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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 No. W1-11-1350

**ORDER SETTING STATUS
CONFERENCE**

CONTESTED CASE NAME: *In re Edgar and Lorraine Dinwiddie*
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.
DESCRIPTIVE SUMMARY: Status Conference set for **October 20, 2022 at 3:00 p.m.** Parties shall appear in-person at the Status Conference held in the Superior Court, Courtroom 301, Central Courthouse, 201 W. Jefferson, Phoenix, Arizona.
NUMBER OF PAGES: 15
DATE OF FILING: August 12, 2022

Claimants

In this case, Edgar and Lorraine Dinwiddie filed Statements of Claimant 39-5363, 39-5364, 39-5365, 39-5366, and 39-5367 to claim water for domestic, stockwatering, and irrigation

1 uses. The public records of Arizona Department of Water Resources (“ADWR”) do not contain
2 any assignments of the Statements of Claimant.

3 **Land and Landowners**

4
5 Arizona Department of Water Resources investigated the claims made in the Statement of
6 Claimant and prepared Watershed File Report 111-24-CBC-006 (“WFR”). It found approximately
7 69.7 acres of irrigated land. The land that is the subject of this case is located in the northwest
8 quarter of Section 27 Township 23 S Range 22 E. *See* map prepared by ADWR attached as
9 Attachment A. The land included with the boundaries of the WFR is labelled as “(6)”.

10 The Arizona Department of Water Resources identified the landowners as Edgar and
11 Lorraine Dinwiddie. The records of the Cochise County Assessor list Guadalupe Ramirez Durazo
12 as the owner of the property described in the WFR. A copy of a map prepared by the Cochise
13 County Assessor showing the land included in the WFR is attached as Attachment B. Cochise
14 County refers to the land as tax parcel 104-41-001. According to the Cochise County Treasurer,
15 tax parcel 104-41-001 consists of 323.32 acres.

16 On April 8, 1994, a Deed of Distribution was filed that named Lorraine M. Dinwiddie, a
17 widow, as the distributee of property from the Estate of Edgar Dinwiddie located in in the north
18 half of Section 27, Township 23 South, Range 22 East, also known as tax parcel 104-41-001.
19 *See* document 940410015 filed with the Cochise County Recorder. On October 10, 2000, a
20 Warranty Deed was filed with the Cochise County Recorder that named Lorraine Dinwiddie as
21 grantor of property to Lorraine Dinwiddie, Trustee of the Lorraine Dinwiddie Revocable Trust.
22 *See* document 00129351 filed with the Cochise County Recorder. The Deed lists tax parcel 104-
23 41-001 as one of the parcels conveyed.

24
25 On June 5, 2020, a quit claim deed was filed that named Keith Dinwiddie, as successor
26 trustee of the Lorraine Dinwiddie Revocable Living Trust, as the grantor and “Keith Dinwiddie,
27 and Guadalupe Ramirez Durazo, aka, Guadalupe Dinwiddie, aka Lupita Dinwiddie, husband and
28 wife,” as the grantees of property that included tax parcel 104-41-001. *See* Document 2020-

1 11146 filed with the Cochise County Recorder. A copy of the quit claim deed is attached as
2 Attachment C. On September 1, 2021, an "Affidavit Evidencing Termination of Community
3 Property Held with Right of Survivorship" was filed to which a Death Certificate for Keith
4 Dinwiddie was attached. See document 2021-23460 filed with the Cochise County Recorder. A
5 copy of the recorded Death Certificate is attached as Attachment D.
6

7
8 **Proceedings in this Case**

9 On June 9, 2022, a Status Conference was held in this case. At that Status Conference,
10 Arizona Department of Water Resources ("ADWR") was requested to organize a meeting among
11 Lupita Ramirez Dinwiddie and the Objectors. On July 29, 2022, ADWR filed a Meeting Report.
12 Arizona Department of Water Resources reported that it had prepared a draft map of the land
13 investigated by the Watershed File Report as well as links to relevant documents. According to
14 the Meeting Report, the parties desire that a Status Conference be set in 60 days.
15

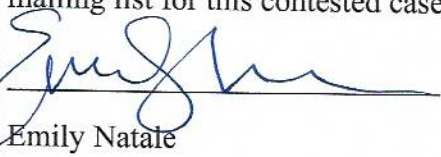
16 On August 8, 2022, Shelly Scriven filed a Notification of Probate Representative of the
17 Estate of Keith Dinwiddie.

18 **IT IS ORDERED** that a Status Conference shall be held on **October 20, 2022 at 3:00**
19 **p.m.**

20
21 At the Status Conference, Guadalupe Ramirez Durazo, aka Guadalupe Dinwiddie, aka
22 Lupita Dinwiddie and Shelly Scriven shall be prepared to advise whether a dispute exists about
23 the current ownership of tax parcel 104-41-001. Ms. Dinwiddie shall be prepared to state
24 whether:

25 1. She has filed Statements of Claimant with Arizona Department of Water
26 Resources;
27
28

1 On August 12, the original of the foregoing was
2 delivered to the Clerk of the Maricopa County
3 Superior Court for filing and distributing a copy
4 to all persons listed on the Court-approved
5 mailing list for this contested case.


Emily Natale

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Court Approved Mailing List
In re Edgar and Lorraine Dinwiddie, Contested Case No. W1-11-1350
W1-11-1350 (12 Names)
Prepared by the Special Master
8/9/2022

Clerk of the Superior Court
Maricopa County
Attn: Water Case
601 West Jackson Street
Phoenix, AZ 85003

Kimberly R. Parks
Arizona Department of Water
Resources
1110 West Washington, Suite 310
Phoenix, AZ 85007

Guadalupe Ramirez Durazo
Dinwiddie
1000 Pan American
Douglas, AZ 85607

L. J. Caster, B.J. Heiserman, B. J. Pew
Fennemore Craig, P.C.
2394 East Camelback Road Ste 600
Phoenix, AZ 85016-3429

J. B. Weldon, M. A. McGinnis,
M. K. Foy
Salmon, Lewis & Weldon
2850 E. Camelback Rd. Suite
200
Phoenix, AZ 85016

Richard Palmer, Jr and Jeremiah
Weiner and Lauren Mulhern
ROSETTE, LLP.
565 W. Chandler Blvd, Ste. 212
Chandler, AZ 85225

Joe P. Sparks and Laurel A.
Herrmann
The Sparks Law Firm, P.C.
7503 First Street
Scottsdale, AZ 85251-4573

S. Montgomery, R. Interpreter, J.
Tomkus,
Montgomery & Interpreter PLC
3301 E. Thunderbird Road
Phoenix, AZ 85032

Josh Edelstein Phoenix Field
Solicitor
Office of the Solicitor
U.S. Department of the Interior
Sandra Day O'Connor U.S.
Courthouse
Ste. 404 401 W. Washington
St., SPC 44
Phoenix, AZ 85003

Susan Ward Harris
Special Master
Central Court Building, Ste 3A
201 West Jefferson
Phoenix, AZ 85003-2205

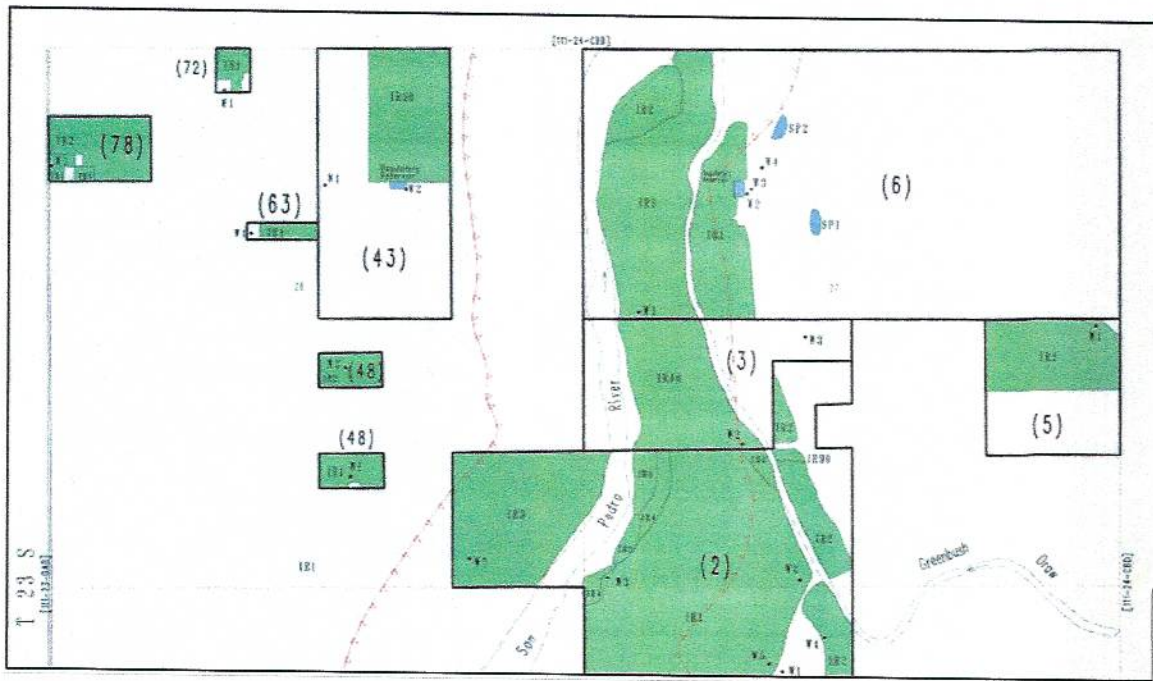
Keith Dinwiddie and
Guadalupe Durazo
7123 S. Las Flores Pl
Hereford, AZ 85615-9369

Shelly M. Scriven
c/o Paul W. Melo
WILLIAMS MELO, PLC
2107B Paseo San Luis, Suite C
Sierra Vista, AZ 85635

Thomas L. Murphy
Gila River Indian Community
Office of the General Counsel
P. O. Box 97
Sacaton, AZ 85147

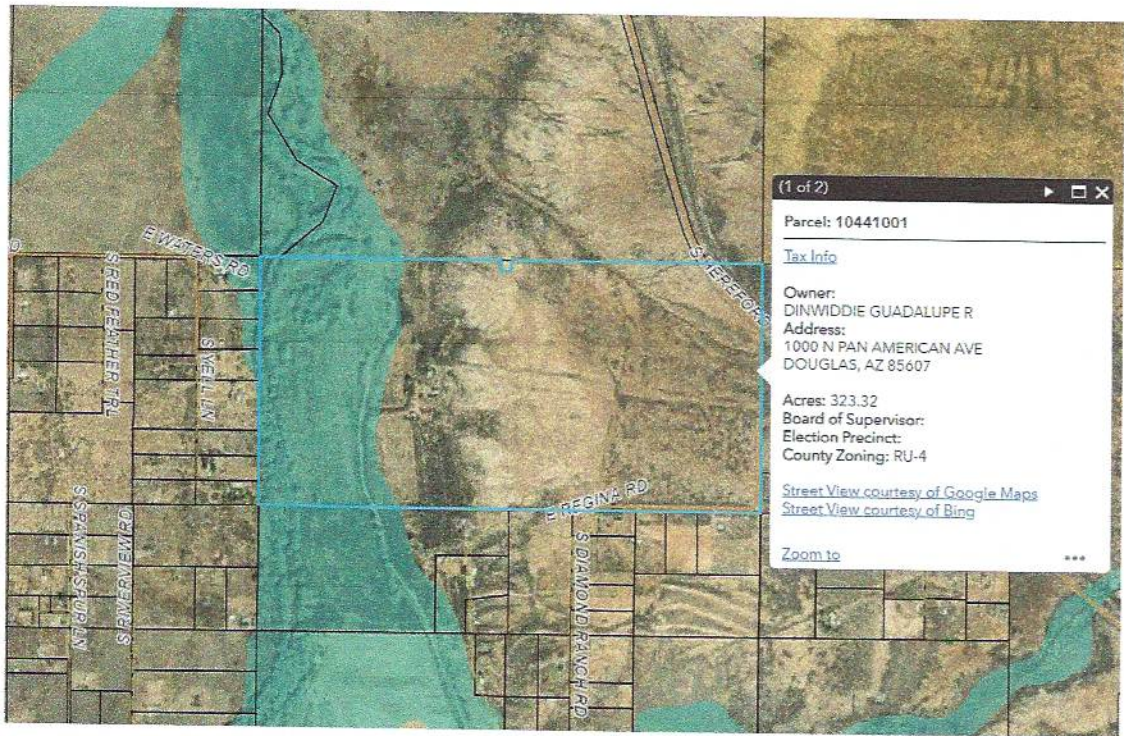
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ATTACHMENT A



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ATTACHMENT B



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ATTACHMENT C

2020-11146
Page 1 of 4
Requested By: CHRISTOPHER HITCHCOCK
David W. Stevens - Recorder
Cochise County, AZ
06-05-2020 04:20 PM Recording Fee \$30.00

When recorded, mail to:

LAW OFFICES OF
CHRISTOPHER HITCHCOCK, P.L.C.
P.O. Box AT
Bisbee, Arizona 85603-0115

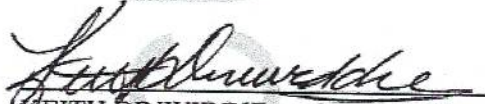
TAX EXEMPT: 11 § 1134(A)(7)

QUITCLAIM DEED

For the consideration of Ten Dollars (\$10.00) and other valuable consideration, I, KEITH DINWIDDIE, as Successor Trustee of the LORRAINE DINWIDDIE REVOCABLE LIVING TRUST u/d/a July 13, 1994, do hereby quitclaim to KEITH DINWIDDIE, and GUADALUPE RAMIREZ DURAZO, aka, GUADALUPE DINWIDDIE, aka, LUPITA DINWIDDIE, husband and wife, who currently reside at 11109 E. Regina Road, Hereford, AZ 85615-9227, not as tenants in common or as joint tenants, but as community property with right of survivorship, pursuant to A.R.S. Section 33-431(C), all right, title or interest in the following described real property situated in Cochise County, Arizona:

See Attached Exhibit "A"

DATED this 5th day of ~~April~~ ^{June}, 2020.


KEITH DINWIDDIE, as Successor Trustee
of the LORRAINE DINWIDDIE
REVOCABLE LIVING TRUST u/d/a July
13, 1994

STATE OF ARIZONA)
)
County of Cochise)

This instrument was acknowledged before me this 5th day of ~~April~~ ^{June}, 2020, by
KEITH DINWIDDIE, as Successor Trustee of the LORRAINE DINWIDDIE
REVOCABLE LIVING TRUST u/d/a July 13, 1994.

DISCLOSURE OF BENEFICIARY

KEITH DINWIDDIE, as Successor Trustee of the LORRAINE DINWIDDIE REVOCABLE LIVING TRUST u/d/a July 13, 1994, being first duly sworn, states that the names and addresses of the beneficiary of the LORRAINE DINWIDDIE REVOCABLE LIVING TRUST u/d/a July 13, 1994, for whom the grantee holds title, are as follows:

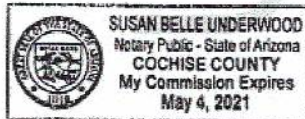
KEITH DINWIDDIE
11109 E. Regina Rd.
Hereford, AZ 85615-9227

Dated this 5th day of ~~April~~ ^{June}, 2020.

Keith Dinwiddie
KEITH DINWIDDIE, as Successor Trustee of the LORRAINE DINWIDDIE REVOCABLE LIVING TRUST u/d/a July 13, 1994

STATE OF ARIZONA)
) ss.
County of Cochise)

This instrument was acknowledged before me this 5th day of ~~April~~ ^{June}, 2020, by KEITH DINWIDDIE, as Successor Trustee of the LORRAINE DINWIDDIE REVOCABLE LIVING TRUST u/d/a July 13, 1994.



Susan Belle Underwood
Notary Public

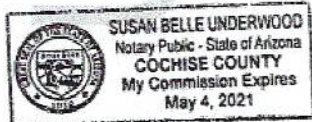
The above deed is accepted and approved by the Grantees; it being their intention to acquire said premises not as tenants in common or as joint tenants, but as community property with right of survivorship .

Dated this 5th day of ~~April~~ ^{June}, 2020.

Keith Dinwiddie
 KEITH DINWIDDIE
Guadalupe Ramirez Durazo
Guadalupe Dinwiddie
Lupita Dinwiddie
 GUADALUPE RAMIREZ
 DURAZO, aka, GUADALUPE
 DINWIDDIE, aka, LUPITA
 DINWIDDIE

STATE OF ARIZONA)
) ss.
 County of Cochise)

This instrument was acknowledged before me this 5th day of ~~April~~ ^{June}, 2020, by
 KEITH DINWIDDIE, and GUADALUPE RAMIREZ DURAZO, aka, GUADALUPE
 DINWIDDIE, aka, LUPITA DINWIDDIE.



Susan Belle Underwood
 Notary Public

EXHIBIT A

104-01-006. The southwest 160 acres and the Northeast 160 acres in Section 9, Township 23 South, Range 21 East of the Gila and Salt River Base and Meridian; West $\frac{1}{2}$ and the Southeast 480 acres Section total; Cochise County, Arizona. This parcel contains 800 acres with improvements.

104-01-013A. The West $\frac{2}{3}$ of the Northwest $\frac{1}{4}$ of Section 15, Township 23 South, Range 21 East of the Gila and Salt River Base and Meridian, Cochise County, Arizona. This parcel contains 106.67 acres.

104-41-001. In the Northwest by Metes and Bounds; Beginning 120' West of the Northeast Corner of the Northwest $\frac{1}{4}$; West 2525.61' South 2640' East 2646.105' North 2520' West 120' North 120' to the Beginning; Section 27, Township 23 South, Range 22 East of the Gila and Salt River Base and Meridian; and the Northeast section; Cochise County, Arizona. This parcel contains 319.66 acres with improvements.

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ATTACHMENT D

STATE OF ARIZONA CERTIFICATION OF VITAL RECORD

2021-23460 09-01-2021 Page 11 of 11

ORIGINAL
STATE COPY

STATE OF ARIZONA
DEPARTMENT OF HEALTH SERVICES-BUREAU OF VITAL RECORDS
CERTIFICATE OF DEATH

State File Number
102-2021-047802

1. DECEDENT'S LEGAL NAME (FIRST, MIDDLE, LAST, SUFFIX) KEITH, DINWIDDIE		2. AKA'S (IF ANY)		3. DATE OF DEATH 08/16/2021	
4. SEX MALE	5. SOCIAL SECURITY NUMBER	6. DATE OF BIRTH 06/13/1948	7. AGE 73 YEARS		
8. CITY/TOWN, COUNTY AND ZIP OR LOCATION OF DEATH HEREFORD, COCHISE, 85615					
9. PLACE OF DEATH (TYPE OF PLACE OF DEATH AND FACILITY NAME/ADDRESS) RESIDENCE - 7123 S LOS FLORES PLACE					
10. BIRTHPLACE (CITY AND STATE OR FOREIGN COUNTRY) HEREFORD, ARIZONA		11. MARITAL STATUS MARRIED BUT SEPARATED		12. NAME OF SURVIVING SPOUSE PRIOR TO FIRST MARRIAGE (FIRST, MIDDLE, LAST, SUFFIX) GUADALUPE, RAMIREZ DINWIDDIE	
13. DECEDENT'S USUAL RESIDENCE ADDRESS (STREET, CITY, COUNTY, STATE, ZIP) 7123 S LOS FLORES PLACE, HEREFORD, COCHISE, AZ, 85615					
14. DECEDENT'S HISPANIC ORIGIN(S) NO, NOT SPANISH/HISPANIC/LATINO		15. DECEDENT'S RACE(S) WHITE		16. EVER IN ARMED FORCES YES	
17. FATHER'S NAME (FIRST, MIDDLE, LAST, SUFFIX) EDGAR, DINWIDDIE		18. MOTHER'S NAME PRIOR TO FIRST MARRIAGE (FIRST, MIDDLE, LAST, SUFFIX) LORRAINE, HEIMES		19. OCCUPATION ASSESSOR	
20. INFORMANT'S NAME (FIRST, MIDDLE, LAST, SUFFIX) SHELLY, SCRIVEN				21. RELATIONSHIP POA	
22. INFORMANT'S MAILING ADDRESS 7123 S LOS FLORES PLACE, HEREFORD, AZ, 85615					
23. NAME AND ADDRESS OF FUNERAL FACILITY OR RESPONSIBLE PERSON ALEX ESPINOSA BISBEE FUNERAL HOME 1094 HWY 92, BISBEE, AZ, 85603			24. FUNERAL DIRECTOR'S NAME OR RESPONSIBLE PERSON ALEX, ESPINOSA		25. LICENSE NUMBER FDL-001478
26. METHOD(S) OF DISPOSITION CREMATION		27. NAME AND LOCATION OF 1ST DISPOSITION FACILITY WESTLAWN CREMATORY, WILLCOX, AZ, US		28. NAME AND LOCATION OF 2ND DISPOSITION FACILITY	
29. A. IMMEDIATE CAUSE OF DEATH METASTATIC PROSTATE CANCER				30. APPROXIMATE INTERVAL UNKNOWN	
31. B. DUE TO OR AS A CONSEQUENCE OF:				32. APPROXIMATE INTERVAL	
33. C. DUE TO OR AS A CONSEQUENCE OF:				34. APPROXIMATE INTERVAL	
35. D. DUE TO OR AS A CONSEQUENCE OF:				36. APPROXIMATE INTERVAL	
37. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO THE DEATH BUT NOT RESULTING IN THE UNDERLYING CAUSE GIVEN IN PART I:		38. INJURY? NO		39. INJURY AT WORK? NO	
40. MANNER OF DEATH NATURAL DEATH		41. TIME OF DEATH 14:18		42. WAS AN AUTOPSY PERFORMED? NO	
43. WERE AUTOPSY FINDINGS AVAILABLE TO COMPLETE THE CAUSE OF DEATH?		44. NAME OF PERSON COMPLETING CAUSE OF DEATH ANDREW, N. LATCHMAN		45. DATE CERTIFIED 08/16/2021	
46. CERTIFIER'S ADDRESS 185 S MOORMAN AVENUE, SIERRA VISTA, AZ, 85635					

Date Registered: 08/17/2021

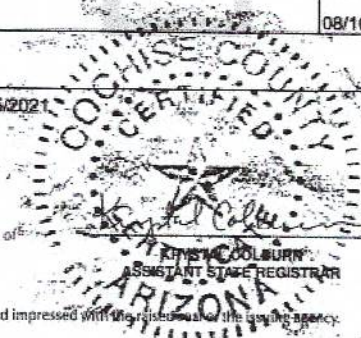
Date Issued: 08/25/2021

VS-49 Rev. 12/2017



J2874070

This is a true certification of the facts on file with the Arizona Department of Health Services, Bureau of Vital Records, PHOENIX, ARIZONA. Revised 07/2016



This copy not valid unless prepared on a form displaying the State Seal and impressed with the registered seal of the issuing agency.

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE