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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. W1-11-3300; W1-11-3353;
W1-11-3363; W1-11-3366; W1-11-3368

ORDER TO INITIATE CONTESTED
CASES
AND
ORDER TO CONSOLIDATE CASES

CONTESTED CASE NAME: *In re Arizona Chapter of the Nature Conservancy – Aravaipa Creek De Minimis.*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.

DESCRIPTIVE SUMMARY: The Special Master initiates contested cases W1-11-3300, W1-11-3353, W1-11-3363, W1-11-3366, and W1-11-3368 to address objections to watershed file reports 115-04-10, 115-05-30, 115-05-41, 115-05-44, and 115-05-49. All cases are consolidated under Contested Case No. W1-11-3300.

NUMBER OF PAGES: 19.

DATE OF FILING: May 30, 2017.

1 Contested cases have been initiated in the Aravaipa subwatershed to adjudicate the
2 claims asserted by the Arizona Chapter of the Nature Conservancy for irrigation water uses,
3 among other uses. Pursuant to S.B. 1412, 53rd Leg., 1st Reg. Sess. (Az. 2017), A.R.S. § 45-
4 257 has been amended to direct that a “claimant’s small water use claim shall be determined
5 in conjunction with the determination of that claimant’s other claims.” A small water use
6 includes stockponds that have a capacity of not more 15 acre feet that is used solely for
7 watering livestock or wildlife and stock watering used by livestock or wildlife. A.R.S. §45-
8 251(9). This case involves claims for stockponds and stock and wildlife watering asserted by
9 the Arizona Chapter of the Nature Conservancy in the Aravaipa subwatershed that are
10 analyzed by the watershed file reports 115-04-10, 115-05-30, 115-05-41, 115-05-44, and 115-
11 05-49 published in the Final San Pedro River Watershed Hydrographic Survey Report (1991).
12
13 Copies of the watershed file reports are attached as Attachment A.

14
15 In 1994, the Special Master issued a Memorandum Decision, Findings of Fact, and
16 Conclusions of Law for Group 1 Cases involving Stockwatering, Stockponds, and Domestic
17 Uses, dated November 14, 1994, amended February 23, 1995, approved and modified
18 September 27, 2002 (“Decision”). The Decision determined that stockwatering and certain
19 stockponds and domestic uses in the San Pedro River watershed constitute *de minimis* uses
20 and established the procedures for adjudicating *de minimis* water rights for claims in the San
21 Pedro watershed. For purposes of the Decision, a stockpond is defined as a pond or artificial
22 facility having a capacity of not more than 15 acre-feet and used solely for stock or wildlife.
23 Decision, p. 6. Stock watering means instream watering of stock at unimproved or improved
24 locations on a stream, creek, spring or similar source. *Id. at 5*. Claims for wildlife watering
25 should be handled in the same manner as claims for stock watering. *Id. at 48*.
26
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1
2 The expedited adjudication process set forth in the Decision requires the preparation
3 of proposed water right abstracts that include the following information: the proposed water
4 right number, the owner of the water right, the landowner, the statement of claimant number,
5 the name of the claimant, the lessee or permittee, the basis of the right, the beneficial use, the
6 priority date, the quantity of water, the place of use, point of diversion, source of water and
7 name of facility, where available.
8

9 Ownership and Claimant

10 The Nature Conservancy, a non-profit corporation, owns the land where the
11 proposed water rights will be exercised according to records maintained by Arizona
12 Department of Water Resources. The Assignment of Statement of Claimant, dated June 10,
13 1988, assigns each statement of claimant analyzed in the watershed file reports to The Nature
14 Conservancy.
15

16 Beneficial Use and Quantity

17 The watershed file reports identify the beneficial use for each claim for a water right.
18 The Decision quantifies the amount of water to be awarded for stockponds and stock and
19 wildlife watering. A uniform volume of “not to exceed four acre feet with continuous fill”
20 will be adjudicated for all stockponds in the San Pedro River watershed having a capacity of
21 four acre feet or less. *Id. at 32.* The watershed file reports that included stockponds reported
22 the quantity claimed for each stockpond to be less than four acre feet annually. Each stock
23 watering use will be adjudicated as “reasonable use”. *Id. at 31.* The same approach will be
24 used for wildlife watering. *Id. at 48.*
25

26 Priority Date
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1 The priority dates for the *de minimis* uses will be based on the apparent dates of first
2 use listed on the potential water right section of the watershed file report. *Id. at 42.* If the
3 information is available, the priority date will include day and month as well as year. If day
4 and month information is not available, then the priority date will be December 31st of the
5 year. *Id.*

6 The water right characteristics, other than the land and water right owner and source,
7 which will be The Nature Conservancy and Aravaipa Creek, respectively, for the proposed
8 water rights have been set forth in Attachment B.

9
10 **IT IS ORDERED:**

11 1. Contested Cases, Consolidation, Designation and Docket Number. This
12 contested case initiates case nos. W1-11-3300, W1-11-3353, W1-11-3363, W1-11-3366, and
13 W1-11-3368. These five cases are consolidated under *In re Arizona Chapter of the Nature*
14 *Conservancy – Aravaipa Creek De Minimis*, Contested Case No. W1-11-3300.

15
16 2. Litigants. The litigants in this contested case are the claimant, namely The
17 Nature Conservancy, all persons who filed objections to the listed watershed file reports who
18 are listed on Attachment C, and claimants who are allowed to intervene by order.

19 3. Court-Approved Mailing List.

20 A. The initial Court-approved mailing list for this case shall include all
21 persons listed on Attachment C to this order. The list may be modified only by
22 filing a motion with the Special Master to amend the Court-approved mailing
23 list. Litigants are responsible for using the current Court-approved mailing list.

24 B. A copy of any pleading filed with the Clerk of the Maricopa County
25 Superior Court in this case shall be served upon each person listed on the Court-
26 approved mailing list.
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1 C. Claimants wishing to be added or removed from the mailing list shall
2 file a motion with the Special Master. Parties allowed to intervene will be
3 automatically added to the mailing list.

4
5 4. Amended Statements of Claimant. To the extent that the Nature Conservancy
6 desires to file amended statements of claimant with respect to any information listed on
7 Attachment B, it shall file by November 16, 2017. The filing shall include a table which
8 identifies the changes included in the amended statements of claimant and the information
9 listed on Attachment B. Any responses to the Nature Conservancy's filings shall be filed by
10 **December 8, 2017.** A status conference shall be held on **Friday, December 15, 2017, at**
11 **10:30 a.m.** before:

12 Special Master Susan Ward Harris
13 Superior Court of Arizona
14 201 West Jefferson Street
15 Courtroom 301
16 Phoenix, AZ 85003-2202

17 Instructions for telephonic appearance:

18 Dial: 602-506-9695 (local)

19 1-855-506-9695 (toll free long distance)

20 Dial Participant Pass Code 357264#

21 
22 SUSAN WARD HARRIS
23 Special Master

24 On May 30, 2017, the original of the foregoing was
25 delivered to the Clerk of the Maricopa County Superior
26 Court for filing and distributing a copy to all persons
27 listed on the Court-approved mailing list for this
28 contested case, a copy of which is attached hereto as
Attachment B, and to all persons listed on the Court-
approved mailing list for W-1, W-2, W-3, and W-4
(Consolidated).

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ATTACHMENT A

LAND OWNER	WATERSHED FILE
-----	REPORT NUMBER
AZ. CHAP. NATURE CONSERV.	115-04-010

A P P L I C A B L E F I L I N G S A N D D E C R E E S

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
36-0037276.0001		STOCK	.77	13	060S	170E	1888	SESW13	060S	170E
				23	060S	170E				
				24	060S	170E				
39-0005499		STOCK	.77	13	060S	170E	1888	SESW13	060S	170E
				23	060S	170E				
				24	060S	170E				

D W R A N A L Y S I S O F F I L I N G S A N D D E C R E E S

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
36-0037276.0001	STOCK	STOCK		SW001
39-0005499	STOCK	STOCK		SW001

U S E S

PWR #	LOCATION SECTION TWNP RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
SW001	SENNW13 060S 170E		SURFACE WATER		NO	INSTREAM USE

P W R S U M M A R Y

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE* DATE BASIS FOR DATE	WATER SOURCES AND CLASSIFICATIONS
SW001	39-0005499	36-0037276.0001	1888 FILING 36-37276.0001	SURFACE WATER: ARAVAIPA CREEK

Q U A N T I T I E S O F U S E

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

E X P L A N A T I O N

USES AND RESERVOIRS
 SW1 - INSTREAM STOCKWATERING USE FROM ARAVAIPA CREEK.

DISPOSITION OF LAND OWNER/CLAIMANT COMMENTS
 A COMMENT WAS RECEIVED WHICH INDICATED A CHANGE IN LAND OWNERSHIP.

LAND OWNER	WATERSHED FILE
-----	REPORT NUMBER
AZ. CHAP. NATURE CONSERV.	115-05-030

APPLICABLE FILINGS AND DECREES

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES

FILING NUMBER	FILING STATUS	USES	QUANTITY IN AFA	USE LOCATION			CLAIM DATE	DIVERSION LOCATION		
				SECTION	TWNP	RNGE		SECTION	TWNP	RNGE
36-0061128.0001		STOCK	.33	SWNW19	07OS	190E	1919	SWNW19	07OS	190E
38-0061132.0001		STOCK	.25	NESW18	07OS	190E	1963	NESW18	07OS	190E
39-0002647		STOCK	.25	NESW18	07OS	190E	1963	NESW18	07OS	190E
39-0002649		STOCK	.33	SWNW19	07OS	190E	1867	SWNW19	07OS	190E

DWR ANALYSIS OF FILINGS AND DECREES

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS	
36-0061128.0001	STOCK	SPRING			
38-0061132.0001	STOCK	STOCK		SWO01	
39-0002647	STOCK	STOCK		SPO01	
39-0002649	STOCK	SPRING		SPO01	
				SWO01	

USES

PWR #	LOCATION			SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
	SECTION	TWNP	RNGE					
SWO01	SWSWNW19	07OS	190E		SURFACE WATER	1984	NO	LIME SPRING

RESERVOIRS

PWR #	LOCATION			SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	RESERVOIR NAME	STORAGE PURPOSE
	SECTION	TWNP	RNGE					
SPO01	NWNESW18	07OS	190E		SURFACE WATER	1984	RED BUTTE TANK	STOCKWATERING

PWR SUMMARY

PWR #	APPLICABLE		*APPARENT FIRST USE DATE*		WATER SOURCES AND CLASSIFICATIONS
	ADJ FILINGS	PRE FILINGS	DATE BASIS FOR DATE	DATE	
SPO01	39-0002647	38-0061132.0001	1963 FILING	38-61132.0001	SURFACE WATER: ARAVAIPA CREEK
SWO01	39-0002649	36-0061128.0001	1919 FILING	36-61128.0001	SURFACE WATER: ARAVAIPA CREEK

QUANTITIES OF USE

PWR #	QUANTIFICATION TYPE		ACRES	CROP TYPE	EFF	WATER DUTY	ESTIMATED VOLUME	REMARKS
	MAX.	AREA/CAP						
SPO01			LT 2.0					
SWO01							LTE 15.0 AF	

SEE VOLUME 1 - GENERAL ASSESSMENT

EXPLANATION

USES AND RESERVOIRS
 SP1 - RED BUTTE TANK STOCKPOND.
 SW1 - STOCKWATERING USE FROM LIME SPRING.

LAND OWNER	WATERSHED FILE
-----	REPORT NUMBER
AZ. CHAP. NATURE CONSERV.	115-05-041

APPLICABLE FILINGS AND DECREES

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES

FILING NUMBER	FILING STATUS	USES	QUANTITY IN AFA	USE LOCATION			CLAIM DATE	DIVERSION LOCATION		
				SECTION	TWNP	RNGE		SECTION	TWNP	RNGE
10-1115347.1100		IRRIGATION DOMESTIC STOCK MINING OTHER	180.00	SW33	060S	180E	1916	SW33	060S	180E
3R-0000381.0001	CERTIF.	STOCK	6.00	NWNE04	070S	180E	1930	NWNE04	070S	180E
33-0085311.0001	CERTIF.	STOCK	.03	SWNE15	070S	180E	1980	SWNE15	070S	180E
33-0085312.0001	CERTIF.	REC/FISH/WLDFL	.01							
		STOCK	.13	NESE15	070S	180E	1980	NESE15	070S	180E
33-0085317.0001	PERMIT	REC/FISH/WLDFL	.03							
		STOCK	.40	SWSE02	070S	180E	1980	NENW07	070S	180E
		REC/FISH/WLDFL	.10	NENW07	070S	180E		SENW07	070S	180E
				SENW12	070S	180E				
36-0037275.0001		STOCK	.38				1888	NWNE20	060S	180E
36-0037277.0001		STOCK	.09	SESE31	060S	180E	1888	SESE31	060S	180E
		REC/FISH/WLDFL								
36-0037278.0001		STOCK	.15	SWNW31	060S	180E	1888	SWNW31	060S	180E
		REC/FISH/WLDFL								
36-0037279.0001		STOCK	.15	NENW04	070S	180E	1888	NENW04	070S	180E
		REC/FISH/WLDFL								
36-0037280.0001		STOCK	.19	NWNE04	070S	180E	1888	NWNE04	070S	180E
36-0037283.0001		STOCK	.38	SENW31	060S	180E	1957	SENW31	060S	180E
36-0037285.0001		STOCK	.38				1888	SWNW08	070S	180E
36-0037286.0001		STOCK	.11				1888	SWNE08	070S	180E
36-0037287.0001		STOCK	.15				1888	SWNW09	070S	180E
36-0037288.0001		STOCK	.38				1888	NESW07	070S	180E
36-0037289.0001		STOCK	.11	NWSW31	060S	180E	1888	NWNW31	060S	180E
36-0037290.0001		STOCK	.31				1888	NWSE32	060S	180E
36-0037295.0001		STOCK	.15	SWNE15	070S	180E	1888	SWNE15	070S	180E
39-0005486		STOCK	.26	SENE07	070S	180E	1956	SENE07	070S	180E
		REC/FISH/WLDFL	.13							
39-0005487		STOCK	.10	SWNW09	070S	180E	1888			
		REC/FISH/WLDFL	.05							
39-0005488		STOCK	.10	SWNE15	070S	180E	1890	SWNE15	070S	180E
		REC/FISH/WLDFL	.05							
39-0005492		STOCK	.04	SWNE15	070S	180E		SWNE15	070S	180E
		REC/FISH/WLDFL	.01							
39-0005493		STOCK	.05	NESE15	070S	180E	1980	NESE15	070S	180E
		REC/FISH/WLDFL	.02							
39-0005494		STOCK	.26	NWNE20	060S	180E	1888	NWNE20	060S	180E
		REC/FISH/WLDFL	.13							
39-0005503		STOCK	.26	NESW07	070S	180E	1888			
		REC/FISH/WLDFL	.13							
39-0005506		STOCK	.10	SWNW31	060S	180E	1976	SWNW31	060S	180E
		REC/FISH/WLDFL	.05							
39-0005524		STOCK	.20	NWSE32	060S	180E	1926			
		REC/FISH/WLDFL	.10							
39-0005527		STOCK	.10	NENW04	070S	180E	1954	NENW04	070S	180E
		REC/FISH/WLDFL	.05							
39-0005528		STOCK	.13	NWNE04	070S	180E	1930	NWNE04	070S	180E
		REC/FISH/WLDFL	.06							
39-0005529		STOCK	.07	SESE31	060S	180E	1888	SESE31	060S	180E
		REC/FISH/WLDFL	.03							
39-0005533		STOCK	.26	SWSW32	060S	180E	1957	SWSW32	060S	180E
		REC/FISH/WLDFL	.13							
39-0005534		STOCK	.08	NESW08	070S	180E	1888	NESW08	070S	180E
		REC/FISH/WLDFL	.04							
39-0005535		STOCK	.12	NENW07	070S	180E		NENW07	070S	180E
		REC/FISH/WLDFL	.05	NWNW07	070S	180E		NWNW07	070S	180E
				SENE07	070S	180E		SENE07	070S	180E
39-0005536		STOCK	.06	NENW17	070S	180E	1980	NENE17	070S	180E
		REC/FISH/WLDFL	.03	NWNE17	070S	180E		SWNE17	070S	180E
39-0005547		STOCK	.08	NWNW31	060S	180E	1976	NWNW31	060S	180E
		REC/FISH/WLDFL	.04							
4A-0000654	CERTIF.	STOCK	19.36	SWNW33	060S	180E	1926	SWNW33	060S	180E
4A-0001104	CERTIF.	STOCK	6.00	NWNE04	070S	180E	1930	NWNE04	070S	180E

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
4A-0004369.0001	CERTIF.	STOCK	.31	SWNE15	070S	180E		SWNE15	070S	180E

DWR ANALYSIS OF FILINGS AND DECREES

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
10-1115347.1100	IRRIGATION	NONE		SW002
	DOMESTIC	NONE		
	STOCK	SPRING		
	MINING	NONE		
	OTHER	NONE		
3R-0000381.0001	STOCK	STOCK		SPO05
33-0085311.0001	STOCK	SPRING		SW008
	WILDLIFE	SPRING		
33-0085312.0001	STOCK	SPRING		SW009
	WILDLIFE	SPRING		
33-0085317.0001	STOCK	STOCK		SW012
	WILDLIFE	INCIDENTAL		
36-0037275.0001	STOCK	STOCK		SP001, SPO02
36-0037277.0001	STOCK	STOCK		SPO04
	WILDLIFE	INCIDENTAL		
36-0037278.0001	STOCK	STOCK		SPO03
	WILDLIFE	INCIDENTAL		
36-0037279.0001	STOCK	STOCK		SPO06
	WILDLIFE	INCIDENTAL		
36-0037280.0001	STOCK	STOCK		SPO05
36-0037283.0001	STOCK	CATALOGUED WELL		
36-0037285.0001	STOCK	SPRING		SW003
36-0037286.0001	STOCK	SPRING		SW005
36-0037287.0001	STOCK	SPRING		SW006
36-0037288.0001	STOCK	SPRING		SW004
36-0037289.0001	STOCK	SPRING		SW001
36-0037290.0001	STOCK	SPRING		SW002
36-0037295.0001	STOCK	SPRING		SW007
39-0005486	STOCK	SPRING		SW003
	WILDLIFE	SPRING		
39-0005487	STOCK	SPRING		SW006
	WILDLIFE	SPRING		
39-0005488	STOCK	SPRING		SW007
	WILDLIFE	SPRING		
39-0005492	STOCK	SPRING		SW008
	WILDLIFE	SPRING		
39-0005493	STOCK	SPRING		SW009
	WILDLIFE	SPRING		
39-0005494	STOCK	STOCK		SP001, SPO02
	WILDLIFE	INCIDENTAL		
39-0005503	STOCK	SPRING		SW004
	WILDLIFE	SPRING		
39-0005506	STOCK	STOCK		SPO03
	WILDLIFE	INCIDENTAL		
39-0005524	STOCK	SPRING		SW002
	WILDLIFE	SPRING		
39-0005527	STOCK	STOCK		SPO06
	WILDLIFE	INCIDENTAL		
39-0005528	STOCK	STOCK		SPO05
	WILDLIFE	INCIDENTAL		
39-0005529	STOCK	STOCK		SPO04
	WILDLIFE	INCIDENTAL		
39-0005533	STOCK	CATALOGUED WELL		
	WILDLIFE	CATALOGUED WELL		
39-0005534	STOCK	SPRING		SW005
	WILDLIFE	SPRING		
39-0005535	STOCK	STOCK		SW012
	WILDLIFE	INCIDENTAL		
39-0005536	STOCK	STOCK		SW010
	WILDLIFE	INCIDENTAL		
39-0005547	STOCK	SPRING		SW001
	WILDLIFE	SPRING		
4A-0000654	STOCK	SPRING		SW002
4A-0001104	STOCK	STOCK		SPO05

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
4A-0004369.0001	STOCK	SPRING		SWO07

USES

PWR #	SECTION	TWNP	RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
SWO01	NWNW31	06OS	18OE		SURFACE WATER		NO	HAGEN CANYON SPRING
SWO02	NWSE32	06OS	18OE		SURFACE WATER		NO	BEAR SPRINGS
SWO03	SENE07	07OS	18OE		SURFACE WATER		NO	OAK SPRING
SWO04	NESW07	07OS	18OE		SURFACE WATER		NO	CAVE SPRING
SWO05	NESW08	07OS	18OE		SURFACE WATER		NO	CHERRY SPRING
SWO06	SWNW09	07OS	18OE		SURFACE WATER		NO	PIPE SPRING
SWO07	NWSWNE15	07OS	18OE		SURFACE WATER		NO	VIRGUS CANYON SPRING
SWO08	SWNE15	07OS	18OE		SURFACE WATER		NO	OUTHOUSE SPRING
SWO09	NENESE15	07OS	18OE		SURFACE WATER		NO	UPPER VIRGUS SP
SWO10	NENWNE17	07OS	18OE		SURFACE WATER		NO	INSTREAM USE
SWO12	SENWNE07	07OS	18OE		SURFACE WATER		NO	INSTREAM USE

RESERVOIRS

PWR #	SECTION	TWNP	RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	RESERVOIR NAME	STORAGE PURPOSE
SPO01	NWNWNE20	06OS	18OE		SURFACE WATER	1972	RIM ROCKS TANKS	STOCKWATERING WILDLIFE
SPO02	NENWNE20	06OS	18OE		SURFACE WATER	1972	RIM ROCKS TANKS	STOCKWATERING WILDLIFE
SPO03	SWSWNW31	06OS	18OE		SURFACE WATER	1984	HAGEN CANYON	STOCKWATERING WILDLIFE
SPO04	NWSESE31	06OS	18OE		SURFACE WATER	1972	CLIFF TANK	STOCKWATERING WILDLIFE
SPO05	NWNWNE04	07OS	18OE		SURFACE WATER	1935	WOOD DRAW CONC. DAM	STOCKWATERING WILDLIFE
SPO06	NENENW04	07OS	18OE		SURFACE WATER	1984	WOOD DRAW DIRT TANK	STOCKWATERING WILDLIFE

PWR SUMMARY

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE*	DATE BASIS FOR DATE	WATER SOURCES AND CLASSIFICATIONS
SPO01	39-0005494	36-0037275.0001	1951 FILING	36-37275.0001	SURFACE WATER: ARAVAIPA CREEK
SPO02	39-0005494	36-0037275.0001	1951 FILING	36-37275.0001	SURFACE WATER: ARAVAIPA CREEK
SPO03	39-0005506	36-0037278.0001	1958 FILING	36-37278.0001	SURFACE WATER: ARAVAIPA CREEK
SPO04	39-0005529	36-0037277.0001	1954 FILING	36-37277.0001	SURFACE WATER: ARAVAIPA CREEK
SPO05	39-0005528	3R-0000381.0001 36-0037280.0001 4A-0001104	1930	3R-381 & 4A-1104	SURFACE WATER: ARAVAIPA CREEK
SPO06	39-0005527	36-0037279.0001	1954 FILING	36-37279.0001	SURFACE WATER: ARAVAIPA CREEK
SWO01	39-0005547	36-0037289.0001	1888 FILING	36-37289.0001	SURFACE WATER: ARAVAIPA CREEK
SWO02	39-0005524	10-1115347.1100 36-0037290.0001 4A-0000654	1888 FILING	36-37290.0001	SURFACE WATER: ARAVAIPA CREEK
SWO03	39-0005486	36-0037285.0001	1888 FILING	36-37285.0001	SURFACE WATER: ARAVAIPA CREEK
SWO04	39-0005503	36-0037288.0001	1888 FILING	36-37288.0001	SURFACE WATER: ARAVAIPA CREEK
SWO05	39-0005534	36-0037286.0001	1888 FILING	36-37286.0001	SURFACE WATER: ARAVAIPA CREEK
SWO06	39-0005487	36-0037287.0001	1888 FILING	36-37287.0001	SURFACE WATER: ARAVAIPA CREEK
SWO07	39-0005488	36-0037295.0001 4A-0004369.0001	1888 FILING	36-37295.0001	SURFACE WATER: ARAVAIPA CREEK
SWO08	39-0005492	33-0085311.0001	1980 FILING	33-85311.0001	SURFACE WATER: ARAVAIPA CREEK
SWO09	39-0005493	33-0085312.0001	1980 FILING	33-85312.0001	SURFACE WATER: ARAVAIPA CREEK
SWO10	39-0005536	NONE			SURFACE WATER: ARAVAIPA CREEK
SWO12	39-0005535	33-0085317.0001	1980 FILING	33-85317.0001	SURFACE WATER: ARAVAIPA CREEK
NONE	39-0005533	36-0037283.0001			

PWR #	QUANTIFICATION		ACRES	CROP TYPE	EFF	WATER DUTY	ESTIMATED VOLUME	REMARKS
SPOO1	MAX.	AREA/CAP	LT 2.0				LTE 15.0 AF	
SPOO2	MAX.	AREA/CAP	LT 2.0				LTE 15.0 AF	
SPOO3	MAX.	AREA/CAP	LT 2.0				LTE 15.0 AF	
SPOO4	MAX.	AREA/CAP	.9				3.9 AF	
SPOO5	MAX.	AREA/CAP	LT 2.0				LTE 15.0 AF	
SPOO6	MAX.	AREA/CAP	1.2				3.2 AF	
SWO01								SEE VOLUME 1 - GENERAL ASSESSMENT
SWO02								SEE VOLUME 1 - GENERAL ASSESSMENT
SWO03								SEE VOLUME 1 - GENERAL ASSESSMENT
SWO04								SEE VOLUME 1 - GENERAL ASSESSMENT
SWO05								SEE VOLUME 1 - GENERAL ASSESSMENT
SWO06								SEE VOLUME 1 - GENERAL ASSESSMENT
SWO07								SEE VOLUME 1 - GENERAL ASSESSMENT
SWO08								SEE VOLUME 1 - GENERAL ASSESSMENT
SWO09								SEE VOLUME 1 - GENERAL ASSESSMENT
SWO10								SEE VOLUME 1 - GENERAL ASSESSMENT
SWO12								SEE VOLUME 1 - GENERAL ASSESSMENT

E X P L A N A T I O N

FILINGS AND DECREES

FILING 10-1115347-11 - CLAIMS IRRIGATION, DOMESTIC, STOCKWATERING, MINING, AND OTHER WATER USES FROM BEAR SPRINGS. NO IRRIGATION, DOMESTIC, MINING, OR OTHER WATER USES WERE FOUND AT THE CLAIMED LOCATION.

FILING 36-37280 - CLAIMS THAT STOCKWATERING USES EXISTED PRIOR TO THE CONSTRUCTION OF WOOD DRAW CONCRETE DAM.

USES AND RESERVOIRS

- SP1 & SP2 - RIM ROCKS TANKS STOCKPONDS.
- SP3 - HAGEN CANYON STOCKPOND.
- SP4 - CLIFF TANK STOCKPOND.
- SP5 - WOOD DRAW CONCRETE DAM STOCKPOND.
- SP6 - WOOD DRAW DIRT TANK STOCKPOND.
- SW1 - STOCKWATERING AND WILDLIFE USES FROM HAGEN CANYON SPRING.
- SW2 - STOCKWATERING AND WILDLIFE USES FROM BEAR SPRINGS.
- SW3 - STOCKWATERING AND WILDLIFE USES FROM OAK SPRINGS.
- SW4 - STOCKWATERING AND WILDLIFE USES FROM CAVE SPRING.
- SW5 - STOCKWATERING AND WILDLIFE USES FROM CHERRY SPRING.
- SW6 - STOCKWATERING AND WILDLIFE USES FROM PIPE SPRING.
- SW7 - STOCKWATERING AND WILDLIFE USES FROM VIRGUS CANYON SPRING.
- SW8 - STOCKWATERING AND WILDLIFE USES FROM OUTHOUSE SPRING.
- SW9 - STOCKWATERING AND WILDLIFE USES FROM UPPER VIRGUS SPRING.
- SW10 - INSTREAM STOCKWATERING AND WILDLIFE USES FROM AN UNNAMED TRIBUTARY TO OAK SPRING CANYON.
- SW12 - INSTREAM STOCKWATERING AND WILDLIFE USES FROM SKELETON CANYON.

DISPOSITION OF LAND OWNER/CLAIMANT COMMENTS

A COMMENT WAS RECEIVED WHICH PROVIDED ADDITIONAL INFORMATION ON PRIORITY DATES.
 A COMMENT WAS RECEIVED FROM THE LAND OWNER WHICH PROVIDED INFORMATION ON PREVIOUS FILINGS AND APPARENT FIRST USE DATES.

LAND OWNER	WATERSHED FILE
-----	REPORT NUMBER
AZ. CHAP. NATURE CONSERV.	115-05-044

A P P L I C A B L E F I L I N G S A N D D E C R E E S

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES

FILING NUMBER	FILING STATUS	USES	QUANTITY IN AFA	USE LOCATION SECTION	TWNP	RNGE	CLAIM DATE	DIVERSION SECTION	LOCATION TWNP	RNGE
36-0037270.0001		STOCK	3.07				1890	SESW27	06OS	190E
36-0071345.0001		STOCK	.16	SENW27	07OS	200E	1910	SENW27	07OS	200E
39-0005500		STOCK	3.07			19 06OS				190E
						20 06OS				190E
						21 06OS				190E

D W R A N A L Y S I S O F F I L I N G S A N D D E C R E E S

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
36-0037270.0001	STOCK	STOCK		SW001
36-0071345.0001	STOCK	SPRING		SW001
39-0005500	STOCK	STOCK		SW001

U S E S

PWR #	LOCATION SECTION TWNP RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO SOURCE DATE	CHANGE FACILITY NAME
SW001	SESWNE35 06OS 190E		SURFACE WATER	NO	INSTREAM USE

P W R S U M M A R Y

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE* DATE BASIS FOR DATE	WATER SOURCES AND CLASSIFICATIONS
SW001	39-0005500	36-0037270.0001 36-0071345.0001	1890 FILING 36-37270.0001	SURFACE WATER: ARAVAIPA CREEK

Q U A N T I T I E S O F U S E

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

E X P L A N A T I O N

USES AND RESERVOIRS

SW1 - INSTREAM STOCKWATERING USE FROM ARAVAIPA CREEK.

LAND OWNER	WATERSHED FILE
-----	REPORT NUMBER
AZ. CHAP. NATURE CONSERV.	115-05-049

A P P L I C A B L E F I L I N G S A N D D E C R E E S

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
10-1115338.1100		IRRIGATION	144.00	SE	NW	14 07OS 180E	1916	SE	NW	14 07OS 180E
10-1115339.1100		STOCK								
36-0061121.0001		STOCK	36.00	NWNW	25	07OS 180E	1916	NWNW	25	07OS 180E
36-0061124.0001		STOCK	.50	NWSE	13	07OS 180E	1867	NWSE	13	07OS 180E
36-0061129.0001		STOCK	.40	NESW	23	07OS 180E	1867	NESW	23	07OS 180E
36-0061130.0001		STOCK	.40	NWNW	25	07OS 180E	1867	NWNW	25	07OS 180E
36-0061131.0001		STOCK	.34	SE	NW	14 07OS 180E	1867	SE	NW	14 07OS 180E
39-0002640		STOCK	.40	SE	NE	26 07OS 180E	1867	SE	NE	26 07OS 180E
39-0002642		STOCK	.33	NWNW	25	07OS 180E	1867	NWNW	25	07OS 180E
39-0002648		STOCK	.50	NWSE	13	07OS 180E	1867	NWSE	13	07OS 180E
39-0002650		STOCK	.33	NESW	23	07OS 180E	1867	NESW	23	07OS 180E
39-0002651		STOCK	.33	SE	NW	26 07OS 180E	1867	SE	NW	26 07OS 180E
		STOCK	.01	SE	NW	14 07OS 180E	1867	SE	NW	14 07OS 180E

D W R A N A L Y S I S O F F I L I N G S A N D D E C R E E S

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
10-1115338.1100	IRRIGATION	NONE		SW003
	STOCK	SPRING		
10-1115339.1100	STOCK	SPRING		SW005
36-0061121.0001	STOCK	SPRING		SW002
36-0061124.0001	STOCK	SPRING		SW004
36-0061129.0001	STOCK	SPRING		SW005
36-0061130.0001	STOCK	SPRING		SW003
36-0061131.0001	STOCK	SPRING		SW006
39-0002640	STOCK	SPRING		SW005
39-0002642	STOCK	SPRING		SW002
39-0002648	STOCK	SPRING		SW004
39-0002650	STOCK	SPRING		SW006
39-0002651	STOCK	SPRING		SW003

U S E S

PWR #	LOCATION SECTION TWNP RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
SW002	NWSE13 07OS 180E		SURFACE WATER			
SW003	SE	NW	14 07OS 180E		NO	KATE SPRING
SW004	NWNESW23 07OS 180E		SURFACE WATER		NO	PARSON SPRING
SW005	NWNW25 07OS 180E		SURFACE WATER		NO	CEMENT TANK SPRING
SW006	NESENW26 07OS 180E		SURFACE WATER		NO	GREEN HOUSE SPRING
					NO	PEACH SPRING

P W R S U M M A R Y

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE*	DATE BASIS FOR DATE	WATER SOURCES AND CLASSIFICATIONS
SW002	39-0002642	36-0061121.0001	1867	FILING 36-61121.0001	SURFACE WATER: ARAVAIPA CREEK
SW003	39-0002651	10-1115338.1100	1867	FILING 36-61130.0001	SURFACE WATER: ARAVAIPA CREEK
		36-0061130.0001			
SW004	39-0002648	36-0061124.0001	1867	FILING 36-61124.0001	SURFACE WATER: ARAVAIPA CREEK
SW005	39-0002640	10-1115339.1100	1867	FILING 36-61129.0001	SURFACE WATER: ARAVAIPA CREEK
		36-0061129.0001			
SW006	39-0002650	36-0061131.0001	1867	FILING 36-61131.0001	SURFACE WATER: ARAVAIPA CREEK

PWR #	QUANTIFICATION TYPE	ACRES	CROP TYPE	EFF	WATER DUTY	ESTIMATED VOLUME	REMARKS
SW002							SEE VOLUME 1 - GENERAL ASSESSMENT
SW003							SEE VOLUME 1 - GENERAL ASSESSMENT
SW004							SEE VOLUME 1 - GENERAL ASSESSMENT
SW005							SEE VOLUME 1 - GENERAL ASSESSMENT
SW006							SEE VOLUME 1 - GENERAL ASSESSMENT

E X P L A N A T I O N

FILINGS AND DECREES

FILING 10-1115338-11 - CLAIMS IRRIGATION AND STOCKWATERING USES FROM PARSON GROVES SPRING.
 NO IRRIGATION WAS FOUND AT THE CLAIMED LOCATION.

USES AND RESERVOIRS

- SW2 - STOCKWATERING USE FROM KATE SPRING.
- SW3 - STOCKWATERING USE FROM PARSON SPRING.
- SW4 - STOCKWATERING USE FROM CEMENT TANK.
- SW5 - STOCKWATERING USE FROM GREEN HOUSE SPRING.
- SW6 - STOCKWATERING USE FROM PEACH SPRING.

DISPOSITION OF LAND OWNER/CLAIMANT COMMENTS

A COMMENT WAS RECEIVED WHICH INDICATED A CHANGE IN OWNERSHIP.

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ATTACHMENT B

Proposed Water Right	Claimant No.	Basis of Right	Beneficial Use	Priority Date	Quantity	Place of Use	Point of Diversion	Name of Facility
115-04-010-SW1	39-5499	36-37276	stock watering	12/31/1888	reasonable use	SESW 13 6S 17E	SESW 13 6S 17E	Lime Spring
115-05-030-SW1	39-2649	36-61128	stock watering	6/12/1919	reasonable use	SWNW 19 7S 19E	SWNW 19 7S 19E	Red Butte Tank
115-05-030-SP1	39-2647	38-61132	stockpond	11/1/1963	≤ 4 acre feet	NESW 18 7S 19E	NESW 18 7S 19E	Rim Rocks Tanks
115-05-41-SP1	39-5494	36-37275	stockpond	9/30/1951	≤ 4 acre feet	NWNWNE 20 6S 18E	NWNWNE 20 6S 18E	Rim Rocks Tanks
115-05-41-SP2	39-5494	36-37275	stockpond	9/30/1951	≤ 4 acre feet	NENWNE 20 6S 18E	NENWNE 20 6S 18E	Hagen Canyon Spring
115-05-41-SP3	39-5506	36-37278	stockpond	11/30/1958	≤ 4 acre feet	SWSWNW 31 6S 18E	SWSWNW 31 6S 18E	Cliff Tank
115-05-41-SP4	39-5529	36-37277	stockpond	7/31/1954	≤ 4 acre feet	NWSESE 31 6S 18E	NWSESE 31 6S 18E	Wood Draw Conc. Dam
115-05-41-SP5	39-5528	36-37280	stockpond	5/14/1930	≤ 4 acre feet	NWNWNE 4 7S 18E	NWNWNE 4 7S 18E	Wood Draw Dirt Tank
115-05-41-SP6	39-5527	36-37279	stockpond	8/31/1954	≤ 4 acre feet	NENENW 4 7S 18E	NENENW 4 7S 18E	Hagen Canyon Spring
115-05-41-SW1	39-5547	36-37289	stock watering	12/31/1888	reasonable use	NWNW 31 6S 18E	NWNW 31 6S 18E	Bear Springs
115-05-41-SW2	39-5524	36-37290	stock watering	12/31/1888	reasonable use	NWSE 32 6S 18E	NWSE 32 6S 18E	Oak Spring
115-05-41-SW3	39-5486	36-37285	stock watering	12/31/1888	reasonable use	SENE 7 7S 18E	SENE 7 7S 18E	Cave Spring
115-05-41-SW4	39-5503	36-37288	stock watering	12/31/1888	reasonable use	NESW 7 7S 18E	NESW 7 7S 18E	Cherry Spring
115-05-41-SW5	39-5534	36-37286	stock watering	12/31/1888	reasonable use	NESW 8 7S 18E	NESW 8 7S 18E	Pipe Spring
115-05-41-SW6	39-5487	36-37287	stock watering	12/31/1888	reasonable use	SWNW 9 7S 18E	SWNW 9 7S 18E	Virgus Canyon Spring
115-05-41-SW7	39-5488	36-37295	stock watering	12/31/1888	reasonable use	SWNE 15 7S 18E	SWNE 15 7S 18E	Outhouse Spring
115-05-41-SW8	39-5492	33-85311	stock watering	7/21/1980	reasonable use	SWNE 15 7S 18E	SWNE 15 7S 18E	Upper Virgus Spring
115-05-41-SW9	39-5493	33-85312	stock watering	12/31/1980	reasonable use	NESE 15 7S 18E	NESE 15 7S 18E	Upper Virgus Spring
115-05-41-SW10	39-5536	33-85319	stock watering	7/21/1980	reasonable use	NWNE 17 7S 18E	NWNE 17 7S 18E	
115-05-41-SW12	39-5535	33-85317	stock watering	7/21/1980	reasonable use	NWNE 7 7S 18E	NWNE 7 7S 18E	
115-05-44-SW1	39-5500	36-37270	stock watering	12/31/1890	reasonable use	SESW 27 6S 19E	SESW 27 6S 19E	Kate Spring
115-05-49-SW2	39-2642	36-61121	stock watering	12/31/1867	reasonable use	NWSE 13 7S 18E	NWSE 13 7S 18E	Parson Spring
115-05-49-SW3	39-2651	36-61130	stock watering	12/31/1867	reasonable use	SENW 14 7S 18E	SENW 14 7S 18E	Cement Tank Spring
115-05-49-SW4	39-2648	36-61124	stock watering	12/31/1867	reasonable use	NESW 23 7S 18E	NESW 23 7S 18E	Green House Spring
115-05-49-SW5	39-2640	36-61129	stock watering	12/31/1867	reasonable use	NWNW 25 7S 18E	NWNW 25 7S 18E	Peach Spring
115-05-49-SW6	39-2650	36-61131	stock watering	12/31/1867	reasonable use	SENW 26 7S 18E	SENW 26 7S 18E	

ATTACHMENT C

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