

CORONADO NATIONAL FOREST - Powers Garden (WFR #115-9-1)

The Coronado National Forest has filed two statements of claimant (39-8034 and 39-8321) for a "reserved" right within the San Pedro River watershed. These claims are for the Powers Garden Administrative site located on Rattlesnake Creek approximately twenty miles south of Klondyke, Arizona. The site is located approximately four miles within the Galiuro Wilderness Area; access was not readily available at the time of the investigation.

Legal Record

Statement of claimant 39-8321 claims a federal reserved water right, but it does not state the basis for the claim. Statement of claimant 39-8034 was amended on April 27, 1989 to change the basis for the claim from a state law right to a federal reserved water right claim based on the reservation of land for the Coronado National Forest on September 26, 1910.

The water uses at Powers Garden have also been claimed under state law. Table 5-51 summarizes a portion of watershed file report number 115-9-1 where these claims are located.

TABLE 5-51

CORONADO NATIONAL FOREST
POWERS GARDEN
115-9-1
SUMMARY OF CLAIMS FILED UNDER STATE LAW THAT CORRESPOND TO FEDERAL CLAIMS

<u>STATEMENT OF CLAIMANT NUMBER</u>	<u>PREVIOUS FILING NUMBER</u>	<u>POTENTIAL WATER RIGHT NUMBER</u>
39-4214 - Isley, Mike	36-82404 - Isley, Mike 4A-2237 - Coronado National Forest (CWR #1284)	DM1,SW3 DM1,SW3

The two potential water rights (PWRs) in Table 5-51 (DM1 = Domestic use and SW3 = Powers Garden Spring) correspond to PWRs claimed under federal law.

Analysis of Claim

The National Forest has claimed current uses including fire fighting, periodic domestic and stockwatering, and occasional irrigation. Future uses

are not stated in the claims. Table 5-52 compares the claimed information versus DWR's investigation findings for statements of claimant 39-8034 and 39-8321.

TABLE 5-52
CORONADO NATIONAL FOREST
POWERS GARDEN
115-9-1
STATEMENTS OF CLAIMANT 39-8034 AND 39-8321
COMPARISON OF CLAIMANT INFORMATION WITH DWR FINDINGS

STATEMENT OF CLAIMANT	CLAIMED INFORMATION						DWR FINDINGS					
	CLAIMED SOURCE	CLAIMED USE LOCATION	CLAIMED USE	CLAIMED NAME	CLAIMED ANNUAL	CLAIMED DATE OF FIRST USE	WATER USE NO.	USE TYPE	USE LOCATION	USE STATUS	MAP NUMBER	
39-8034	Spring	NESW 13 09S 19E	DM,SW	Powers Garden	0.49 Ac-ft	1910	SW3	DM,SW	SWNESW 13 09S 19E	Spring	115-09	
39-8321	Well	SENW 13 09S 19E	OT	Administration	0.56 Ac-ft	1959	DM1	DM	NESWNW 13 09S 19E	Verified	Unmapped	
	Dam	SENW 13 09S 19E	OT	Cow Camp Tank			SP18	SW	NESWNW 13 09S 19E	Verified	115-09	
	Spring	SENW 13 09S 19E	OT	Powers Garden Spring			SW3	SW	SWNESW 13 09S 19E	Spring	115-09	

KEY: DM = Domestic, OT = Other, SP = Stockpond, SW = Stockwatering

Statement of claimant 39-8034 claims a total current annual use of 0.49 acre-feet for domestic and stockwatering uses. Statement of claimant 39-8321 claims a current total annual use of 0.56 acre-feet. This total includes the claimed irrigation use. The irrigation was not field verified due to the inaccessibility of the area, and the aerial photographic evidence was inconclusive.