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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. W1-11-3312

ORDER REGARDING *De Minimis*  
CLAIMS AND SETTING STATUS  
CONFERENCE

CONTESTED CASE NAME: *In re Brighthawk LLC*  
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report  
DESCRIPTIVE SUMMARY: Status conference set and proposed water abstracts prepared for *de minimis* water use reported in Watershed File Reports (WFR) 115-04-009 and 115-04-ADB-001 issued for litigants' suggested corrections.  
NUMBER OF PAGES: 21  
DATE OF FILING: September 25, 2018

**Background**

In support of its claims, Brighthawk LLC filed with Arizona Department of Water Resources ("ADWR"), copies of the Homestead Entry Final Proof and Final Affidavit Required of Homestead Claimants submitted by Manuel Zapata dated December 14, 1911. Copies of the

1 documents are attached as Appendix A. Mr. Zapata claimed a 160 acre homestead for the north  
2 half of the northeast quarter, the southwest quarter of the northeast quarter, and the southeast  
3 quarter of the northeast quarter of Section 34 T6S R17E. He represented that he cultivated 20  
4 acres of the land. *See* Homestead Entry Final Proof, p. 2. On May 16, 1912, the United States  
5 issued a patent to Mr. Zapata for the land described in the homestead documents. A copy of the  
6 Patent filed by Brighthawk LLC with the ADWR is attached as Appendix B.

7 In 1991, ADWR issued its Hydrographic Survey Report for the San Pedro River  
8 Watershed (HSR) that analyzed claims made in Section 34 T6S R17E. A copy of the portion of  
9 the Comprehensive Index from the HSR compiled by location of potential water rights that  
10 includes Section 34 T6S R17E is attached as Appendix C. As shown by the Comprehensive  
11 Index, ADWR prepared three watershed file reports for claims for water uses in the northeast  
12 quarter of Section 34 T6S R17E: 115-04-009, 115-04-ADB-001 and 115-04-ADB-002. A copy  
13 of the map prepared by ADWR and issued in conjunction with the HSR showing Section 34 T6S  
14 R17E is attached as Appendix D. Watershed file reports 115-04-009 and 115-04-ADB-001 are  
15 the subject of this contested case and watershed file report 115-04-ADB-002 is the subject of *In*  
16 *re Barassi*, contested case no. W1-11-3313. A copy of the map for Section 34 T6S R17E  
17 prepared by the Pinal County tax assessor is attached as Appendix E.

18 On September 4, 2018, Brighthawk, LLC filed a status report regarding three proposed  
19 abstracts for domestic use, stock watering and irrigation of 6.6 acres in the north half of Section  
20 34 T6S R17E and requested an additional status conference to address the remaining objections  
21 to the claims.

### 22 ***De Minimis* Claims**

23 This case involves *de minimis* claims for water rights analyzed by Watershed File  
24 Report nos. 115-04-009 and 115-04-ADB-001. Proposed abstracts were prepared for two *de*  
25 *minimis* claims which ADWR subsequently reviewed and proposed corrections to the legal  
26 descriptions. *See* Arizona Department of Water Resources' Notice of Filing Report, dated June  
27  
28

1 8, 2018. The abstracts for domestic use and stock watering prepared consistently with  
2 ADWR's Report are attached as Appendix F.

3 The Memorandum Decision, Findings of Fact, and Conclusions of Law for Group 1  
4 Cases involving Stockwatering, Stockponds, and Domestic Uses, dated November 14, 1994,  
5 amended February 23, 1995, approved and modified September 27, 2002 ("Decision"),  
6 established the procedures for adjudicating *de minimis* water rights for claims in the San Pedro  
7 watershed. Once the proposed water right abstracts have been prepared, "the litigants will be  
8 provided an opportunity to suggest the correction of mistakes in the proposed abstracts."  
9 Decision, p. 47. This proceeding is not a forum in which to relitigate the Decision, which was  
10 the subject of years of briefing and has now been affirmed for more than 14 years.  
11 Subsequently, these abstracts will be included in a catalog of proposed water rights where they  
12 will be subject to very limited set of objections and ultimately in a final decree.  
13  
14

15 **IT IS ORDERED** that any suggested corrections to the proposed abstracts for 115-04-  
16 009-SW001 and 115-04-ADB-001-DM001 shall be filed on or before **November 7, 2018**.

17 **IT IS FURTHER ORDERED** setting a status conference on **Wednesday, November 7,**  
18 **2018, at 9:00 a.m.** in the Superior Court of Arizona, 201 West Jefferson Street, Courtroom  
19 301, Central Court Building, Phoenix, AZ 85003-2202.  
20

21 Instructions for telephonic appearance:  
22 Dial: 602-506-9695 (local)  
23 1-855-506-9695 (toll free long distance)  
24 Dial Participant Pass Code 357264#  
25  
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SUSAN WARD HARRIS  
Special Master

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On September 25, 2018, 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.

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**APPENDIX A**

# BRIGHTHAWK LLC - EXHIBIT 1

QUESTION 12. Have you sold, conveyed, or agreed to sell or convey any portion of the land; if so, to whom and for what purpose?

ANSWER. I have never sold or agreed to sell or convey any portion of this land.

QUESTION 13. Have you optioned, mortgaged, or agreed to option or mortgage, or convey this land, or any part thereof; if so, when, to whom, and for what purpose and in what amount?

ANSWER. I have not optioned or mortgaged, or agreed to option or mortgage any portion of this land.

QUESTION 14. Have you any personal property of any kind elsewhere than on this claim? If so, describe the same, and state where the same is kept.

ANSWER. I have no personal property of any kind elsewhere than on this land.

QUESTION 15. Describe by legal subdivisions, or by number, kind of entry, and office where made, any other entry or filing (not mineral) made by you since August 30, 1890.

ANSWER. There were none.

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Witnesses to Mark:

*John Watson*

*Charles W. Cook*

*Mmanuel Zapata*  
(Sign here, with initials of Mark)

ADJUDICATIONS

NOTE 1.—If applicant is alien born, he should state the fact and file evidence of citizenship in due form, either a certificate of his own naturalization in a court of competent jurisdiction, or, if claiming to be a citizen by virtue of his father's naturalization, and his own minority and residence in the United States at the date thereof, or, if a married woman claiming citizenship by virtue of her husband's nativity or naturalization, then record evidence of the naturalization of the father, or husband, or an affidavit as to the nativity of the latter.

NOTE 2.—The officer before whom the proof is made will see that all answers are complete and responsive to the questions.

NOTE 3.—The officer before whom the deposition is taken should call the attention of the witness to section 5392 of the Revised Statutes (over), and state to him that it is the purpose of the Government, if it be ascertained that he testifies falsely, to prosecute him to the full extent of the law.

I HEREBY CERTIFY that the deponent was examined separately and apart from the other witnesses in the case; that the foregoing deposition was read to or by deponent in my presence before deponent affixed signature thereto; that deponent is to me personally known (or has been satisfactorily identified before me by \_\_\_\_\_);

that I verily believe deponent to be the identical person hereinbefore described, and that said deposition was duly subscribed and sworn to before me at my office, in Florence Pinal County Arizona,

within the Phoenix Arizona, \_\_\_\_\_ land district,

this 14th day of December, 1911

*Daniel O. Stevens*

CLERK, DISTRICT COURT TERRITORY OF ARIZONA, PINAL COUNTY  
(Official designation of officer.)

# BRIGHTHAWK LLC - EXHIBIT 1

QUESTION 6. Describe the land embraced in above entry by legal subdivisions, showing fully the character of same, and kind and amount of timber, if any.

ANSWER.

Subdivision.	Acres cultivable.	Acres timbered.	Feet timber.
NE 1/4 of NE 1/4 said Sec. 34	5 acres	none	none
NE 1/4 said Sec. 34	" "	" "	" "
SW 1/4 said Sec. 34	" "	" "	" "
SE 1/4 said Sec. 34	" "	" "	" "

QUESTION 7. State by subdivisions the number of acres cultivated, kind of crop planted, and amount harvested, each year. How many acres of the claim are now cleared, or broken, and under cultivation? If used for grazing only, state number, and kind of stock grazed each year and by whom owned.

ANSWER. The full five acres in each legal subdivision are planted to orchard, apples and peaches. The average amount harvested each year from said orchard is about \$500.00. This 20 acres include all the land of said entry broken and under cultivation.

QUESTION 8. Describe fully and in detail the amount and kind of improvements on each subdivision. State total value of improvements on the claim.

ANSWER.

Subdivision.	Character of improvements.
NE 1/4 of NE 1/4 said Sec. 34	Dwelling house valued at \$500.00 fence valued at \$50.00. Orchard valued at \$500.00
NE 1/4 said Sec. 34	fence valued at \$50.00. Orchard valued at \$200.00
SW 1/4 said Sec. 34	Fence valued at \$50.00; orchard valued at \$300.00
SE 1/4 said Sec. 34	Fence valued at \$50.00; orchard valued at \$200.00; dwelling house valued at \$500.00
Total value of improvements \$2200.00	

QUESTION 9. Is your present claim within the limits of an incorporated town or selected site of a city or town, or used in any way for trade or business?

ANSWER. It is not.

QUESTION 10. Are there any indications of coal, salines, or minerals of any kind on the land? If so, describe what they are.

ANSWER. There are none.

QUESTION 11. Have you ever made any other homestead entry? If so, describe the same.

ANSWER. I have never made or attempted to make any other homestead entry.

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ADJUDICATIONS

BRIGHTHAWK LLC - EXHIBIT 1

FINAL AFFIDAVIT REQUIRED OF HOMESTEAD CLAIMANTS.

I, Manuel Zapata, having made a homestead entry of  
 the XXXXXX Section 34  
 Township 6 S., Range 17 E., XXXXXX Meridian,  
 subject to entry at Phoenix, under  
 section No. 2289 of the Revised Statutes of the United States, do now  
 apply to perfect my claim thereto by virtue of section No. 2290  
 of the Revised Statutes of the United States; and for that purpose do  
 solemnly swear that I am a MEXICAN BORN  
(Native born or naturalized.)

citizen of the United States;  
 that I have made actual settlement upon and have cultivated and resided  
 upon said land since the 15th day of December,  
 1905, to the present time; that no part of said land has been alienated,  
 except as provided in section 2288 of the Revised Statutes, but that I  
 am the sole bona fide owner as an actual settler; that I will bear true  
 allegiance to the Government of the United States; and further, that I  
 have not heretofore perfected or abandoned an entry made under the homs-  
 stead laws of the United States, except

*Witnesses to Mark*  
M B Spurrman Manuel Zapata  
(Signature of affiant)

**NOTE.**—Every person swearing falsely to the above affidavit will be punished as provided by law for such offense. (See Sec. 5392 R. S., below.)

I HEREBY CERTIFY that the foregoing affidavit was read to or by  
 affiant in my presence before affiant affixed signature thereto; that  
 affiant is to me personally known (or has been satisfactorily identified  
 before me by XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX);  
(Give full name and post-office address.)

that I verily believe affiant to be a credible person and the identical  
 person hereinbefore described, and that said affidavit was duly subscribed  
 and sworn to before me, at my office, in Florence  
Pinal County Arizona, this 14th day  
(County and State) of December, 1911

Daniel C. Strauss  
 County Recorder  
 Pinal County, Arizona

REVISED STATUTES OF THE UNITED STATES. TITLE LXX.—CRIMES.—CHAP. 4.  
 SEC. 5392. Every person who, having taken an oath before a competent tribunal, officer, or person, in any case in which a law  
 of the United States authorizes an oath to be administered, that he will testify, declare, depose, or certify truly, or that any written  
 testimony, declaration, deposition, or certificate by him subscribed is true, willfully and contrary to such oath states or subscribes  
 any material matter which he does not believe to be true, is guilty of perjury, and shall be punished by fine of not more than two  
 thousand dollars, and by imprisonment, at hard labor, not more than five years; and shall, moreover, thereafter be incapable of  
 giving testimony in any court of the United States until such time as the judgment against him is reversed. (See Sec. 1750.)

**NOTE.**—In addition to the above penalty, every person who knowingly or willfully in anywise procures the making or  
 presentation of any false or fraudulent affidavit pertaining to any matter within the jurisdiction of the Secretary of the Interior  
 may be punished by fine or imprisonment.

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ADJUDICATIONS



# BRIGHTHAWK LLC - EXHIBIT 1

4-369.

Form approved by the Secretary of the Interior November 23, 1908.

DEPARTMENT OF THE INTERIOR.

## HOMESTEAD ENTRY.

U. S. LAND OFFICE,

No. 03686

### FINAL PROOF.

RECEIPT NO. 786325

#### TESTIMONY OF CLAIMANT.

QUESTION 1. What is your full name, age, and post-office address?

ANSWER. My name is Manuel Napata. My age is fifty-six years

*and my residence is at Wormoth, Pinal County, Arizona.*  
QUESTION 2. Are you a native-born citizen of the United States, and if so, in what State or Territory were you born? (If foreign born, see Note 1.)

ANSWER. I am a Native born citizen. I was born in the state of California.

QUESTION 3. Are you the same person who made Homestead Entry No.

03686, at the Phoenix Land Office on the 10th day of April, 1907, for the

North half northeast quarter, Southwest quarter  
of Northeast quarter, Southeast quarter Northwest quarter, Section 34,  
Township 6 S., Range 17 E., G. & S. R. Meridian?

ANSWER. I am the same person.

QUESTION 4. (a) Are you married or single? ANSWER. I am married  
(b) If married, of whom does your family consist?

ANSWER. My family consists of my wife and three children.  
(c) If a married woman, state whether your husband now has an unperfected homestead entry, and during what time he has resided on this land with you.

ANSWER. ~~xxxxxxx~~

QUESTION 5. (a) When did you first establish actual residence upon this land?

ANSWER. In the month of December, 1906.

(b) When was your house built on this land?  
There was a house on the land when I first took up my

ANSWER. residence on the ~~land~~  
(c) Have either you or your family ever been absent from the homestead since establishing residence?  
Whether myself or family have ever been absent from

ANSWER. ~~At the time of establishing residence thereon.~~  
(d) If there has been such absence, give the dates covered by each absence; and as to each absence, state whether you, your family, or both, were thus absent and the reason for each such absence.

ANSWER. There have been none.

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**APPENDIX B**

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at PHOENIX, ARIZONA, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of MANUEL ZAPATA has been established and duly consummated, in conformity to law, for the NORTH HALF OF THE NORTHEAST QUARTER, THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER, AND THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION THIRTY-FOUR IN TOWNSHIP SIX SOUTH OF RANGE SEVENTEEN EAST OF THE GILA AND SALT RIVER MERIDIAN, ARIZONA, CONTAINING ONE HUNDRED SIXTY ACRES,

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States.

IN TESTIMONY WHEREOF, I, WILLIAM H. TAFT

President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the SIXTEENTH day of MAY in the year of our Lord one thousand nine hundred and TWELVE and of the Independence of the United States the one hundred and THIRTY-SIXTH.

By the President: [Signature of William H. Taft] Secretary, [Signature of H. O. DeHay] Recorder of the General Land Office, [Signature of H. J. ...]

RECORD OF PATENTS: Patent Number 266686

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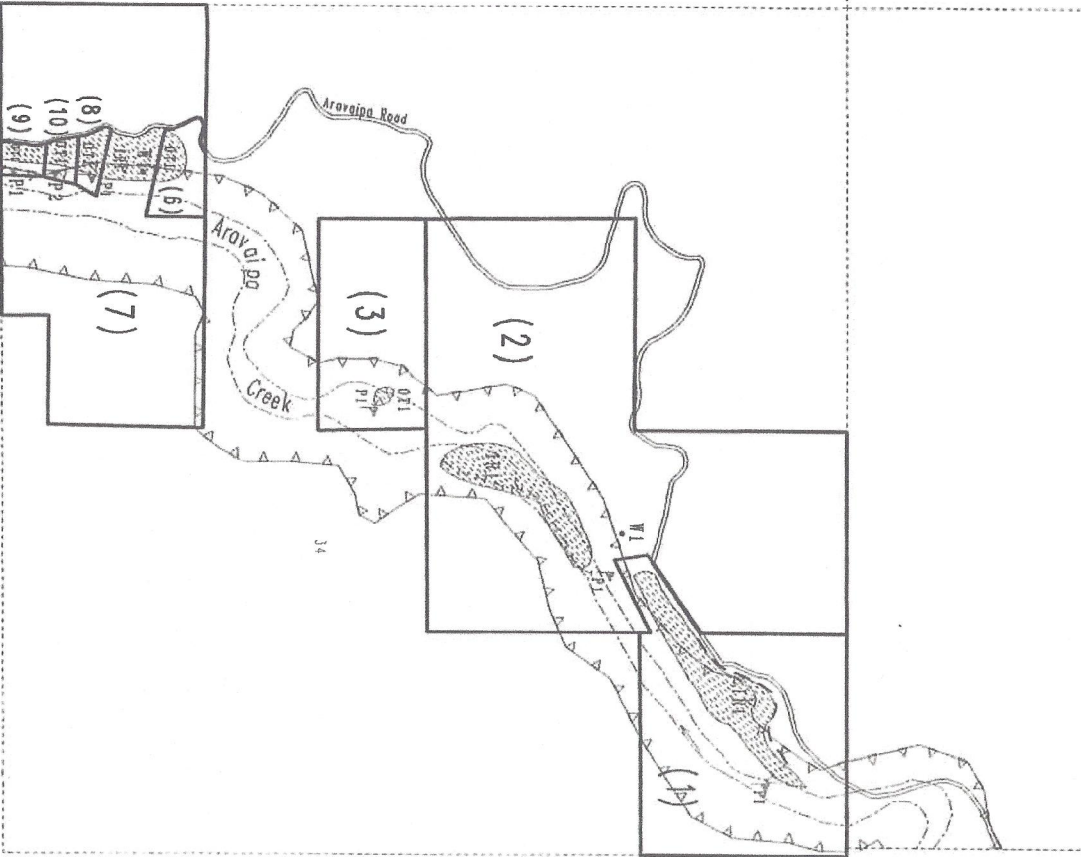
# APPENDIX C

***** LOCATION *****	COMPLETE POTENTIAL	OWNER NAME	VOLUME	TABLE
SUBDIV SEC TWPN RNGE	WATER RIGHT NUMBER	(LESSEE/ALLOTTEE NAME)		-PAGE
SENENW 27 060S 170E	114-04-012-SW002	BLM - SAFFORD DISTRICT	6	2-24
SENW 27 060S 170E	115-04-005-SW018	(GENTRY REALTY, INC.)		
SESENW 27 060S 170E	115-04-005-SW001	BLM - SAFFORD DISTRICT	6	4-29
SESE 27 060S 170E	115-04-006-SW001	(GENTRY REALTY, INC.)		
NENENW 29 060S 170E	114-04-009-SW004	BLM - SAFFORD DISTRICT	6	4-30
NENE 34 060S 170E	115-04-ADB-001-IRO01	(WHITE, JEPHTA O.)		
NENENE 34 060S 170E	115-04-009-SW001	SLD	6	2-127
NWNENE 34 060S 170E	115-04-ADB-001-DM001	(UNION NORTH LTD PRTRSHIP.)		
NWNE 34 060S 170E	115-04-ADB-001-IRO01	WHITE, JEPHTA O.	6	4-139
SWNE 34 060S 170E	115-04-ADB-002-IRO01	WHITE, JEPHTA O.	6	4-139
SWNE 34 060S 170E	115-04-ADB-002-OT001	WHITE, JEPHTA O.	6	4-139
NWSWNE 34 060S 170E	115-04-ADB-002-DM001	BARASSI, LOUIS W.	6	4-17
NESW 34 060S 170E	115-04-ADB-003-OT001	BARASSI, LOUIS W.	6	4-17
NENESW 34 060S 170E	115-04-ADB-003-DM001	BARASSI, LOUIS W.	6	4-17
SWSW 34 060S 170E	115-04-ADB-006-OT001	ISER, JERRY & VERA	6	4-80
SWSW 34 060S 170E	115-04-ADB-007-IRO01	ISER, JERRY & VERA	6	4-80
SWSW 34 060S 170E	115-04-ADB-008-OT001	YOUNG, LEMUEL B.	6	4-144
SWSW 34 060S 170E	115-04-ADB-009-OT001	YOUNG, MARY LOUISE	6	4-146
SWSW 34 060S 170E	115-04-ADB-010-OT001	YOUNG, LESTER	6	4-145
NESWSW 34 060S 170E	115-04-ADB-006-DM001	RICHARDSON, ANTHON G.	6	4-99
NESWSW 34 060S 170E	115-04-ADB-007-DM001	YOUNG, HAROLD D.	6	4-143
SESWSW 34 060S 170E	115-04-ADB-008-DM001	YOUNG, LEMUEL B.	6	4-144
SESWSW 34 060S 170E	115-04-ADB-009-DM001	YOUNG, MARY LOUISE	6	4-146
SESWSW 34 060S 170E	115-04-ADB-010-DM001	YOUNG, LESTER	6	4-145
SESENE 35 060S 170E	115-04-004-SW010	RICHARDSON, ANTHON G.	6	4-99
SESWNW 35 060S 170E	115-04-004-SW009	YOUNG, HAROLD D.	6	4-143
NENWSW 35 060S 170E	115-04-004-SW002	SLD	6	4-104
SESWNE 36 060S 170E	115-04-004-SW011	(WHITE, JEPHTA O. & PEGGY)		
NESENE 36 060S 170E	115-04-003-SW002	SLD	6	4-104
NWNWSW 36 060S 170E	115-04-004-SW003	(WHITE, JEPHTA O. & PEGGY)		
NESESE 36 060S 170E	115-04-004-SW004	SLD	6	4-104
SWNWSW 01 060S 180E	115-05-006-SPO01	(WHITE, JEPHTA O. & PEGGY)		
NESESE 01 060S 180E	115-05-006-SPO02	BLM - SAFFORD DISTRICT	6	4-32
SWNENW 02 060S 180E	115-05-006-SPO03	BLM - SAFFORD DISTRICT	6	4-32
NESWSE 02 060S 180E	115-05-006-SPO04	BLM - SAFFORD DISTRICT	6	4-32
NENENE 03 060S 180E	115-05-006-SPO05	BLM - SAFFORD DISTRICT	6	4-32
SENWNW 04 060S 180E	115-05-020-SPO01	BLM - SAFFORD DISTRICT	6	4-32
SESENE 07 060S 180E	115-05-019-SPO01	BLM - SAFFORD DISTRICT	6	4-38
SWSENW 07 060S 180E	115-05-020-SW001	BLM - SAFFORD DISTRICT	6	4-37
SWNESW 07 060S 180E	115-05-019-SPO02	BLM - SAFFORD DISTRICT	6	4-38
SESENE 08 060S 180E	115-05-019-SPO03	BLM - SAFFORD DISTRICT	6	4-37
SESENE 08 060S 180E	115-05-019-SPO04	BLM - SAFFORD DISTRICT	6	4-37
NESENE 09 060S 180E	115-05-006-SPO08	BLM - SAFFORD DISTRICT	6	4-37
SWSWNW 10 060S 180E	115-05-006-SPO07	BLM - SAFFORD DISTRICT	6	4-32
NENWSE 10 060S 180E	115-05-019-WL001	BLM - SAFFORD DISTRICT	6	4-32
NESWSE 10 060S 180E	115-05-019-WL002	BLM - SAFFORD DISTRICT	6	4-37
SWSWNW 11 060S 180E	115-05-019-SPO05	BLM - SAFFORD DISTRICT	6	4-37
NWNESE 11 060S 180E	115-05-006-SPO11	BLM - SAFFORD DISTRICT	6	4-37
SWNESE 11 060S 180E	115-05-006-SPO10	BLM - SAFFORD DISTRICT	6	4-32
NESWSW 12 060S 180E	115-05-006-SPO12	BLM - SAFFORD DISTRICT	6	4-32
NWSW 13 060S 180E	115-05-019-WL040	BLM - SAFFORD DISTRICT	6	4-32
NWSE 13 060S 180E	115-05-019-WL039	BLM - SAFFORD DISTRICT	6	4-37
NENE 14 060S 180E	115-05-027-SW001	BLM - SAFFORD DISTRICT	6	4-37
NENWNW 18 060S 180E	115-05-019-WL001	SALAZAR, E.G.	6	4-37
NWNWNW 18 060S 180E	115-05-005-SPO16	BLM - SAFFORD DISTRICT	6	4-101
NENWNE 20 060S 180E	115-05-041-SPO02	BLM - SAFFORD DISTRICT	6	4-37
NWNWNE 20 060S 180E	115-05-041-SPO01	AZ. CHAP. NATURE CONSERV.	6	4-31
		AZ. CHAP. NATURE CONSERV.	6	4-11
			6	4-11

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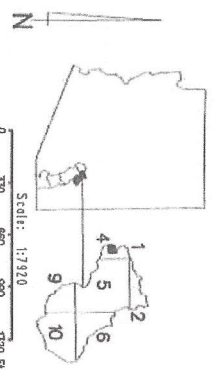
**APPENDIX D**

[115-04-ADA]



[115-04-ADC]  
R 17 E

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State of Arizona	
Department of Water Resources	
ADJUDICATIONS DIVISION	
MAP OF WATER USES	
Watershed:	SAN PEDRO
Subwatershed:	ARAVAIPA
Region:	04-ADB
Date:	July 1990

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# APPENDIX E



SEC. 34 TN.06S RG.17E

SEE MAP 300-28

300-29

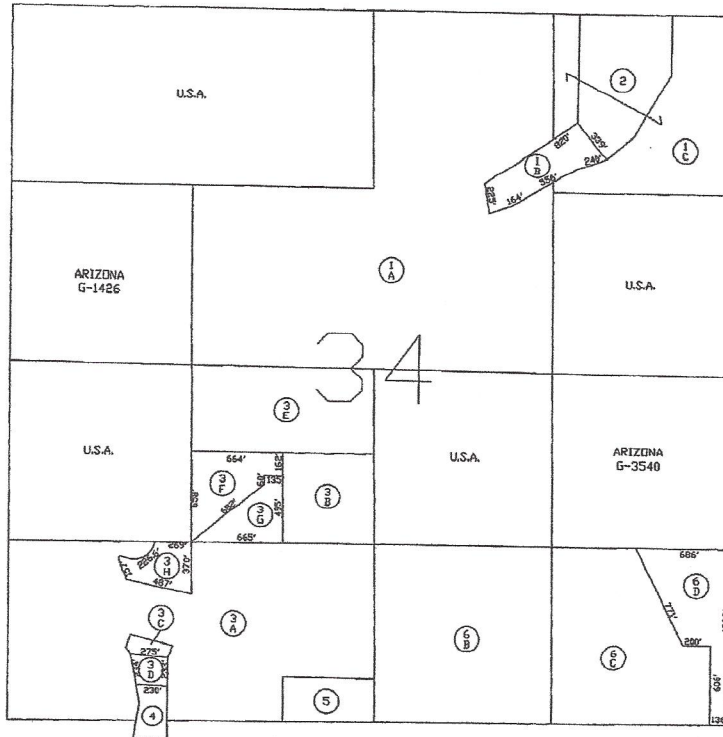
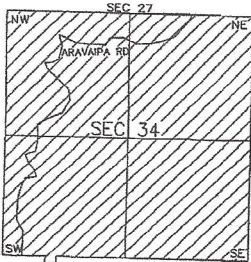
AREA CODE  
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SPECIAL DISTRICTS  
00000  
00000

THIS MAP IS FOR TAX PURPOSES ONLY.  
THIS OFFICE WILL NOT ASSUME LIABILITY FOR  
REPRESENTATION, MEASUREMENTS OR ACREAGE.

SEE MAP 300-28

VICINITY MAP



SEE MAP 300-28



SCALE: 1" = 800'

05-07-2003

SEE MAP 300-41

PINAL COUNTY ASSESSORS MAP

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**APPENDIX F**

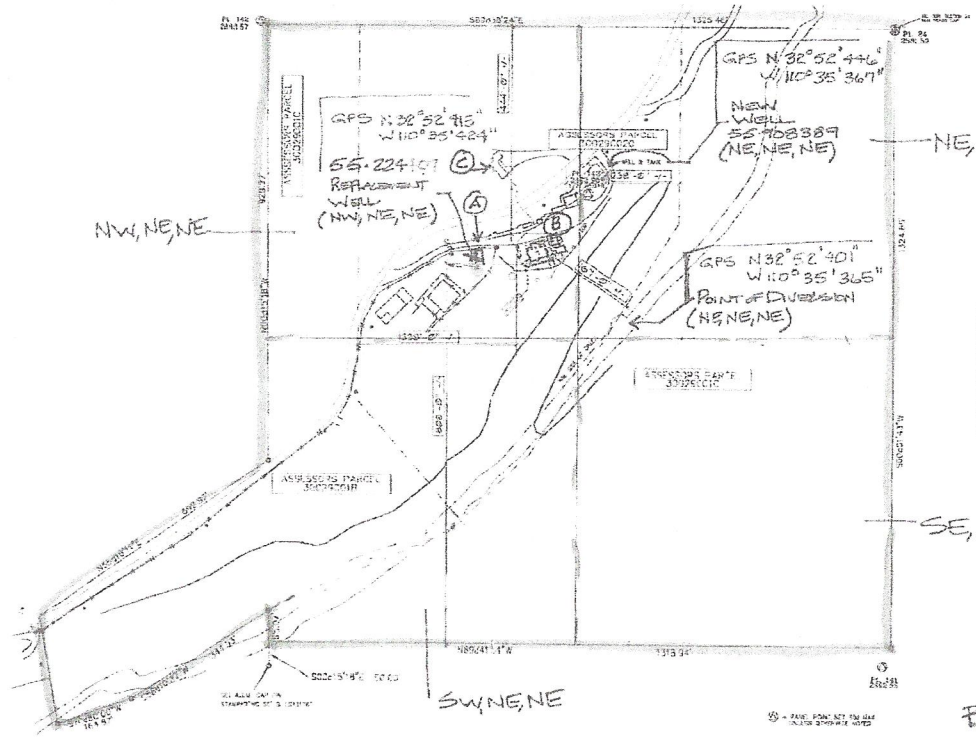
**Abstract of Water Right  
San Pedro Watershed**

<b>1. Proposed Water Right No.:</b>	115-04-009-SW001
<b>2. Owner of Water Right:</b>	Brighthawk, LLC, an Arizona limited liability company
<b>3. Landowner:</b>	Brighthawk, LLC, an Arizona limited liability company
<b>4. Statement of Claimant No.(s):</b>	39-17904
<b>5. Statement of Claimant Name(s):</b>	Brighthawk, LLC, an Arizona limited liability company
<b>6. Lessee or Permittee:</b>	None
<b>7. Basis of Right:</b>	36-59854
<b>8. Beneficial Use:</b>	Stock watering
<b>9. Priority Date:</b>	12/31/1905
<b>10. Quantity:</b>	Reasonable Use
<b>11. Place of Use:</b>	NE NE 34 T6S R17E
<b>12. Point of Diversion:</b>	NE NE NE 34 T6S R17E NW NE NE 34 T6S R17E
<b>13. Source of Water:</b>	Aravaipa Creek
<b>14. Name of Facility:</b>	None

## Abstract of Water Right San Pedro Watershed

<b>1. Proposed Water Right No.:</b>	115-04-ADB-001-DM001
<b>2. Owner of Water Right:</b>	Brighthawk, LLC, an Arizona limited liability company
<b>3. Landowner:</b>	Brighthawk, LLC, an Arizona limited liability company
<b>4. Statement of Claimant No.(s):</b>	39-14112
<b>5. Statement of Claimant Name(s):</b>	Brighthawk, LLC, an Arizona limited liability company Tom Wagner Betty Wagner
<b>6. Lessee or Permittee:</b>	None
<b>7. Basis of Right:</b>	36-59854
<b>8. Beneficial Use:</b>	Domestic Use
<b>9. Priority Date:</b>	12/31/1905
<b>10. Quantity:</b>	One (1) acre foot annually
<b>11. Place of Use:</b>	NE NE 34 T6S R17E
<b>12. Point of Diversion:</b>	NE NE NE 34 T6S R17E NW NE NE 34 T6S R17E
<b>13. Source of Water:</b>	Aravaipa Creek
<b>14. Coordinates for Wells:</b>	55-224407: N 32° 52' 415" W 110° 35' 424" 55-908389: N 32° 52' 446" W 110° 35' 367"

See attached maps.



POINT BEARINGS

POINT	GPS BEARING
A	N 32° 52' 41.3"
B	N 32° 52' 40.1"
C	N 32° 52' 41.5"

ALL LOCATIONS ARE APPROX.

TOPOGRAPHICAL SURVEY IN THE NE 1/4 SECTION 34, TOWNSHIP 6 SOUTH, RANGE 17 EAST PINAL COUNTY, ARIZONA



BRIGHTHAWK  
10-10-17  
W/GPS ADDED  
2-20-18  
REV. GPS FOR  
POINT OF USE  
7/23/18