

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

07/11/2018

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER
SUSAN HARRIS

A. Hatfield

Deputy

In re: Larsen
Contested Case No. W1-11-3310

FILED: 07/25/2018

In Re: The General Adjudication
of All Rights to Use Water in the
Gila River System and Source
W-1, W-2, W-3 and W-4 (Consolidated)

In re: Status Conference

MINUTE ENTRY

Courtroom: CCB 301

1:29 p.m. This is the time set for a Status Conference before Special Master Susan Ward Harris.

The following attorneys appear in-person: Mark McGinnis on behalf of Salt River Project (SRP); Bradley Pew on behalf of ASARCO; and Steven Wene on behalf of the trustees of the Hedrick-Gorman Trust.

The following attorneys and parties appear telephonically: David A. Brown; John Burnside on behalf of BHP Copper; Laurel Herrmann and Joe Sparks on behalf of San Carlos Apache Tribe and Tonto Apache Tribe; Kimberly Parks on behalf of AZ Department of Water Resources; Jay Tomkus on behalf of Pascua Yaqui Tribe and Yavapai-Apache Nation; and Catherine Gorman and Phillip Hedrick as trustees of the Hedrick-Gorman Trust.

Court reporter, Lydia Estrada-Gray, is present and a record of these proceedings is made digitally.

Mr. Wene advises the Court that the parties have basically agreed to a settlement with respect to claims for beneficial water uses made by the trustees of the Hedrick-Gorman Trust but he needs verification by the San Carlos Apache Tribe and the United States that they are willing to withdraw their objections. The San Carlos Apache Tribe is

waiting for receipt of a copy of the application for the patent which would show the dates of priority. Mr. Wene further addresses the issue of whether a survey must be prepared for the irrigated fields.

Discussion is held regarding the precision required to identify the boundaries of the irrigated fields to which the water right is appurtenant. Mr. Sparks suggests that in absence of a survey that the trustees of the Hedrick-Gorman Trust provide GPS coordinates on primary corners of the field boundaries and change of directions of the field boundaries that would describe the quantitative acreage to which the water right is appurtenant.

There are no objections to the proposed resolution in regards to the mapping of the claim.

The Court states it has received no suggested corrections to the proposed abstract for domestic use.

IT IS ORDERED approving the Abstract of Water Right No. 115-04-ADA-001-DM and it will be added to the catalog.

IT IS FURTHER ORDERED setting a status conference in 45 days.

Discussion is held concerning the Larsen Claims. The Court states that it has been informed that Mary Larsen has died and that her son may now own the property pursuant to the terms of a beneficiary deed. This information has not been verified. No person representing the Larsen interests appeared in the proceedings. No action was taken with respect to the resolution of the objections to the Larsen claims for water rights.

IT IS FURTHER ORDERED amending the court-approved mailing list to include the Pinal County Assessor's mailing address for the Larsen property which is the subject of the claim for water rights and is the subject of ADWR's watershed file report 115-04-ADA-003.

The Court will send notice of this hearing and reset it for four months to allow the heirs or beneficiaries of Mrs. Larsen desiring to claim water rights on the property currently titled in the name of Mary Larsen additional time to resolve property ownership issues.

1:43 p.m. Matter concludes.

LATER:

Water Rights for the Hedrick-Gorman Trust

A telephonic status conference shall be held on **August 29, 2018** at 10:30 a.m. regarding proposed Abstracts of Water Right Nos. 115-04-ADA-001-IR001 and 115-04-ADA-001-IR002. This telephonic status conference will be vacated if the parties resolve their objections and file stipulated abstracts for the two irrigation water uses by August 23, 2018.

Instructions for telephonic participation:

Dial: 602-506-9695 (local)

1-855-506-9695 (toll free long distance)

Dial Participant Pass Code 357264#

Water Rights for Property Owned by Mary Larsen

A telephonic status conference shall be held on **November 15, 2018** at 9:30 a.m. regarding proposed claims for water rights on that land which ADWR shows as owned by Mary K. Larsen in Watershed File Report 115-04-ADA-003, a copy of which is attached. The purpose of the telephonic status conference is to determine the current owner of the land identified in the watershed file report and conclude the proceedings necessary to determine the potential water rights for domestic and irrigation uses.

Instructions for telephonic participation:

Dial: 602-506-9695 (local)

1-855-506-9695 (toll free long distance)

Dial Participant Pass Code 357264#

ATTACHMENT 3

LAND OWNER
LARSEN, MARY K

WFR NUMBER
115-04-ADA-003

APPLICABLE FILINGS AND DECREES

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES

<u>FILING NUMBER</u>	<u>FILING STATUS</u>	<u>USES</u>	<u>QUANTITY IN AFA</u>	<u>USE LOCATION</u>			<u>CLAIM DATE</u>	<u>DIVERSION LOCATION</u>		
				<u>SECTION</u>	<u>TWNP</u>	<u>RNGE</u>		<u>SECTION</u>	<u>TWNP</u>	<u>RNGE</u>
10-1104199.1100		IRRIGATION OTHER		NW26	060S	170E	1891	NE26	060S	170E
10-1104565.1200		IRRIGATION	90000.00	SENE26	060S	170E	1894	NWSW24	060S	170E
10-1105634.1200		IRRIGATION	9000.00	SE23	060S	170E	1899	NWSESE23	060S	170E
				NENE26	060S	170E		SESESE23	060S	170E
				SWSW26	060S	170E		SENE26	060S	170E
10-1112496.1100		IRRIGATION		NWSESE23	060S	170E	1910	NWSW24	060S	170E
				SWNESE26	060S	170E				
10-1113412.1100		IRRIGATION	10800.00	SESE23	060S	170E	1911	SESE23	060S	170E
				NENE26	060S	170E				
36-0048316		DOMESTIC		N223	060S	170E	1900	NENE26	060S	170E
				SESW26	060S	170E				
		IRRIGATION	200.00	SESE23	060S	170E		SESE23	060S	170E
39-0001486		DOMESTIC	0.18	N223	060S	170E	1890			
				SESW26	060S	170E				
		IRRIGATION	200.00	SESE23	060S	170E		SESE23	060S	170E
39-0012598		DOMESTIC	0.50	NE26	060S	170E	1900	NENE26	060S	170E
				SESE23	060S	170E		SESE23	060S	170E
		IRRIGATION	200.00	SESE23	060S	170E				
39-0017921		DOMESTIC	0.20	26	060S	170E	1900			
		IRRIGATION	8.80	26	060S	170E				
		STOCK	0.10	26	060S	170E				

DWR ANALYSIS OF FILINGS AND DECREES

<u>FILING NUMBER</u>	<u>USES CLAIMED OR REFERENCED</u>	<u>USES FOUND BY DWR</u>	<u>APPLIES TO DIVERSIONS</u>	<u>APPLIES TO PWR NUMBERS</u>
10-1104199.1100	IRRIGATION OTHER	NOT APPLICABLE NOT APPLICABLE		
10-1104565.1200	IRRIGATION	NOT APPLICABLE		
10-1105634.1200	IRRIGATION	IRRIGATION		IR001
10-1112496.1100	IRRIGATION	NONE		
10-1113412.1100	IRRIGATION	IRRIGATION		IR001
36-0048316	DOMESTIC	DOMESTIC	P02, W03	DM002, IR001
	IRRIGATION	IRRIGATION	P02, W03	DM002, IR001
39-0001486	DOMESTIC	DOMESTIC	P02, W03	DM002, IR001
	IRRIGATION	IRRIGATION	P02, W03	DM002, IR001
39-0012598	DOMESTIC	DOMESTIC	P02, W03	DM002, IR001
	DOMESTIC	IRRIGATION	P02, W03	DM002, IR001
	IRRIGATION	IRRIGATION	P02, W03	DM002, IR001
39-0017921	DOMESTIC	DOMESTIC	P02, W03	DM002, IR001
	IRRIGATION	IRRIGATION	P02, W03	DM002, IR001
	STOCK	STOCK	P02, W03	DM002, IR001

LAND OWNER

LARSEN, MARY K

WFR NUMBER

115-04-ADA-003

DIVERSIONS

<u>DIV #</u>	<u>LOCATION</u>			<u>DIVERSION NAME</u>	<u>WATER SOURCE AND CLASSIFICATION</u>
	<u>SECTION</u>	<u>TWNP</u>	<u>RNGE</u>		
P02	NWSWNE26	060S	170E	UNNAMED	SURFACE WATER : ARAVAIPA CREEK
W03	NESWNE26	060S	170E	UNNAMED	GROUNDWATER : ZONE 1 OF THE ARAVAIPA

USES

<u>PWR #</u>	<u>LOCATION</u>			<u>SUPPLIED BY DIVERSIONS</u>	<u>WATER SOURCES</u>	<u>PHOTO DATE</u>	<u>SOURCE CHANGE</u>	<u>FACILITY NAME</u>
	<u>SECTION</u>	<u>TWNP</u>	<u>RNGE</u>					
DM002	NESWNE26	060S	170E	W03	ZONE 1 GROUNDWATER			
IR001	NESWNE26	060S	170E	P02	SURFACE WATER : ARAVAIPA			

PWR SUMMARY

<u>PWR #</u>	<u>APPLICABLE ADJ FILINGS</u>	<u>APPLICABLE PRE FILINGS</u>	<u>*APPARENT FIRST USE DATE*</u>		<u>WATER SOURCES AND CLASSIFICATIONS</u>
			<u>DATE</u>	<u>BASIS FOR DATE</u>	
DM002	39-0001486 39-0012598 39-0017921	36-0048316			ZONE 1 GROUNDWATER
IR001	39-0001486 39-0012598 39-0017921	10-1105634.1200 10-1113412.1100 36-0048316	1899	10-1105634.1200	SURFACE WATER : ARAVAIPA CREEK
NONE	NONE	10-1104199.1100 10-1104565.1200 10-1112496.1100			

QUANTITIES OF USE

<u>PWR #</u>	<u>QUANTIFICATION TYPE</u>	<u>ACRES</u>	<u>CROP TYPE</u>	<u>EFF</u>	<u>WATER DUTY</u>	<u>ESTIMATED VOLUME</u>	<u>REMARKS</u>
DM002							
IR001	MAX OBSERVED	.4	PERM. PSTR	61 %	3.3 AF/AC	1.2 AFA	SEE VOLUME 1 - GENERAL ASSESSMENT
	REGIONAL	.4	AVE CROP	50 %	5.4 AF/AC	1.9 AFA	
	MAX POTENTIAL	.4	ALFALFA	61 %	5.4 AF/AC	1.9 AFA	

LAND OWNER

LARSEN, MARY K

WFR NUMBER

115-04-ADA-003

EXPLANATION

FILINGS AND DECREES

FILING 10-1104199-011 - CLAIMS IRRIGATION AND OTHER WATER USES FROM ARAVAIPA CREEK. THE CLAIMED USES DO NOT APPLY TO THIS W.F.R.
FILING 10-1104565-012 - CLAIMS IRRIGATION AN IRRIGATION WATER USE FROM ARAVAIPA CREEK. NO WATER USES APPLY TO THIS FILING.
FILING 10-1112496-011 - CLAIMS IRRIGATION WATER USES FROM ARAVAIPA CREEK. NO IRRIGATION WAS FOUND AT THE CLAIMED LOCATION.

DIVERSIONS

PO2 - PORTABLE INSTREAM PUMP DIVERSION FROM ARAVAIPA CREEK INTO A PIPELINE SYTEM.
W03 - WELL PROVIDES WATER FOR DOMESTIC USE.

USES AND RESERVOIRS

DM002 - DOMESTIC USES.
IRO01 - IRRIGATED PASTURE.

DISPOSITION OF LANDOWNER/CLAIMANT COMMENTS

AN EXTENSIVE COMMENT WAS RECEIVED WHICH CLARIFIED LAND OWNERSHIP, DIVERSIONS, DISTRIBUTION METHODS, AND DAMAGES DUE TO FLOODING OF ARAVAIPA CREEK.