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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. W1-11-2111

ORDER TO FILE STIPULATED
ABSTRACTS OR STATUS REPORT

CONTESTED CASE NAME: *In re Ruth B. Singer*
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report
DESCRIPTIVE SUMMARY: Stipulated abstracts, if agreed upon by the parties, are due **January 17, 2023**.
NUMBER OF PAGES: 10
DATE OF FILING: November 30, 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 November 30, 2022, in response to the Status Report; Request to Approve Case Management Pretrial Order filed by St. David Irrigation District dated October 18, 2022. The purpose of this proceeding is to adjudicate all of the claimed water rights and resolve all of the objections filed in contested case W1-11-2111.

1 This case will adjudicate the claims for water rights and resolve objections to Watershed
2 File Report 112-17-DBA-0247 ("WFR") published in the Final San Pedro River Watershed
3 Hydrographic Survey Report (1991). The WFR states that the relevant filings are those made by
4 the St. David Irrigation District and does not identify any individual Statements of Claimant.
5 The WFR identified potential water rights for domestic and irrigation uses for land located in
6 Section 5 Township 18S Range 21E. The identified sources of water for the claimed uses are a
7 diversion from the St. David Irrigation District Ditch and two wells operated by the St. David
8 Irrigation District. A copy of the WFR is attached as Attachment A. A copy of the map prepared
9 for the WFR is attached as Attachment B.

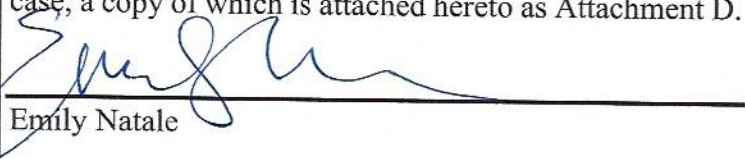
11 Ruth B. Singer is named in the WFR as the owner of the property described in 112-17-
12 DBA-247. The St. David Irrigation District has identified the land as currently owned by the
13 William Warskow Revocable Trust. The public records of Cochise County Assessor's Office
14 identify the trustee of the William Warskow Revocable Trust as the owner of tax parcel 121-
15 09-012B. The public records maintained by the Arizona Department of Water Resources do
16 not contain a Statement of Claimant filed by William Warskow Revocable Trust. A copy of
17 the current tax parcel map is attached as Attachment C.

19 **IT IS ORDERED:**

20
21 1. Contested Case. This contested case will address the claims filed by the St. David
22 Irrigation District and the objections that were filed regarding the Watershed File Report 112-
23 17-DBA-247 published in the Final San Pedro River Watershed Hydrographic Survey Report
24 (1991). Copies of objections can be found under the case name and number on the following
25 website:

26
27 [http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp)
28 [asp](#)

1 On November 30, 2022, the original of the foregoing was
2 delivered to the Clerk of the Maricopa County Superior
3 Court for filing and distributing a copy to all persons
4 listed on the Court-approved mailing list for this contested
5 case, a copy of which is attached hereto as Attachment D.

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Emily Natale

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ATTACHMENT A

LAND OWNER	ZONE 2 WELL REPORT NUMBER
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SINGER, RUTH B.	112-17-DBA-247

WELLS	WELL NAMES	WELL LOCATION			WATER USES SERVED	REMARKS
		SECTION	TWNP	RNGE		
W99	ST. DAVID I.D. WELLS	NWSW28	1805	210E	DT001	WI-11-2111 SHARED

WATER USE NUMBERS	WATER USE LOCATION			*** APPARENT FIRST USE ***		APPAR. ANNUAL VOLUME USED	ACRES IRRIGATED
	SECTION	TWNP	RNGE	DATE	BASIS FOR DATE		
DT001	SENW05	1805	210E	1881	ST. DAVID I.D. INFO.	1.6 AFA	.3

EXPLANATION

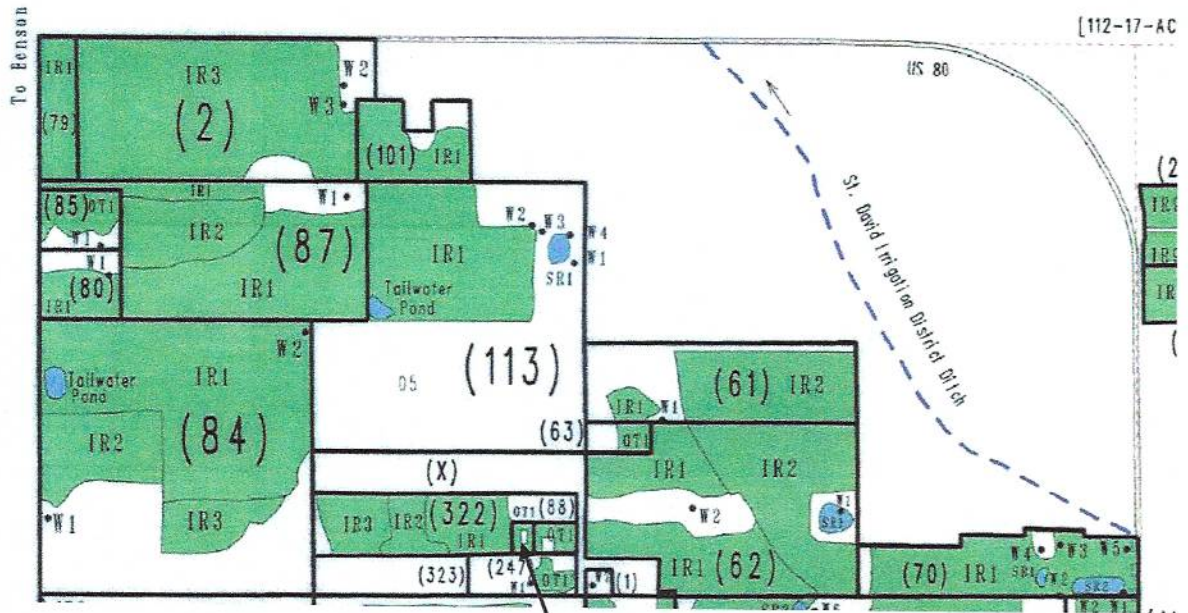
THE APPARENT ANNUAL VOLUME REPORTED FOR DT001 IS PARTIALLY SUPPLIED BY SURFACE WATER.

** 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.

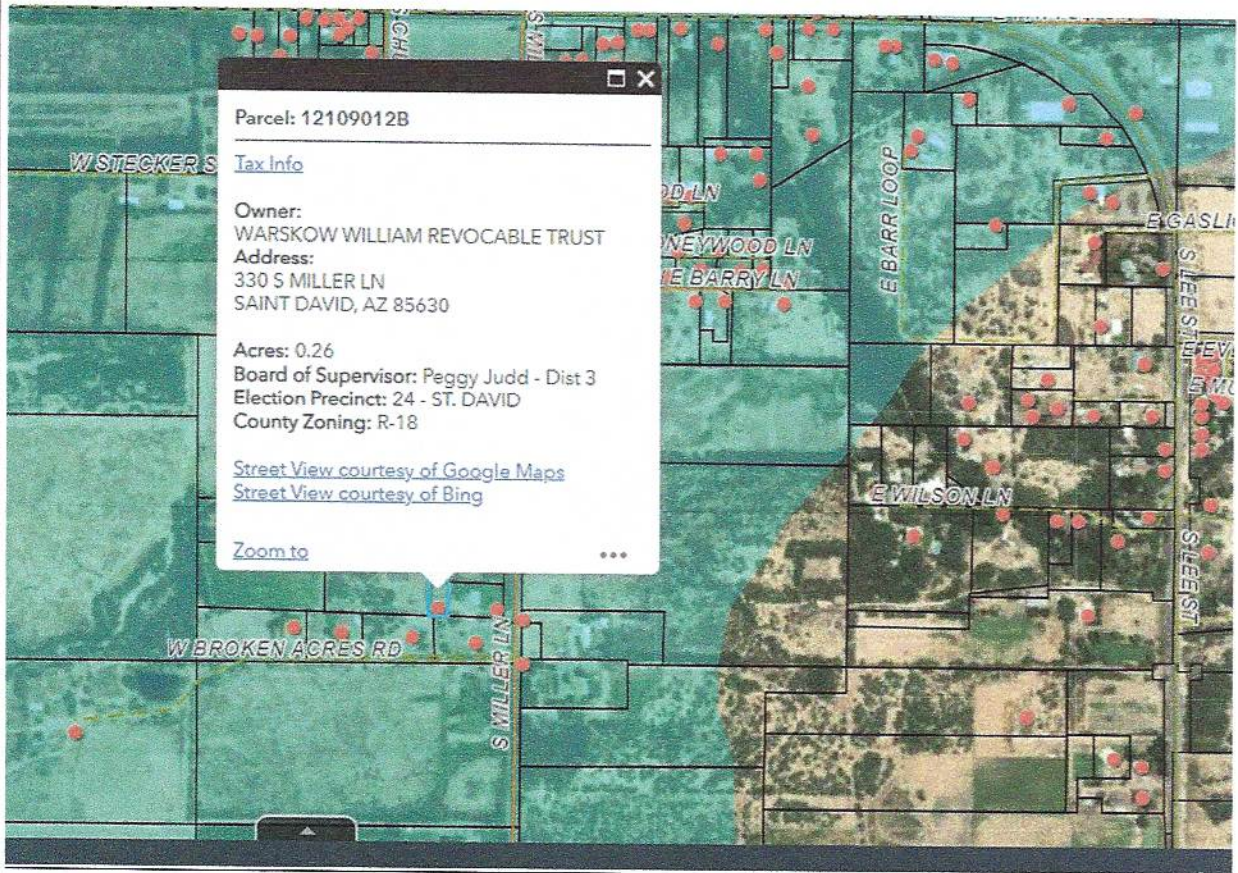
DT1 - IRRIGATION TOTALING LESS THAN TWO ACRES ASSOCIATED WITH A DOMESTIC USE.

ATTACHMENT B



Location of lands included in WFR:112-17-DBA-247
Tax Parcel number: 121-09-012B

ATTACHMENT C



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ATTACHMENT D

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3 Arizona Department of Water Resources
4 Kimberly R. Parks and Kome Akpolo
5 1110 West Washington, Suite 310
6 Phoenix, AZ 85007

7 ASARCO Incorporated
8 L. J. Caster, B.J. Heiserman, B. J. Pew
9 Fennemore Craig, P.C.
10 2394 East Camelback Road
11 Suite 600
12 Phoenix, AZ 85016-3429

13 BHP Copper, Inc.
14 John D. Burnside & Lucas J. Narducci
15 Snell & Wilmer, L.L.P.
16 One E. Washington Street, Suite 2700
17 Phoenix AZ 85004

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

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

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

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
Richard Palmer, Jr., Jeremiah Weiner
and Lauren Mulhern
Rosette, LLP
120 S. Ash Avenue, Suite 201
Tempe, AZ 85281

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
J. B. Weldon, M. A. McGinnis, M. K. Foy
Salmon, Lewis & Weldon PLC
2850 E Camelback Rd, Ste. 200
Phoenix, AZ 85016

Special Master Susan Ward Harris
Superior Court of Arizona
201 W. Jefferson Street
Courtroom 301
Phoenix, AZ 85003

United States
Josh Edelstein Phoenix Field Solicitor
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

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

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2 United States Department of Justice
3 Environment & Natural Resources Division
4 PO Box 7611
5 Ben Franklin Station
6 Washington, DC 20044

R. Lee Leininger, David W. Gehlert
U.S. Department of Justice
Environment & Natural Resources Division
Natural Resources Section
999 18th Street, S. Terrace, Suite 370
Denver, CO 80202

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