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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 OF ALL RIGHTS TO
11 USE WATER IN THE GILA RIVER
12 SYSTEM AND SOURCE
13

Contested Case No. W1-11-232
(Consolidated)

ORDER ADDING UNION PACIFIC
RAILROAD COMPANY TO COURT
APPROVED MAILING LIST

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16 CONTESTED CASE NAME: *In re San Pedro Riparian National Conservation Area*

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

18 DESCRIPTIVE SUMMARY: Union Pacific Railroad Company is added to the Court Approved
19 Mailing List as a present owner of land located within the boundaries of the watershed file reports
20 consolidated in this contested case.

21 NUMBER OF PAGES: 23

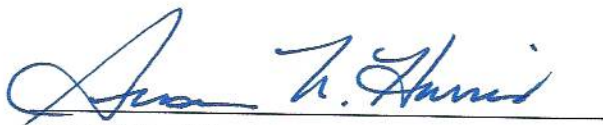
22 DATE OF FILING: October 28, 2021.
23

24 On October 11, 2021, proceedings were initiated in this contested case to adjudicate claims for
25 rights asserted by the United States to appropriable water under state law for the San Pedro Riparian
26 National Conservation Area ("SPRNCA"). A Status Conference is set for December 3, 2021 at 2:00
27 p.m. A copy of the October 11, 2021 Order is attached as Attachment A.
28

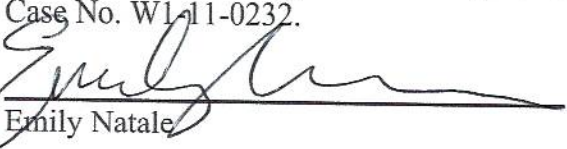
1 Union Pacific Railroad Company, a successor-in-interest to Southern Pacific Transportation
2 Company, had been removed, at its request, from the court approved mailing list for this contested
3 case in 2007. Thus, it was not included in the mailing list for the October 11, 2021 Order. Upon
4 further consideration, as Union Pacific Railroad Company owns land within the boundaries of
5 SPRNCA and its predecessor-in-interest filed Statements of Claimant 39-11829 and 39-11831, Union
6 Pacific Railroad Company should be included on the mailing list notwithstanding its previous request.
7 Statement of Claimant 39-11829 is associated with Watershed File Report 111-20-032 and Statement
8 of Claimant 39-11831 is associated with Watershed File Report 111-20-DD-001. Copies of the
9 Watershed File Reports are attached as Attachment B. Both WFRs are associated with contested cases
10 that have been consolidated in this contested case W1-11-232.

11
12 **IT IS ORDERED** that Union Pacific Railroad Company, successor-in-interest to Southern
13 Pacific Transportation Company, shall be added to the Court Approved Mailing List for Contested
14 Case No. W1-11-232.

15 **IT IS FURTHER ORDERED** that Union Pacific Railroad Company shall be prepared to state
16 at the status conference on December 3, 2021 whether it intends to pursue claims for water rights in
17 this contested case.

18
19 
20 Susan Ward Harris
21 Special Master

22 On October 28, 2021, the original of the foregoing was
23 delivered to the Clerk of the Maricopa County Superior
24 Court for filing and distributing a copy to all persons
25 listed on the Court approved mailing list for Contested
26 Case No. W1-11-0232.

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28 Emily Natale

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ATTACHMENT A

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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 OF ALL RIGHTS TO
11 USE WATER IN THE GILA RIVER
12 SYSTEM AND SOURCE
13

Contested Case No. W1-11-232
(Consolidated)

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16 ORDER SETTING STATUS
17 CONFERENCE ON STATE LAW
18 CLAIMS
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CONTESTED CASE NAME: *In re San Pedro Riparian National Conservation Area*

HSR INVOLVED: San Pedro River Watershed Hydrographic Survey Report.

DESCRIPTIVE SUMMARY: Proceedings initiated to adjudicate claims for rights asserted by the United States to appropriable water under state law for the San Pedro Riparian National Conservation Area and status conference scheduled for **December 3, 2021 at 2:00 p.m.**

NUMBER OF PAGES: 9 + Attachments

DATE OF FILING: October 11, 2021.

By a Case Management Order dated September 26, 2006, the Special Master consolidated sixteen contested cases to adjudicate the objections filed to the Watershed File Reports that investigated land believed to include the San Pedro Riparian National

1 Conservation Area ("SPRNCA"). The Watershed File Reports ("WFRs") are attached as
2 Attachment A and listed in Table 1 below. Thereafter, the Special Master designated multiple
3 issues for briefing relevant to the United States' claims for federal reserved water rights. On
4 May 29, 2013, the Special Master designated three principle issues to be resolved based on
5 evidence to be presented at a hearing set to determine the quantification of the United States'
6 federal reserved water rights. The claims based on federal reserved water rights in WFRs have
7 been tried and are currently in the process of being decided.
8

9 In addition to claims based on federal reserved water rights, the WFRs included claims
10 for water use based on state law. The purpose of this stage of the proceedings is to resolve the
11 objections to the WFRs and adjudicate the United States' claims for rights under state law for
12 water use in the San Pedro Riparian National Conservation Area. The types of claims and uses
13 investigated include water for domestic, fish, industrial, irrigation, mining, municipal,
14 recreational, stockpond, stock watering, and wildlife. At the conclusion of its investigation,
15 ADWR identified wildlife, stockpond, stock watering, domestic, irrigation, and discontinued
16 irrigation uses on the land included within the boundaries of the WFRs.
17

18 In May 2012, ADWR issued a report titled "Concerning Federal Reserved Water Rights
19 Claims for SPRNCA." Within that report is a chapter that reviews land ownership information
20 for SPRNCA that was presented by the Bureau of Land Management ("BLM") with its Third
21 Amended SOC concerning its federal claims to water. Appendix F to ADWR's May 2012 report
22 contains maps prepared by ADWR that show the boundaries of SPRNCA and both BLM and
23 privately owned parcels within those boundaries. Table 1 lists the landowners of the land
24 included within the boundaries of the 16 WFRs and also identifies the Statements of Claimant
25 that have been assigned to BLM.
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WFR	Landowner (as reported on WFR)	Landowner (as reported by Cochise County Assessor)	Statements of Claimant Assigned to BLM
111-20-032	BLM-Safford District	BLM-Safford District	39-4291 39-12689 39-12690 39-12691
111-20-065	BLM-Safford District	BLM-Safford District	None
111-20-DD-001	So. Pacif. Trans. Comp.		None
111-20-DDA-023	Alvin and Susan Anderson	Alvin & Anne Carl Anderson Rev. Liv. Trust Sandy Susan Anderson BLM-Safford District	None
111-23-AAA-001	BLM-Safford District	BLM-Safford District	39-371 39-4275 39-4297 39-4298 39-12699 39-12705 39-12706 39-12707 39-12708 39-12710 39-12712 39-12715
111-23-DDA-004	Church of Jesus Christ of Latter-Day Saints	Church of Jesus Christ of Latter- Day Saints Arnold Brothers Irrevocable Trust BLM-Safford District	39-964 39-965 39-966 39-5370 39-5371 39-5372 39-5373 39-11936 39-11937 39-11938 39-11942
111-24-082	BLM-Safford District	BLM-Safford District	39-12709
111-24-CBB-002	Edward and Ethelyn Lehner	Trustees of the Fry Family Trust Phelps Dodge Corporation BLM-Safford District	None
111-24-CBB-003	McDowell Craig Mfg.	Echoing Hope Ranch Susan Kolbe Living Trust BLM-Safford District	None
111-24-CBB-005	Robert Boucher	Casa de la Orilla, LLC	None

WFR	Landowner (as reported on WFR)	Landowner (as reported by Cochise County Assessor)	Statements of Claimant Assigned to BLM
111-24-CCB-011	BLM-Safford District	BLM-Safford District	39-964 39-977 39-5373 39-11936 39-12713 39-13610
112-17-063	BLM-Safford District	BLM-Safford District	39-12692
112-17-DB-096	Edith Donlevy	BLM-Safford District	39-11037
112-17-DCA-010	Az. Chap. Nature Conserv.	BLM-Safford District	39-5471 39-5472
112-17-DCD-001	BLM-Safford District	BLM-Safford District	None
112-20-013	BLM-Safford District	BLM-Safford District	39-12679

Table 1

The mailing list for this case is included as Attachment B and has been augmented by the inclusion of the current landowners as determined by the Cochise County Assessor of the land in the WFRs included in Table 1. Union Pacific Railroad Company, successor in interest to Southern Pacific Transportation Company, provided notice to the Court that it did not wish to pursue claims in the case. See Minute Entry filed January 30, 2007. Thus, it has not been added to the mailing list.

Table 2 below shows six WFRs that contain privately owned land within the boundaries of a WFR consolidated with SPRNCA, the associated parcel numbers, owners according to the Cochise County Assessor, and the corresponding map number included in the May 2012 ADWR report.

WFR No.	Landowner	Parcel No.	ADWR 2012 Report Map No.
111-20-DD-001	So. Pacif. Trans. Comp. (WFR)	107-80-001	52 Lewis Spring South
111-20-DDA-023	Alvin & Anne Carl Anderson Rev. Liv. Trust Sandy Susan Anderson BLM-Safford District	107-28-004C 107-28-004D 107-28-004B	34 Anderson Well Site

WFR No.	Landowner	Parcel No.	ADWR 2012 Report Map No.
111-23-DDA-004	Church of Latter-Day Saints Arnold Brothers Irrevocable Trust BLM-Safford District	104-63-002B 104-63-003A 104-63-003B 104-63-001A 104-63-002A	18 Palominas Well #9 Site
111-24-CBB-002	Trustees of the Fry Family Trust Phelps Dodge Corporation BLM-Safford District	104-37-001E 104-37-001F 104-37-001D	21 Lehner Well #5 Site
111-24-CBB-003	Echoing Hope Ranch Susan Kolbe Living Trust BLM-Safford District	104-38-012E 104-38-012D 104-38-002A 104-38-013 104-38-012B 104-38-012C	20 & 22 McDowell-Craig Farm Well South Site McDowell-Craig Irrigation Well Site
111-24-CBB-005	Casa de la Orilla LLC	104-34-002B	24 Whitehouse Well Site

Table 2

Only the claims asserted by the United States shall be adjudicated in this consolidated contested case. As an initial step in the adjudication of the rights under state law, the potential water rights classified by ADWR as stock and wildlife watering and stockpond uses have been identified. In 1994, the Special Master issued a Memorandum of Decision, Findings of Fact, and Conclusions of Law for Group 1 Cases involving Stockwatering, Stockponds, and Domestic Uses, dated November 14, 1994, amended February 23, 1995, approved and modified September 27, 2002 ("Decision"). The Decision established the procedures for adjudicating *de minimis* water rights for claims in the San Pedro watershed. This procedure applies to the water rights for stockponds and stock watering. Proposed water right abstracts have been prepared for the *de minimis* water rights for stock and wildlife watering and stockponds analyzed by the WFRs in accordance with the Decision and are attached as Attachment C. No proposed abstracts were

1 prepared for potential water rights found by ADWR that lacked either a statement of claimant or
2 a pre-filing document to establish a legal right to the water use.
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5 Table 3 identifies the proposed abstracts associated with each WFR
6

WFR	Proposed Abstracts for <i>de minimis</i> Water Uses
111-20-032	SP001, SP002, WL001, WL002, WL003, WL004, WL005, WL007, WL008, WL009, WL010
111-20-065	None
111-20-DD-001	None
111-20-DDA-023	None
111-23-AAA-001	WL001
111-23-DDA-004	None
111-24-082	None
111-24-CBB-002	None
111-24-CBB-003	None
111-24-CBB-005	None
111-24-CCB-011	SP002, SP003, WI001
112-17-063	SP001, SW001, SW002
112-17-DB-096	None
112-17-DCA-010	None
112-17-DCD-001	None
112-20-013	None

21 Table 3
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2 **IT IS ORDERED** that a status conference shall be held on **December 3, 2021**, at **2:00**
3 **p.m.** At the status conference, the United States shall be prepared to:

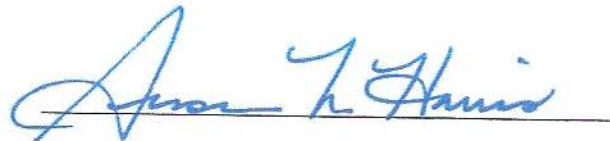
- 4 a. Identify the WFRs included in this consolidated case that include land owned by the
5 United States within the boundaries of SPRNCA;
6
7 b. Identify any lands sold, exchanged, or transferred by the United States that ADWR's
8 2012 Report map designates as owned by the United States;
9
10 c. Identify any statements of claimants listed in the sixteen WFRs that have not been
11 assigned to the United States for which the United States intends to obtain an
12 assignment;
13
14 d. Identify any proposed abstracts for *de minimis* water rights attached to this Order that
15 the United States does not intend to pursue;
16
17 e. Identify the claims for water rights for SPRNCA that the United States intends to
18 pursue under state law that are considered in the WFRs but are not *de minimis* water
19 rights.

20 The United States is not requested to review the specific information contained in the proposed
21 abstracts except as necessary to provide the information required by items (a) through (d) above.

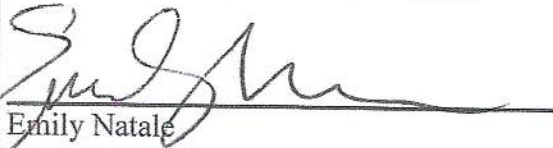
22 The anticipated procedure will be to submit the proposed abstracts for *de minimis* water rights
23 that the United States intends to pursue to ADWR for review and comments. Based on the
24 information provided by ADWR, the proposed abstracts will be revised and distributed to the
25 parties for suggested corrections.
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1 The Status Conference shall be held with the use of Court Connect. Instructions for
2 accessing the conference via Court Connect are attached as Attachment D. If you do not have
3 access to the internet, you may attend telephonically using the telephone number and access code
4 included in the instructions for Court Connect. The Status Conference may also be attended
5 telephonically using the following instructions:
6

7 Dial: 602-506-9695 (local)
8 1-855-506-9695 (toll free long distance)
9 Dial Collaboration (conference) Code 357264#
10

11 
12 Susan Ward Harris
13 Special Master
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15 On October 11, 2021, the original of the foregoing
16 was delivered to the Clerk of the Maricopa County
17 Superior Court for filing and distributing a copy to
18 all persons listed on the Court approved mailing list
19 for Contested Case No. W1-11-0232.
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22 Emily Natale
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Court Connect Hearing Notice for In re San Pedro Riparian National Conservation Area

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 San Pedro Riparian National Conservation Area, Contested Case No. W1-11-232

Start Date/Time: December 3, 2021 at 2:00 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](#)



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ATTACHMENT B

LAND OWNER

WATERSHED FILE
REPORT NUMBER

BLM - SAFFORD DISTRICT

111-20-032

APPLICABLE FILINGS AND DECREES

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
0 -0000048		IRRIGATION	90000.00				1906			
0 -0000049		IRRIGATION	90000.00				1905			
10-0201062.6100		MINING OTHER					1878	NENWNE30	210S	220E
10-0201065.6100		IRRIGATION					1878			
10-0201066.6100		MINING			12	190S 210E	1878		12	190S 210E
10-0201067.6200		MINING			12	190S 210E	1878			
10-0201095.6100		IRRIGATION DOMESTIC MINING	9050.00	SWNW29	210S	220E	1879	SWNW29	210S	220E
10-0201108.6100		IRRIGATION			11	200S 220E				
10-0201224.6100		IRRIGATION MINING	14480.00		15	200S 210E	1880		15	200S 210E
10-0202790.1100		IRRIGATION STOCK			29	210S 220E	1888		29	210S 220E
10-0203067.1100		IRRIGATION	4525.00				1889			
10-0203301.1100		IRRIGATION	15349.00	NESE13	210S	210E	1892	N219	210S	220E
				NWSW18	210S	220E				
				SWSW18	210S	220E				
10-0204165.1100		IRRIGATION DOMESTIC STOCK MINING OTHER	905.00	SESE36	210S	220E	1896	SESE36	210S	220E
10-0208061.1100		IRRIGATION DOMESTIC STOCK		N2NE11	210S	210E	1903	SWSW12	210S	210E
				SWNW12	210S	210E				
10-0211496.1100		IRRIGATION	9050.00	NE28	180S	210E	1905	NWSWNW34	190S	210E
10-0212349.1100		IRRIGATION	362000.00				1906		04	200S 210E
									09	200S 210E
10-0212365.1100		IRRIGATION	362000.00	NENWNW14	200S	210E	1906	NESENW22	200S	210E
				SWSW15	200S	210E				
10-0216178.1200		IRRIGATION DOMESTIC STOCK OTHER		SESE13	200S	200E	1908	NWNW24	200S	200E
				SW18	200S	210E				
10-0224178.1100		IRRIGATION DOMESTIC STOCK OTHER	126700.00	SWSW12	210S	210E	1915	NWSWNW13	210S	210E
				E2SW12	210S	210E				
				NW13	210S	210E				
20-0200197.0001					12	190S 210E	1888		12	190S 210E
20-0200716.0001					SE13	200S 200E	1900		SE13	200S 200E
20-0204425					N219	210S 220E	1907		N219	210S 220E
33-0095383	CERTIF.	REC/FISH/WLDF	6517.00	NWNWNW29	210S	220E	1990	NWNW29	210S	220E

CLEARLY STATED INFORMATION FROM FILINGS AND DECREES

FILING NUMBER	FILING STATUS	USES	QUANTITY IN AFA	USE LOCATION SECTION	TWNP	RNGE	CLAIM DATE	DIVERSION SECTION	TWNP	RNGE
33-0095388	CERTIF.	STOCK REC/FISH/WLDF REC/FISH/WLDF	.16 .02 .02	NESESW20	210S	220E	1990	NESESW20	210S	220E
33-0095392	CERTIF.	STOCK REC/FISH/WLDF REC/FISH/WLDF	.04 .02 .02	SESWSW31	210S	220E	1990	SESWSW31	210S	220E
33-0095487	APPLICA.	REC/FISH/WLDF	3254.00	NWSW03 NESE04 SWNE18	200S 200S 200S	210E 210E 210E	1990			
36-0004730		STOCK REC/FISH/WLDF	.24	NESE08 SWSE08 SESE08	200S 200S 200S	210E 210E 210E	1883	NESE08 SWSE08 SESE08	200S 200S 200S	210E 210E 210E
36-0019430		IRRIGATION					1832			
36-0028874		IRRIGATION MINING	46.03		190S 200S	210E 210E	1877		190S 200S	210E 210E
36-0047745		STOCK	2.50	NWNW17	200S	210E	1976	NWNW17	200S	210E
36-0047746		STOCK	2.50	NENW17	200S	210E	1976	NENW17	200S	210E
36-0047747		STOCK	2.50	NWNE17	200S	210E	1976	NWNE17	200S	210E
36-0047748		STOCK	2.50	SESE08	200S	210E	1976	SESE08	200S	210E
36-0047749		STOCK	2.50	SWSE08	200S	210E	1976	SWSE08	200S	210E
36-0047750		STOCK	2.50	NWSW09	200S	210E	1976	NWSW09	200S	210E
36-0047751		STOCK	2.50	NESE08	200S	210E	1976	NESE08	200S	210E
36-0047752		STOCK	2.50	NESW09	200S	210E	1976	NESW09	200S	210E
36-0047753		STOCK	2.50	SENW09	200S	210E	1976	SENW09	200S	210E
36-0075654		IRRIGATION STOCK		S220	210S	220E		S220	210S	220E
38-0019221		STOCK REC/FISH/WLDF		NWSW24	200S	210E	1957	NWSW24	200S	210E
38-0059878		STOCK	4.00	NENW01	200S	210E	1969	NENW01	200S	210E
39-0000662		STOCK	19.39		160S 170S 180S	200E 200E 210E	< 1919		170S	200E
39-0000674	AMENDED	STOCK	.17	SESW02	210S	210E	1957	SENWSW02	210S	210E
39-0000675	AMENDED	STOCK	.11	NENW13	210S	210E	1957	SWSWNW13	210S	210E
39-0000676		STOCK	.22	SENW25	210S	210E	1957	SENW25	210S	210E
39-0000677		STOCK	.17	SESE36	210S	210E	1957	SESE36	210S	210E
39-0000678	AMENDED	STOCK	.11	SWNW29	210S	220E	1957	SWNWSW29	210S	220E
39-0001214		STOCK	.31	W209	200S	210E	< 1919	W209	200S	210E
39-0001215		STOCK	.31	SESE08	200S	210E	< 1919	SESE08	200S	210E
39-0001216		STOCK	.31	N217	200S	210E	< 1919	N217	200S	210E
39-0002612		STOCK	.22	NWNWNE12	200S	210E	1930	NWNWNE12	200S	210E
39-0002616		STOCK	.03	NENW01	200S	210E	1969	NENW01	200S	210E
39-0004276	AMENDED	STOCK	.02	SESWSW10	200S	210E	< 1919	SWSWSW03	200S	210E

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
39-0004277	AMENDED	STOCK	.02	SESWSW10	200S	210E	< 1919	SWSWSW03	200S	210E
39-0004289	AMENDED	DOMESTIC REC/FISH/WLDLF OTHER STOCK	1.20	09	200S	210E	< 1919	NENESW03 SESENW03	200S 200S	210E 210E
39-0004290	AMENDED	DOMESTIC STOCK REC/FISH/WLDLF OTHER	.75	SWNW14	200S	210E	< 1919	SWSWNW14	200S	210E
39-0004291	AMENDED	STOCK		SESWSW15	200S	210E	< 1919	SESWSW15	200S	210E
39-0004292	AMENDED	IRRIGATION		09	200S	210E	< 1919	SWSESE16	200S	210E
39-0007752	AMENDED	REC/FISH/WLDLF	3244.00	NWNE17	200S	210E	1990	NWNW17	200S	210E
39-0007754		STOCK REC/FISH/WLDLF OTHER	2.50 2.30 68.00	SENW09	200S	210E	< 1919	NWSW09	200S	210E
39-0007755		STOCK REC/FISH/WLDLF OTHER	1.00 3.00 149.00	NESE08	200S	210E	< 1919	SWSE08	200S	210E
39-0011232		STOCK REC/FISH/WLDLF	.45 .01	NESW24	200S	210E	1957	NESW24	200S	210E
39-0011829	QUE.RECD	STOCK	.09	NENWNE10	200S	210E	1911	NENWNE10	200S	210E
39-0012689	AMENDED	STOCK		SESENE15	200S	210E	< 1919	SESENE15	200S	210E
39-0012690		STOCK		SWSW10	200S	210E	< 1919	SESWSW10	200S	210E
39-0012691	AMENDED	DOMESTIC STOCK OTHER REC/FISH/WLDLF	1.20	NWNW03	200S	210E	< 1919	SESENW03	200S	210E
39-0013992		REC/FISH/WLDLF	.08				1990	SESWSW31	210S	220E
39-0013993		REC/FISH/WLDLF	.20				1990	NESESW20	210S	220E
39-0013997		REC/FISH/WLDLF	.02				1990	NWNWNW29	210S	220E
39-0014488		REC/FISH/WLDLF OTHER	1.20				1986	NWNWSE03	200S	210E
39-0014503		REC/FISH/WLDLF	.20				1990	NESESW20	210S	220E
39-0014504		REC/FISH/WLDLF	.02				1990	NWNWNW29	210S	220E
39-0014505		REC/FISH/WLDLF	.08				1990	SESWSW31	210S	220E
4A-0004019.0001	CERTIF.	STOCK	.17	SESW02	210S	210E	1957	SESW02	210S	210E
4A-0004020.0001	CERTIF.	STOCK	.11	NENW13	210S	210E	1957	NENW13	210S	210E
4A-0004021.0001	CERTIF.	STOCK	.22	SENW25	210S	210E	1957	SENW25	210S	210E
4A-0004022.0001	CERTIF.	STOCK	.17	SESE36	210S	210E	1957	SESE36	210S	210E
4A-0004023.0001	CERTIF.	STOCK	.11	SWNW29	210S	220E	1957	SWNW29	210S	220E
4A-0004024.0001	CERTIF.	STOCK	.22	NWNW07	220S	220E	1957	NWNW07	220S	220E

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
0 -0000048	IRRIGATION	NONE		
0 -0000049	IRRIGATION	NONE		
10-0201062.6100	POWER MINING OTHER	NONE NONE NONE		
10-0201065.6100	IRRIGATION	NONE		
10-0201066.6100	MINING	NONE		
10-0201067.6200	MINING	NONE		
10-0201095.6100	IRRIGATION DOMESTIC MINING	NONE NONE NONE		WL005
10-0201108.6100	IRRIGATION	NONE		
10-0201224.6100	IRRIGATION MINING	NONE NONE		
10-0202790.1100	IRRIGATION STOCK	NONE NONE		
10-0203067.1100	IRRIGATION	NONE		
10-0203301.1100	IRRIGATION	NONE		
10-0204165.1100	IRRIGATION DOMESTIC STOCK MINING OTHER	NONE NONE STOCK NONE NONE		WL004
10-0208061.1100	IRRIGATION DOMESTIC STOCK	NONE NONE NONE		
10-0211496.1100	IRRIGATION	NONE		
10-0212349.1100	IRRIGATION	NONE		
10-0212365.1100	IRRIGATION	NONE		
10-0216178.1200	IRRIGATION DOMESTIC STOCK OTHER	NONE NONE NONE NONE		
10-0224178.1100	IRRIGATION DOMESTIC STOCK OTHER	NONE NONE NONE NONE		
20-0200197.0001				
20-0200716.0001				
20-0204425				
33-0095383	WILDLIFE	SPRING		WL010
33-0095388	STOCK WILDLIFE	SPRING SPRING		WL008
33-0095392	STOCK RECREATION WILDLIFE	NONE SPRING SPRING		WL009
33-0095487	WILDLIFE	WILDLIFE		WL007
36-0004730	STOCK WILDLIFE	STOCK INCIDENTAL		WL007

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
36-0019430	IRRIGATION	NONE		
36-0028874	IRRIGATION MINING	NONE NONE		
36-0047745	STOCK	STOCK		WL007
36-0047746	STOCK	STOCK		WL007
36-0047747	STOCK	STOCK		WL007
36-0047748	STOCK	STOCK		WL007
36-0047749	STOCK	STOCK		WL007
36-0047750	STOCK	STOCK		WL007
36-0047751	STOCK	STOCK		WL007
36-0047752	STOCK	STOCK		WL007
36-0047753	STOCK	STOCK		WL007
36-0075654	IRRIGATION STOCK	NONE NONE		
38-0019221	STOCK WILDLIFE	STOCK INCIDENTAL		SP002
38-0059878	STOCK	STOCK		SP001
39-0000662	STOCK	NONE		
39-0000674	STOCK	SPRING		WL001
39-0000675	STOCK	SPRING		WL002
39-0000676	STOCK	SPRING		WL003
39-0000677	STOCK	SPRING		WL004
39-0000678	STOCK	SPRING		WL005
39-0001214	STOCK	STOCK		WL007
39-0001215	STOCK	STOCK		WL007
39-0001216	STOCK	STOCK		WL007
39-0002612	STOCK	STOCKWELL		
39-0002616	STOCK	STOCK		SP001
39-0004276	STOCK	STOCKWELL		
39-0004277	STOCK	STOCKWELL		
39-0004289	DOMESTIC STOCK RECREATION WILDLIFE OTHER	DOMESTIC INCIDENTAL INCIDENTAL INCIDENTAL INCIDENTAL		DM001
39-0004290	DOMESTIC STOCK RECREATION WILDLIFE OTHER	DOMESTIC INCIDENTAL INCIDENTAL INCIDENTAL INCIDENTAL		DM002
39-0004291	STOCK	STOCKWELL		
39-0004292	IRRIGATION	NONE		
39-0007752	WILDLIFE	WILDLIFE		WL007

FILING NUMBER	USES CLAIMED OR REFERENCED	USES FOUND BY DWR	APPLIES TO DIVERSIONS	APPLIES TO PWR NUMBERS
39-0007754	STOCK WILDLIFE OTHER	STOCK INCIDENTAL NONAPPROPRIABLE		WL007
39-0007755	STOCK WILDLIFE OTHER	STOCK INCIDENTAL NONAPPROPRIABLE		WL007
39-0011232	STOCK WILDLIFE	STOCK INCIDENTAL		SP002
39-0011829	STOCK	STOCKWELL		
39-0012689	STOCK	STOCKWELL		
39-0012690	STOCK	STOCKWELL		
39-0012691	DOMESTIC STOCK RECREATION WILDLIFE OTHER	DOMESTIC INCIDENTAL INCIDENTAL INCIDENTAL INCIDENTAL		DM001
39-0013992	RECREATION WILDLIFE	SPRING SPRING		WL009
39-0013993	RECREATION WILDLIFE	SPRING SPRING		WL008
39-0013997	RECREATION WILDLIFE	SPRING SPRING		WL010
39-0014488	WILDLIFE OTHER	STOCKWELL STOCKWELL		
39-0014503	WILDLIFE	SPRING		WL008
39-0014504	STOCK WILDLIFE	SPRING SPRING		WL010
39-0014505	WILDLIFE	SPRING		WL009
4A-0004019.0001	STOCK	SPRING		WL001
4A-0004020.0001	STOCK	SPRING		WL002
4A-0004021.0001	STOCK	SPRING		WL003
4A-0004022.0001	STOCK	SPRING		WL004
4A-0004023.0001	STOCK	SPRING		WL005
4A-0004024.0001	STOCK	SPRING		

U S E S

PHR #	SECTION	TWNP	RNGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	SOURCE CHANGE	FACILITY NAME
DM001	NWNWSE03	200S	210E		GROUNDWATER : CATALOGUED		NO	
	SESENW03	200S	210E					
	SWNENW03	200S	210E					
DM002	NWSWNW14	200S	210E		GROUNDWATER : CATALOGUED		NO	
WL001	SESW02	210S	210E		SURFACE WATER		NO	GRAVEYARD GULCH SPR.
WL002	NENW13	210S	210E		SURFACE WATER		NO	MOSON SPRING
WL003	SENW25	210S	210E		SURFACE WATER		NO	MURRAY SPRING
WL004	SESE36	210S	210E		SURFACE WATER		NO	HORSETHIEF SPRING
WL005	SWNW29	210S	220E		SURFACE WATER		NO	LEWIS SPRING
WL007	NWNWNW17	200S	210E		SURFACE WATER		NO	INSTREAM USE
WL008	NESESW20	210S	220E		SURFACE WATER		NO	LEWIS SPRING NORTH
WL009	SESHSW31	210S	220E		SURFACE WATER		NO	MEUSEL SPRING
WL010	NWNWNW29	210S	220E		SURFACE WATER		NO	LOMELI SPRING

PWR #	LOCATION SECTION TWP RGE	SUPPLIED BY DIVERSIONS	WATER SOURCES	PHOTO DATE	RESERVOIR NAME	STORAGE PURPOSE
SP001	NWNWNE01 200S 210E		SURFACE WATER	1985	WALNUT DAM	
SP002	NENWSW24 200S 210E		SURFACE WATER	1955	UNNAMED	STOCKWATERING EROSION CNTRL STOCKWATERING WILDLIFE

PWR SUMMARY

PWR #	APPLICABLE ADJ FILINGS	APPLICABLE PRE FILINGS	*APPARENT FIRST USE DATE*	WATER SOURCES AND CLASSIFICATIONS
DM001	39-0004289 39-0012691	NONE		GROUNDWATER : CATALOGUED
DM002	39-0004290	NONE		GROUNDWATER : CATALOGUED
SP001	39-0002616	38-0059878	1969 FILING 38-59878	SURFACE WATER: SAN PEDRO RIVER
SP002	39-0011232	38-0019221	1955 1955 AERIAL PHOTO	SURFACE WATER: SAN PEDRO RIVER
WL001	39-0000674	4A-0004019.0001	1957 FILING 4A-4019.0001	SURFACE WATER: SAN PEDRO RIVER
WL002	39-0000675	4A-0004020.0001	1957 FILING 4A-4020.0001	SURFACE WATER: SAN PEDRO RIVER
WL003	39-0000676	4A-0004021.0001	1957 FILING 4A-4021.0001	SURFACE WATER: SAN PEDRO RIVER
WL004	39-0000677	10-0204165.1100	1896 FILING 10-0204165-11	SURFACE WATER: SAN PEDRO RIVER
WL005	39-0000678	4A-0004022.0001		
		10-0201095.6100	1879 FILING 10-0201095-61	SURFACE WATER: SAN PEDRO RIVER
WL007	39-0001214	4A-0004023.0001		
	39-0001215	33-0095487	1884 FILING 36-4730	SURFACE WATER: BABOCOMARI RIVER
	39-0001216	36-0004730		
	39-0007752	36-0047745		
	39-0007754	36-0047746		
	39-0007755	36-0047747		
		36-0047748		
		36-0047749		
		36-0047750		
		36-0047751		
		36-0047752		
		36-0047753		
WL008	39-0013993	33-0095388	1990 FILING 33-95388	SURFACE WATER: SAN PEDRO RIVER
WL009	39-0014503			
	39-0013992	33-0095392	1990 FILING 33-95392	SURFACE WATER: SAN PEDRO RIVER
WL010	39-0014505			
	39-0013997	33-0095383	1990 FILING 33-95383	SURFACE WATER: SAN PEDRO RIVER
NONE	39-0014504			
	39-0000662	0 -0000048		
	39-0002612	0 -0000049		
	39-0004276	10-0201062.6100		
	39-0004277	10-0201065.6100		
	39-0004291	10-0201066.6100		
	39-0004292	10-0201067.6200		
	39-0011829	10-0201108.6100		
	39-0012689	10-0201224.6100		
	39-0012690	10-0202790.1100		
	39-0014488	10-0203067.1100		
		10-0203301.1100		
		10-0208061.1100		
		10-0211496.1100		
		10-0212349.1100		
		10-0212365.1100		
		10-0216178.1200		
		10-0224178.1100		
		20-0200197.0001		
		20-0200716.0001		
		20-0204425		
		36-0019430		
		36-0028874		
		36-0075654		
		4A-0004024.0001		

QUANTITIES OF USE

PWR #	QUANTIFICATION TYPE	ACRES	CROP TYPE	EFF	WATER DUTY	ESTIMATED VOLUME	REMARKS
DM001							
DM002							SEE VOLUME 1 - GENERAL ASSESSMENT
SP001	MAX. AREA/CAP	LT 2.0				LTE 15.0 AF	SEE VOLUME 1 - GENERAL ASSESSMENT

PWR #	QUANTIFICATION TYPE	ACRES	CROP TYPE	EFF	WATER DUTY	ESTIMATED VOLUME	REMARKS
SP002 WL001	MAX. AREA/CAP	LT 2.0				LTE 15.0 AF	SEE VOLUME 1 - GENERAL ASSESSMENT
WL002							SEE VOLUME 1 - GENERAL ASSESSMENT
WL003							SEE VOLUME 1 - GENERAL ASSESSMENT
WL004							SEE VOLUME 1 - GENERAL ASSESSMENT
WL005							SEE VOLUME 1 - GENERAL ASSESSMENT
WL007							SEE VOLUME 1 - GENERAL ASSESSMENT
WL008							SEE VOLUME 1 - GENERAL ASSESSMENT
WL009							SEE VOLUME 1 - GENERAL ASSESSMENT
WL010							SEE VOLUME 1 - GENERAL ASSESSMENT

E X P L A N A T I O N

OWNERSHIP

THIS PROPERTY IS A PORTION OF LANDS PREVIOUSLY OWNED BY TENNECO WEST, INC. AND IS NOW INCORPORATED INTO THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA MANAGED BY THE BUREAU OF LAND MANAGEMENT (BLM). FOR MORE INFORMATION ON THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA, SEE CHAPTER 6 IN VOLUME 1.

FILINGS AND DECREES

0-48 & 0-49 - CLAIM IRRIGATION WATERS SUPPLIED BY DIVERSIONS FROM THE SAN PEDRO RIVER WITHIN THE CONFINES OF THE BOQUILLAS LAND GRANT, IN WHAT IS NOW A PORTION OF THE SAN PEDRO RIPARIAN NATIONAL CONSERVATION AREA (SPRNC). THERE ARE NO IRRIGATION OR DIVERSION USES AT THE CLAIMED LOCATIONS REFERENCED ON THESE OLD RIGHTS.

FILING 10-0201062-61 - CLAIMS POWER, MINING-MILLING, AND OTHER WATER USES FROM THE SAN PEDRO RIVER. NO POWER, MINING-MILLING, OR OTHER WATER USES WERE FOUND.

FILINGS 10-0201065-61, 10-0201108-61, 10-0203067-11, 10-0211496-11, 10-0212349-11, 10-0212365-11, 36-19430, 39-4289 & 39-4292 - CLAIM IRRIGATION WATER USES. NO IRRIGATION WAS FOUND AT THE CLAIMED LOCATIONS.

FILINGS 10-0201066-61 & 10-0201067-62 - CLAIM MINING-MILLING WATER USES FROM THE SAN PEDRO RIVER. NO MINING-MILLING USES WERE FOUND AT THE CLAIMED LOCATIONS.

FILINGS 10-0201095-61 & 10-0208061-11 - CLAIM IRRIGATION, DOMESTIC, AND STOCKWATERING USES. NO IRRIGATION, DOMESTIC, OR STOCKWATERING USES WERE FOUND AT THE CLAIMED LOCATIONS.

FILINGS 10-0201224-61 & 36-28874 - CLAIM IRRIGATION AND MINING-MILLING USES FROM THE SAN PEDRO RIVER. NO IRRIGATION OR MINING-MILLING USES WERE FOUND AT THE CLAIMED LOCATIONS.

FILINGS 10-0202790-11 & 36-75654 - CLAIM IRRIGATION AND STOCKWATERING USES. NO IRRIGATION OR STOCKWATERING USES WERE FOUND AT THE CLAIMED LOCATIONS.

FILING 10-0203301-11 - CLAIMS IRRIGATION WATER USES. THE IRRIGATION USE CAN BE FOUND IN W.F.R. #111-20-DDA-23.

FILING 10-0204165-11 - CLAIMS IRRIGATION, DOMESTIC, STOCKWATERING, MINING, AND OTHER WATER USES. NO IRRIGATION, DOMESTIC, MINING, OR OTHER WATER USES WERE FOUND AT THE CLAIMED LOCATIONS.

FILINGS 10-0216178-12 & 10-0224178-11 - CLAIM IRRIGATION, DOMESTIC, STOCKWATERING, AND OTHER WATER USES. NO IRRIGATION, DOMESTIC, STOCKWATERING, OR OTHER WATER USES WERE FOUND AT THE CLAIMED LOCATIONS.

DECREE 20-0200197-1 - JOHN HILL, ET AL. -VS- E. LENORMAND, ET AL. ISSUED ON JANUARY 17, 1888, THE TERRITORIAL SUPREME COURT AFFIRMED A RULING OF THE COCHISE COUNTY SUPERIOR COURT ENJOINING THE DEFENDANTS FROM INTERFERING WITH THE PLAINTIFFS' APPROPRIATIVE RIGHTS TO THE SAN PEDRO RIVER.

DECREE 20-0200716-1 - WILLIAM C. MILLER -VS- CHARLES L. DOUGLAS, ISSUED MARCH 28, 1900, THE TERRITORIAL SUPREME COURT MODIFIED A RULING OF THE TERRITORIAL DISTRICT COURT ENJOINING DEFENDANT MILLER FROM OBSTRUCTING OR INTERFERING WITH THE DIVERSION OR CONVEYANCE SYSTEM OF PLAINTIFF DOUGLAS FROM THE BABOCOMARI RIVER. THE MODIFICATION INVOLVED THE ASSESSMENT OF DAMAGES AGAINST MILLER.

DECREE 20-0204425 - JAMES WOLF -VS- BAILEY TURNER AND PETER HAVILAND, ISSUED ON APRIL 27, 1907 GRANTED PLAINTIFF WOLF AN EQUAL, UNDIVIDED ONE-HALF INTEREST IN A WATER RIGHT ACQUIRED ON MARCH 1, 1892 TO DIVERT WATER FROM THE SAN PEDRO RIVER AND A SAME INTEREST IN THE DAM AND CONVEYANCE SYSTEM USED TO DIVERT AND TRANSPORT THE WATER. THE DITCH TRAVERSED LANDS OWNED BY THE DEFENDANT TURNER. FOR MORE INFORMATION ON THESE DECREES, SEE CHAPTER 1 IN VOLUME 1.

FILING 39-662 - CLAIMS AN INSTREAM STOCKWATERING USE ALONG THE SAN PEDRO RIVER. THERE IS NOW A 15 YEAR GRAZING MORATORIUM ON STOCK USEAGE WITHIN THE NATIONAL CONSERVATION AREA, THEREFORE NO STOCKWATERING USES ARE OCCURRING.

USES AND RESERVOIRS

DM1 & DM2 - DOMESTIC USES.
 SP1 - WALNUT DAM STOCKPOND.

SP2 - UNNAMED STOCKPOND.
WL1 - WILDLIFE WATERING USES FROM GRAVEYARD GULCH SPRING.
WL2 - WILDLIFE WATERING USES FROM MOSON SPRING.
WL3 - WILDLIFE WATERING USES FROM MURRAY SPRING.
WL4 - WILDLIFE WATERING USES FROM HORSETHIEF SPRING.
WL5 - WILDLIFE WATERING USES FROM LEWIS SPRING.
WL7 - INSTREAM WILDLIFE USES FROM THE BABOCOMARI RIVER.
WL8 - WILDLIFE WATERING USES FROM LEWIS SPRING NORTH.
WL9 - WILDLIFE WATERING USES FROM MEUSEL SPRING.
WL10 - WILDLIFE WATERING USES FROM LOMELI SPRING.

DISPOSITION OF LAND OWNER/CLAIMANT COMMENTS
A COMMENT WAS RECEIVED WHICH REFLECTED A BOUNDARY DISCREPANCY.

LAND OWNER	WATERSHED FILE
-----	REPORT NUMBER
SD. PACIFIC TRANS. COMP.	111-20-DD-001

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
39-0011831	QUE.RECD	DOMESTIC	.02	NENWNE30 21OS 22OE	1914	NENWNE30 21OS 22OE

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
39-0011831	DOMESTIC	NONE		

D I V E R S I O N S

DIV #	LOCATION SECTION TWNP RNGE	DIVERSION NAME	WATER SOURCE AND CLASSIFICATION
W01	NENWNE30 21OS 22OE	UNNAMED	GROUNDWATER : ZONE 1 OF THE SAN PEDRO RIVER UNUSED

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	39-0011831	NONE		

E X P L A N A T I O N

FILINGS AND DECREES

FILING 39-11831 - CLAIMS A DOMESTIC USE. NO DOMESTIC USE WAS FOUND AT THE CLAIMED LOCATION.
FILING 39-11831 - A UNIFORM QUESTIONNAIRE WAS RECEIVED WHICH REFLECTS INFORMATION PREVIOUSLY
PROVIDED IN THE ORIGINAL STATEMENT OF CLAIMANT.

DIVERSIONS

W1 - UNUSED WELL.