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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. W1-11-2603

ORDER SETTING TELEPHONIC
CONFERENCE

CONTESTED CASE NAME: *In re ASLD - Bingham Sacaton Ranch II*
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.
DESCRIPTIVE SUMMARY: A telephonic conference is set for **2:45 p.m. on April 15, 2021.**
NUMBER OF PAGES: 5
DATE OF FILING: March 25, 2021

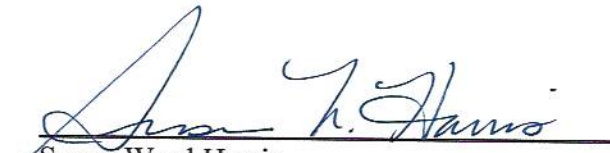
On March 15, 2021, the Arizona State Land Department filed suggested corrections to a proposed abstract for a *de minimis* domestic use. It proposed corrections to the abstract to change the name of the lessee, the priority date, and the registration number of the well listed as the source of water. On March 19, 2021, Salt River Project Agricultural Improvement and

1 Power District and Salt River Valley Water Users' Association ("SRP") objected to the
2 suggested corrections of the priority date and the source of the water. The purpose of the *de*
3 *minimis* procedure is to eliminate time and resources spent on disputes regarding water right
4 characteristics. The situation presented here as to the source of water, however, warrants at least
5 a limited amount of additional time and analysis.
6

7 The source of the water can be described, as SRP suggests, as the subflow of the San
8 Pedro River, it can be described by well location by well registration number or, alternatively, by
9 legal description. There is no discussion in the Memorandum Decision, Findings of Fact, and
10 Conclusions of Law for Group 1 Cases involving Stockwatering, Stockponds, and Domestic
11 Uses, dated November 14, 1994, amended February 23, 1995, approved and modified September
12 27, 2002 ("Decision") about the degree of specificity needed to identify the source of water. It is
13 worth noting that the Decision determined that in a *de minimis* case, the greatest degree of
14 specificity with regard to a physical characteristic of a water right was the nearest quarter,
15 quarter, quarter section. Here the well originally listed in the abstract, registration no. 55-
16 615733, was located in the NWNWNW sec. 16 T 10S R18E. The well, registration no. 55-
17 581360, that Arizona State Land Department seeks to include in the proposed abstract is also
18 located in the NWNWNW section 16 T 10S R18E. Notice of Intention to Drill filed May 23,
19 2000. Given that the issue presented may also arise in other contested cases,
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1 **IT IS ORDERED** setting a telephonic conference on **April 15, 2021**, at 2:45 p.m. to
2 address the specificity of the source of water in a domestic abstract issued using the *de minimis*
3 procedures. A copy of the proposed abstract is attached as Attachment A.

4
5 Instructions for telephonic appearance:
6 Dial: 602-506-9695 (local)
7 1-855-506-9695 (toll free long distance)
8 Dial Participant Pass Code 357264#

9
10 
11 Susan Ward Harris
12 Special Master

13 The original of the foregoing was delivered to the Clerk of
14 the Maricopa County Superior Court on March 25, 2021, for
15 filing and distributing a copy to all persons listed on the
16 Court approved mailing list for this contested case.

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ATTACHMENT A

**Proposed Abstract of Water Right
San Pedro Watershed**

1. Proposed Water Right No:	113-09-CB-008-DM001
2. Owner of Water Right:	State of Arizona – Arizona State Land Department
3. Landowner:	State of Arizona – Arizona State Land Department
4. Statement of Claimant No.:	39-7161
5. Statement of Claimant Name:	Arizona State Land Department
6. Lessee or Permittee:	Bingham Sacaton Ranch
7. Basis of Right:	36-27331
8. Beneficial Use	Domestic
9. Priority Date	December 31, 1900
10. Quantity:	One (1) acre-foot annually
11. Place of Use:	NWNWNW sec. 16 T10S R18E of the Gila and Salt River Base and Meridian, Pinal County, Arizona
12. Point of Diversion:	NWNWNW sec. 16 T10S R18E of the Gila and Salt River Base and Meridian, Pinal County, Arizona
13. Source of Water:	