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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. W1-11-3202

ORDER DISMISSING CONTESTED
CASE

CONTESTED CASE NAME: *In re ASARCO, Inc. - SRP*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report

DESCRIPTIVE SUMMARY: Case dismissed with no finding of proposed water rights.

NUMBER OF PAGES: 2

DATE OF FILING: February 27, 2020


This contested case was initiated to consider the claims and resolve objections to Watershed File Report 114-04-BDD-030 ("WFR") prepared by the Arizona Department of Water Resources and published in the Final San Pedro River Watershed Hydrographic Survey Report (1991). The WFR listed Statement of Claimant 39-4846 (SOC) as the applicable claim to appropriable water for use on the land included within the boundaries of the WFR. It also listed ASARCO, Inc. as the landowner.

1 Salt River Project Agricultural Improvement and Power District ("SRP" or "Salt River
2 Project") is the current claimant pursuant to the SOC. The records of the Pinal County Assessor
3 list Arizona Game and Fish Commission as the current owner of the property described in the
4 WFR.


5 On January 24, 2020, SRP and Arizona Game and Fish Commission filed a Joint Report
6 in which SRP stated that it does not intend to claim rights to water for use on the land included
7 within the boundaries of the WFR. Arizona Game and Fish Commission stated that it also does
8 not intent to claim rights to water for use on the land and will not request an assignment of the
9 SOC.

10 Pursuant to the Order dated December 24, 2020, ASARCO, Inc. was given until February
11 4, 2020, to file an amended objection if it intended to assert ownership of the relevant land. No
12 amended objection has been received by the Court. Accordingly,

13
14 **IT IS ORDERED** that this contested case is dismissed and no rights to water for use
15 on the land included within the boundaries of the WFR shall be proposed to be included in the
16 final decree.
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21 SUSAN WARD HARRIS
Special Master

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23 On February 27, 2020 the original of the foregoing was
24 delivered to the Clerk of the Maricopa County Superior
25 Court for filing and distributing a copy to all persons
listed on the Court-approved mailing list for this contested
case.

26 
27 Barbara Brown