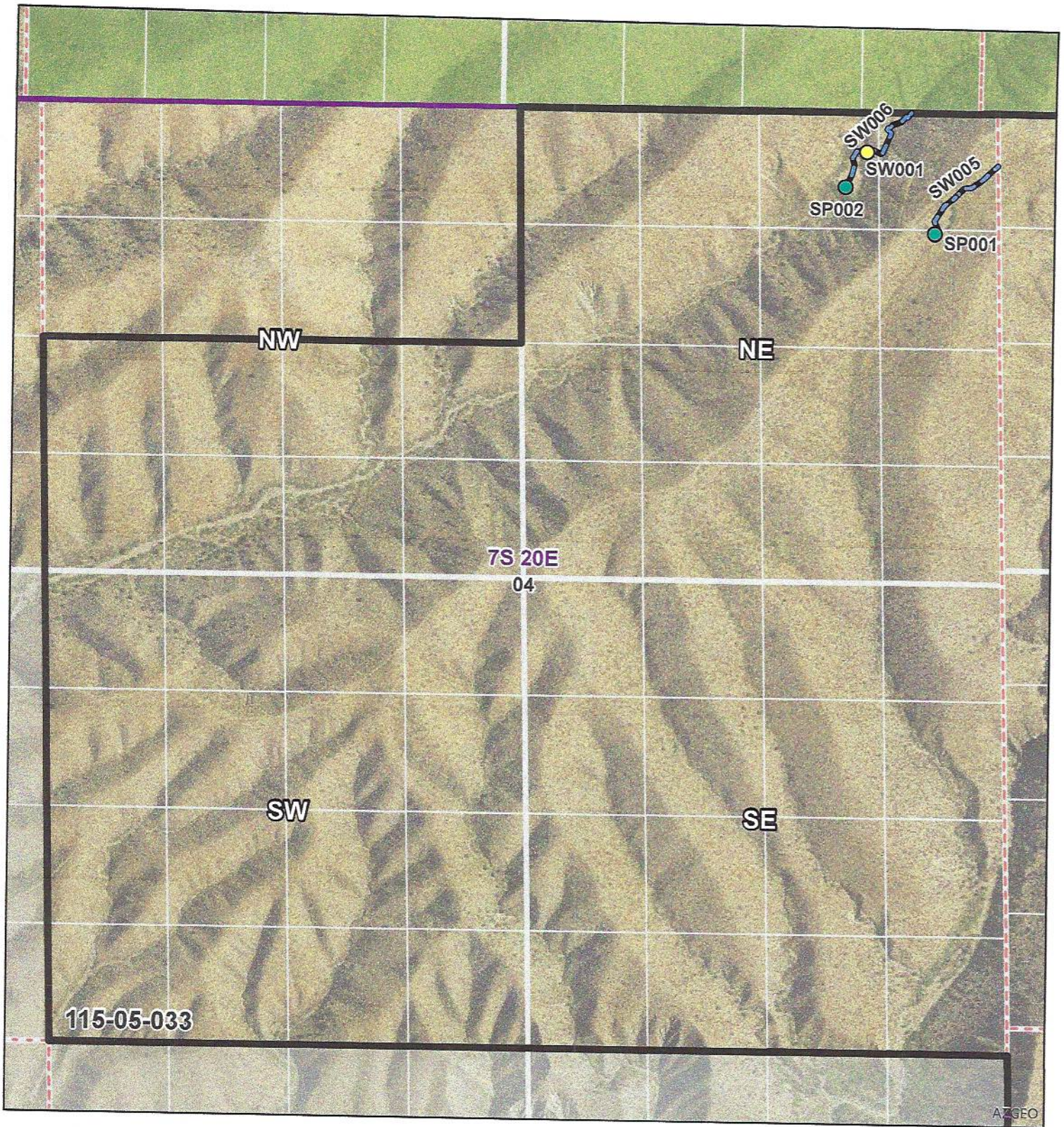
0 375 750 Feet

N

Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department. NAIP 2017.

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

| Attribute | Proposed Abstract of Water Right |
|-----------------------------------|-------------------------------------------------------------------------------------------------------------------|
| 1. Proposed Water Right No.: | 115-05-033-SW005 |
| 2. Owner of Water Right: | State of Arizona – Arizona State Land Department |
| 3. Landowner: | State of Arizona – Arizona State Land Department |
| 4. Statement of Claimant No.(s): | 39-6980 |
| 5. Statement of Claimant Name(s): | Arizona State Land Department |
| 6. Lessee or Permittee: | Michael J. Cavender and Susan S. Cavender |
| 7. Basis of Right: | 36-5029 |
| 8. Beneficial Use: | Stock watering and wildlife |
| 9. Priority Date: | 12/31/1884 |
| 10. Quantity: | Reasonable Use |
| 11. Place of Use: | NENE sec. 4 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona See attached map |
| 12. Point of Diversion: | NENE sec. 4 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona |
| 13. Source of Water: | Little Wonder Wash |



In re SLD - Withrow Ranch, Inc.

Contested Case W1-11-3356

Watershed File Report

115-05-033

Section 4 T07S R20E

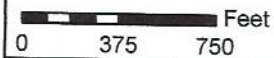


ADWR August 2020



Legend

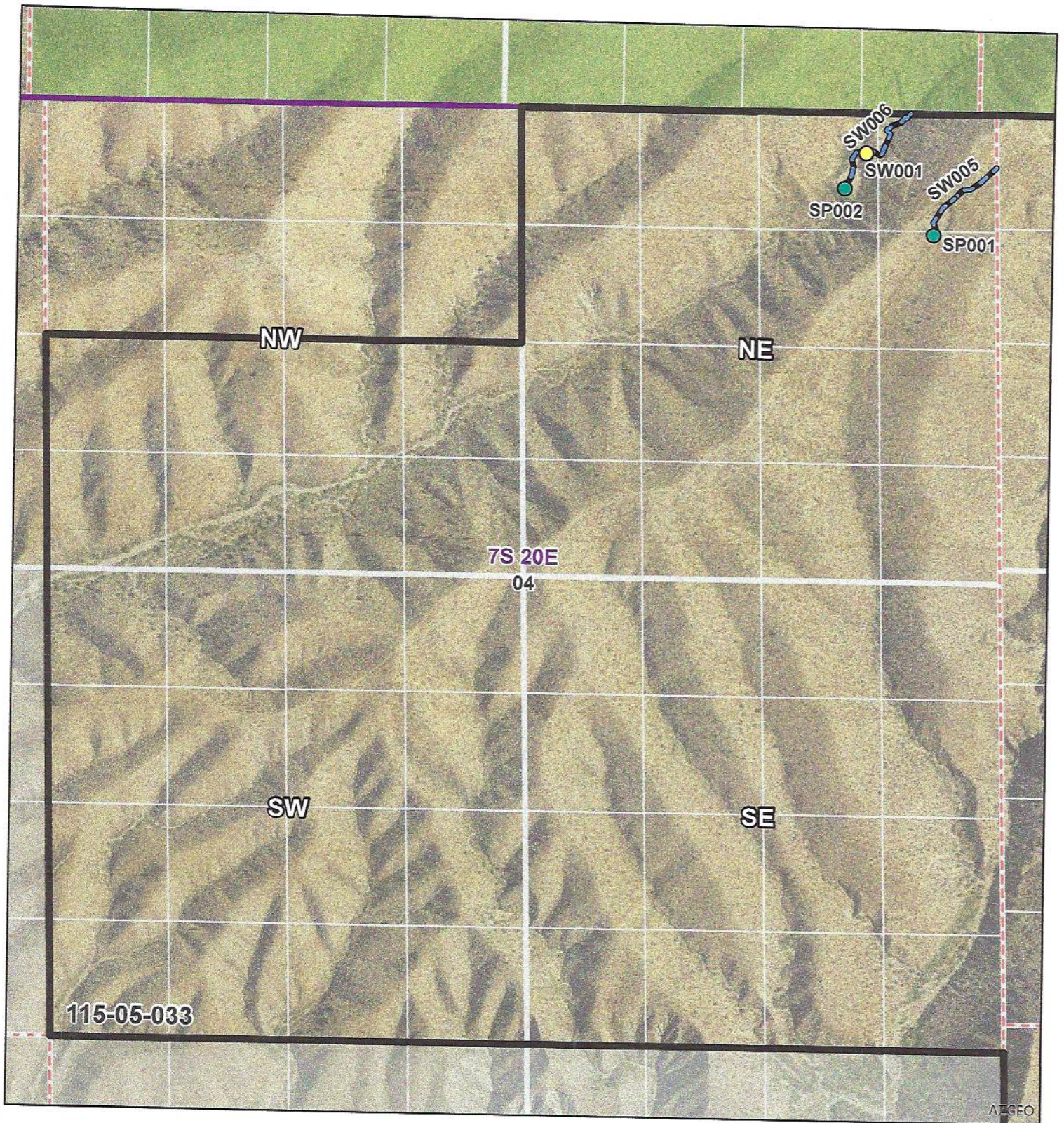
- SP - Stockpond
- SW - Spring
- SW - Streamside Use
- WFR Boundary
- Township
- Section
- QQQ
- Q
- USFS
- Private Land



Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department. NAIP 2017.

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

| Attribute | Proposed Abstract of Water Right |
|-----------------------------------|-------------------------------------------------------------------------------------------------------------|
| 1. Proposed Water Right No.: | 115-05-033-SW006 |
| 2. Owner of Water Right: | State of Arizona – Arizona State Land Department |
| 3. Landowner: | State of Arizona – Arizona State Land Department |
| 4. Statement of Claimant No.(s): | 39-6982 |
| 5. Statement of Claimant Name(s): | Arizona State Land Department |
| 6. Lessee or Permittee: | Michael J. Cavender and Susan S. Cavender |
| 7. Basis of Right: | 36-5031 |
| 8. Beneficial Use: | Stock watering and wildlife |
| 9. Priority Date: | 12/31/1884 |
| 10. Quantity: | Reasonable Use |
| 11. Place of Use: | NENE sec. 4 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona See attached map |
| 12. Point of Diversion: | NENE sec. 4 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona |
| 13. Source of Water: | Spring Canyon |



AZGEO

In re SLD - Withrow Ranch, Inc.

Contested Case W1-11-3356

Watershed File Report

115-05-033

Section 4 T07S R20E



ADWR August 2020



Legend

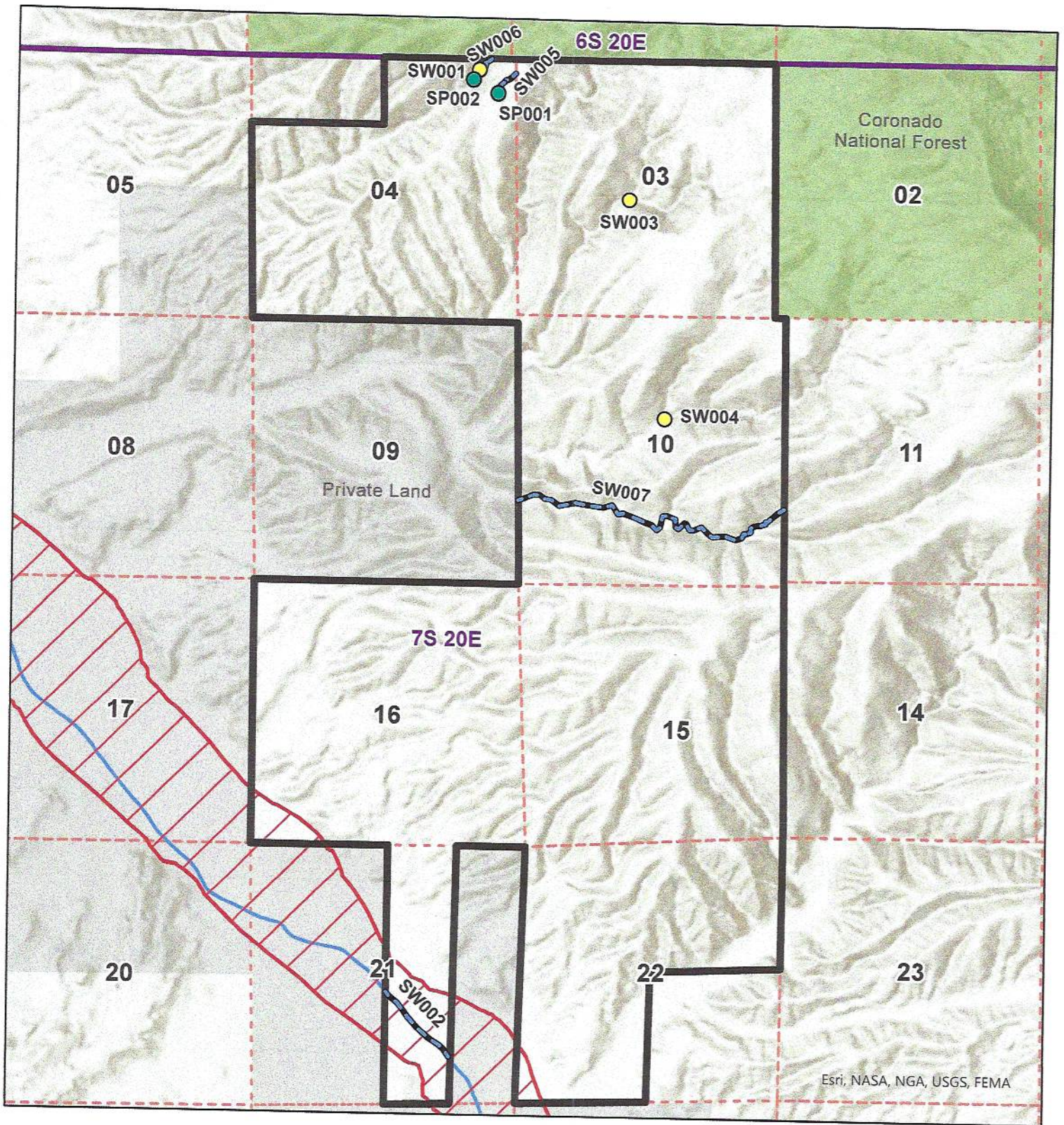
- SP - Stockpond
- SW - Spring
- SW - Streamside Use
- WFR Boundary
- Township
- Section
- QQQ
- Q
- USFS
- Private Land



Data sources include: Land ownership acquired April 2019 from the Arizona State Land Department. NAIP 2017.

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

| Attribute | Proposed Abstract of Water Right |
|------------------------------------------|-----------------------------------------------------------------------------------------------------------------|
| 1. Proposed Water Right No.: | 115-05-033-SW007 |
| 2. Owner of Water Right: | State of Arizona – Arizona State Land Department |
| 3. Landowner: | State of Arizona – Arizona State Land Department |
| 4. Statement of Claimant No.(s): | 39-13943 |
| 5. Statement of Claimant Name(s): | Arizona State Land Department |
| 6. Lessee or Permittee: | Michael J. Cavender and Susan S. Cavender |
| 7. Basis of Right: | 36-100043 |
| 8. Beneficial Use: | Stock watering and wildlife |
| 9. Priority Date: | 12/31/1884 |
| 10. Quantity: | Reasonable Use |
| 11. Place of Use: | NESE sec. 10 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona See attached map |
| 12. Point of Diversion: | NESE sec. 10 T07S R20E of the Gila and Salt River Base and Meridian, Graham County, Arizona |
| 13. Source of Water: | Deep Well Canyon |



In re SLD - Withrow Ranch, Inc.

Contested Case W1-11-3356

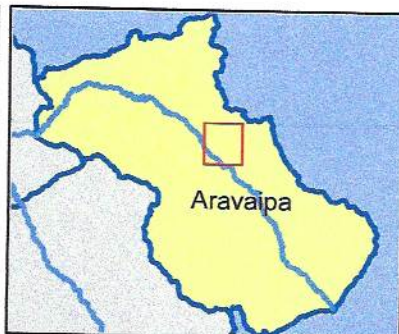
Watershed File Report

115-05-033

T07S R20E



ADWR August 2020



Legend

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



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