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11 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
12 **IN AND FOR THE COUNTY OF MARICOPA**

13 **IN THE GENERAL ADJUDICATION**  
14 **OF ALL RIGHTS TO USE WATER IN**  
15 **THE GILA RIVER SYSTEM AND**  
16 **SOURCE**

17 W-1, W-2, W-3, W-4  
(Consolidated)

18 Contested Case No. W1-11-232

19 (Assigned to Special Master George A.  
20 Schade, Jr.)

21 **ARIZONA DEPARTMENT OF WATER**  
22 **RESOURCES' SUPPLEMENT TO**  
23 **REPORT ENTITLED "LAND**  
24 **OWNERSHIP WITHIN THE SAN**  
25 **PEDRO RIPARIAN NATIONAL**  
26 **CONSERVATION AREA"**

**CONTESTED CASE:** *San Pedro Riparian National Conservation Area.*

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

**DESCRIPTIVE SUMMARY:** The Arizona Department of Water Resources hereby supplements its report entitled "Land Ownership Within the San Pedro Riparian National Conservation Area" ("SPRNCA Land Ownership Report") filed on June 30, 2010.

**NUMBER OF PAGES:** Six.

**DATE OF FILING:** April 15, 2011

1 By Order dated January 24, 2011 ("Order"), the Special Master directed the  
2 Arizona Department of Water Resources ("ADWR") to supplement the SPRNCA Land  
3 Ownership Report on or before April 16, 2011 "to show the action and date evidencing  
4 the formal incorporation into the conservation area of lands acquired by the United States  
5 after November 18, 1988." Order at 3. The Special Master requested that ADWR and the  
6 United States work together to compile this information.

7 The SPRNCA Land Ownership Report included a description of the project area,  
8 data sources and analysis, and ADWR's results together with supporting figures and  
9 appendices. Appendix F included a table which provided information concerning the  
10 ownership and acreage of lands within SPRNCA by parcel number. Attached hereto is a  
11 Supplement to Appendix F that includes additional information regarding BLM's  
12 acquisition of 26 parcels of land after November 18, 1988, which is the date that  
13 SPRNCA was established.

14 The Supplement to Appendix F presents a table of information from (1) Cochise  
15 County, (2) the United States (BLM), and (3) ADWR. The Cochise County information  
16 supplements Appendix F by listing the number of acres included in each deed and  
17 updating land ownership. The United States (BLM) information consists of data from  
18 BLM's Case Recordation (MASS) Serial Register pages (run date 03/28/2008) that were  
19 included in the United States' First Supplemental Disclosure dated May 28, 2008, and  
20 posted on ADWR's web site at [www.azwater.gov/AzDWR/SurfaceWater/Adjudications](http://www.azwater.gov/AzDWR/SurfaceWater/Adjudications).  
21 The ADWR information is repeated from Appendix F with two minor corrections noted in  
22 the table.

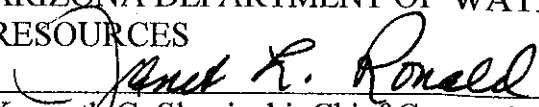
23 Based on the BLM Serial Register pages, ADWR included in the Supplement to  
24 Appendix F the dates that (1) the deeds were signed, (2) the United States accepted title,  
25 and (3) the United States' rights were acquired/reserved for each acquisition. The BLM  
26

1 Serial Register pages also list the date that each deed was recorded. ADWR included the  
2 deed recordation dates in the table under Cochise County Information, which are identical  
3 to the dates in the BLM Serial Register pages with one exception noted in the table.

4 ADWR is not aware of any documentation that establishes which, if any, of the  
5 dates found in the BLM Serial Register pages resulted in the formal incorporation of these  
6 lands into SPRNCA. ADWR requested additional information from BLM, but no further  
7 documentation was provided. By email, counsel for BLM asserted that the deed signing  
8 date is the date of formal incorporation into SPRNCA.

9 **DATED** this 15th day of April, 2011.

10 ARIZONA DEPARTMENT OF WATER  
11 RESOURCES

12   
13 Kenneth C. Slowinski, Chief Counsel  
Janet L. Ronald, Deputy Counsel

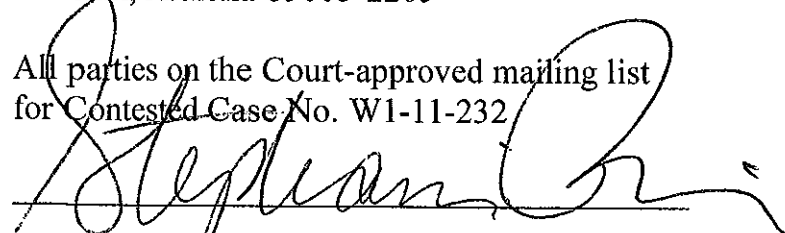
14 **ORIGINAL** of the foregoing sent by  
15 first class mail this 15th day of April, 2011, to:

16 Clerk of the Maricopa County Superior Court  
17 Attn: Water Case  
18 601 W. Jackson Street  
Phoenix, Arizona 85003

19 **COPIES** of the foregoing sent by  
20 first class mail this 15<sup>th</sup> day of April, 2011, to:

21 George A. Schade, Jr., Special Master  
22 Arizona General Stream Adjudication  
23 201 W. Jefferson, CCB 5B  
Phoenix, Arizona 85003-2205

24 All parties on the Court-approved mailing list  
25 for Contested Case No. W1-11-232

26 

# SUPPLEMENT TO APPENDIX F FOR SPRNCA LAND OWNERSHIP REPORT <sup>1</sup>

April 15, 2011

COCHISE COUNTY INFORMATION <sup>2</sup>				UNITED STATES (BLM) INFORMATION <sup>3</sup>					ADWR AREA DETERMINATION <sup>4</sup>		
Parcel Identification No.	Deed Docket No.	Date Recorded	Prior Owner	Deeded Acres	Case Serial No.	Acres	Date Deed Signed	Date Title Accepted by US	Date US Rights Acquired/Reserved	Acres	Source
104-34-012	050206139	2/24/2005 <sup>5</sup>	The Nature Conservancy	31.165	031966	31.650	2/24/2005	7/19/2005	No Entry	31.165 <sup>6</sup>	Deed
104-37-001D	911021235	10/23/1991	Lehner Family Trust	80.00	025612	80.000	10/18/1991	10/23/1991	No Entry	80.00 <sup>6</sup>	Deed
104-38-002A										151.857	Deed and GIS
104-38-012B										7.18	Deed and GIS
104-38-012C	950307131	3/27/1995	The Nature Conservancy	184.828	029019	184.828	3/17/1995	3/27/1995	No Entry	3.60	Deed and GIS
104-38-013										22.414	Deed and GIS
104-63-002A										169.82	Deed and GIS
104-64-011	950820571	8/21/1995	The Nature Conservancy <sup>6</sup>	735.97	029189	735.970	8/21/1995 <sup>7</sup>	7/26/2000	7/26/2000	40.0 <sup>8</sup>	Deed and GIS
104-70-002										160.00	Deed and GIS
104-70-003										151.250	Deed and GIS
104-81-006A	920613775	6/12/1992	The Nature Conservancy	16.00	026600	16.000	5/28/1992	6/12/1992	No Entry	16.00	Deed

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107-24-009B	921229477	12/11/1992	McCalden, Roy O & Dean	475.0	027317	475.000	12/10/1992	12/11/1992	No Entry	33.92	Deed and GIS
107-24-010A										440.191	Deed and GIS
107-24-016	930822431	8/25/1993	Patel, Nagin & Shobha; Mirabile, Joseph <sup>5</sup>	NA	027954	563.000	8/23/1993	8/25/1993	No Entry	401.8 <sup>5</sup>	Deed and GIS
107-28-004B	040619858	6/22/2004	Anderson, Alvin J	42.58	032145	42.580	6/7/2004	9/28/2004	9/28/2004	21.7 <sup>5</sup>	Deed and GIS
121-01-003A	921127597	11/18/1992	The Nature Conservancy	828.74 <sup>5</sup>	02731002	105.000	11/9/1992	11/18/1992	No Entry	105.00	Deed and GIS
121-28-015	931131295	11/17/1993	Lloyd, William H. & Barbara J. <sup>6</sup>	NA	028085	47.739	11/15/1993	11/17/1993	No Entry	47.739	Deed and GIS
121-28-018					03096805	18.510				18.515	Deed and GIS
121-28-006C					03096803	39.780				40.0	Deed and GIS
121-28-019P	990723476	7/29/1999	The Nature Conservancy <sup>6</sup>	94.34	030968	1.040	7/22/1999	7/28/2000	7/29/1999	1.0335	Deed and GIS
121-28-019R					03096801	2.100				2.102	Deed and GIS
121-34-003B					03096802	26.150				26.148	Deed and GIS
121-40-002					03096804	6.760				6.76	Deed and GIS

COCHISE COUNTY INFORMATION <sup>2</sup>				UNITED STATES (BLM) INFORMATION <sup>3</sup>					ADWR AREA DETERMINATION <sup>4</sup>		
Parcel Identification No.	Deed Docket No.	Date Recorded	Prior Owner	Deeded Acres	Case Serial No.	Acres	Date Deed Signed	Date Title Accepted by US	Date US Rights Acquired / Reserved	Acres	Source <sup>6</sup>
121-35-003	921127597	11/18/1992	The Nature Conservancy	828.74 <sup>5</sup>	02731001	59.159	11/9/1992	11/18/1992	No Entry	51.8 <sup>5</sup>	Deed and GIS
609-28-001A	050307394	3/4/2005 <sup>10</sup>	McAulay, Sublette M	NA	032142A	18.330	8/30/2004	10/4/2004	10/4/2004	15.9 <sup>5</sup>	Deed and GIS
609-28-001B	050307393	3/4/2005 <sup>11</sup>	McAulay, Sublette M	NA	032142	41.180	4/9/2004	8/19/2004	8/19/2004	43.12	Deed and GIS

Notes:

- <sup>1</sup> Pursuant to Order of the Special Master dated January 24, 2011, this table includes additional information for those lands listed in Appendix F that were acquired by the United States after SPRNCA was established on November 18, 1988.
  - <sup>2</sup> Source: Cochise County Recorder and Assessor public record documents.
  - <sup>3</sup> Source: Department of the Interior, Bureau of Land Management, CASE RECORDATION (MASS) SERIAL REGISTER PAGES (2008). A copy of this document may be found at <http://www.azwater.gov/Adjudications/documents/SPRNCADisclosureStatements/USDOJ1stSupplementalDisclosure/USSPRNCA00970.pdf>.
  - <sup>4</sup> ADWR Area Determination: For parcels where deeded acreage is not specified or for parcels split by the SPRNCA exterior boundary, area determinations were estimated by ADWR using a February 2010 parcel GIS shapefile from Cochise County and BLM's April 2010 boundary GIS shapefile.
  - <sup>5</sup> BLM records indicate title recordation on 2/25/2005.
  - <sup>6</sup> Corrected information.
  - <sup>7</sup> County records indicate deed was signed on 8/17/1995.
  - <sup>8</sup> Parcel split by SPRNCA exterior boundary.
  - <sup>9</sup> Deeded acreage includes several parcels of land conveyed to BLM, of which only a portion were included in SPRNCA.
  - <sup>10</sup> Mining claim was re-recorded to correct legal description (original Docket No. 040827949 recorded on 8/30/04).
  - <sup>11</sup> Mining claim was re-recorded to correct legal description (original Docket No. 040411048 recorded on 4/9/04).
- NA Acreage not available/not specified in deed.