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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. W1-11-3441

ORDER TO MAP PROPOSED  
WATER RIGHTS

CONTESTED CASE NAME: *In re Anthony Lunt – State Trust Land*  
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.  
DESCRIPTIVE SUMMARY: Arizona State Land Department shall map locations of potential water rights for stock watering analyzed by Watershed File Report No. 113-10-013. Maps are due on **January 17, 2020**.  
NUMBER OF PAGES: 17  
DATE OF FILING: November 25, 2020

1 This case includes 12 *de minimis* claims for water rights for stock watering analyzed by  
2 Watershed File Reports No. 113-10-013. In 1994, the Special Master issued a Memorandum  
3 Decision, Findings of Fact, and Conclusions of Law for Group 1 Cases involving Stockwatering,  
4 Stockponds, and Domestic Uses, dated November 14, 1994, amended February 23, 1995, approved  
5 and modified September 27, 2002 (“Decision”) that established the procedures for adjudicating *de*  
6 *minimis* water rights for claims in the San Pedro watershed, including the methodology to  
7 determine the water right characteristics set forth in the abstracts. The Decision directed that “[f]or  
8 stockwatering uses, the information set forth in the watershed file report under the ‘uses’ section  
9 will be utilized for determining [the Place of Use] characteristic.” Decision at 43.  
10

11 Arizona Department of Water Resources (ADWR) has explained its methodology used to  
12 define the location for a potential water right for stock watering in a watershed file report and its  
13 current practice as follows:  
14

15 Instream SW PWRs were not mapped. Their locations were described to  
16 the nearest  $\frac{1}{4}$ ,  $\frac{1}{4}$ ,  $\frac{1}{4}$  based on the location where the claimed watercourse  
17 first entered the owned property or lessee allotment boundary, or at the  
18 headwaters of the watercourse if the watercourse originated with the WFR  
19 boundaries.

20 ADWR is currently assessing all SW PWRs using GIS to superimpose  
21 USGS topographic maps and modern imagery to more accurately located  
22 springs and instream uses. As with stockponds, legal descriptions can  
23 now be generated digitally based on the location of an SW PWR.

24 Arizona Department of Water Resources’ Notice of Filing Report in Contested Case No. W1-11-  
25 3300 at 2 (filed April 11, 2018).

26 Thus, ADWR employs its advanced mapping capacities to insure the accuracy of the Place of Use  
27 descriptions in the watershed file reports that are exported into the abstracts for stock watering use.

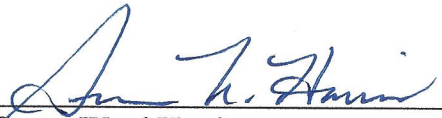
28 In its Report filed November 18, 2019, ADWR highlighted the fact that in many of the  
abstracts the place of use in the underlying Statement of Claimant did not match the place of use  
found in the Watershed File Report using the methodology described above. The comments also

1 noted that the relevant Statements of Claimant identified a place of use not located within the  
2 boundaries of the Watershed File Report No. 113-10-013.


3  
4 This contested case concerns water rights for the land held in trust by the Arizona State  
5 Land Department and leased to Anthony Lunt as the Galiuro Trust and included in the boundaries  
6 of Watershed File Report No. 113-10-013, i.e., section 12 T9S R20E and sections 6 and 7 T9S  
7 R21E. A copy of the map of the boundaries of Watershed File Report No. 113-10-013 is attached  
8 as Attachment A. Copies of the proposed abstracts are attached as Attachment B.

9  
10 **IT IS ORDERED** that by January 17, 2020 Arizona State Land Department shall submit  
11 a map of each proposed abstract showing the location of the stock watering use on the land  
12 within the boundaries of Watershed File Report No. 113-10-013 and leased to the Galiuro Trust.  
13 The maps shall indicate the section, township and range and shall be further be divided into the  
14 quarter, quarter, quarter sections to identify the location of each stock watering use.

15 **IT IS FURTHER ORDERED** that Arizona State Land Department shall state its  
16 position as to whether the location of the place of use for potential water right 115-10-013-  
17 SW012 identified in Watershed File Report No. 113-10-013 is in error.

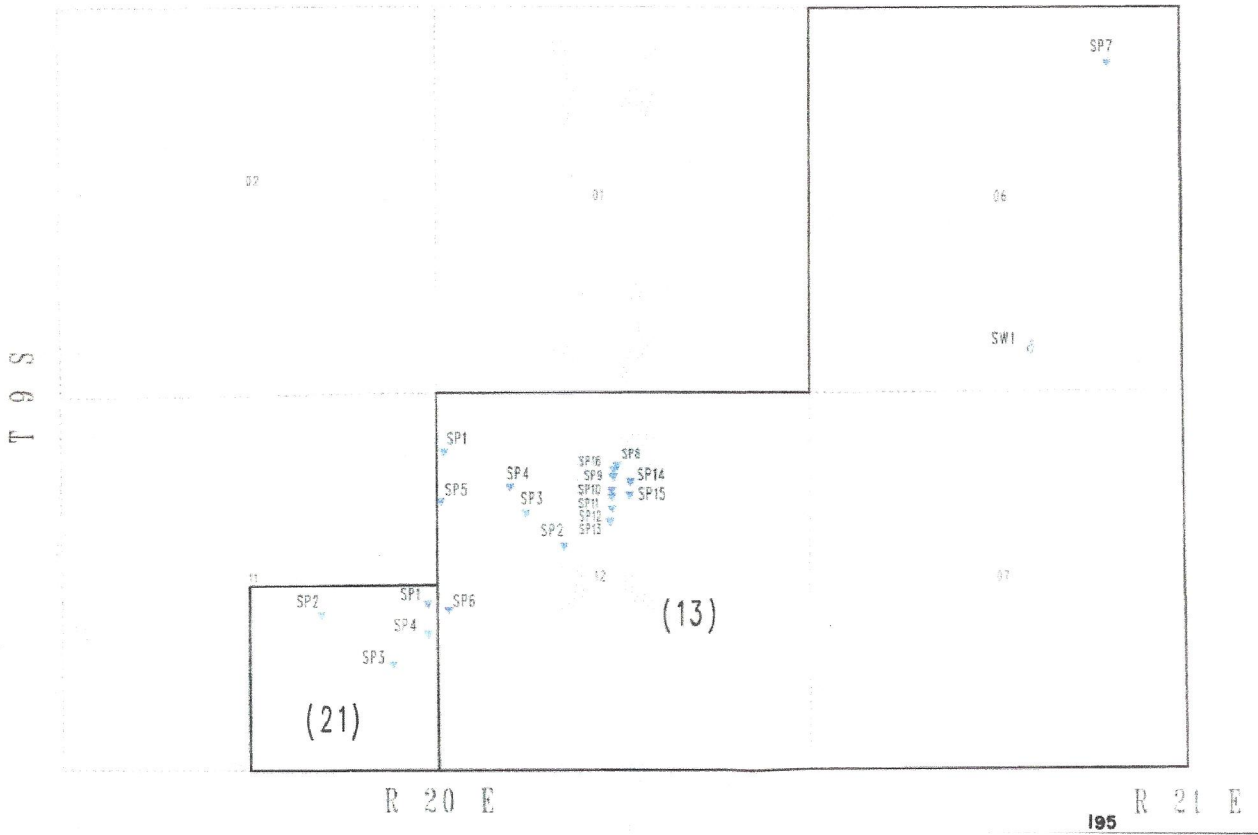
18  
19  
20   
21 Susan Ward Harris  
22 Special Master

23 The original of the foregoing was delivered to the Clerk of  
24 the Maricopa County Superior Court on November 25,  
25 2018, for filing and distributing a copy to all persons listed  
26 on the Court approved mailing list for this Contested Case.

26   
27 Barbara Brown

# ATTACHMENT A

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# ATTACHMENT B



**Abstract of Water Right  
San Pedro Watershed**

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|--|--|
| <b>1. Proposed Water Right No.:</b>      | 115-10-013-SW001                             |
| <b>2. Owner of Water Right:</b>          | Anthony Lunt as trustee of the Galiuro Trust |
| <b>3. Landowner:</b>                     | Arizona State Land Department                |
| <b>4. Statement of Claimant No.(s):</b>  | 39-4210                                      |
| <b>5. Statement of Claimant Name(s):</b> | Anthony Lunt as trustee of the Galiuro Trust |
| <b>6. Lessee or Permittee:</b>           | Anthony Lunt as trustee of the Galiuro Trust |
| <b>7. Basis of Right:</b>                | 36-82403                                     |
| <b>8. Beneficial Use:</b>                | Stockwatering                                |
| <b>9. Priority Date:</b>                 | January 1, 1880                              |
| <b>10. Quantity:</b>                     | Reasonable use                               |
| <b>11. Place of Use:</b>                 | SESWSE section 6 T9S R21E                    |
| <b>12. Point of Diversion:</b>           | SESWSE section 6 T9S R21E                    |
| <b>13. Source of Water:</b>              | Aravaipa Creek                               |
| <b>14. Name of Facility:</b>             | Rudolpho Spring                              |

**Abstract of Water Right  
San Pedro Watershed**

|  |  |
|--|--|
| <b>1. Proposed Water Right No.:</b>      | 115-10-013-SW002                             |
| <b>2. Owner of Water Right:</b>          | State of Arizona                             |
| <b>3. Landowner:</b>                     | State of Arizona                             |
| <b>4. Statement of Claimant No.(s):</b>  | 39-7130                                      |
| <b>5. Statement of Claimant Name(s):</b> | Arizona State Land Department                |
| <b>6. Lessee or Permittee:</b>           | Anthony Lunt as trustee of the Galiuro Trust |
| <b>7. Basis of Right:</b>                | 36-21799<br>36-5133                          |
| <b>8. Beneficial Use:</b>                | Stockwatering                                |
| <b>9. Priority Date:</b>                 | December 31, 1884                            |
| <b>10. Quantity:</b>                     | Reasonable use                               |
| <b>11. Place of Use:</b>                 | SWSWSW section 7 T9S R21E                    |
| <b>12. Point of Diversion:</b>           | SWSWSW section 7 T9S R21E                    |
| <b>13. Source of Water:</b>              | Gardner Creek                                |

**Abstract of Water Right  
San Pedro Watershed**

|  |  |
|--|--|
| <b>1. Proposed Water Right No.:</b>      | 115-10-013-SW003                             |
| <b>2. Owner of Water Right:</b>          | State of Arizona                             |
| <b>3. Landowner:</b>                     | State of Arizona                             |
| <b>4. Statement of Claimant No.(s):</b>  | 39-7097                                      |
| <b>5. Statement of Claimant Name(s):</b> | Arizona State Land Department                |
| <b>6. Lessee or Permittee:</b>           | Anthony Lunt as trustee of the Galiuro Trust |
| <b>7. Basis of Right:</b>                | 36-5108                                      |
| <b>8. Beneficial Use:</b>                | Stockwatering                                |
| <b>9. Priority Date:</b>                 | December 31, 1884                            |
| <b>10. Quantity:</b>                     | Reasonable use                               |
| <b>11. Place of Use:</b>                 | NWSENW section 12 T9S R20E                   |
| <b>12. Point of Diversion:</b>           | NWSESW section 12 T9S R20E                   |
| <b>13. Source of Water:</b>              | Fire Agate Draw                              |



**Abstract of Water Right  
San Pedro Watershed**

|  |  |
|--|--|
| <b>1. Proposed Water Right No.:</b>      | 115-10-013-SW004                             |
| <b>2. Owner of Water Right:</b>          | State of Arizona                             |
| <b>3. Landowner:</b>                     | State of Arizona                             |
| <b>4. Statement of Claimant No.(s):</b>  | 39-7098                                      |
| <b>5. Statement of Claimant Name(s):</b> | Arizona State Land Department                |
| <b>6. Lessee or Permittee:</b>           | Anthony Lunt as trustee of the Galiuro Trust |
| <b>7. Basis of Right:</b>                | 36-5109                                      |
| <b>8. Beneficial Use:</b>                | Stockwatering                                |
| <b>9. Priority Date:</b>                 | December 31, 1884                            |
| <b>10. Quantity:</b>                     | Reasonable use                               |
| <b>11. Place of Use:</b>                 | SESENW section 12 T9S R20E                   |
| <b>12. Point of Diversion:</b>           | SESENW section 12 T9S R20E                   |
| <b>13. Source of Water:</b>              | Third Draw                                   |

**Abstract of Water Right  
San Pedro Watershed**

|  |  |
|--|--|
| <b>1. Proposed Water Right No.:</b>      | 115-10-013-SW005                             |
| <b>2. Owner of Water Right:</b>          | State of Arizona                             |
| <b>3. Landowner:</b>                     | State of Arizona                             |
| <b>4. Statement of Claimant No.(s):</b>  | 39-7100                                      |
| <b>5. Statement of Claimant Name(s):</b> | Arizona State Land Department                |
| <b>6. Lessee or Permittee:</b>           | Anthony Lunt as trustee of the Galiuro Trust |
| <b>7. Basis of Right:</b>                | 36-5222                                      |
| <b>8. Beneficial Use:</b>                | Stockwatering                                |
| <b>9. Priority Date:</b>                 | December 31, 1884                            |
| <b>10. Quantity:</b>                     | Reasonable use                               |
| <b>11. Place of Use:</b>                 | SESENW section 12 T9S R20E                   |
| <b>12. Point of Diversion:</b>           | SESENW section 12 T9S R20E                   |
| <b>13. Source of Water:</b>              | Cliff's Gully                                |

**Abstract of Water Right  
San Pedro Watershed**

|  |  |
|--|--|
| <b>1. Proposed Water Right No.:</b>      | 115-10-013-SW006                             |
| <b>2. Owner of Water Right:</b>          | State of Arizona                             |
| <b>3. Landowner:</b>                     | State of Arizona                             |
| <b>4. Statement of Claimant No.(s):</b>  | 39-7101                                      |
| <b>5. Statement of Claimant Name(s):</b> | Arizona State Land Department                |
| <b>6. Lessee or Permittee:</b>           | Anthony Lunt as trustee of the Galiuro Trust |
| <b>7. Basis of Right:</b>                | 36-5111                                      |
| <b>8. Beneficial Use:</b>                | Stockwatering                                |
| <b>9. Priority Date:</b>                 | December 31, 1884                            |
| <b>10. Quantity:</b>                     | Reasonable use                               |
| <b>11. Place of Use:</b>                 | SWNWNW section 12 T9S R20E                   |
| <b>12. Point of Diversion:</b>           | SWNWNW section 12 T9S R20E                   |
| <b>13. Source of Water:</b>              | Isley Draw                                   |

**Abstract of Water Right  
San Pedro Watershed**

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|--|--|
| <b>1. Proposed Water Right No.:</b>      | 115-10-013-SW007                             |
| <b>2. Owner of Water Right:</b>          | State of Arizona                             |
| <b>3. Landowner:</b>                     | State of Arizona                             |
| <b>4. Statement of Claimant No.(s):</b>  | 39-7102                                      |
| <b>5. Statement of Claimant Name(s):</b> | Arizona State Land Department                |
| <b>6. Lessee or Permittee:</b>           | Anthony Lunt as trustee of the Galiuro Trust |
| <b>7. Basis of Right:</b>                | 36-5112                                      |
| <b>8. Beneficial Use:</b>                | Stockwatering                                |
| <b>9. Priority Date:</b>                 | December 31, 1884                            |
| <b>10. Quantity:</b>                     | Reasonable use                               |
| <b>11. Place of Use:</b>                 | NWNWSW section 12 T9S R20E                   |
| <b>12. Point of Diversion:</b>           | NWNWSW section 12 T9S R20E                   |
| <b>13. Source of Water:</b>              | Sewell Draw                                  |

**Abstract of Water Right  
San Pedro Watershed**

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|--|--|
| <b>1. Proposed Water Right No.:</b>      | 115-10-013-SW008                             |
| <b>2. Owner of Water Right:</b>          | State of Arizona                             |
| <b>3. Landowner:</b>                     | State of Arizona                             |
| <b>4. Statement of Claimant No.(s):</b>  | 39-7103                                      |
| <b>5. Statement of Claimant Name(s):</b> | Arizona State Land Department                |
| <b>6. Lessee or Permittee:</b>           | Anthony Lunt as trustee of the Galiuro Trust |
| <b>7. Basis of Right:</b>                | 36-5113                                      |
| <b>8. Beneficial Use:</b>                | Stockwatering                                |
| <b>9. Priority Date:</b>                 | December 31, 1884                            |
| <b>10. Quantity:</b>                     | Reasonable use                               |
| <b>11. Place of Use:</b>                 | SEWNNE section 6 T9S R21E                    |
| <b>12. Point of Diversion:</b>           | SEWNNE section 6 T9S R21E                    |
| <b>13. Source of Water:</b>              | Chimney Draw                                 |



**Abstract of Water Right  
San Pedro Watershed**

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|--|--|
| <b>1. Proposed Water Right No.:</b>      | 115-10-013-SW009                             |
| <b>2. Owner of Water Right:</b>          | State of Arizona                             |
| <b>3. Landowner:</b>                     | State of Arizona                             |
| <b>4. Statement of Claimant No.(s):</b>  | 39-13231                                     |
| <b>5. Statement of Claimant Name(s):</b> | Arizona State Land Department                |
| <b>6. Lessee or Permittee:</b>           | Anthony Lunt as trustee of the Galiuro Trust |
| <b>7. Basis of Right:</b>                | 36-5467                                      |
| <b>8. Beneficial Use:</b>                | Stockwatering                                |
| <b>9. Priority Date:</b>                 | December 31, 1884                            |
| <b>10. Quantity:</b>                     | Reasonable use                               |
| <b>11. Place of Use:</b>                 | NWNWNW section 6 T9S R21E                    |
| <b>12. Point of Diversion:</b>           | NWNWNW section 6 T9S R21E                    |
| <b>13. Source of Water:</b>              | Fire Draw                                    |
| <b>14. Name of Facility</b>              | R Tank                                       |

**Abstract of Water Right  
San Pedro Watershed**

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| <b>1. Proposed Water Right No.:</b>      | 115-10-013-SW010                             |
| <b>2. Owner of Water Right:</b>          | State of Arizona                             |
| <b>3. Landowner:</b>                     | State of Arizona                             |
| <b>4. Statement of Claimant No.(s):</b>  | 39-13239                                     |
| <b>5. Statement of Claimant Name(s):</b> | Arizona State Land Department                |
| <b>6. Lessee or Permittee:</b>           | Anthony Lunt as trustee of the Galiuro Trust |
| <b>7. Basis of Right:</b>                | 36-5476                                      |
| <b>8. Beneficial Use:</b>                | Stockwatering                                |
| <b>9. Priority Date:</b>                 | December 31, 1884                            |
| <b>10. Quantity:</b>                     | Reasonable use                               |
| <b>11. Place of Use:</b>                 | SESENW section 12 T9S R20E                   |
| <b>12. Point of Diversion:</b>           | SESENW section 12 T9S R20E                   |
| <b>13. Source of Water:</b>              | Border Draw                                  |

**Abstract of Water Right  
San Pedro Watershed**

|  |  |
|--|--|
| <b>1. Proposed Water Right No.:</b>      | 115-10-013-SW011                             |
| <b>2. Owner of Water Right:</b>          | State of Arizona                             |
| <b>3. Landowner:</b>                     | State of Arizona                             |
| <b>4. Statement of Claimant No.(s):</b>  | 39-13241                                     |
| <b>5. Statement of Claimant Name(s):</b> | Arizona State Land Department                |
| <b>6. Lessee or Permittee:</b>           | Anthony Lunt as trustee of the Galiuro Trust |
| <b>7. Basis of Right:</b>                | 36-5477                                      |
| <b>8. Beneficial Use:</b>                | Stockwatering                                |
| <b>9. Priority Date:</b>                 | December 31, 1884                            |
| <b>10. Quantity:</b>                     | Reasonable use                               |
| <b>11. Place of Use:</b>                 | NWSWNW section 12 T9S R20E                   |
| <b>12. Point of Diversion:</b>           | NWSWNW section 12 T9S R20E                   |
| <b>13. Source of Water:</b>              | First Draw                                   |

**Abstract of Water Right  
San Pedro Watershed**

|  |  |
|--|--|
| <b>1. Proposed Water Right No.:</b>      | 115-10-013-SW012                             |
| <b>2. Owner of Water Right:</b>          | State of Arizona                             |
| <b>3. Landowner:</b>                     | State of Arizona                             |
| <b>4. Statement of Claimant No.(s):</b>  | 39-13393                                     |
| <b>5. Statement of Claimant Name(s):</b> | Arizona State Land Department                |
| <b>6. Lessee or Permittee:</b>           | Anthony Lunt as trustee of the Galiuro Trust |
| <b>7. Basis of Right:</b>                | 36-5479                                      |
| <b>8. Beneficial Use:</b>                | Stockwatering                                |
| <b>9. Priority Date:</b>                 | December 31, 1884                            |
| <b>10. Quantity:</b>                     | Reasonable use                               |
| <b>11. Place of Use:</b>                 | SWSESE section 7 T9S R20E                    |
| <b>12. Point of Diversion:</b>           | SWSESE section 7 T9S R20E                    |
| <b>13. Source of Water:</b>              | Paddy's River                                |