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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 Nos. W1-11-3386

ORDER SETTING STATUS CONFERENCE

CONTESTED CASE NAMES: *In re Rueben and Delta Bryce*
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.
DESCRIPTIVE SUMMARY: Status Conference shall be held on **April 2, 2020 at 1:30 p.m.**
NUMBER OF PAGES: 4
DATE OF FILING: February 7, 2020

Summary of Filings with Arizona Department of Water Resources

Delta Bryce filed Statement of Claimant 39-2579 in 1979 claiming a right to water for irrigation use and listed the source of water as the Aravaipa Creek and a well constructed in January 1974. She also reported that the purpose of the well was irrigation and domestic use. The public

1 records of the Arizona Department of Water Resources (“ADWR”) do not contain an assignment
2 of the Statement of Claimant.

3 In 1982, Delta Bryce filed an application for a well for domestic use that was constructed
4 in 1974. That well was assigned Well Registration No. 55-645898. On September 26, 2019,
5 ADWR filed a map showing the location of the Well 55-645898 as outside the boundaries of the
6 subflow zone.

7 8 **Meetings Organized by ADWR**

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10 Following the initial status conference held in this case, ADWR organized a meeting
11 between the current owners of the property and the Objectors. On October 8, 2019, ADWR filed
12 a Meeting Report. It reported that the well identified as W1 in Watershed File Report 115-05-AC-
13 007 that ADWR had listed as the source of water used on the property included within the
14 boundaries of Watershed File Report 115-05-AC-007 was located on the adjoining property that
15 had been owned by Elizabeth Hilliard.

16 According to the Meeting Report, in the early 1970s another well was dug on the property
17 that is the subject of the Watershed File Report 115-05-AC-007 because the owner did not want to
18 share the well identified as W1 with the owners of the property included in Watershed File Report
19 115-05-AC-006. The Meeting Report conveyed information received from the meeting
20 participants that that the newly dug well and the well identified as W1 had been destroyed in the
21 1983 flood. Finally, the Meeting Report stated that the parties requested a second meeting to be
22 scheduled to allow the landowners additional time to gather information and consider claims.

23 On January 29, 2020, ADWR filed a notice that the second meeting had been cancelled.
24 As a result of the cancellation, no further action is required by ADWR to schedule a second
25 meeting.

26 27 **Status Conference**

1 A status conference will be held to determine if claims will be pursued for rights to use
2 water on the property which is Graham County Assessor tax parcel no. 110-14-012. According
3 to the records of the Graham County Assessor, the property is owned by the trustee of the Logene
4 Allen Living Trust and the trustee of the Greta Bergan Trust.

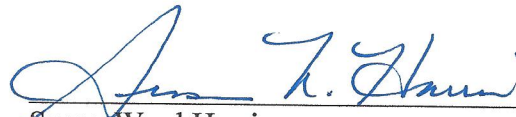
5 IT IS ORDERED that a Status Conference shall be held on **April 2, 2020 at 1:30 p.m.** in
6 the Superior Court of Arizona, 201 West Jefferson Street, Courtroom 301, Phoenix, Arizona
7 85003-2202.

8 Instructions for telephonic appearance:
9 Dial: 602-506-9695 (local)
10 1-855-506-9695 (toll free long distance)
11 Dial Participant Pass Code 357264#

12 IT IS FURTHER ORDERED that the current trustees of the Logene Allen Living Trust
13 and the Greta Bergan Trust shall either file no later than **March 19, 2020** or shall bring to the
14 Status Conference those documents that appoint the current trustees of the Logene Allen Living
15 Trust and the Greta Bergan Trust.

16 IT IS FURTHER ORDERED that the current trustees shall be prepared to state their intent
17 to proceed with claims for water right on Graham County Assessor tax parcel no. 110-14-012 and
18 shall identify their claims.

19 IT IS FURTHER ORDERED that if the current trustees intend to pursue claims for water
20 rights, they shall be prepared to state the actions taken to either assign Statement of Claimant 39-
21 2579 to the trustees of the Logene Allen Living Trust and the Greta Bergan Trust or to file a
22 Statement of Claimant for rights to water on Graham County Assessor tax parcel no. 110-14-012.
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26 _____
27 Susan Ward Harris
28 Special Master

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On February 7, 2020 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.

Barbara Brown
Barbara Brown