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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

Contested Case No. W1-11-1758

ORDER TO INITIATE CASE AND
CONSOLIDATE

CONTESTED CASE NAME: *In re Kathleen Hanseen*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.

DESCRIPTIVE SUMMARY: Order to initiate contested case no. W1-11-1758 and consolidate it with *In re St. David Irrigation District*, contested case no. **W1-11-1675**

NUMBER OF PAGES: 9

DATE OF FILING: April 9, 2019

This case involves claims for water rights for domestic, irrigation and small reservoir uses in sections 23 and 24 T17S R20E. David and Patsy Young filed Statements of Claimant 39-6566 and 39-6598 for the claimed water uses. The Arizona Department of Water Resources public records do not include assignments of the Statements of Claimant.

1 The Arizona Department of Water Resources investigated the claims and submitted its
2 results in Watershed File Report 112-17-ACB-007 (“WFR”), which was published in the Final
3 San Pedro River Watershed Hydrographic Survey Report (1991). The WFR listed two wells as
4 the sources of water. A copy of the WFR is attached as Attachment A. The purpose of this
5 case is to resolve the four objections made to the WFR. The Objectors are included in
6 Attachment B.

7
8 According to the Cochise County Assessor, the property included in the WFR consists
9 of tax parcel nos. 124-18-009 and 124-19-003. It lists Norman K. Bradley, Jr. as the current
10 owner of the property. On August 31, 2018, the Pomerene Water Users Association filed a
11 Notice of Termination stating that St. David Irrigation District has claimed the Pomerene
12 diversion structure and the Pomerene canal. At that time, the Pomerene Water Users
13 Association notified the Court of those persons and entities who had petitioned to be annexed
14 into the St. David Irrigation District. Bradly Norman was included on the list of individuals
15 and entities filed with the Court. Accordingly,

16
17 **IT IS ORDERED:**

- 18 1. Contested Case, Consolidation, Designation and Docket Number. This Order
19 initiates contested case no. W1-11-1758. This contested case is consolidated
20 with *In re St. David Irrigation District*, Contested Case No. W1-11-1675.
21
- 22 2. Litigants. The litigants in this contested case are the claimant, landowner, all
23 persons who filed objections to the watershed file report who are listed on
24 Attachment B, and claimants who are allowed to intervene by order.
- 25 3. Court-Approved Mailing List. The initial Court-approved mailing list for this case
26 shall include all persons listed on Attachment B to this Order. The mailing list shall
27 be merged with the mailing list for *In re St. David Irrigation District* except that the
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St. David Irrigation District shall be substituted for the landowner. Litigants are responsible for using the current Court-approved mailing list.


SUSAN WARD HARRIS
Special Master

On April 9, 2019, 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.

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ATTACHMENT A

LAND OWNER	WATERSHED FILE REPORT NUMBER
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JANSSEN, KATHLEEN E.	112-17-ACB-007

APPLICABLE FILINGS AND DECREES

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES

WI-11-1758

FILING NUMBER	FILING STATUS	USES	QUANTITY IN AFA	USE LOCATION			CLAIM DATE	DIVERSION LOCATION		
				SECTION	TWNP	RNGE		SECTION	TWNP	RNGE
39-0006566		DOMESTIC		SWNW24	17OS	200E	1962	SWNW24	17OS	200E
39-0006598		IRRIGATION STOCK REC/FISH/WLDF		23	17OS	200E	1965	NE23	17OS	200E

DWR ANALYSIS OF FILINGS AND DECREES

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
39-0006566	DOMESTIC	DOMESTIC	WO1	DMOO1
39-0006598	IRRIGATION STOCK RECREATION WILDLIFE	IRRIGATION INCIDENTAL INCIDENTAL	WO2	IROO1, IROO2, SPOO1 SPOO2

DIVERSIONS

DIV #	LOCATION SECTION TWNP RNGE	DIVERSION NAME	WATER SOURCE AND CLASSIFICATION
WO1	SESWNW24 17OS 200E	UNNAMED	GROUNDWATER : ZONE 2
WO2	SWSENE23 17OS 200E	UNNAMED	GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER

USES

PWR #	LOCATION SECTION TWNP RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
DMOO1	SESWNW24 17OS 200E	WO1	GROUNDWATER : ZONE 2		NO	
IROO1	SENE23 17OS 200E	WO2	GROUNDWATER : ZONE 1	1964	NO	
IROO2	SWNW24 17OS 200E	WO2	GROUNDWATER : ZONE 1	1972	NO	

RESERVOIRS

PWR #	LOCATION SECTION TWNP RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	RESERVOIR NAME	STORAGE PURPOSE
SROO1	SESWNW24 17OS 200E	WO1	GRNDWTR : ZONE 2	1972	UNNAMED	STOCKWATERING RECREATION WILDLIFE
SROO2	SESWNW24 17OS 200E	WO1	GRNDWTR : ZONE 2	1972	UNNAMED	STOCKWATERING RECREATION WILDLIFE

PWR SUMMARY

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE*	DATE BASIS FOR DATE	WATER SOURCES AND CLASSIFICATIONS
DMOO1	39-0006566	NONE	1964	1964 AERIAL PHOTO	GROUNDWATER : ZONE 2
IROO1	39-0006598	NONE	1964	1964 AERIAL PHOTO	GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER
IROO2	39-0006598	NONE	1972	1972 AERIAL PHOTO	GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER
SROO1	39-0006566	NONE	1972	1972 AERIAL PHOTO	GROUNDWATER : ZONE 2
SROO2	39-0006566	NONE	1972	1972 AERIAL PHOTO	GROUNDWATER : ZONE 2

PWR #	QUANTIFICATION TYPE	ACRES	CROP TYPE	EFF	WATER DUTY	ESTIMATED VOLUME	REMARKS
DM001							
IROO1	MAX. OBSERVED REGIONAL	10.9	PERM. PSTR	61%	3.3 AF/AC	36.0 AFA	SEE VOLUME 1 - GENERAL ASSESSMENT DEFICIT IRRIGATION
	MAX. POTENTIAL	10.9	AVE. CROP	50%	5.4 AF/AC	58.9 AFA	
IROO2	MAX. OBSERVED REGIONAL	18.7	ALFALFA	61%	5.4 AF/AC	61.7 AFA	DEFICIT IRRIGATION
	MAX. POTENTIAL	18.7	PERM. PSTR	61%	3.3 AF/AC	61.7 AFA	
SROO1	MAX. AREA/CAP	LT 2.0	AVE. CROP	50%	5.4 AF/AC	101.0 AFA	
SROO2	MAX. AREA/CAP	LT 2.0	ALFALFA	61%	5.4 AF/AC	101.0 AFA	
						LTE 15.0 AF	
						LTE 15.0 AF	

E X P L A N A T I O N

DIVERSIONS

- W1 - WELL PROVIDES WATER FOR DOMESTIC, STOCKWATERING, RECREATION, AND WILDLIFE USES.
- W2 - WELL PROVIDES WATER FOR IRRIGATION, STOCKWATERING, RECREATION, AND WILDLIFE USES.

USES AND RESERVOIRS

- DM1 - DOMESTIC USE.
- IR1 & IR2 - IRRIGATED PASTURE.
- SR1 & SR2 - SMALL RESERVOIRS, SUPPLIED BY WELL W1, ARE USED FOR STOCKWATERING, RECREATION, AND WILDLIFE PURPOSES.
- A SMALL TAILWATER RESERVOIR COLLECTS RUNOFF IRRIGATION WATER.

LAND OWNER	ZONE 2 WELL
-----	REPORT NUMBER
JANSSEN, KATHLEEN E.	112-17-ACB-007

WELLS	WELL NAMES	WELL LOCATION			WATER USES SERVED	REMARKS
		SECTION	TWNP	RNGE		
WO1	UNNAMED	SESWNW24	17OS	200E	DMO01, SRO01, SRO02	WI-11-1758

WATER USE NUMBERS	WATER USE LOCATION			*** APPARENT FIRST USE ***		APPAR. ANNUAL VOLUME USED	ACRES IRRIGATED
	SECTION	TWNP	RNGE	DATE	BASIS FOR DATE		
DMO01	SESWNW24	17OS	200E				
SRO01	SESWNW24	17OS	200E	1972	1972 AERIAL PHOTO	LTE 15.0 AF	
SRO02	SESWNW24	17OS	200E	1972	1972 AERIAL PHOTO	LTE 15.0 AF	

APPLICABLE STATEMENTS OF CLAIMANT	APPLIES TO: WELLS	APPLIES TO: WATER USES
-----	-----	-----
39-0006566	WO1	DMO01

EXPLANATION

-
- W1 - WELL PROVIDES WATER FOR DOMESTIC, STOCKWATERING, RECREATION, AND, WILDLIFE PURPOSES.
 - DM1 - DOMESTIC USE.
 - SR1 & SR2 - SMALL RESERVOIRS ARE USED FOR STOCKWATERING, RECREATION, AND WILDLIFE PURPOSES.

ATTACHMENT B

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Arizona Department of Water Resources
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San Carlos Apache Tribe
Tonto Apache Tribe
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Camp Verde Reservation
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