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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, W-2, W-3, W-4 (Consolidated)

Contested Case No. W1-11-1712

ORDER TO INITIATE CONTESTED CASE
AND
ORDER SETTING STATUS
CONFERENCE

CONTESTED CASE NAME: *In re Oceanic Properties Ariz., Inc.*
HSR INVOLVED: San Pedro River Watershed Hydrographic Survey WFR
DESCRIPTIVE SUMMARY: Case initiated and status conference set for **April 7, 2022 at 2:10 p.m.**
NUMBER OF PAGES: 14
DATE OF FILING: February 9, 2022

General Explanation

This Order begins the process necessary to adjudicate claims made for rights to appropriable water for use on land that the Cochise County Assessor has identified as owned by John R. and Cassie L. Tripp. This contested case is one of the many cases in the Arizona General Stream Adjudication for the San Pedro River Watershed to determine legal rights to water. Other

1 cases in which claims have been made for legal rights to water in the San Pedro River Watershed
2 have been completed, are in the process of determining water rights, or are awaiting initiation.
3 The purpose of the General Adjudication is to determine the rights of those persons who filed
4 Statements of Claimant for rights to use appropriable water in Arizona. The General
5 Adjudication will also determine water rights in the Upper Salt, Verde, Upper Gila, Lower Gila,
6 Agua Fria, and Upper Santa Cruz watersheds.
7

8 In this case, no Statement of Claimant has been filed. Statement of Claim 36-28834 was
9 filed for a right to water for use on land sections described as in the north half of Section 25 and
10 Section 26 Township 17S Range 20E with a claimed priority date of 1880. The Arizona
11 Department of Water Resources (“ADWR”) preformed an investigation on the land, and
12 prepared a report known as Watershed File Report No. 112-17-AC-019 (“WFR”) published in
13 the Final San Pedro River Watershed Hydrographic Survey Report (1991). A copy of the WFR
14 is attached as Attachment A.
15

16 The WFR found no irrigation, domestic, or stock watering uses on the land described in
17 the WFR. After ADWR issued the WFR, objections were filed to the findings made in the WFR.
18 The purpose of this case is to consider and resolve the objections to the WFR.
19

20 21 **Claimant & Landowners**

22 The WFR did not identify any Statement of Claimant relevant to potential water rights
23 on the land included in the WFR. The WFR lists Oceanic Properties Ariz., Inc. as the owner of
24 the property described as located in the north half of parcel 19 of Section 25 and Section 26
25 Township 17S Range 20E. The records of the Cochise County Assessor indicate that John R.
26 and Cassie L. Tripp are the owners of the land described as in the north half of parcel 19 Section
27 25 Township 17S Range 20E, tax parcel no. 124-23-011. A copy of the map prepared by the
28

1 Cochise County Assessor showing tax parcel no. 124-23-011 is attached as Attachment B.
2 According to a map prepared by the Cochise County Assessor, all of parcel 19 is located in
3 section 25. The Statement of Claim and the WFR, however, both indicate that a portion of the
4 property is also located in the north half of parcel 19 Section 26 Township 17S Range 20E.
5 Consequently, a courtesy copy of this order is also being sent to Etta Reid and the trustees of
6 Michael B. & Kathryn D. Jolley Rev Trust. If the owners of the property described in the WFR
7 intend to pursue rights to use appropriable water they must file a Statement of Claimant with the
8 Arizona Department of Water Resources by **April 7, 2022**.

10
11 **IT IS ORDERED:**

12 1. Contested Case. This contested case shall be known as *In re Oceanic Properties*
13 *Ariz., Inc.* and it will determine rights to appropriable water and objections that were filed to
14 Watershed File Report 112-17-AC-019 published in the Final San Pedro River Watershed
15 Hydrographic Survey Report (1991). Copies of objections can be found under the case name
16 and number on the following website:
17 [http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp)
18 [asp](http://www.superiorcourt.maricopa.gov/SuperiorCourt/GeneralStreamAdjudication/whatsNew.asp)
19

20 2. Litigants. The litigants in this contested case are the landowners, all persons who
21 filed objections to the WFR, and parties who are allowed to intervene by order.
22

23 3. Court-Approved Mailing List.

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

B. A copy of any pleading filed with the Clerk of the Maricopa County Superior Court in this case shall be served upon each person listed on the Court-approved mailing list.

C. Claimants wishing to be added or removed from the mailing list shall file a motion with the Special Master. Parties allowed to intervene will be automatically added to the Court-approved mailing list.

D. The Clerk of the Court will send copies of all minute entries and orders issued in this case to the parties listed on the Court-approved mailing list. Upon request, the Clerk of the Court will provide copies by email. Parties may request emailed copies of minute entries and orders by completing and submitting a CONSENT FOR ELECTRONIC RECEIPT OF WATER CASE DOCUMENTS, which is attached as Attachment D.

4. Status Conference. An initial status conference shall be held to determine whether the current landowners intend to pursue claims for rights to appropriable water for irrigation or stock watering use. If no person claiming a water right appears at the Status Conference, then this case will be dismissed and no further action will be taken with respect to the WFR or the objections filed to the WFR.

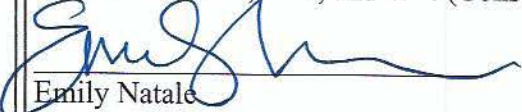
The Status Conference shall be held on **April 7, 2022 at 2:10 p.m.** The Status Conference shall be held using the Court Connect program. Instructions for Court Connect are attached as Attachment E. If you receive this Order by email, click on the red box “Join Court Connect Hearing” on the attached instructions to make an appearance. If you do not receive this Order by email, log into the Court Connect program on the internet by typing

1 <https://tinyurl.com/specialwatermaster>. If you do not have access to the internet, you may attend
2 telephonically using the telephone number and access code included in the instructions for Court
3 Connect. Alternatively, you may attend telephonically using the following instructions:

4
5 Instructions for telephonic appearance:
6 Dial: 602-506-9695 (local)
7 1-855-506-9695 (toll free long distance)
8 Dial Participant Pass Code 357264#

9
10 
11 SUSAN WARD HARRIS
12 Special Master

13 On February 9, 2022, the original of the foregoing was
14 delivered to the Clerk of the Maricopa County Superior
15 Court for filing and distributing a copy to all persons
16 listed on the Court-approved mailing list for this contested
17 case, a copy of which is attached hereto as Attachment C,
18 and to all persons listed on the Court-approved mailing
19 list for W-1, W-2, W-3, and W-4 (Consolidated).

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22 Emily Natale

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ATTACHMENT A

LAND OWNER	WATERSHED FILE
-----	REPORT NUMBER
OCEANIC PROPERTIES ARIZ.	112-17-AC-019
INC.	
% OCEANIC CAL/LAND DEPT.	

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 *WI-11-1712*

FILING NUMBER	FILING STATUS	USES	QUANTITY IN AFA	USE LOCATION SECTION	TWNP	RNGE	CLAIM DATE	DIVERSION SECTION	LOCATION TWNP	RNGE
36-0028834		IRRIGATION	46.08	25	170S	200E	1880	25	170S	200E
		DOMESTIC		26	170S	200E		26	170S	200E
		STOCK								
		REC/FISH/WDLDF								

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
36-0028834	IRRIGATION	NONE		
	DOMESTIC	NONE		
	STOCK	NONE		
	RECREATION	NONE		

P W R S U M M A R Y

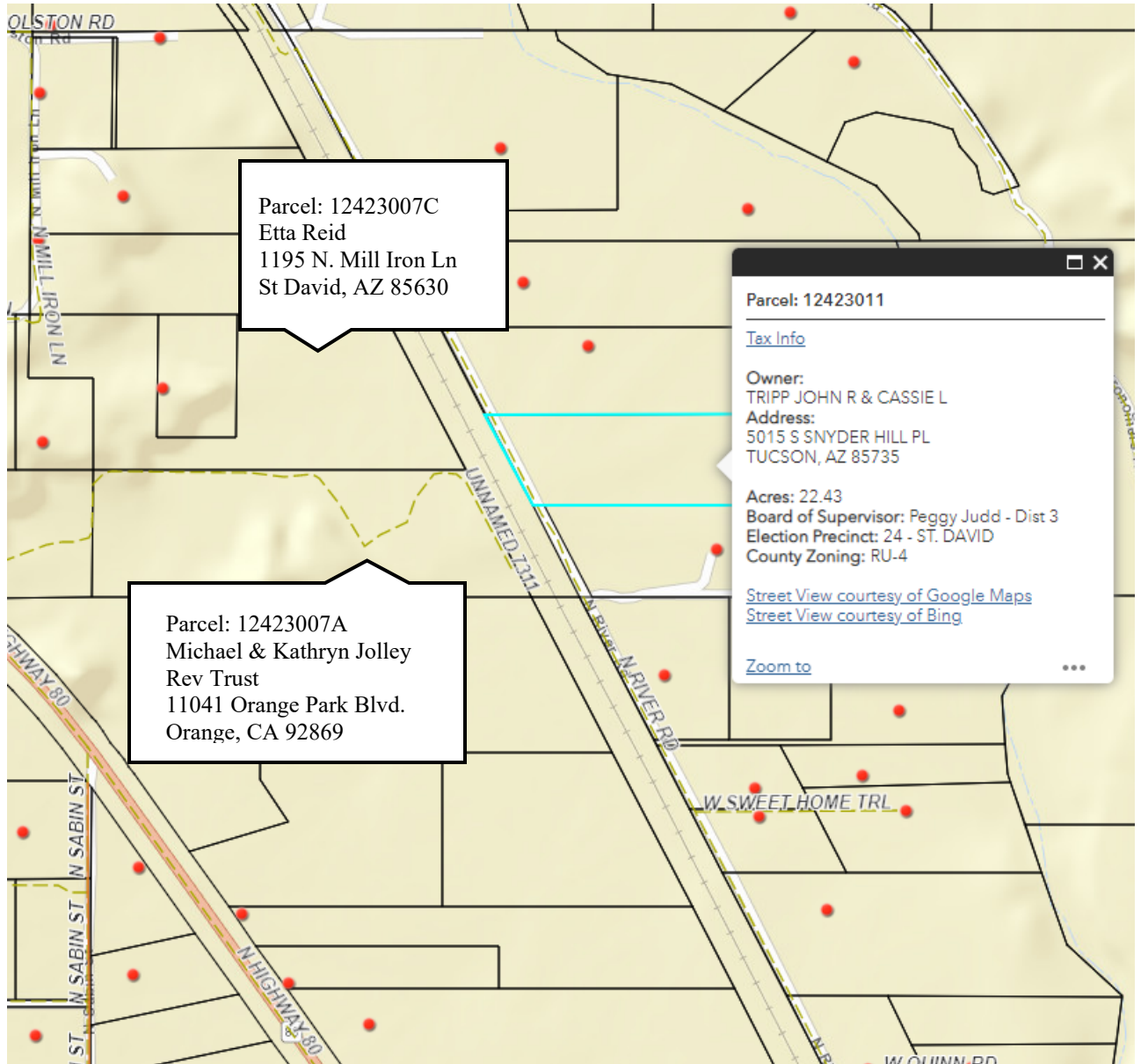
PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE* DATE BASIS FOR DATE	WATER SOURCES AND CLASSIFICATIONS
NONE	NONE	36-0028834		

E X P L A N A T I O N

FILINGS AND DECREES
 FILING 36-28834 - CLAIMS IRRIGATION, DOMESTIC, STOCKWATERING, AND RECREATION USES. NO IRRIGATION, DOMESTIC, STOCKWATERING, OR RECREATION USES WERE FOUND AT THE CLAIMED LOCATIONS.

ATTACHMENT B

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ATTACHMENT C

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Arizona Department of Water Resources
Kimberly Parks
P. O. Box 36020
Phoenix, AZ 85067

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

Etta Reid
1196N Mill Iron Ln
St. David, AZ 85630

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

John R. and Cassie L. Tripp
5015 S. Snyder Hill Pl.
Tucson, AZ 85735

Michael B. & Kathryn D. Jolley Rev Trust
11041 Orange Park Blvd.
Orange, CA 92869

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

Special Master Susan Ward Harris
Superior Court of Arizona
201 W. Jefferson Street
Courtroom 301
Phoenix, AZ 85003

Tonto Apache Tribe
Richard Palmer, Jr., Jeremiah Weiner
and Lauren Mulhern
Rosette, LLP
565 W. Chandler Blvd. Suite 212
Chandler, AZ 85225

Yavapai Apache Nation
S. Montgomery, R. Interpreter, J. Tomkus
Montgomery & Interpreter, Plc
3301 E. Thunderbird Road
Phoenix, AZ 85032

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ATTACHMENT D

**CLERK OF THE COURT
SUPERIOR COURT OF ARIZONA**

Jeff Fine
Clerk

**MARICOPA COUNTY
Customer Service Center
601 West Jackson
Phoenix, AZ 85003**

602 372-4115
Water Case Clerk

CONSENT FOR ELECTRONIC RECEIPT OF WATER CASE DOCUMENTS

In an effort to provide more timely and cost effective distribution of copies of filed Water Case documents, the Clerk of the Superior Court would like implement electronic distribution via email. To do so, we require your consent to receive copies of documents electronically at an email address provided to our office.

This consent is voluntary and can be rescinded if you so choose. If you no longer wish to receive Water Case documents from the Clerk of Superior Court electronically, please send written notification to the Clerk of the Superior Court Water Case Specialist at the email address below requesting that all future records be sent in paper form.

Please note that if you consent to receive documents via email, you must notify the Clerk's Office of any change to your email address to avoid delay in receiving future filings. In the event there is no valid email address on file with the Clerk of the Superior Court Water Case Specialist, documents will be mailed to the address provided.

If you wish to consent to receive future documents via email, please either fill out the information below and mail to our office or provide the below information to Mayra.Antelo@Maricopa.Gov.

Preferred email address:

Alternate email address:

Physical address:

Phone number:

Firm Name:

Name [Printed]:

Signature:

Date:

Thank you,

Mayra Antelo
Clerk of the Superior Court
Water Case Specialist
(602) 372-5375 options 7,1,3,4

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ATTACHMENT E



Court Connect Hearing Notice for In re Oceanic Properties Ariz., Inc.

This hearing will be conducted through the new Court Connect program offered by the Superior Court of Arizona in Maricopa County. This new and innovative program allows Court participants to appear online, rather than in a physical courtroom. Hearings are preferably conducted by videoconference but can also be conducted by phone. Lawyers (and self-representing litigants) are responsible for distributing this notice to anyone who will be appearing on their behalf.

All participants must use the JOIN COURT CONNECT HEARING button or the dial in information below to participate.

Participants: Please follow the steps below to participate in the remote proceeding.

1. Click the JOIN COURT CONNECT HEARING button below.
2. Enter your full name and role in name field.
3. Wait for the facilitator to admit you to the proceeding.

Remember to keep this email handy so you can use it to participate in the following proceeding.

Case Name: In re Oceanic Properties Ariz., Inc., Contested Case No. W1-11-1712

Start Date/Time: April 7, 2022 at 2:10 p.m.

JOIN COURT CONNECT HEARING

Dial-in Information: +1 917-781-4590

Private Dial-in Information: for privacy purposes, you can block your phone number by dialing *67 +1 917-781-4590

Dial-in Access Code: 688 970 203#

Tiny URL: <https://tinyurl.com/specialwatermaster>

To ensure an optimal experience, please review the brief Court Connect training prior to the hearing: [Here](#)

