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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. W1-11-1986

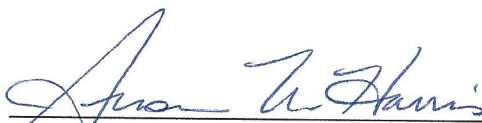
ORDER GRANTING MOTION TO
CONSOLIDATE CLAIMS FOR WATER
RIGHTS

CONTESTED CASE NAME: *In re Max J. & Donna Kartchner*
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.
DESCRIPTIVE SUMMARY: Order to consolidated claims for water rights associated with land owned by the trustees of the Kirkpatrick Family Trust located in Section 23 T17S R20E with *In re St. David Irrigation District*, contested case no **W1-11-1675**.
NUMBER OF PAGES: 2.
DATE OF FILING: October 2, 2019


This case originally involved potential water rights for irrigations uses, a primary storage reservoir and small reservoirs for use in sections 23 and 24 of T17S R20E that are the subject of watershed file report 112-17-BDA-007. It was initiated and consolidated with contested case *In re Pomerene Water Users*, contested case no. W1-11-1676, to adjudicate

1 water rights. On August 31, 2018, the Pomerene Water Users Association filed a Notice of
2 Termination stating that St. David Irrigation District has claimed the Pomerene diversion
3 structure and the Pomerene canal. On September 20, 2019, the trustees of the Kirkpatrick Trust
4 filed a "Status Report and Request to Have Kirkpatrick Land Consolidated with St. David
5 Contested Case No. W1-11-1675" stating that the land they own in Section 23 T17S R20E,
6 Cochise County Assessor Tax Parcel No. 124-18-008B, is included within the boundaries of
7 the St. David Irrigation District. They represented that they had filed a petition to be annexed
8 into the St. David Irrigation District which is expected to be granted this month. The trustees
9 move that the portion of this contested case dealing with the land they own be consolidated
10 with *In re St. David Irrigation District*, contested case no. W1-11-1675. For good cause
11 shown,

12 **IT IS ORDERED** that the claims and objections associated with water use investigated
13 by WFR 112-17-BDA-007 on land owned by the trustees of the Kirkpatrick Family Trust are
14 consolidated with and shall be resolved in *In re St. David Irrigation District*, contested case no.
15 W1-11-1675.

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19 SUSAN WARD HARRIS
Special Master

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22 On October 2, 2019, the original of the foregoing was
23 delivered to the Clerk of the Maricopa County Superior
24 Court for filing and distributing a copy to all persons
listed on the Court-approved mailing list for this
contested case.

25 
26 Barbara K. Brown

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