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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

CIVIL NO. W1-11-3312

ORDER TO CONSOLIDATE CONTESTED  
CASE

CONTESTED CASE NAME: *In re Brighthawk LLC* .  
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.  
DESCRIPTIVE SUMMARY: The Special Master consolidated W1-11-3299 with this  
contested case W1-11-3312.  
NUMBER OF PAGES: 4.  
DATE OF FILING: October 11, 2017.

This contested case *In re Brighthawk*, case no. W1-11-3312 will adjudicate the  
claims asserted by Brighthawk LLC for water rights for irrigation use in the NENE Sec. 34  
T6S, R17E with water diverted from the Aravaipa Creek. In accordance with A.R.S. §45-  
257(A)(1), Small Water Uses must be considered in conjunction with irrigation claims.  
Watershed file report 115-04-009, attached as Attachment A, determined that a potential

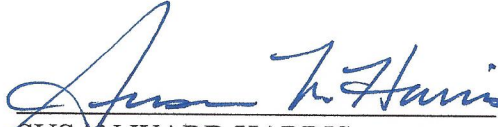
1 stock watering claim existed in the NENENE Sec. 34, T6S, R17E and listed Statement of  
2 Claimant 39-2671 as the applicable adjudication filing. Jephtha O. and Peggy White,  
3 predecessors in interest to Brighthawk LLC, filed Statement of Claimant 39-2671. The  
4 Arizona Department of Water Resources public records do not include an assignment of this  
5 statement of claimant to Brighthawk LLC.

6  
7 Contested case W1-11-3299 was initiated on April 2, 1993 to address the objections  
8 to watershed file report 115-04-009. That case was consolidated with W1-11-3294 on May  
9 19, 1993. On December 3, 1993, the Special Master entered a Consolidation Order that  
10 consolidated W1-11-3294 under case number W1-11-19.

11 Pursuant to A.R.S. §45-257(A)(1), the objections to the small water use identified in  
12 Watershed file report 115-04-009 shall be resolved with the irrigation claims asserted by  
13 Brighthawk LLC.

14 Accordingly,

15  
16 **IT IS ORDERED** that contested case W1-11-3299 shall be consolidated with this  
17 contested case no. W1-11-3312.

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22 SUSAN WARD HARRIS  
Special Master

23 On October 11, 2017 the original of the foregoing  
24 was delivered to the Clerk of the Maricopa County  
25 Superior Court for filing and distributing a copy to all  
26 persons listed on the Court-approved mailing list for  
this contested case.

27   
28 Barbara Brown

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**ATTACHMENT A**

LAND OWNER	WATERSHED FILE
-----	REPORT NUMBER
WHITE, JEPHTA O.	115-04-009
& PEGGY MARIE	

APPLICABLE FILINGS AND DECREES

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES

FILING NUMBER	FILING STATUS	USES	QUANTITY IN AFA	USE LOCATION SECTION	TWNP	RNGE	CLAIM DATE	DIVERSION LOCATION SECTION	TWNP	RNGE
33-0083450	APPLICA.	STOCK	.84	NENE34	06OS	17OE	1980	SWSW26	06OS	17OE
39-0002671		STOCK	.01	SESE27	06OS	17OE		SWSW26	06OS	17OE
				SWSW26	06OS	17OE	1912	SWSW26	06OS	17OE
				SESE27	06OS	17OE				
				NENE34	06OS	17OE				

DWR ANALYSIS OF FILINGS AND DECREES

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
33-0083450	STOCK	STOCK		
39-0002671	STOCK	STOCK		SW001 SW001

USES

PWR #	LOCATION SECTION	TWNP	RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
SW001	NENENE34	06OS	17OE		SURFACE WATER		NO	INSTREAM USE

PWR SUMMARY

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE*	WATER SOURCES AND CLASSIFICATIONS
SW001	39-0002671	33-0083450	1980 FILING 33-83450	SURFACE WATER: ARAVAIPA CREEK

QUANTITIES OF USE

PWR #	QUANTIFICATION TYPE	ACRES	CROP TYPE	EFF	WATER DUTY	ESTIMATED VOLUME	REMARKS
SW001							SEE VOLUME 1 - GENERAL ASSESSMENT

EXPLANATION

USES AND RESERVOIRS

SW1 - INSTREAM STOCKWATERING USE FROM ARAVAIPA CREEK.