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

Contested Case No. W1-11-2089

ORDER TO FILE STIPULATED  
ABSTRACTS OR STATUS REPORT

CONTESTED CASE NAME: *In Valley National Bank*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report

DESCRIPTIVE SUMMARY: Stipulated abstracts or status report due **October 18, 2022**.

NUMBER OF PAGES: 13

DATE OF FILING: August 31, 2022

This contested case had been consolidated with *In re St. David Irrigation District*, contested case W1-11-1675. It was severed by Order dated August 30, 2022, in accordance with Case Management Order dated July 21, 2022, governing the second phase of that consolidated case. The purpose of this proceeding is to adjudicate all of the claimed water rights and resolve all of the objections filed in contested case W1-11-2089.

1 This case will adjudicate the claims for water rights and resolve objections to Watershed  
2 File Report and Zone 2 Well Report 112-17-DBA-087 (collectively "Report") published in the  
3 Final San Pedro River Watershed Hydrographic Survey Report (1991). The Report identified  
4 potential water rights for domestic and irrigation uses for land located in Section 5 Township  
5 18S Range 21E. The identified source of water for the claimed uses are surface water and wells,  
6 two of which are operated by the St. David Irrigation District. A copy of the Report is attached  
7 as Attachment A. A copy of the map prepared for the Report is attached as Attachment B.  
8

9 The Report does not identify any Statements of Claimant. St. David Irrigation District  
10 filed Statements of Claimant 39-6593 and 39-6594 that include land located in section 5  
11 Township 18S Range 21E in its description of "Place of Use." Arizona Department of Water  
12 Resources prepared Watershed File Report 112-17-088 that discussed the results of its  
13 investigation of Statements of Claimant 39-6593 and 39-6594.  
14

15 The Arizona Department of Water Resources also identified the land investigated for  
16 the Report as Cochise County tax parcel 121-09-011A and 121-09-011B. A copy of the map  
17 prepared by Arizona Department of Water Resources is attached as Attachment C. The public  
18 records of Cochise County Assessor's Office names Barbara Jo Salomon as the owner of tax  
19 parcel 121-09-011A and BF Salomon-Funston as the owner of tax parcel 121-09-011B. The  
20 public records maintained by the Arizona Department of Water Resources do not contain a  
21 Statement of Claimant filed by any of the named landowners.  
22

23  
24 **IT IS ORDERED:**

25  
26 1. Contested Case. This contested case will address the Statements of Claimant  
27 identified above and the objections that were filed to Watershed File Report and Zone 2 Well  
28 Report 112-17-DBA-087 published in the Final San Pedro River Watershed Hydrographic

1 Survey Report (1991). Copies of objections can be found under the case name and number on  
2 the following website:  
3 [http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp)  
4 [asp](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp)

5 2. Litigants. The litigants in this contested case are the St. David Irrigation District,  
6 the current landowners, all persons who filed objections to the Watershed File Report and Zone  
7 2 Well Report 112-17-DBA-087 or Watershed File Report 112-17-088, and claimants allowed  
8 to intervene by order.

9  
10 3. Court-Approved Mailing List.

11 A. The initial Court-approved mailing list for this case shall include all  
12 persons listed on Attachment D to this order. The list may be modified only by  
13 filing a motion with the Special Master to amend the Court-approved mailing list.  
14 Litigants are responsible for using the current Court-approved mailing list.

15  
16 B. A copy of any pleading filed with the Clerk of the Maricopa County  
17 Superior Court in this case shall be served upon each person listed on the Court-  
18 approved mailing list.

19  
20 C. Claimants wishing to be added or removed from the mailing list shall file  
21 a motion with the Special Master. Parties allowed to intervene will be  
22 automatically added to the mailing list.



1           4.    Stipulation or Status Report. Stipulated abstracts or, if no agreement can be  
2 reached among the parties, a status report shall be filed by the St. David Irrigation District by  
3 **October 18, 2022.**

4  
5   
6 SUSAN WARD HARRIS  
7 Special Master

8  
9 On August 31, 2022, the original of the foregoing was  
10 delivered to the Clerk of the Maricopa County Superior  
11 Court for filing and distributing a copy to all persons  
12 listed on the Court-approved mailing list for this contested  
13 case, a copy of which is attached hereto as Attachment D.

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15 Emily Natale

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**ATTACHMENT A**

LAND OWNER

WATERSHED FILE  
REPORT NUMBER

VALLEY NATIONAL BANK  
% GEORGE H. & ARLENE  
STECKER

112-17-DBA-087

D I V E R S I O N S

DIV #	LOCATION			DIVERSION NAME	WATER SOURCE AND CLASSIFICATION
	SECTION	TWNP	RNGE		
DO1	NENWSW04	190S	210E	ST. DAVID I.D. DITCH	SURFACE WATER: SAN PEDRO RIVER SHARED
WO1	SWNENW05	180S	210E	UNNAMED	GROUNDWATER : CATALOGUED
W99	NWSW28	180S	210E	ST. DAVID I.D. WELLS	GROUNDWATER : ZONE 2 SHARED

W1-11-2089

U S E S

PWR #	LOCATION			SUPPLIED BY		PHOTO SOURCE DATE	CHANGE	FACILITY NAME
	SECTION	TWNP	RNGE	DIVERSIONS	WATER SOURCES			
DMOO1	SWNENW05	180S	210E	WO1	GROUNDWATER : CATALOGUED		NO	
IROO1	NENW05	180S	210E	DO1,W99	SURFACE WATER	1935	NO	
IROO2	NWNW05	180S	210E	DO1,W99	GROUNDWATER : ZONE 2	1964	NO	
					SURFACE WATER			
					GROUNDWATER : ZONE 2			

S H A R E D U S E S A N D D I V E R S I O N S

- \*\* DIVERSION DO1 OPERATED BY THE ST DAVID IRRIGATION DISTRICT (FILE 12-17-88) SUPPLIES WATER TO PWRs IN THIS FILE.
- \*\* DIVERSION W99 OPERATED BY THE ST DAVID IRRIGATION DISTRICT (FILE 112-17-88) SUPPLIES WATER TO PWRs IN THIS FILE.

P W R S U M M A R Y

PWR #	APPLICABLE	APPLICABLE	*APPARENT FIRST USE DATE*		WATER SOURCES AND CLASSIFICATIONS
	ADJ FILINGS	PRE FILINGS	DATE BASIS	FOR DATE	
DMOO1	NONE	NONE			GROUNDWATER : CATALOGUED
IROO1	NONE	NONE	1881	ST. DAVID I.D. INFO.	SURFACE WATER: SAN PEDRO RIVER GROUNDWATER : ZONE 2
IROO2	NONE	NONE	1964	1964 AERIAL PHOTO	SURFACE WATER: SAN PEDRO RIVER GROUNDWATER : ZONE 2

Q U A N T I T I E S O F U S E

PWR #	QUANTIFICATION	ACRES	CROP TYPE	EFF	WATER DUTY	ESTIMATED VOLUME	REMARKS
	TYPE						
DMOO1							SEE VOLUME 1 - GENERAL ASSESSMENT
IROO1	MAX. OBSERVED	12.3	PERM. PSTR	45%	7.0 AF/AC	86.1 AFA	
	REGIONAL	12.3	AVE. CROP	50%	5.4 AF/AC	66.4 AFA	
IROO2	MAX. POTENTIAL	12.3	ALFALFA	45%	7.4 AF/AC	91.0 AFA	
	MAX. OBSERVED	4.5	PERM. PSTR	45%	7.0 AF/AC	31.5 AFA	
	REGIONAL	4.5	AVE. CROP	50%	5.4 AF/AC	24.3 AFA	
	MAX. POTENTIAL	4.5	ALFALFA	45%	7.4 AF/AC	33.3 AFA	

E X P L A N A T I O N

D I V E R S I O N S

- D1 - DIVERSION FROM THE SAN PEDRO RIVER INTO THE ST. DAVID IRRIGATION DISTRICT DITCH.
- W1 - A CATALOGUED WELL PROVIDES WATER FOR DOMESTIC USES.
- W99 - WELLS W1 & W2, WHICH ARE OWNED AND OPERATED BY THE ST. DAVID IRRIGATION DISTRICT (SDID), ARE USED TO SUPPLEMENT SURFACE WATER DIVERTED FROM THE SAN PEDRO RIVER BY SDID DIVERSION D1 FOR IRRIGATION USES WITHIN THE DISTRICT.

U S E S A N D R E S E R V O I R S

- DM1- DOMESTIC USE.

IR1 & IR2 - IRRIGATED PASTURE.

PWR SUMMARY

FILINGS MADE BY THE ST. DAVID IRRIGATION DISTRICT APPLY TO IRRIGATION USES (IR1 & IR2) ON THIS PROPERTY. FOR MORE INFORMATION ON THE ST. DAVID IRRIGATION, DISTRICT, SEE THE MAJOR USERS REPORTS IN VOLUME 1.

LAND OWNER

ZONE 2 WELL  
REPORT NUMBER

-----  
VALLEY NATIONAL BANK  
% GEORGE H. & ARLENE  
STECKER

-----  
112-17-DBA-087

WELLS	WELL NAMES	WELL LOCATION			WATER USES SERVED	REMARKS
		SECTION	TWNP	RNGE		
W99	ST. DAVID I.D. WELLS	NWSW28	180S	210E	IROO1, IROO2	WI-11-2089 SHARED

WATER USE NUMBERS	WATER USE LOCATION			*** APPARENT FIRST USE ***		APPAR. ANNUAL VOLUME USED	ACRES IRRIGATED
	SECTION	TWNP	RNGE	DATE	BASIS FOR DATE		
IROO1	NENW05	180S	210E	1881	ST. DAVID I.D. INFO.	66.4 AFA	12.3
IROO2	NWNW05	180S	210E	1964	1964 AERIAL PHOTO	24.3 AFA	4.5

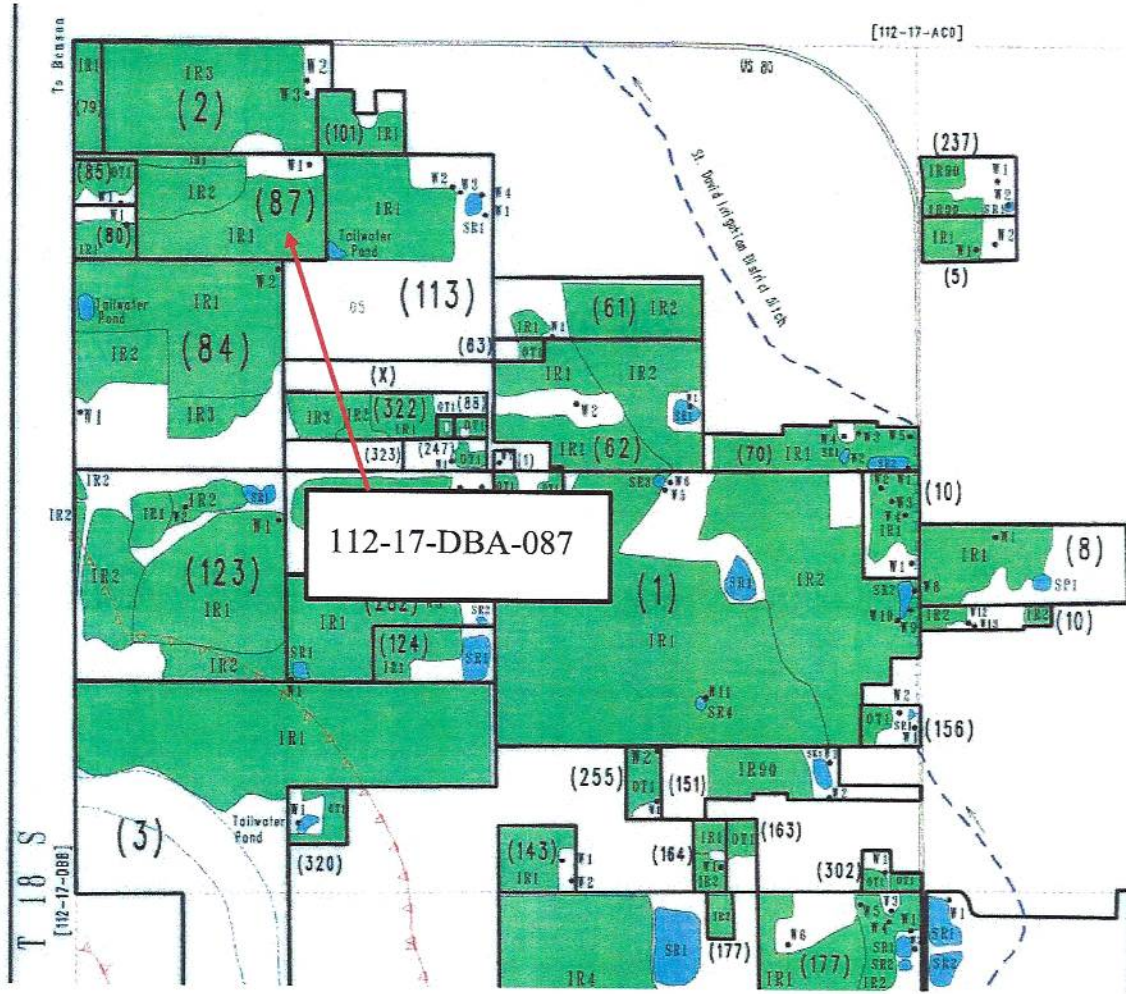
EXPLANATION

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THE APPARENT ANNUAL VOLUME REPORTED FOR IROO1 IS PARTIALLY SUPPLIED BY SURFACE WATER.  
 THE APPARENT ANNUAL VOLUME REPORTED FOR IROO2 IS PARTIALLY SUPPLIED BY SURFACE WATER.  
 \*\* WATER FROM W99 FOUND IN FILE (112-17-88) IS USED IN THIS FILE.  
 W99 - WELLS W1 & W2. WHICH ARE OWNED AND OPERATED BY THE ST. DAVID IRRIGATION DISTRICT (SDID),  
 ARE USED TO SUPPLEMENT SURFACE WATER DIVERTED FROM THE SAN PEDRO RIVER BY SDID DIVERSION D1 FOR  
 IRRIGATION USES WITHIN THE DISTRICT.  
 IR1 & IR2 - IRRIGATED PASTURE.



# ATTACHMENT B

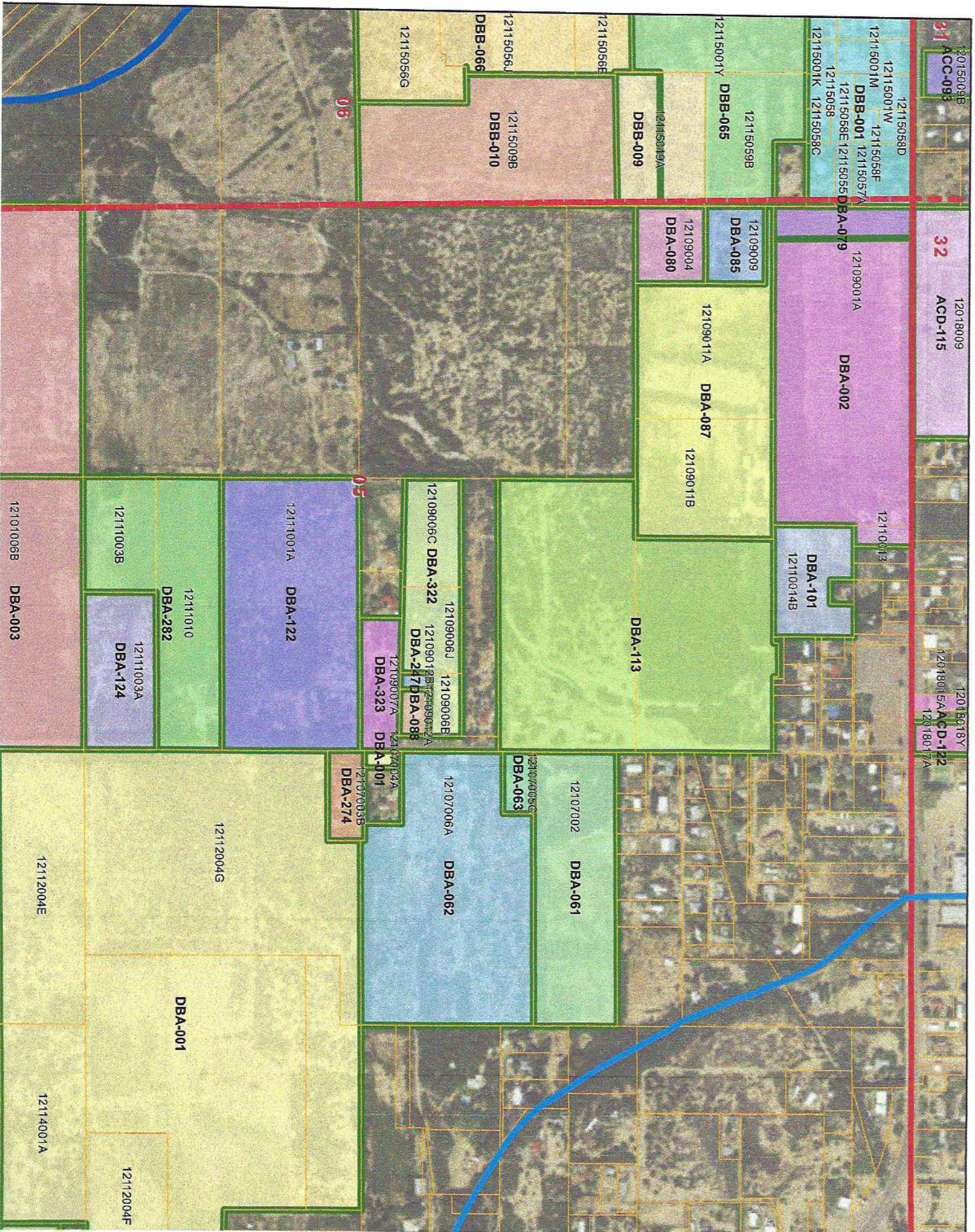


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# ATTACHMENT C

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12015009B  
31 ACC-093

12018009  
32 ACD-115

12018018Y  
12018015A ACD-122  
12018017A

12115058D  
12115001W  
12115058F  
12115001M  
12115058E  
12115057A  
12115058  
12115058E  
12115055  
12115058C  
12115001K

12109001A  
DBA-002

12110013  
DBA-101  
12110014B

12115059B  
12115001Y  
DBB-065

12109009  
DBA-085

12109011A  
DBA-087  
12109011B

DBA-113

12115056E  
12115056E  
DBB-009

12109004  
DBA-080

12109006C  
DBA-322  
12109006B  
DBA-217  
DBA-088

12107002  
DBA-061

12107006A  
DBA-062

12115056F  
12115056F  
DBB-066

12109006J  
DBA-323  
12109007A  
DBA-001

12107003B  
DBA-274

12115056G  
12115056G  
DBB-010

12111001A  
DBA-122

12107003B  
DBA-274

12115056H  
12115056H  
DBB-066

121110010  
DBA-282

12112004G  
DBA-001

12115056I  
12115056I  
DBB-066

12111003B  
DBA-124

12112004E  
DBA-001

12115056J  
12115056J  
DBB-066

1211006B  
DBA-003

12114001A  
DBA-001

12115056K  
12115056K  
DBB-066

12112004F

12115056L  
12115056L  
DBB-066

12112004G

12115056M  
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# ATTACHMENT D

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3  
4 Arizona Department of Water Resources  
5 Kimberly Parks  
6 P. O. Box 36020  
Phoenix, AZ 85067

7 ASARCO Incorporated  
8 Lauren J. Caster  
9 Fennemore Craig, P.C.  
10 2394 East Camelback Road  
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Phoenix, AZ 85016-3429

11 BHP Copper, Inc.  
12 John D. Burnside  
13 Snell & Wilmer, L.L.P.  
14 400 E. Van Buren Street, Ste 1900  
Phoenix AZ 85004

15 BJ Salomon-Funston  
16 Barbara Jo Salomon  
17 181 West Stecker St  
Saint David, AZ 85630

18 Charles Cahoy  
19 City of Phoenix  
20 200 W. Washington 13th Flr.  
Phoenix, AZ 85003

21 City of Mesa  
22 Wilbert J. Tabel  
23 City Attorney's Office  
P. O. Box 1466  
Mesa, AZ 85211-1466

24 Clerk of the Superior Court  
25 Maricopa County  
Attn: Water Case  
26 601 West Jackson Street  
Phoenix, AZ 85003  
27  
28

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Tonto Apache Tribe  
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Montgomery & Interpreter, Plc  
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1 John B. Weldon, Jr. and Mark A. McGinnis  
2 Salmon, Lewis & Weldon PLC  
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3 Phoenix, AZ 85016

4 Special Master Susan Ward Harris  
5 Superior Court of Arizona  
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6 Suite 3A  
Phoenix, AZ 85003

United States  
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Office of the Solicitor  
U.S. Department of the Interior  
Sandra Day O'Connor U.S. Courthouse  
Ste. 404 401 W. Washington St., SPC 44  
Phoenix, AZ 85003

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