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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. W1-11-1018

ORDER TO INITIATE CONTESTED CASE

AND

ORDER SETTING STATUS CONFERENCE

CONTESTED CASE NAME: *In re J.B. and Alma A. Hall*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey WFR

DESCRIPTIVE SUMMARY: Case initiated and status conference set for **August 6, 2021 at 2:00 p.m.**

NUMBER OF PAGES: 15

DATE OF FILING: June 3, 2021

General Explanation

This Order begins the process necessary to adjudicate claims for rights to appropriable water for land that the Cochise County Assessor has identified as owned by Stacey L. Andress and Laura Brennan. This contested case is one of the many cases in the General Stream Adjudication for the San Pedro River watershed to determine legal rights to water. Other cases

1 in which claims have been made to water in the San Pedro River watershed have been completed,
2 are in the process of determining water rights, or awaiting initiation. The purpose of the General
3 Adjudication is to determine the rights of those persons who filed statement of claimants for
4 rights to use appropriable water in the San Pedro River Watershed. The General Adjudication
5 will also determine water rights in the Upper Salt, Verde, Upper Gila, Lower Gila, Agua Fria
6 and Upper Santa Cruz watersheds.

7 In this case, J. B. Hall ("Claimant") filed a Statement of Claimant on May 11, 1979 for
8 future rights to use water on land in SE Section 31 Township 23S Range 22E. The Arizona
9 Department of Water Resources ("ADWR") investigated those claims, which it characterized as
10 claims for irrigation and domestic uses, and prepared a report known as Watershed File Report
11 No. 111-23-DA-015 ("WFR") published in the Final San Pedro River Watershed Hydrographic
12 Survey WFR (1991). A copy of the WFR is attached as Attachment A.

13 The WFR found no use of water on the land and no sources of water for use on the land.
14 After ADWR issued the WFR, objections were filed to the findings made in the WFR. The
15 purpose of this case is to consider the claims made for water rights that are the subject of the
16 WFR and resolve the objections to the WFR.

18 **Claimant & Landowners**

19
20 The WFR identified one Statement of Claimant (SOC) relevant to the potential water
21 right: 39-12639. J. B. Hall filed the SOC claiming water for future domestic use and for a family
22 garden. The WFR lists J.B. and Alma A. Hall as the owners of the property described in the
23 WFR. The public records maintained by ADWR do not include an assignment of the SOC from
24 the Claimant to the successor landowner.

25 The records of the Cochise County Recorder include a quit claim deed from J. B. Hall
26 and Alma Hall to Jan B. Hall on July 29, 1992. The Cochise County Assessor lists Jan B. Hall
27 as the owner of the property that Mr. Hall described in the SOC as Lot 7 Block 3 Miracle Valley
28 #3. A copy of a map prepared by the Cochise County Assessor showing tax parcel 104-46-1347

1 is attached as Attachment B. The public records of ADWR do not include a Statement of
2 Claimant filed by Jan B. Hall.

3
4 **IT IS ORDERED:**

5 1. Contested Case. This contested case shall be known as *In re J.B. and Alma A.*
6 *Hall* and it will determine appropriable water rights asserted in the Statement of Claimant and
7 objections that were filed to Watershed File report 111-23-DA-015 published in the Final San
8 Pedro River Watershed Hydrographic Survey Report (1991). Copies of objections can be found
9 under the case name and number on the following website:

10 [http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp)
11 [asp](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp)

12 2. Litigants. The litigants in this contested case are the Claimant, the current
13 landowner, all persons who filed objections to the WFR, who are included on Attachment C, and
14 claimants who are allowed to intervene by order.

15
16 3. Court-Approved Mailing List.

17 A. The initial Court-approved mailing list for this case shall include all
18 persons listed on Attachment C to this order. The list may be modified
19 only by filing a motion with the Special Master to amend the Court-
20 approved mailing list. Litigants are responsible for using the current
21 Court-approved mailing list.
22

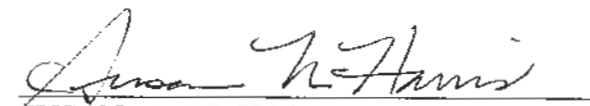
23 B. A copy of any pleading filed with the Clerk of the Maricopa County
24 Superior Court in this case shall be served upon each person listed on the
25 Court-approved mailing list.
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1 C. Claimants wishing to be added or removed from the mailing list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

4 D. The Clerk of the Court will send copies of all minute entries and orders
5 issued in this case to the parties listed on the Court-approved mailing list.
6 Upon request, the Clerk of the Court will provide copies by email. Parties
7 may request emailed copies of minute entries and orders by completing
8 and submitting a CONSENT FOR ELECTRONIC RECEIPT OF WATER
9 CASE DOCUMENTS, which is attached as Attachment D.

10
11 4. Status Conference. An initial status conference shall be held to determine
12 whether the Claimant or Jan B. Hall intends to pursue claims for rights to appropriable water. If
13 so, the parties seeking water rights shall be prepared at the Status Conference to provide
14 information about efforts undertaken to assign or file a Statement of Claimant.

15
16 The Status Conference shall be held on **August 6, 2021 at 2:00 p.m.** The Status
17 Conference shall be held using the Court Connect program. Instructions for Court Connect are
18 attached as Attachment F. If you receive this Order by email, click on the red box "Join Court
19 Connect Hearing" on the attached instructions to make an appearance. If you do not receive this
20 Order by email, log into the Court Connect program on the internet by typing
21 <https://tinyurl.com/specialwatermaster>. If you do not have access to the internet, you may attend
22 telephonically using the telephone number and access code included in the instructions for Court
23 Connect.

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26 
27 SUSAN WARD HARRIS
28 Special Master

1 On June 3, 2021, 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 C,
6 and to all persons listed on the Court-approved mailing
7 list for W-1, W-2, W-3, and W-4 (Consolidated).

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ATTACHMENT A

LAND OWNER	WATERSHED FILE
-----	REPORT NUMBER
HALL, J.B. & ALMA A.	111-23-DA-015

A P P L I C A B L E F I L I N G S A N D D E C R E E S

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES

FILING NUMBER	FILING STATUS	USES	QUANTITY IN AFA	USE LOCATION SECTION TWP RNGE	CLAIM DATE	DIVERSION LOCATION SECTION TWP RNGE
39-0012639	QUE.RECD	IRRIGATION DOMESTIC	.04	SE31 230S 220E		SE31 230S 220E

D W R A N A L Y S I S O F F I L I N G S A N D D E C R E E S

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
39-0012639	IRRIGATION DOMESTIC	NONE NONE		

P W R S U M M A R Y

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE* DATE BASIS FDR DATE	WATER SOURCES AND CLASSIFICATIONS
NONE	39-0012639	NONE		

E X P L A N A T I O N

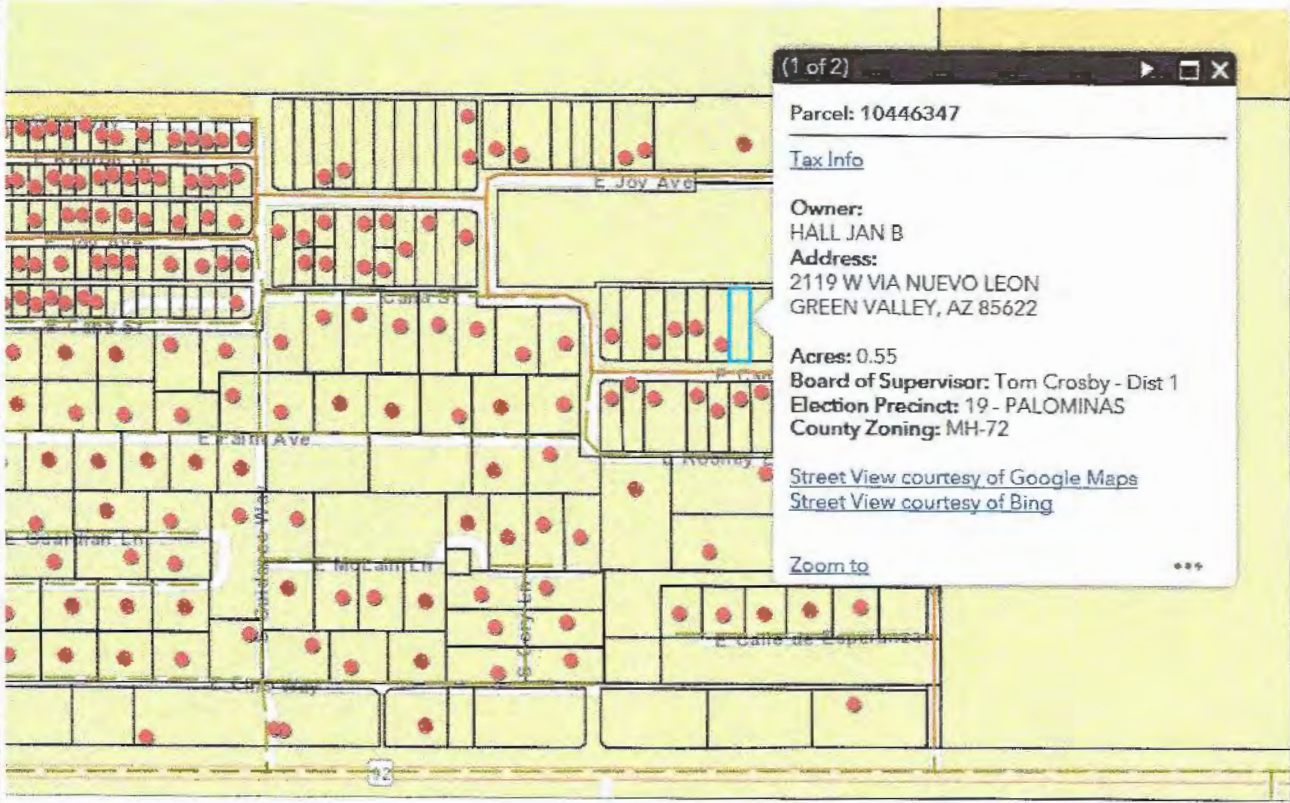
FILINGS AND DECREES

FILING 39-12639 - CLAIMS IRRIGATION AND DOMESTIC WATER USES FROM THE MIRACLE VALLEY WATER COMPANY. NO IRRIGATION OR DOMESTIC USES WERE FOUND AT THE CLAIMED LOCATION.

FILING 39-12639 - A UNIFORM QUESTIONNAIRE WAS RECEIVED WHICH STATED THAT THERE WERE NO WATER USES ON THIS PROPERTY AT THIS TIME.

ATTACHMENT B

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ATTACHMENT C

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

8 Clerk of the Superior Court
9 Maricopa County
10 Attn: Water Case
11 601 West Jackson Street
12 Phoenix, AZ 85003

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

18 J.B. and Alma A. Hall
19 8430 James Avenue NE
20 Albuquerque, NM 87111

21 Jan B. Hall
22 2119 W Via Nuevo Leon
23 Green Valley, AZ 85622

24 Joe P. Sparks and Laurel A. Herrmann
25 The Sparks Law Firm, P.C.
26 7503 First Street
27 Scottsdale, AZ 85251-4573

28 Richard Palmer, Jr., Jeremiah Weiner
and Lauren Mulhern
Rosette, LLP
565 W. Chandler Blvd. Suite 212
Chandler, AZ 85225

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

1 Special Master Susan Ward Harris
2 Superior Court of Arizona
3 201 W. Jefferson Street
4 Courtroom 301
5 Phoenix, AZ 85003

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ATTACHMENT D

**CLERK OF THE COURT
SUPERIOR COURT OF ARIZONA**

Jeff Fine
Clerk

**MARICOPA COUNTY
Customer Service Center
601 West Jackson
Phoenix, AZ 85003**

602 372-4115
Water Case Clerk

CONSENT FOR ELECTRONIC RECEIPT OF WATER CASE DOCUMENTS

In an effort to provide more timely and cost effective distribution of copies of filed Water Case documents, the Clerk of the Superior Court would like implement electronic distribution via email. To do so, we require your consent to receive copies of documents electronically at an email address provided to our office.

This consent is voluntary and can be rescinded if you so choose. If you no longer wish to receive Water Case documents from the Clerk of Superior Court electronically, please send written notification to the Clerk of the Superior Court Water Case Specialist at the email address below requesting that all future records be sent in paper form.

Please note that if you consent to receive documents via email, you must notify the Clerk's Office of any change to your email address to avoid delay in receiving future filings. In the event there is no valid email address on file with the Clerk of the Superior Court Water Case Specialist, documents will be mailed to the address provided.

If you wish to consent to receive future documents via email, please either fill out the information below and mail to our office or provide the below information to Mayra.Antelo@Maricopa.Gov.

Preferred email address:

Alternate email address:

Physical address:

Phone number:

Firm Name:

Name [Printed]:

Signature:

Date:

Thank you,

Mayra Antelo
Clerk of the Superior Court
Water Case Specialist
(602) 372-5375 options 7,1,3,4

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ATTACHMENT E



Court Connect Hearing Notice for In re J.B. and Alma A. Hall

This hearing will be conducted through the new Court Connect program offered by the Superior Court of Arizona in Maricopa County. This new and innovative program allows Court participants to appear in an online, rather than a physical, courtroom. Hearings are preferably conducted by videoconference but can also be conducted by phone. Lawyers (and self-representing litigants) are responsible for distributing this notice to anyone who will be appearing on their behalf.

All participants must use the JOIN COURT CONNECT HEARING button or the dial in information below to participate.

Participants: Please follow the steps below to participate in the proceeding which will be conducted remotely.

1. Click the JOIN COURT CONNECT HEARING button below.
2. Enter your full name and role in name field.
3. Wait for the facilitator to admit you to the proceeding.

Remember to keep this email handy so you can use it to participate in the following proceeding.

Case Name: In re J.B. and Alma A. Hall, Contested Case No. W1-11-1018

Start Date/Time: August 6, 2021 at 2:00 p.m.

JOIN COURT CONNECT HEARING

Dial-in Information: +1 917-781-4590

Private Dial-in Information: for privacy purposes, you can block your phone number by dialing *67 +1 917-781-4590

Dial-in Access Code: 688 970 203#

Tiny URL: <https://tinyurl.com/specialwatermaster>

To ensure an optimal experience, please review the brief Court Connect training prior to the hearing: [Here](#)

