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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 (Salt)
W-2 (Verde)
W-3 (Upper Gila)
W-4 (San Pedro)
Consolidated

Contested Case No. W1-11-2421

ORDER FOR ADWR REVIEW OF
ABSTRACTS FOR *DE MINIMIS* WATER
RIGHTS AND SETTING DATE TO FILE
SUGGESTED CORRECTIONS TO
PROPOSED ABSTRACTS

CONTESTED CASE NAME: *In re Magma Copper – De Minimis*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.

DESCRIPTIVE SUMMARY: Abstracts for proposed water rights issued for ADWR review and
deadline set to file suggested corrections.


NUMBER OF PAGES: 11

DATE OF FILING: June 6, 2019

1 BHP Copper, Inc. has submitted proposed abstracts for *de minimis* water rights, which
2 are attached as Appendix A. The abstracts have been prepared consistently with the potential
3 water rights for the stockponds identified in watershed file reports no. 113-08-014 included in
4 the final hydrographic survey report for the San Pedro Watershed ("San Pedro HSR") filed on
5 November 20, 1991. In addition, BHP Copper, Inc. has prepared maps of the location of the
6 claimed stockponds.
7

8 **IT IS ORDERED** that ADWR shall review the legal descriptions of the points of
9 diversion and places of use in the submitted abstracts and the maps prepared by BHP Copper,
10 Inc. to verify the accuracy of the information provided. A report shall be filed by ADWR by
11 July 8, 2019.
12

13 **IT IS FURTHER ORDERED** that any suggested corrections to the proposed abstracts
14 and comments to the ADWR Report shall be filed on or before August 5, 2019.
15

16
17 
18 _____
19 Susan Ward Harris
20 Special Master
21
22

23 The original of the foregoing was delivered to the Clerk
24 of the Maricopa County Superior Court on June 6, 2019,
25 for filing and distributing a copy to all persons listed on
26 the Court approved mailing list for this Contested Case.
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APPENDIX A

Abstract of Water Right San Pedro Watershed

1. Proposed Water Right No:	113-08-014-SP001
2. Owner of Water Right:	BHP Copper Inc.
3. Landowner:	BHP Copper Inc.
4. Statement of Claimant No.(s):	39-0003148
5. Statement of Claimant Name(s):	BHP Copper Inc., formerly known as Magma Copper Company
6. Lessee or Permittee:	None
7. Basis of Right:	38-0027711
8. Beneficial Use:	Stockpond
9. Priority Date:	5/1/1964
10. Quantity:	≤ 4 ac-ft with continuous fill
11. Place of Use:	NW NE SW 34 T9S R16E UTM 12 S, 528056.99 m E, 3607776.68 m N in NAD-83
12. Point of Diversion:	NW NE SW 34 T9S R16E UTM 12 S, 528056.99 m E, 3607776.68 m N in NAD-83
13. Source of Water:	Surface Water (unnamed wash)
14. Name of Facility:	SP-03



Additional Information

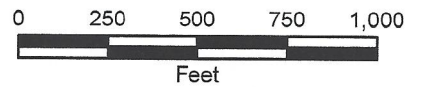
See attached map

R. 16 E.



EXPLANATION

-  Stock Pond Boundary
-  Ephemeral Wash



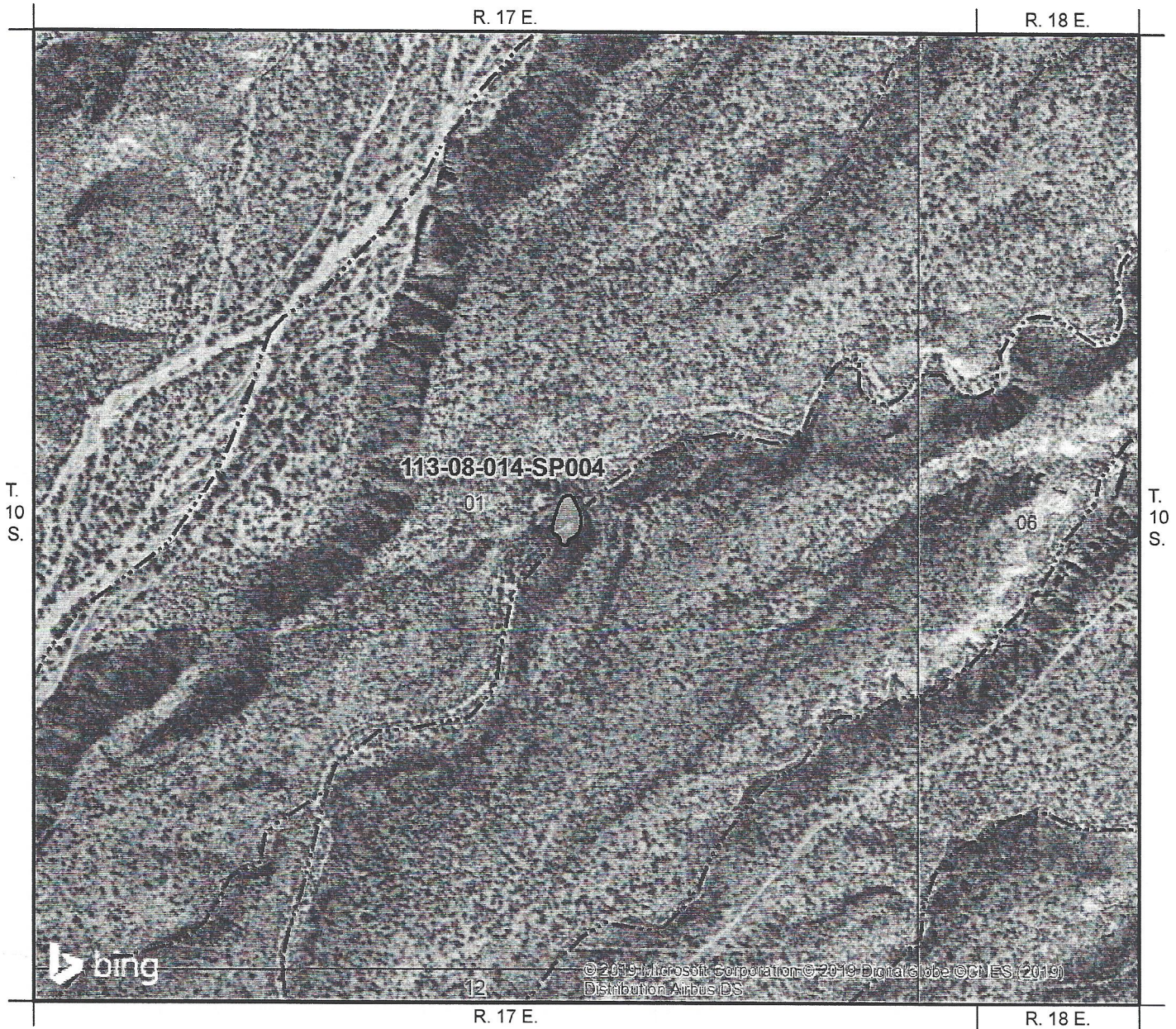
ATTACHMENT TO ABSTRACT OF WATER RIGHT: BHP STOCK POND 113-08-014-SP001

Abstract of Water Right San Pedro Watershed



1. Proposed Water Right No:	113-08-014-SP004
2. Owner of Water Right:	BHP Copper Inc.
3. Landowner:	BHP Copper Inc.
4. Statement of Claimant No.(s):	39-0003151
5. Statement of Claimant Name(s):	BHP Copper Inc., formerly known as Magma Copper Company
6. Lessee or Permittee:	None
7. Basis of Right:	38-0027716
8. Beneficial Use:	Stockpond
9. Priority Date:	12/31/1948
10. Quantity:	≤ 4 ac-ft with continuous fill
11. Place of Use:	SW NE SE 01 T10S R17E UTM 12 S, 541741.71 m E, 3605956.58 m N in NAD-83
12. Point of Diversion:	SW NE SE 01 T10S R17E UTM 12 S, 541741.71 m E, 3605956.58 m N in NAD-83
13. Source of Water:	Surface Water (unnamed wash)
14. Name of Facility:	SP-08

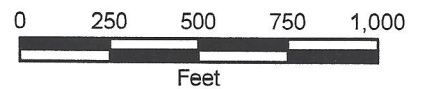
Additional Information

See attached map



EXPLANATION

-  Stock Pond Boundary
-  Ephemeral Wash



ATTACHMENT TO ABSTRACT OF WATER RIGHT: BHP STOCK POND 113-08-014-SP004

Abstract of Water Right San Pedro Watershed



1. Proposed Water Right No:	113-08-014-SP005
2. Owner of Water Right:	BHP Copper Inc.
3. Landowner:	BHP Copper Inc.
4. Statement of Claimant No.(s):	39-0003150
5. Statement of Claimant Name(s):	BHP Copper Inc., formerly known as Magma Copper Company
6. Lessee or Permittee:	None
7. Basis of Right:	38-0027714
8. Beneficial Use:	Stockpond
9. Priority Date:	9/1/1967
10. Quantity:	≤ 4 ac-ft with continuous fill
11. Place of Use:	SE SW NE 02 T10S R17E UTM 12 S, 539821.08 m E, 3605792.94 m N in NAD-83
12. Point of Diversion:	SE SW NE 02 T10S R17E UTM 12 S, 539821.08 m E, 3605792.94 m N in NAD-83
13. Source of Water:	Surface Water (unnamed wash)
14. Name of Facility:	SP-06

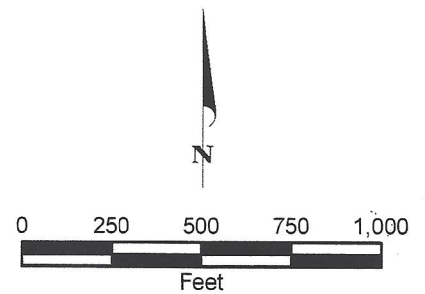
Additional Information

See attached map



EXPLANATION

-  Stock Pond Boundary
-  Ephemeral Wash



ATTACHMENT TO ABSTRACT OF WATER RIGHT: BHP STOCK POND 113-08-014-SP005

Abstract of Water Right San Pedro Watershed



1. Proposed Water Right No:	113-08-014-SP006
2. Owner of Water Right:	BHP Copper Inc.
3. Landowner:	BHP Copper Inc.
4. Statement of Claimant No.(s):	39-0003155
5. Statement of Claimant Name(s):	BHP Copper Inc., formerly known as Magma Copper Company
6. Lessee or Permittee:	None
7. Basis of Right:	38-0027720
8. Beneficial Use:	Stockpond
9. Priority Date:	12/31/1948
10. Quantity:	≤ 4 ac-ft with continuous fill
11. Place of Use:	SW NE SE 03 T10S R17E UTM 12 S, 538620.55 m E, 3605881.35 m N in NAD-83
12. Point of Diversion:	SW NE SE 03 T10S R17E UTM 12 S, 538620.55 m E, 3605881.35 m N in NAD-83
13. Source of Water:	Surface Water (unnamed wash)
14. Name of Facility:	SP-12

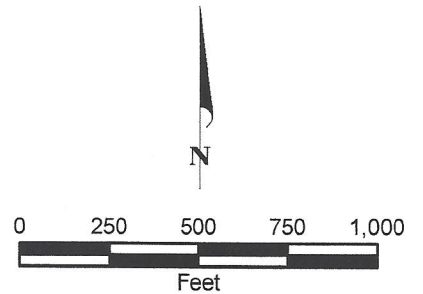
Additional Information

See attached map



EXPLANATION

-  Stock Pond Boundary
-  Ephemeral Wash



ATTACHMENT TO ABSTRACT OF WATER RIGHT: BHP STOCK POND 113-08-014-SP006