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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. W1-11-3403

**ORDER DISTRIBUTING  
DRAFT ABSTRACTS FOR  
SUGGESTED CORRECTIONS**

**CONTESTED CASE NAME:** *In re ASLD –Magoffin IV*  
**HSR INVOLVED:** San Pedro River Watershed Hydrographic Survey Report.  
**DESCRIPTIVE SUMMARY:** The Special Master issues abstracts for proposed water rights for de minimus analyzed by Watershed File Report No. 115-06-001 and sets a deadline to file suggested corrections.  
**NUMBER OF PAGES:** 21  
**DATE OF FILING:** January 5, 2022

This case involves *de minimis* claims for water rights analyzed by Watershed File Report 115-06-001 included in the final hydrographic survey report for the San Pedro Watershed (“San Pedro HSR”) filed on November 20, 1991. In 1994, the Special Master issued a Memorandum Decision, Findings of Fact, and Conclusions of Law for Group 1 Cases involving Stockwatering, Stockponds, and Domestic Uses, dated November 14, 1994, amended

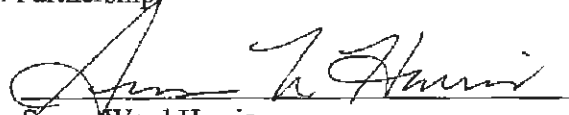
1 February 23, 1995, approved and modified September 27, 2002 ("Decision"). The Decision  
2 established the procedures for adjudicating *de minimis* water rights for claims in the San Pedro  
3 watershed.

4 After the proposed water right abstracts have been prepared, "the litigants will be  
5 provided an opportunity to suggest the correction of mistakes in the proposed abstracts."  
6 Decision, p. 47. This proceeding is not a forum in which to relitigate the Decision, which was  
7 the subject of years of briefing and has now been affirmed for almost 20 years. Once the  
8 clerical corrections have been completed, the abstracts will be included in a catalog of proposed  
9 water rights where they will be subject to very limited set of objections and, ultimately in a final  
10 decree. As required by the Decision, proposed water right abstracts have been prepared for the  
11 *de minimis* water rights analyzed by Watershed File Report No. 115-06-001 that are attached as  
12 Appendix A.

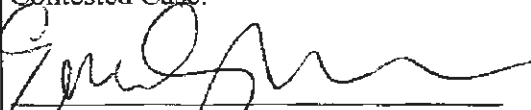
13 **IT IS ORDERED** that any suggested corrections to the proposed abstracts shall be filed  
14 on or before **March 7, 2022**.

15 Copies of orders and minute entries in this case have been sent to the last known address  
16 of Indian Springs Ranch Partnership. These Court documents have been returned with the  
17 notation that the documents could not be delivered and could not be forwarded to a new  
18 address. Therefore,

19 **IT IS FURTHER ORDERED** that the Court-approved mailing list for this case will be  
20 amended to remove Indian Springs Ranch Partnership.

21   
22 Susan Ward Harris  
23 Special Master

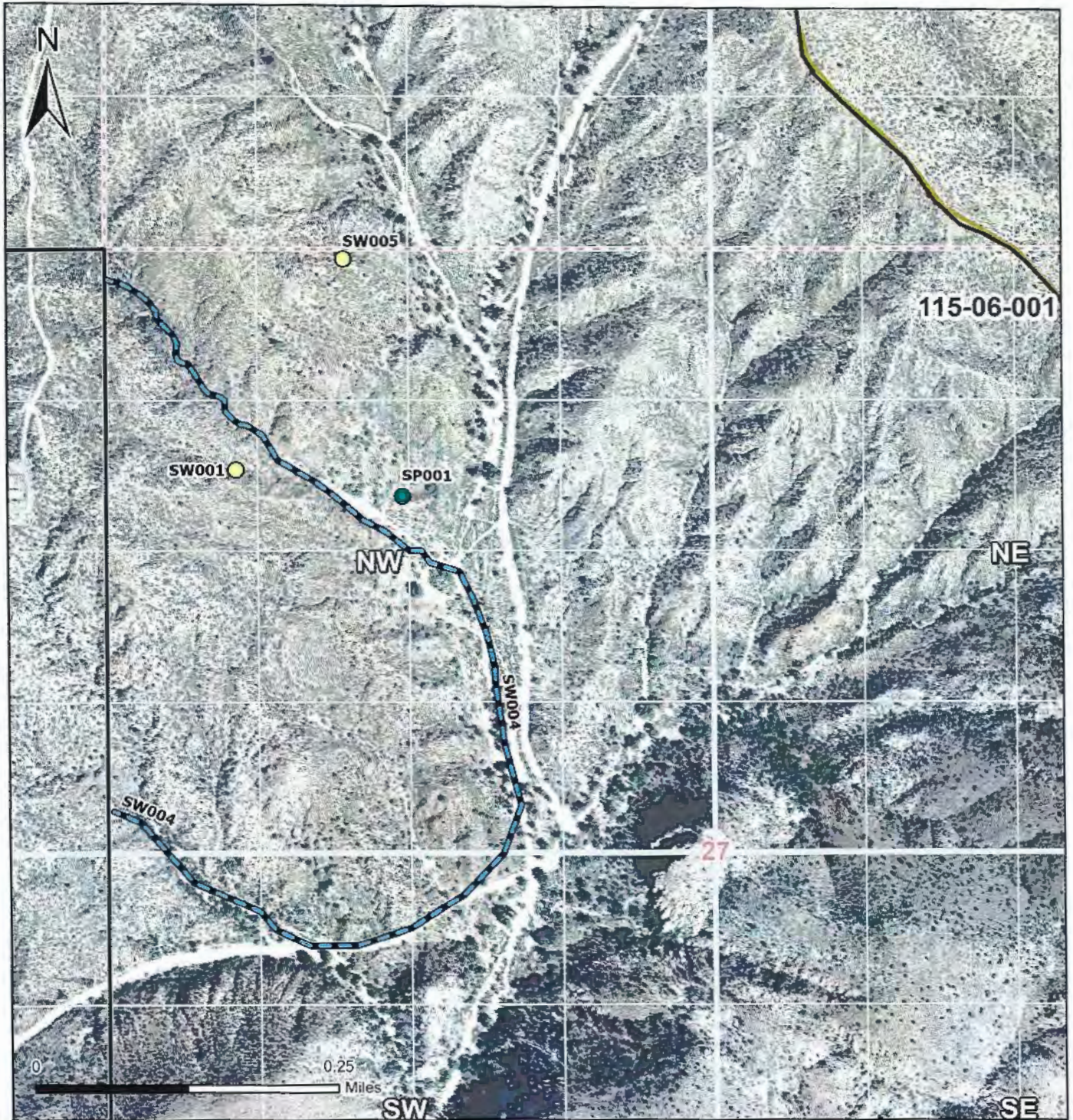
24  
25 The original of the foregoing was delivered to the Clerk  
26 of the Maricopa County Superior Court on January 5,  
27 2022, for filing and distributing a copy to all persons  
28 listed on the Court approved mailing list for this  
Contested Case.

  
Emily Natale

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# APPENDIX A

Attribute	Proposed Abstract of Water Right
<b>1. Proposed Water Right No.:</b>	115-06-001-SP001
<b>2. Owner of Water Right:</b>	State of Arizona - Arizona State Land Department
<b>3. Landowner:</b>	State of Arizona - Arizona State Land Department
<b>4. Statement of Claimant Nos.:</b>	39-4980, 39-6977
<b>5. Statement of Claimant Name:</b>	Indian Springs Ranch Partnership, State of Arizona Land Department
<b>6. Lessee:</b>	Julian E. Montelongo
<b>7. Basis of Right:</b>	38-85241, 38-88671
<b>8. Beneficial Use:</b>	Stock watering and wildlife use from a stock pond
<b>9. Priority Date:</b>	December 31, 1920
<b>10. Quantity:</b>	Not to exceed ( $\leq$ ) 4-acre feet annually with continuous refill
<b>11. Place of Use:</b>	SENWNW Sec. 27 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
<b>12. Point of Diversion:</b>	SENWNW Sec. 27 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
<b>13. Source of Water:</b>	Norton Spring Tank in the San Pedro River Watershed
<b>14. Facility:</b>	Norton Spring Tank




**Legend**

- Spring
- Stockpond
- Streamside use
- WFR
- Section
- 160 acre 1/4 Section
- 10 acre 1/4 1/4 1/4 Section



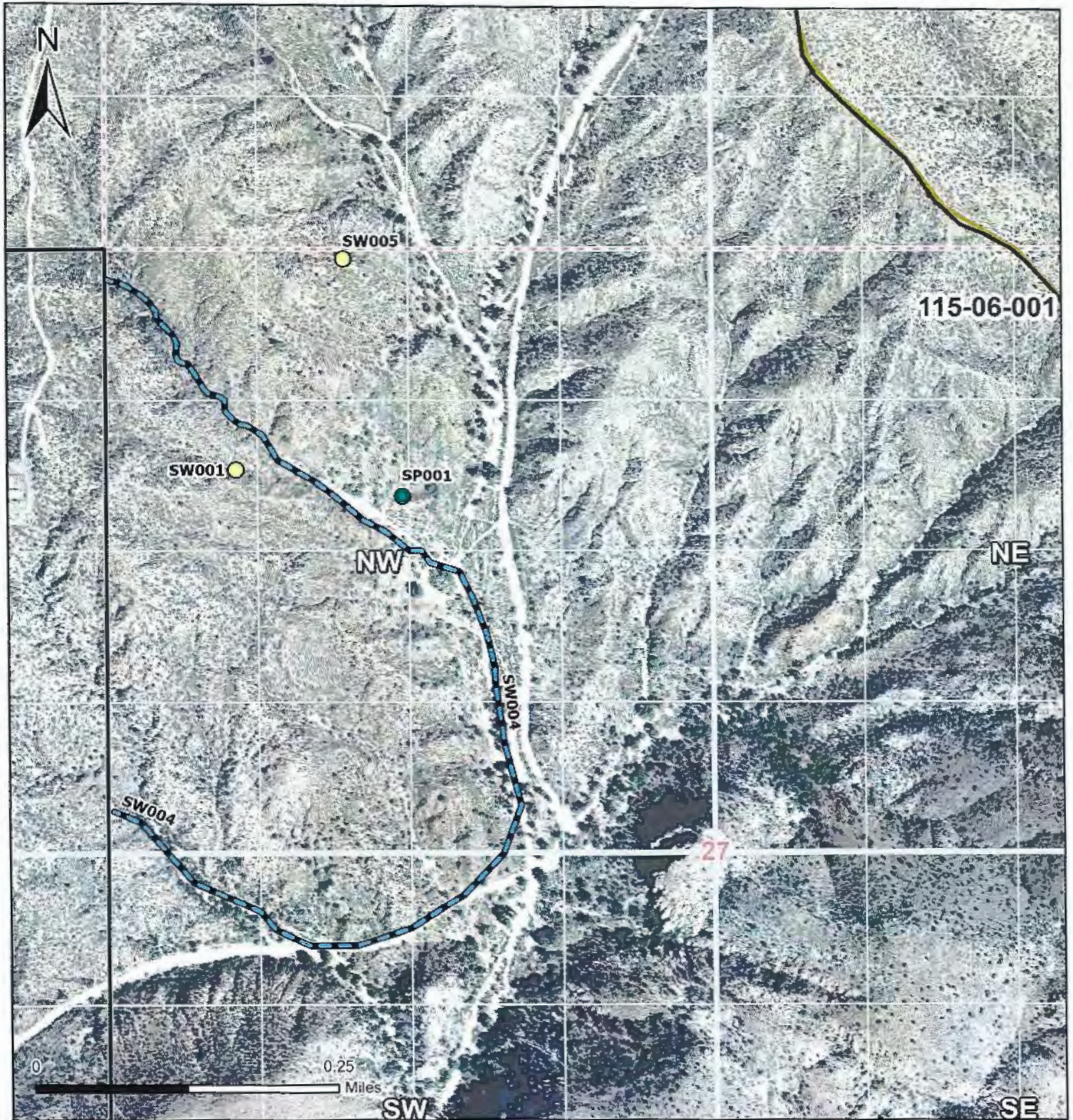
**Map of SP001, SW001, SW004, & SW005**  
 Township 7S Range 21E Sec. 27

**In re SLD - Magoffin IV**  
 Contested Case W1-11-3403  
 Watershed File Report 115-06-001



**ADWR November 2021**

Attribute	Proposed Abstract of Water Right
1. Proposed Water Right No.:	115-06-001-SW001
2. Owner of Water Right:	State of Arizona - Arizona State Land Department
3. Landowner:	State of Arizona - Arizona State Land Department
4. Statement of Claimant Nos.:	39-4981, 39-6978
5. Statement of Claimant Names:	Arizona State Land Department, Indian Springs Ranch Partnership
6. Lessee:	Julian E. Montelongo
7. Basis of Right:	10-505551, 36-5027, 36-68153
8. Beneficial Use:	Stock and wildlife watering
9. Priority Date:	December 31, 1884
10. Quantity:	Reasonable use
11. Place of Use:	SWNWNW Sec. 27 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
12. Point of Diversion:	SWNWNW Sec. 27 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
13. Source of Water:	Unnamed Spring in the San Pedro River Watershed




**Legend**

- Spring
- Stockpond
- Streamside use
- WFR
- Section
- 160 acre 1/4 Section
- 10 acre 1/4 1/4 1/4 Section



**Map of SP001, SW001, SW004, & SW005**  
 Township 7S Range 21E Sec. 27

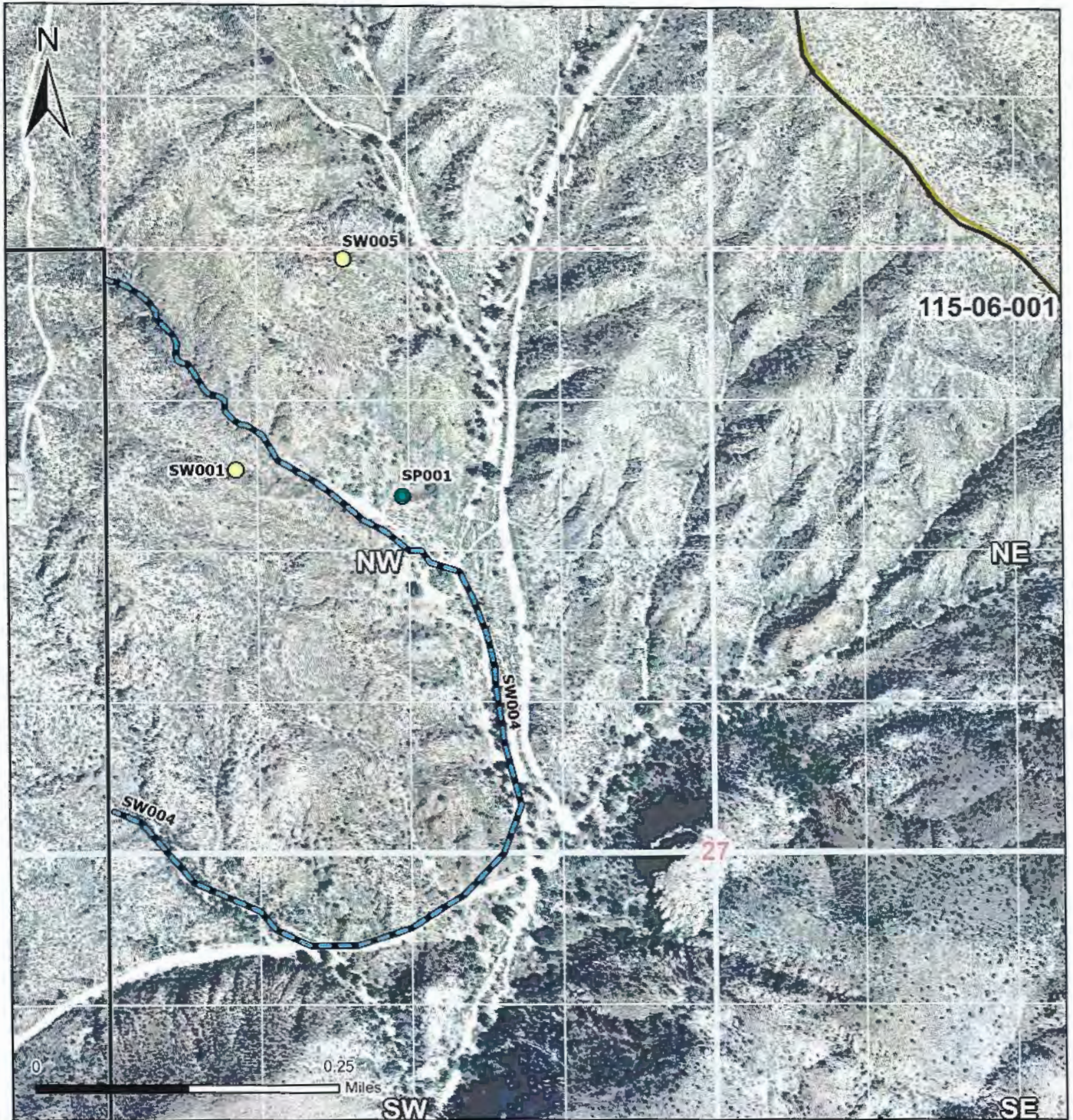
**In re SLD - Magoffin IV**  
 Contested Case W1-11-3403  
 Watershed File Report 115-06-001



**ADWR November 2021**

Attribute	Proposed Abstract of Water Right
1. Proposed Water Right No.:	115-06-001-SW004
2. Owner of Water Right:	State of Arizona – Arizona State Land Department
3. Landowner:	State of Arizona – Arizona State Land Department
4. Statement of Claimant No.(s):	39-6977
5. Statement of Claimant Name(s):	State of Arizona Land Department
6. Lessee:	Julian E. Montelongo
7. Basis of Right:	10-505551, 36-5026
8. Beneficial Use:	Stock and wildlife watering
9. Priority Date:	December 31, 1884
10. Quantity:	Reasonable use
11. Place of Use:	NWNWNW Sec. 27 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
12. Point of Diversion:	NWNWNW Sec. 27 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
13. Source of Water:	Norton Spring Wash in the San Pedro River Watershed





**Legend**


- Spring
- Stockpond
- Streamside use
- WFR
- Section
- 160 acre 1/4 Section
- 10 acre 1/4 1/4 1/4 Section



**Map of SP001, SW001, SW004, & SW005**

Township 7S Range 21E Sec. 27

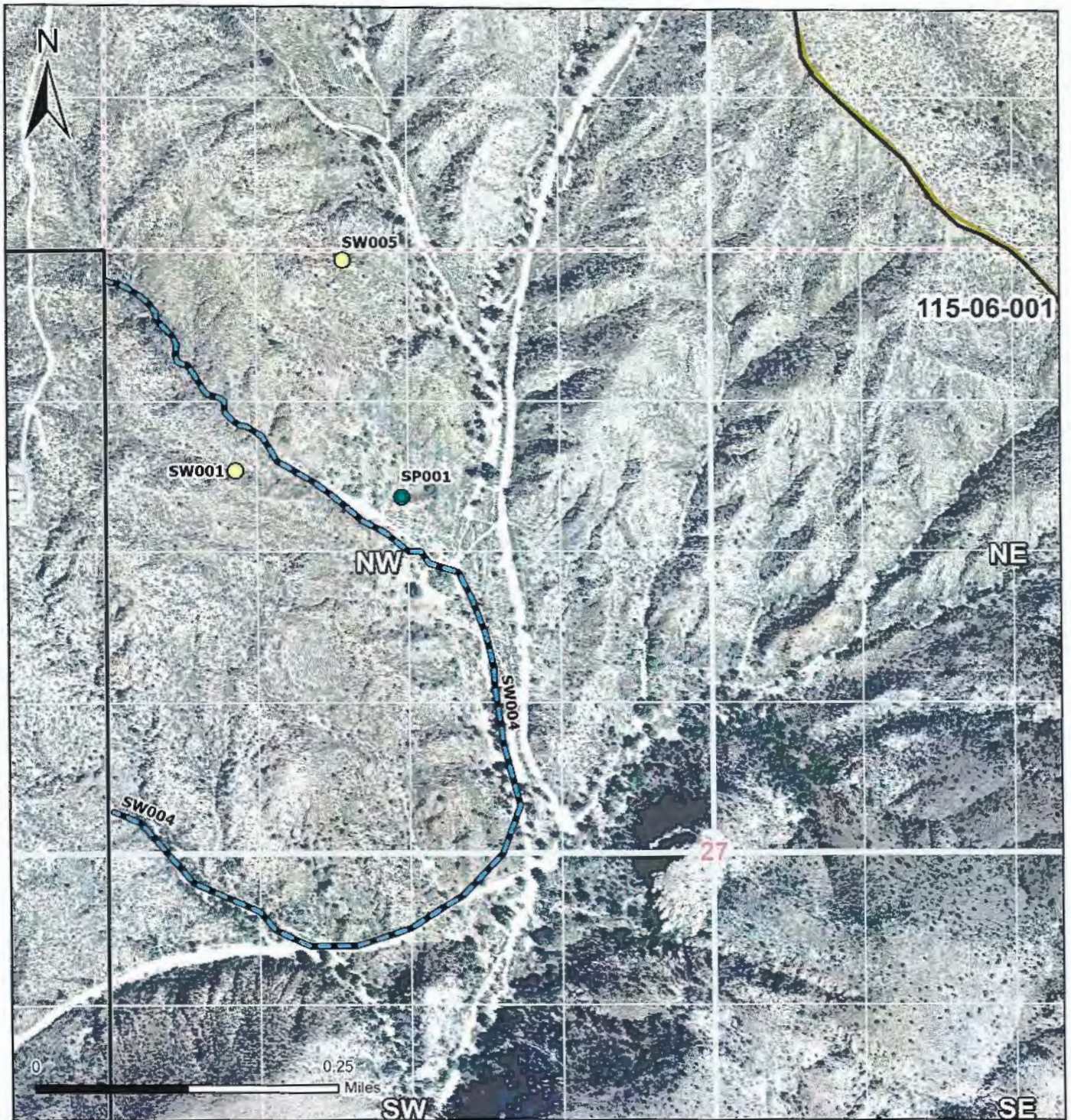
**In re SLD - Magoffin IV**  
 Contested Case W1-11-3403  
 Watershed File Report 115-06-001



**ADWR November 2021**

Data sources include: Aerial Imagery NAIP 2019

Attribute	Proposed Abstract of Water Right
1. Proposed Water Right No.:	115-06-001-SW005
2. Owner of Water Right:	State of Arizona – Arizona State Land Department
3. Landowner:	State of Arizona – Arizona State Land Department
4. Statement of Claimant No.:	39-13180
5. Statement of Claimant Name:	State of Arizona Land Department
6. Lessee:	Julian E. Montelongo
7. Basis of Right:	36-5430
8. Beneficial Use:	Stock and wildlife watering
9. Priority Date:	December 31, 1884
10. Quantity:	Reasonable use
11. Place of Use:	NWNW Sec. 27 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
12. Point of Diversion:	NWNW Sec. 27 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
13. Source of Water:	Javelina Springs in the San Pedro River Watershed



**Legend**

- Spring
- Stockpond
- Streamside use
- WFR
- Section
- 160 acre 1/4 Section
- 10 acre 1/4 1/4 1/4 Section



**Map of SP001, SW001, SW004, & SW005**  
Township 7S Range 21E Sec. 27

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**In re SLD - Magoffin IV**  
Contested Case W1-11-3403  
Watershed File Report 115-06-001



**ADWR November 2021**

Attribute	Proposed Abstract of Water Right
1. Proposed Water Right No.:	115-06-001-SW002
2. Owner of Water Right:	State of Arizona – Arizona State Land Department
3. Landowner:	State of Arizona – Arizona State Land Department
4. Statement of Claimant No.:	39-6979
5. Statement of Claimant Name:	State of Arizona Land Department
6. Lessee:	Julian E. Montelongo
7. Basis of Right:	10-505551, 36-5028
8. Beneficial Use:	Stock and wildlife watering
9. Priority Date:	December 31, 1884
10. Quantity:	Reasonable use
11. Place of Use:	NESWSE Sec. 27 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
12. Point of Diversion:	NESWSE Sec. 27 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
13. Source of Water:	Crazy Horse Wash in the San Pedro Watershed



**Legend**

- Spring
- Streamside use
- WFR
- Section
- 160 acre 1/4 Section
- 10 acre 1/4 1/4 1/4 Section



**Map of SW002 & SW003**  
 Township 7S Range 21E Sec. 27 & 34

**In re SLD - Magoffin IV**  
 Contested Case W1-11-3403  
 Watershed File Report 115-06-001



**ADWR November 2021**

Attribute	Proposed Abstract of Water Right
<b>1. Proposed Water Right No.:</b>	115-06-001-SW003
<b>2. Owner of Water Right:</b>	State of Arizona – Arizona State Land Department
<b>3. Landowner:</b>	State of Arizona – Arizona State Land Department
<b>4. Statement of Claimant No.:</b>	39-4984, 39-13185
<b>5. Statement of Claimant Names:</b>	Indian Springs Ranch Partnership State of Arizona Land Department
<b>6. Lessee:</b>	Julian E. Montelongo
<b>7. Basis of Right:</b>	36-5434, 36-68147
<b>8. Beneficial Use:</b>	Stock and wildlife watering
<b>9. Priority Date:</b>	December 31, 1884
<b>10. Quantity:</b>	Reasonable use
<b>11. Place of Use:</b>	SENENW Sec. 34 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
<b>12. Point of Diversion:</b>	SENENW Sec. 34 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
<b>13. Source of Water:</b>	Crazy Horse Spring in the San Pedro River Watershed



**Legend**

- Spring
- Streamside use
- WFR
- Section
- 160 acre 1/4 Section
- 10 acre 1/4 1/4 1/4 Section



**Map of SW002 & SW003**  
 Township 7S Range 21E Sec. 27 & 34

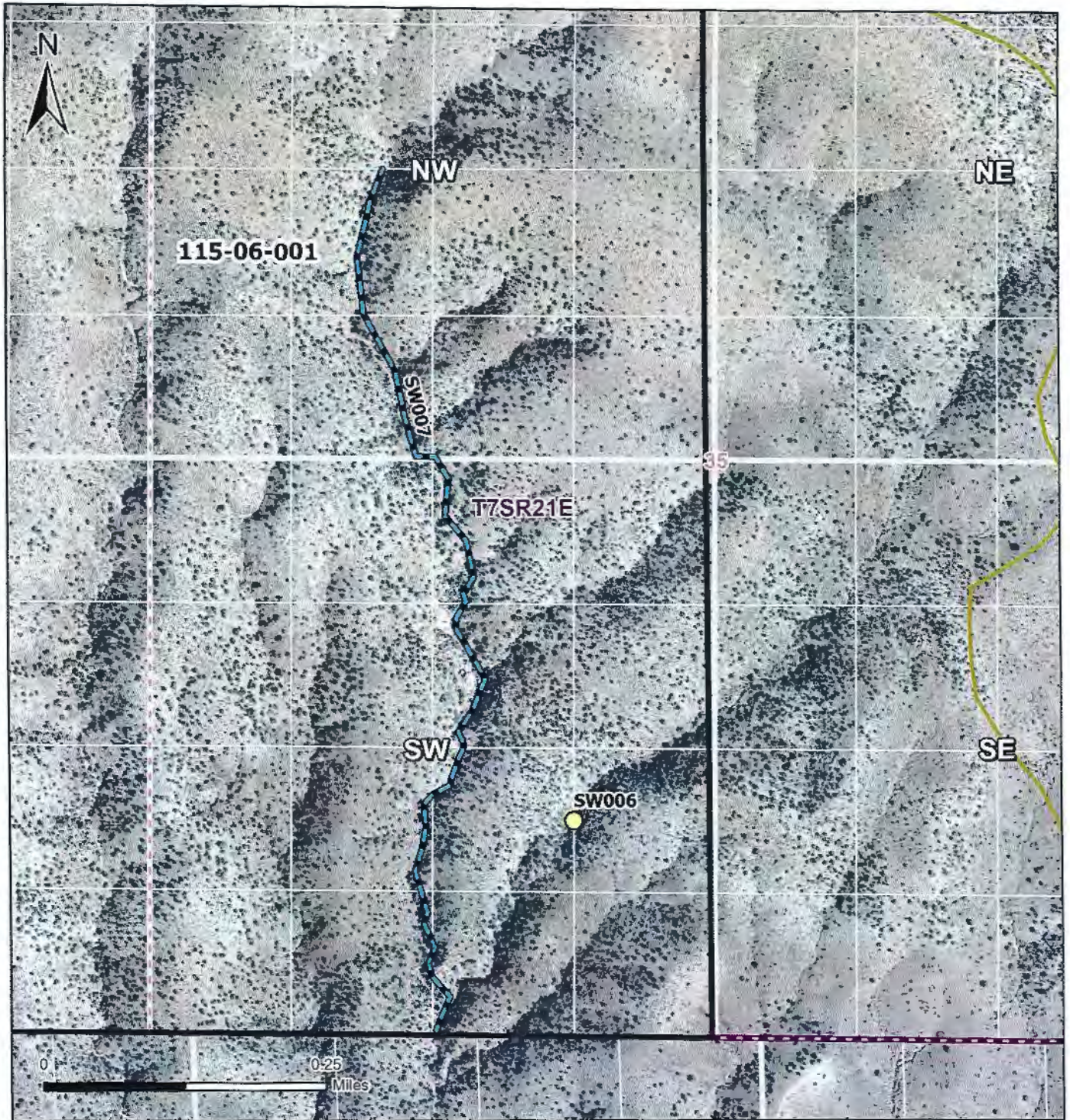
**In re SLD - Magoffin IV**  
 Contested Case W1-11-3403  
 Watershed File Report 115-06-001



**ADWR November 2021**

Attribute	Proposed Abstract of Water Right
<b>1. Proposed Water Right No.:</b>	115-06-001-SW006
<b>2. Owner of Water Right:</b>	State of Arizona – Arizona State Land Department
<b>3. Landowner:</b>	State of Arizona – Arizona State Land Department
<b>4. Statement of Claimant No.:</b>	39-13186
<b>5. Statement of Claimant Name:</b>	Arizona State Land Department
<b>6. Lessee:</b>	Julian E. Montelongo
<b>7. Basis of Right:</b>	36-5435
<b>8. Beneficial Use:</b>	Stock and wildlife watering
<b>9. Priority Date:</b>	December 31, 1884
<b>10. Quantity:</b>	Reasonable use
<b>11. Place of Use:</b>	SESW Sec. 35 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
<b>12. Point of Diversion:</b>	SESW Sec. 35 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
<b>13. Source of Water:</b>	Joe’s Spring in the San Pedro River Watershed






**Legend**

- Spring
- Streamside use
- WFR
- Watershed Boundary
- Township
- Section
- 160 acre 1/4 Section
- 10 acre 1/4 1/4 1/4 Section



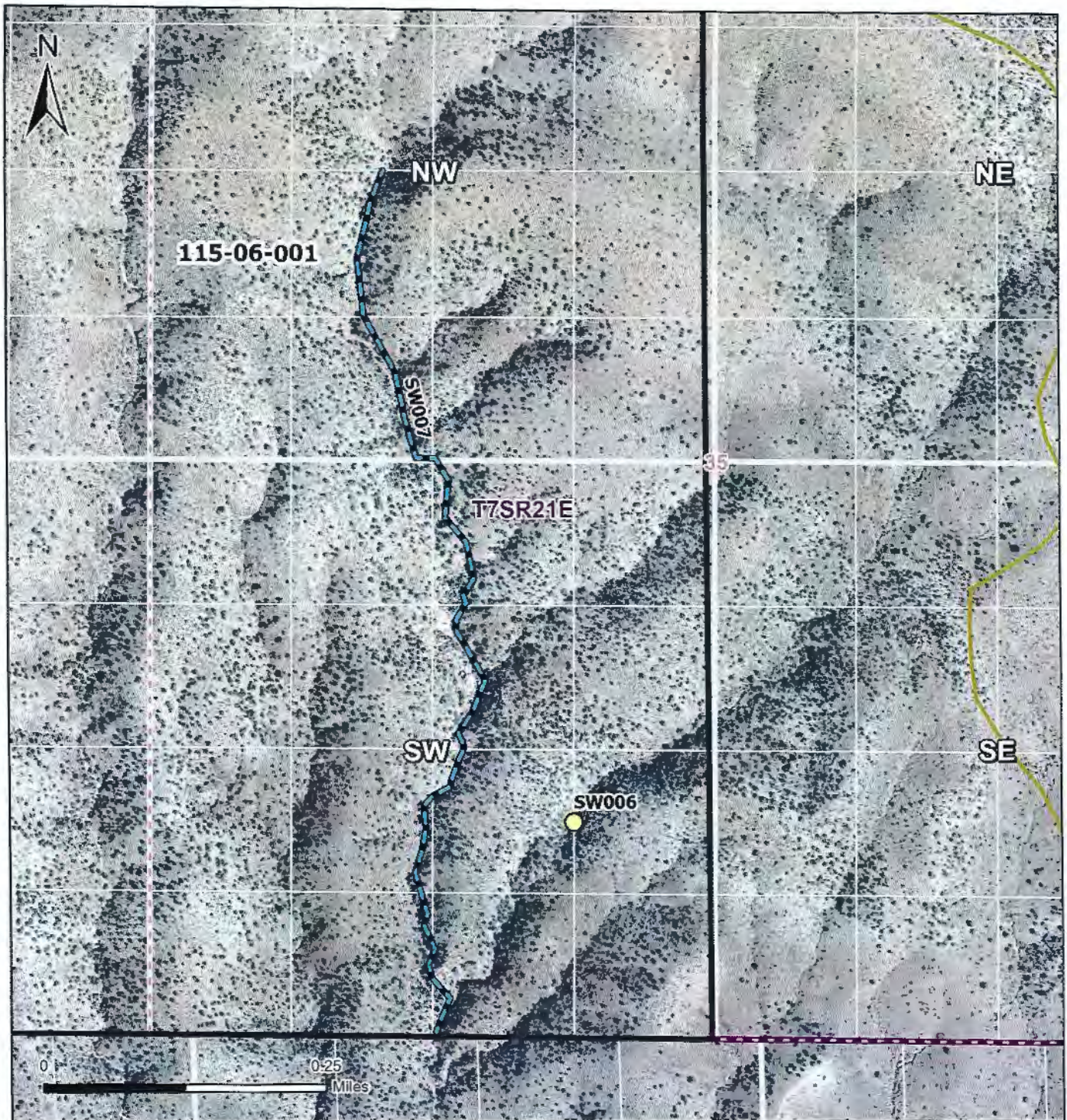
**Map of SW006 & SW007**  
Township 7S Range 21E Sec. 35

**In re SLD - Magoffin IV**  
Contested Case W1-11-3403  
Watershed File Report 115-06-001



**ADWR November 2021**

Attribute	Proposed Abstract of Water Right
1. Proposed Water Right No.:	115-06-001-SW007
2. Owner of Water Right:	State of Arizona – Arizona State Land Department
3. Landowner:	State of Arizona – Arizona State Land Department
4. Statement of Claimant No.:	39-13184
5. Statement of Claimant Name:	Arizona State Land Department
6. Lessee:	Julian E. Montelongo
7. Basis of Right:	36-5433
8. Beneficial Use:	Stock and wildlife watering
9. Priority Date:	December 31, 1884
10. Quantity:	Reasonable use
11. Place of Use:	SWNW Sec. 35 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
12. Point of Diversion:	SWNW Sec. 35 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
13. Source of Water:	Kennedy Falls Wash in the San Pedro River Watershed



**Legend**

- Spring
- Streamside use
- WFR
- Watershed Boundary
- Township
- Section
- 160 acre 1/4 Section
- 10 acre 1/4 1/4 1/4 Section



**Map of SW006 & SW007**  
 Township 7S Range 21E Sec. 35

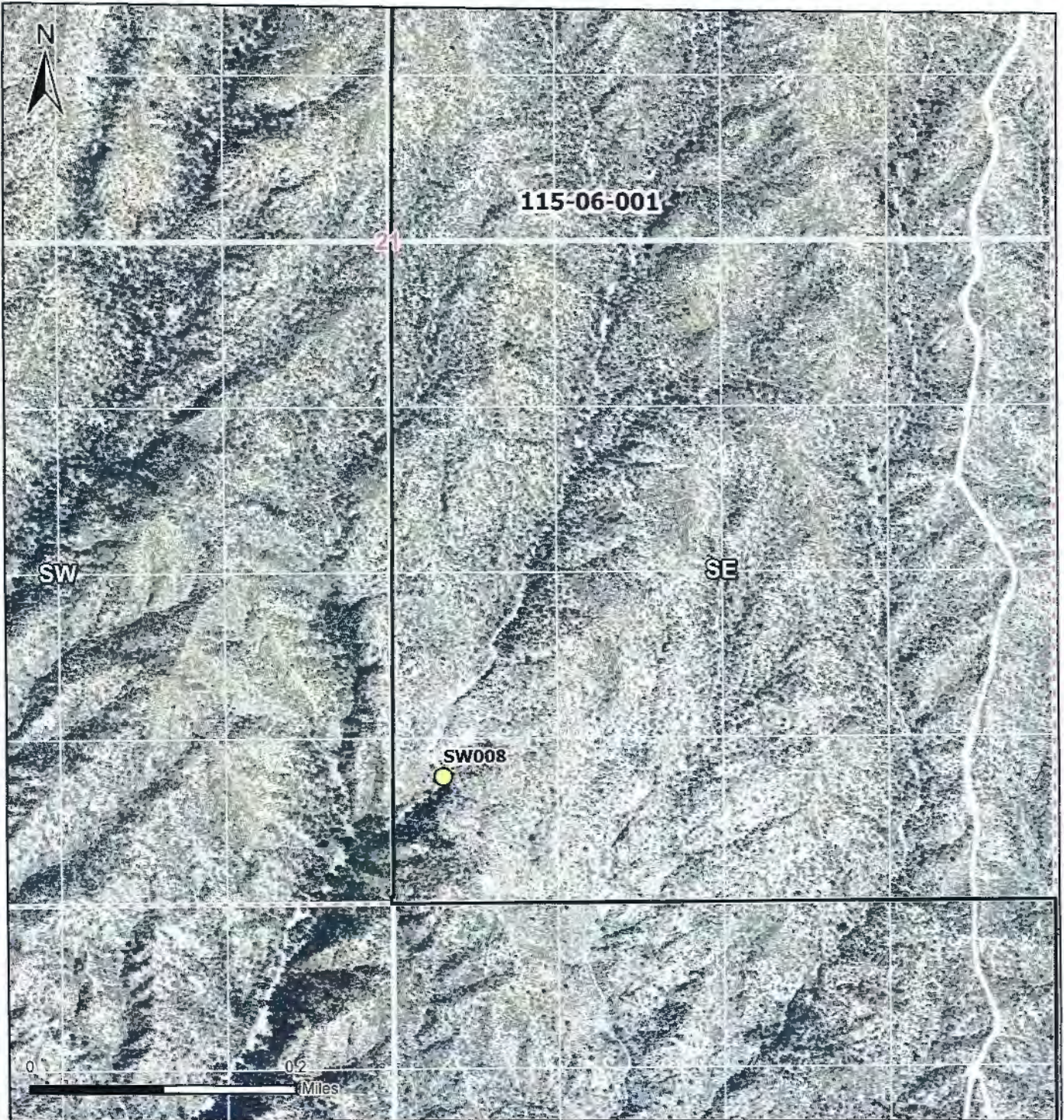
**In re SLD - Magoffin IV**  
 Contested Case W1-11-3403  
 Watershed File Report 115-06-001



**ADWR November 2021**

Data sources include: Aerial Imagery: NAIP 2019

Attribute	Proposed Abstract of Water Right
<b>1. Proposed Water Right No.:</b>	115-06-001-SW008
<b>2. Owner of Water Right:</b>	State of Arizona - Arizona State Land Department
<b>3. Landowner:</b>	State of Arizona - Arizona State Land Department
<b>4. Statement of Claimant Nos.:</b>	39-2164, 39-6991
<b>5. Statement of Claimant Names:</b>	Arizona State Land Department, Withrow Ranch/Kaibab Industries, Inc.
<b>6. Lessee:</b>	Magoffin Family Trust
<b>7. Basis of Right:</b>	36-5040, 36-72574
<b>8. Beneficial Use:</b>	Stock and wildlife watering
<b>9. Priority Date:</b>	December 31, 1884
<b>10. Quantity:</b>	Reasonable use
<b>11. Place of Use:</b>	SWSE Sec. 21 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
<b>12. Point of Diversion:</b>	SWSE Sec. 21 T7S R21E of the Gila and Salt River Baseline and Meridian, Graham County, Arizona (see attached map)
<b>13. Source of Water:</b>	Shoe Box Spring in the San Pedro River Watershed



**Legend**

- Spring
- WFR
- Section
- 160 acre 1/4 Section
- 10 acre 1/4 1/4 1/4 Section



**Map of SW008**  
 Township 7S Range 21E Sec. 21

**In re SLD - Magoffin IV**  
 Contested Case W1-11-3403  
 Watershed File Report 115-06-001



**ADWR November 2021**