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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. W1-11-2090

ORDER TO FILE STIPULATED
ABSTRACTS OR STATUS REPORT

CONTESTED CASE NAME: *In William & Esther Taylor*
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report
DESCRIPTIVE SUMMARY: Stipulated abstracts or status report due **October 18, 2022**.
NUMBER OF PAGES: 11
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

1 case. The purpose of this proceeding is to adjudicate all of the claimed water rights and resolve
2 all of the objections filed in contested case W1-11-2090.

3 This case will adjudicate the claims for water rights and resolve objections to Watershed
4 File Report and Zone 2 Well Report 112-17-DBA-088 (collectively "Report") published in the
5 Final San Pedro River Watershed Hydrographic Survey Report (1991). The Report identified
6 potential water rights for domestic and irrigation uses for land located in Section 5 Township
7 18S Range 21E. The identified source of water for the identified uses are surface water from the
8 San Pedro River and two wells operated by the St. David Irrigation District. A copy of the Report
9 is attached as Attachment A. A copy of the map prepared for the Report is attached as
10 Attachment B.
11

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

19 The St. David Irrigation District has identified the land as Cochise County tax parcel
20 121-09-012A. The public records of Cochise County Assessor's Office identify the trustee of
21 the William Warskow Revocable Trust as the owner of tax parcel 121-09-012A. The public
22 records maintained by the Arizona Department of Water Resources do not contain a Statement
23 of Claimant filed by the named landowner. A copy of the current tax parcel map is attached as
24 Attachment C.
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1 **IT IS ORDERED:**

2 1. Contested Case. This contested case will address the Statements of Claimant
3 identified above and the objections that were filed to Watershed File Report and Zone 2 Well
4 Report 112-17-DBA-088 published in the Final San Pedro River Watershed Hydrographic
5 Survey Report (1991) and Watershed File Report 112-17-088. Copies of objections can be found
6 under the case name and number on the following website:
7 [http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp)
8 [asp](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp)
9

10 2. Litigants. The litigants in this contested case are the St. David Irrigation District,
11 the current landowner, all persons who filed objections to the Watershed File Report and Zone 2
12 Well Report 112-17-DBA-087, all persons who filed objections to Watershed File Report 112-
13 17-088, and claimants allowed to intervene by order.
14

15 3. Court-Approved Mailing List.

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

21 B. A copy of any pleading filed with the Clerk of the Maricopa County
22 Superior Court in this case shall be served upon each person listed on the Court-
23 approved mailing list.
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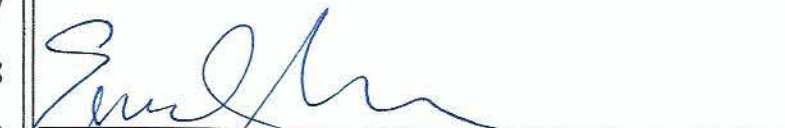
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C. Claimants wishing to be added or removed from the mailing list shall file a motion with the Special Master. Parties allowed to intervene will be automatically added to the mailing list.

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


SUSAN WARD HARRIS
Special Master

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


Emily Natale

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ATTACHMENT A

LAND OWNER

TAYLOR, JR., WILLIAM H.
& ESTHER I.

ZONE 2 WELL
REPORT NUMBER

112-17-DBA-088

WELLS	WELL NAMES	WELL LOCATION			WATER USES SERVED	REMARKS
		SECTION	TWNP	RNGE		
W99	ST. DAVID I.D. WELLS	NWSW28	180S	210E	OT001	WI-11-2090 SHARED

WATER USE NUMBERS	WATER USE LOCATION		*** APPARENT FIRST USE ***		APPAR. ANNUAL VOLUME USED	ACRES IRRIGATED
	SECTION	TWNP RNGE	DATE	BASIS FOR DATE		
OT001	SENW05	180S 210E	1881	ST. DAVID I.D. INFO.	3.2 AFA	.6

EXPLANATION

THE APPARENT ANNUAL VOLUME REPORTED FOR OT001 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.

OT1 - IRRIGATION TOTALING LESS THAN TWO ACRES ASSOCIATED WITH A DOMESTIC USE.

LAND OWNER	WATERSHED FILE
-----	REPORT NUMBER
TAYLOR, JR., WILLIAM H. & ESTHER I.	112-17-DBA-088

D I V E R S I O N S

DIV #	LOCATION			DIVERSION NAME	WATER SOURCE AND CLASSIFICATION
	SECTION	TWNP	RNGE		
DO1	NENSWO4	19OS	21OE	ST. DAVID I.D. DITCH	SURFACE WATER: SAN PEDRO RIVER SHARED
W99	NWSW28	18OS	21OE	ST. DAVID I.D. WELLS	GROUNDWATER : ZONE 2 SHARED

W1-11-2090

U S E S

PWR #	LOCATION			SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
	SECTION	TWNP	RNGE					
DMOO1	SESENW05	18OS	21OE		GROUNDWATER : CATALOGUED		NO	
OTOO1	SENW05	18OS	21OE	DO1, W99	SURFACE WATER GROUNDWATER : ZONE 2	1935	NO	

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

P W R S U M M A R Y

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE* DATE BASIS FOR DATE	WATER SOURCES AND CLASSIFICATIONS
DMOO1	NONE	NONE		GROUNDWATER : CATALOGUED
OTOO1	NONE	NONE	1881 ST. DAVID I.D. INFO.	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 TYPE	ACRES	CROP TYPE	EFF	WATER DUTY	ESTIMATED VOLUME	REMARKS
DMOO1							SEE VOLUME 1 - GENERAL ASSESSMENT
OTOO1	REGIONAL	.6	AVE. CROP	50%	5.4 AF/AC	3.2 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.
 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

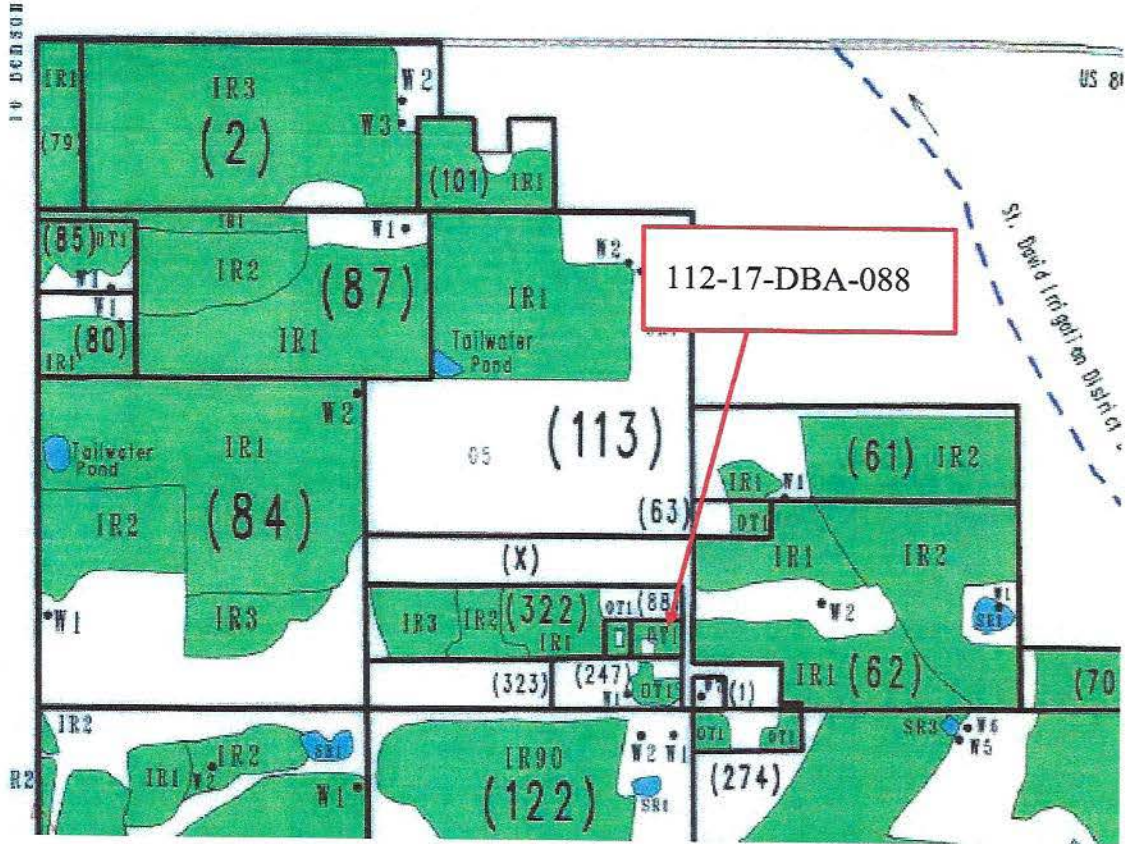
DM1 - DOMESTIC USE.
 OT1 - IRRIGATION TOTALING LESS THAN TWO ACRES ASSOCIATED WITH A DOMESTIC USE.

P W R S U M M A R Y

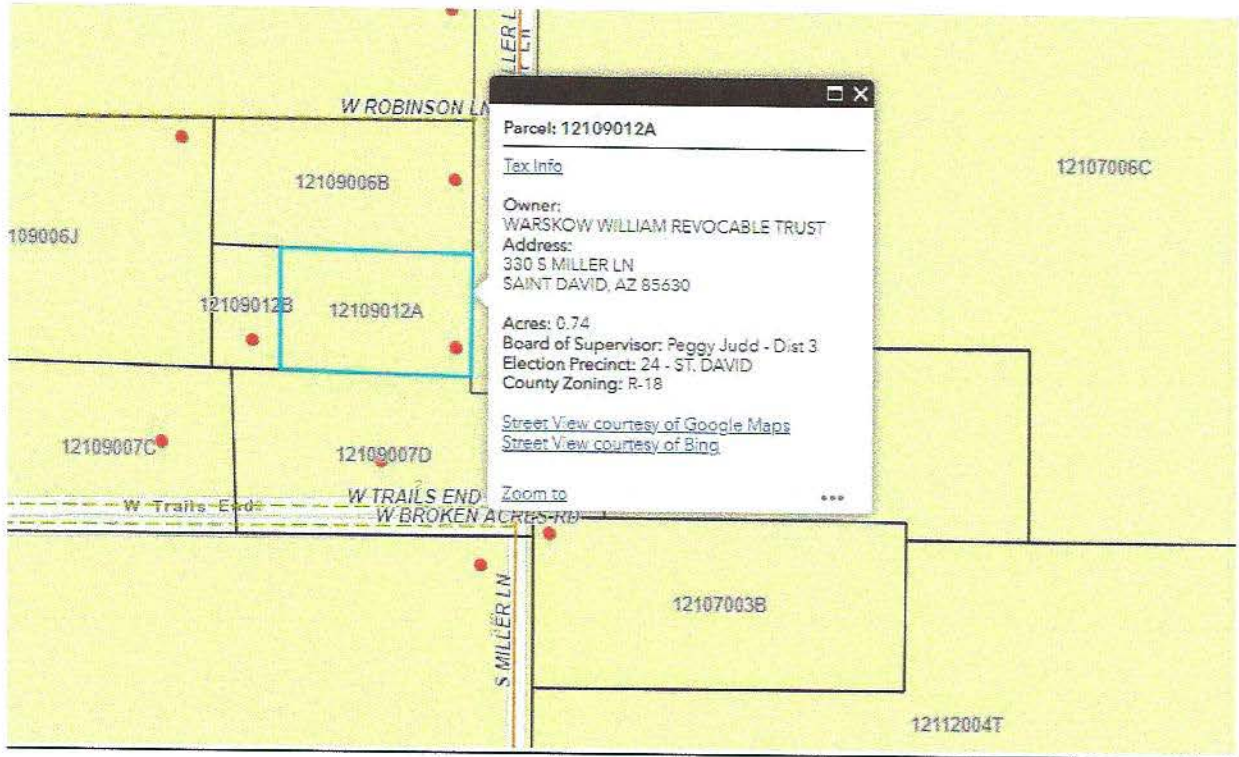
FILINGS MADE BY THE ST. DAVID IRRIGATION DISTRICT APPLY TO IRRIGATION USES (OT1) ON THIS
 PROPERTY. FOR MORE INFORMATION ON THE ST. DAVID IRRIGATION DISTRICT, SEE THE MAJOR USERS
 REPORTS IN VOLUME 1.

[Handwritten signature]
 OE

ATTACHMENT B



ATTACHMENT C



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ATTACHMENT D

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

6 ASARCO Incorporated
7 Lauren J. Caster
8 Fennemore Craig, P.C.
9 2394 East Camelback Road
10 Suite 600
11 Phoenix, AZ 85016-3429

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

14 Charles Cahoy
15 City of Phoenix
16 200 W. Washington 13th Flr.
17 Phoenix, AZ 85003

17 City of Mesa
18 Wilbert J. Tabel
19 City Attorney's Office
20 P. O. Box 1466
21 Mesa, AZ 85211-1466

20 Clerk of the Superior Court
21 Maricopa County
22 Attn: Water Case
23 601 West Jackson Street
24 Phoenix, AZ 85003

24 D. A. Brown, J. Albert Brown, Amy Brown
25 Garrett W. Perkins
26 Brown & Brown Law
27 P. O. Box 1890
28 St. Johns, AZ 85936

Gila River Indian Community
Linus Everling and Thomas L. Murphy
Office of the General Counsel
P. O. Box 97
Sacaton, AZ 85147

Jennie Winkler & Kelly Schwab
City of Chandler
City Attorney's Office
Mail Stop 602, P. O. Box 4008
Chandler, AZ 85244-4008

San Carlos Apache Tribe
Joe P. Sparks and Laurel A. Herrmann
The Sparks Law Firm, P.C.
7503 First Street
Scottsdale, Az 85251-4573

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

Yavapai Apache Nation
S. Montgomery, R. Interpreter, J. Tomkus
Montgomery & Interpreter, Plc
3301 E. Thunderbird Road
Phoenix, AZ 85032

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

1 Special Master Susan Ward Harris
2 Superior Court of Arizona
3 201 W. Jefferson Street
4 Suite 3A
5 Phoenix, AZ 85003

William Warskow Revocable Trust
330 S Miller Ln
Saint David, Az 85630

4 United States
5 Josh Edelstein Phoenix Field Solicitor
6 Office of the Solicitor
7 U.S. Department of the Interior
8 Sandra Day O'Connor U.S. Courthouse
9 Ste. 404 401 W. Washington St., SPC 44
10 Phoenix, AZ 85003

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