

1  
2  
3  
4  
5  
6 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
7 IN AND FOR THE COUNTY OF MARICOPA  
8

9 IN RE THE GENERAL  
10 ADJUDICATION  
11 OF ALL RIGHTS TO USE WATER IN  
12 THE  
13 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

14 **ORDER SETTING STATUS**  
15 **CONFERENCE**

16 **CONTESTED CASE NAME:** *In re Edgar and Lorraine Dinwiddie*

17 **HSR INVOLVED:** San Pedro River Watershed Hydrographic Survey Report.

18 **DESCRIPTIVE SUMMARY:** Status Conference set for **October 20, 2022 at 3:00 p.m.** Parties  
19 shall appear in-person at the Status Conference held in the Superior Court, Courtroom 301, Central  
20 Courthouse, 201 W. Jefferson, Phoenix, Arizona.

21 **NUMBER OF PAGES:** 15

22 **DATE OF FILING:** August 12, 2022  
23

24 **Claimants**

25 In this case, Edgar and Lorraine Dinwiddie filed Statements of Claimant 39-5363, 39-  
26 5364, 39-5365, 39-5366, and 39-5367 to claim water for domestic, stockwatering, and irrigation  
27  
28

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

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

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

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

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

2. She has prepared and distributed to the Objectors a map of tax parcel 104-41-001 showing the irrigated fields, dwellings, wells or other points of distribution; and

3. She has located and distributed to the Objectors copies of historical documents that demonstrate historical use of water on the property.

The Status Conference shall be held at:

Maricopa County Superior Court  
Central Court Building  
Courtroom 301  
201 West Jefferson  
Phoenix, AZ 85002

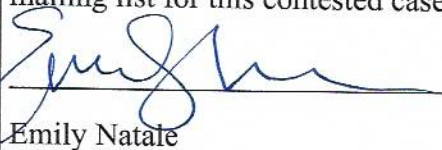
**IT IS FURTHER ORDERED** adding Shelly Scriven to the Court Approved Mailing List for this contested case. The only address currently available for Shelly Scriven is:

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

**IT IS FURTHER ORDERED** that Shelly Scriven shall notify the Office of the Special Master of a current mailing address. The office of the Special Master can be contacted at (602) 372-4115.

  
Susan Ward Harris  
Special Master

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.

6   
Emily Natale

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

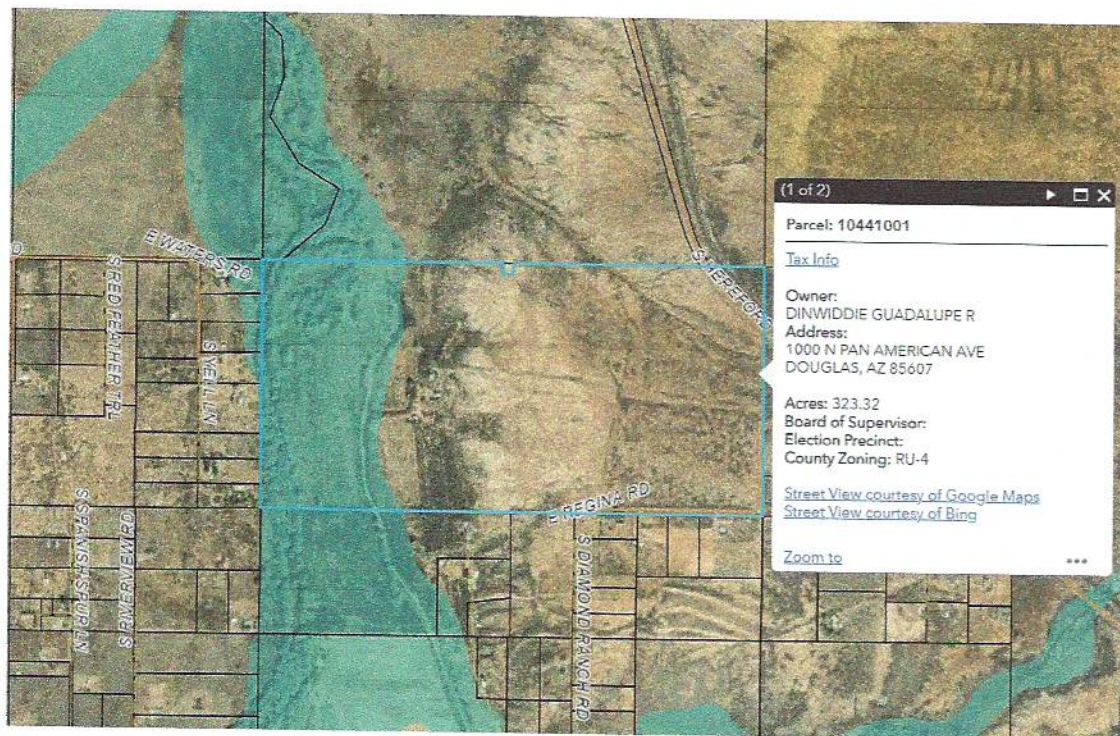
Keith Dinwiddie and  
Guadalupe Durazo  
7123 S. Las Flores Pl  
Hereford, AZ 85615-9369

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

[illegible]

# ATTACHMENT B



# ATTACHMENT C

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

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:**

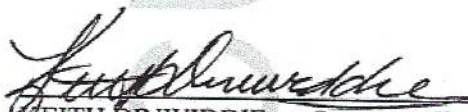
**LAW OFFICES OF  
CHRISTOPHER HITCHCOCK, P.L.C.  
P.O. Box AT  
Bisbee, Arizona 85603-0115**

**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 5<sup>th</sup> day of ~~April~~ <sup>June</sup>, 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 5<sup>th</sup> day of ~~April~~ <sup>June</sup>, 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

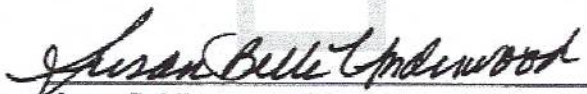
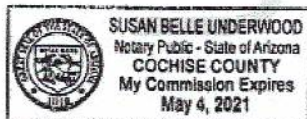
Dated this 5th day of ~~April~~ <sup>June</sup>, 2020.



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~~ <sup>June</sup>, 2020, by  
KEITH DINWIDDIE, as Successor Trustee of the LORRAINE DINWIDDIE  
REVOCABLE LIVING TRUST u/d/a July 13, 1994.

  
Notary Public

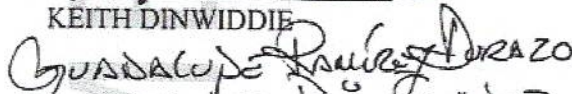
-----

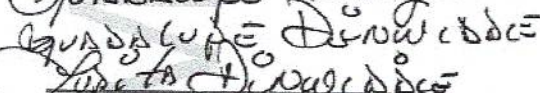
The above deed is accepted and approved by the Grantees; it being their intention to acquire said premises not as tenants in common or as joint tenants, but as community property with right of survivorship.

Dated this 5<sup>th</sup> day of June ~~April~~, 2020.



KEITH DINWIDDIE





GUADALUPE RAMIREZ

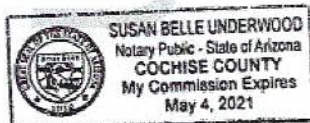
DURAZO, aka, GUADALUPE

DINWIDDIE, aka, LUPITA

DINWIDDIE

STATE OF ARIZONA     )  
                                          ) ss.  
County of Cochise     )

This instrument was acknowledged before me this 5<sup>th</sup> day of June ~~April~~, 2020, by  
KEITH DINWIDDIE, and GUADALUPE RAMIREZ DURAZO, aka, GUADALUPE  
DINWIDDIE, aka, LUPITA DINWIDDIE.



  
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.

1  
2  
3  
4  
5  
6  
7  
8 **ATTACHMENT D**  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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

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 official seal of the issuing agency.

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

ARIZONA DEPARTMENT  
OF HEALTH SERVICES