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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. W1-11-3300

ORDER SETTING DATE FOR
SUGGESTED CORRECTIONS OF
PROPOSED WATER RIGHTS FOR
THE NATURE CONSERVANCY

CONTESTED CASE NAME: *In re Arizona Chapter of the Nature Conservancy – Aravaipa Creek
De Minimis*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.

DESCRIPTIVE SUMMARY: The Special Master issues abstracts for proposed water rights for stockponds and for stock watering analyzed by Watershed File Report Nos. 115-05-30, 115-05-41, 115-05-44, and 115-05-49 and sets a deadline to file suggested corrections.

NUMBER OF PAGES: 29.

DATE OF FILING: April 25, 2018


1 This case originally involved *de minimis* claims for water rights analyzed by watershed
2 file nos. 115-04-10, 115-05-30, 115-05-41, 115-05-44, and 115-05-49 included in the final
3 hydrographic survey report for the San Pedro Watershed (“San Pedro HSR”) filed on November
4 20, 1991. Watershed file report 115-04-10 analyzed a single statement of claimant, 39-5499.
5 By minute entry filed April 10, 2018, Statement of Claimant 39-5499 was dismissed.
6 Accordingly no further action will be taken with respect to watershed file report 115-04-10.
7

8 This case now involves claims for water rights analyzed in watershed file reports 115-
9 05-30, 115-05-41, 115-05-44, and 115-05-49. In 1994, the Special Master issued a
10 Memorandum Decision, Findings of Fact, and Conclusions of Law for Group 1 Cases involving
11 Stockwatering, Stockponds, and Domestic Uses, dated November 14, 1994, amended February
12 23, 1995, approved and modified September 27, 2002 (“Decision”). The Decision established
13 the procedures for adjudicating *de minimis* water rights for claims in the San Pedro watershed.
14 Once the proposed water right abstracts have been prepared, “the litigants will be provided an
15 opportunity to suggest the correction of mistakes in the proposed abstracts.” Decision, p. 47.
16 Following the correction process, the abstracts will be included in a catalog of proposed water
17 rights where they will be subject to very limited set of objections and ultimately in a final
18 decree.
19
20

21 As required by the Decision, proposed water right abstracts have been prepared for the *de*
22 *minimis* water rights analyzed by watershed file nos. 115-05-30, 115-05-41, 115-05-44, and 115-
23 05-49 which are attached as Appendix A. The Arizona Department of Water Resources
24 (ADWR) has reviewed the legal descriptions for places of use and points of diversion. By a
25 Report filed April 11, 2018, ADWR recommended revisions to the legal descriptions for proposed
26 water rights nos. 115-05-041-SP004 and 115-05-049-SW006. The report contained an aerial map
27 and a topographical map of the site for the proposed water uses.
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IT IS ORDERED that any suggested corrections to the proposed abstracts shall be filed on or before June 25, 2018.



Susan Ward Harris
Special Master

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



Barbara Brown

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APPENDIX A

Abstract of Water Right
San Pedro Watershed

1. Proposed Water Right No:	115-05-030-SW001
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-2649
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-61128
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	June 12, 1919
10. Quantity:	Reasonable Use
11. Place of Use:	SWSWNW 19 T7S R19E
12. Point of Diversion:	SWSWNW 19 T7S R19E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Lime Spring

Abstract of Water Right
San Pedro Watershed

1. Proposed Water Right No:	115-05-030-SP001
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-2647
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	38-61132
8. Beneficial Use	Stockpond
9. Priority Date	November 1, 1963
10. Quantity:	4 ac-ft with continuous fill
11. Place of Use:	NWNESW 18 T7S R19E
12. Point of Diversion:	NWNESW 18 T7S R19E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Red Butte Tank

**Abstract of Water Right
San Pedro Watershed**

1. Proposed Water Right No:	115-05-041-SP001
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5494
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37275
8. Beneficial Use	Stockpond
9. Priority Date	September 30, 2951
10. Quantity:	4 ac-ft with continuous fill
11. Place of Use:	NWNWNE 20 6S 18E
12. Point of Diversion:	NWNWNE 20 6S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Rim Rocks Tanks

Abstract of Water Right
San Pedro Watershed

1. Proposed Water Right No:	115-05-041-SP002
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5494
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37275
8. Beneficial Use	Stockpond
9. Priority Date	December 31, 1951
10. Quantity:	4 ac-ft with continuous fill
11. Place of Use:	NENWNE 20 6S 18E
12. Point of Diversion:	NENWNE 20 6S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Rim Rocks Tank

Abstract of Water Right
San Pedro Watershed

1. Proposed Water Right No:	115-05-041-SP003
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5506
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37278
8. Beneficial Use	Stockpond
9. Priority Date	December 31, 1958
10. Quantity:	4 ac-ft with continuous fill
11. Place of Use:	SWNW 31 6S 18E
12. Point of Diversion:	SWNW 31 6S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Hagen Canyon

**Abstract of Water Right
San Pedro Watershed**

1. Proposed Water Right No:	115-05-041-SP004
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5529
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37277
8. Beneficial Use	Stockpond
9. Priority Date	December 31, 1954
10. Quantity:	4 ac-ft with continuous fill
11. Place of Use:	NESWSE 31 6S 18E
12. Point of Diversion:	NESWSE 31 6S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Cliff Tank

Abstract of Water Right San Pedro Watershed

1. Proposed Water Right No:	115-05-041-SP005
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5528
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37280
8. Beneficial Use	Stockpond
9. Priority Date	December 31, 1930
10. Quantity:	4 ac-ft with continuous fill
11. Place of Use:	NWNE 4 7S 18E
12. Point of Diversion:	NWNE 4 7S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Wood Draw Reserve aka Concr Dam

**Abstract of Water Right
San Pedro Watershed**

1. Proposed Water Right No:	115-05-041-SP006
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5527
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37279
8. Beneficial Use	Stockpond
9. Priority Date	December 31, 1954
10. Quantity:	4 ac-ft with continuous fill
11. Place of Use:	NENENW 4 7S 18E
12. Point of Diversion:	NENENW 4 7S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Wood Draw Dirt Tank

**Abstract of Water Right
San Pedro Watershed**

1. Proposed Water Right No:	115-05-041-SW001
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5547
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37289
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1888
10. Quantity:	Reasonable Use
11. Place of Use:	NWNW 31 6S 18E
12. Point of Diversion:	NWNW 31 6S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Hagen Canyon Spring

**Abstract of Water Right
San Pedro Watershed**

1. Proposed Water Right No:	115-05-041-SW002
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5524
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37290
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1951
10. Quantity:	Reasonable Use
11. Place of Use:	NWSE 32 6S 18E
12. Point of Diversion:	NWSE 32 6S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Bear Springs

**Abstract of Water Right
San Pedro Watershed**

1. Proposed Water Right No:	115-05-041-SW003
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5486
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37285
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1951
10. Quantity:	Reasonable Use
11. Place of Use:	SENE 7 7S 18E
12. Point of Diversion:	SENE 7 7S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Oak Spring

Abstract of Water Right
San Pedro Watershed

1. Proposed Water Right No:	115-05-041-SW004
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5503
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37288
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1951
10. Quantity:	Reasonable Use
11. Place of Use:	NESW 7 7S 18E 18E
12. Point of Diversion:	NESW 7 7S 18E 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Cave Spring

**Abstract of Water Right
San Pedro Watershed**

1. Proposed Water Right No:	115-05-041-SW005
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5534
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37286
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1951
10. Quantity:	Reasonable Use
11. Place of Use:	NESW 8 7S 18E 18E
12. Point of Diversion:	NESW 8 7S 18E 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Cherry Spring

**Abstract of Water Right
San Pedro Watershed**

1. Proposed Water Right No:	115-05-041-SW006
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5487
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37287
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1951
10. Quantity:	Reasonable Use
11. Place of Use:	SWNW 9 7S 18E
12. Point of Diversion:	SWNW 9 7S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Pipe Spring

**Abstract of Water Right
San Pedro Watershed**

1. Proposed Water Right No:	115-05-041-SW007
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5488
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37295
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1951
10. Quantity:	Reasonable Use
11. Place of Use:	NWSWNE 15 7S 18E
12. Point of Diversion:	NWSWNE 15 7S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Virgus Canyon Spring

**Abstract of Water Right
San Pedro Watershed**

1. Proposed Water Right No:	115-05-041-SW008
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5492
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-85311
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1951
10. Quantity:	Reasonable Use
11. Place of Use:	SWNE 15 7S 18E
12. Point of Diversion:	SWNE 15 7S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Outhouse Spring

**Abstract of Water Right
San Pedro Watershed**

1. Proposed Water Right No:	115-05-041-SW009
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5493
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-85312
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1951
10. Quantity:	Reasonable Use
11. Place of Use:	NENESE 17 7S 18E
12. Point of Diversion:	NENESE 17 7S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Upper Virgus Spring

Abstract of Water Right
San Pedro Watershed

1. Proposed Water Right No:	115-05-041-SW010
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5536
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	
10. Quantity:	Reasonable Use
11. Place of Use:	NENWNE 17 7S 18E
12. Point of Diversion:	NENWNE 17 7S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Spring

**Abstract of Water Right
San Pedro Watershed**

1. Proposed Water Right No:	115-05-041-SW012
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5535
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-85317
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1980
10. Quantity:	Reasonable Use
11. Place of Use:	SEWNNE 7 7S 18E
12. Point of Diversion:	SEWNNE 7 7S 18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Skeleton Canyon

Abstract of Water Right
San Pedro Watershed

1. Proposed Water Right No:	115-05-044-SW001
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-5500
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-37270
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1890
10. Quantity:	Reasonable Use
11. Place of Use:	SESWNE 35 T6S R19E
12. Point of Diversion:	SESWNE 35 T6S R19E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Claridge Diversion Dam/Stover Springs

Abstract of Water Right
San Pedro Watershed

1. Proposed Water Right No:	115-05-049-SW002
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-2642
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-61121
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1867
10. Quantity:	Reasonable Use
11. Place of Use:	NWSE 13 T7S R18E
12. Point of Diversion:	NWSE 13 T7S R18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Kate Spring

Abstract of Water Right
San Pedro Watershed

1. Proposed Water Right No:	115-05-049-SW003
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-2651
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-61130
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1867
10. Quantity:	Reasonable Use
11. Place of Use:	SENW 14 T7S R18E
12. Point of Diversion:	SENW 14 T7S R18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Parson Spring

Abstract of Water Right
San Pedro Watershed

1. Proposed Water Right No:	115-05-049-SW004
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-2648
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-61124
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1867
10. Quantity:	Reasonable Use
11. Place of Use:	NESW 23 T7S R18E
12. Point of Diversion:	NESW 23 T7S R18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Cement Tank Spring

Abstract of Water Right
San Pedro Watershed

1. Proposed Water Right No:	115-05-049-SW005
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-2640
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-61129
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1867
10. Quantity:	Reasonable Use
11. Place of Use:	NWNW 25 T7S R18E
12. Point of Diversion:	NWNW 25 T7S R18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Green House Spring

Abstract of Water Right
San Pedro Watershed

1. Proposed Water Right No:	115-05-049-SW006
2. Owner of Water Right:	The Nature Conservancy
3. Landowner:	The Nature Conservancy
4. Statement of Claimant No.(s):	39-2650
5. Statement of Claimant Name(s):	The Nature Conservancy
6. Lessee or Permittee:	None
7. Basis of Right:	36-61131
8. Beneficial Use	Stock watering and wildlife
9. Priority Date	December 31, 1867
10. Quantity:	Reasonable Use
11. Place of Use:	NESWNW 26 T7S R18E
12. Point of Diversion:	NESWNW 26 T7S R18E
13. Source of Water:	Aravaipa Creek
14. Name of Facility:	Peach Spring