

ARIZONA STATE LAND DEPARTMENT
1624 West Adams
Phoenix, Arizona 85007

SRP00165

STATEMENT OF CLAIM OF RIGHT TO USE
PUBLIC WATERS OF THE STATE

Filing Fee \$5.00

36	(LEAVE BLANK)
Registry No.	82404
JUL 2 1979	at 7:45 A.M.
(DATE)	(TIME)

INSTRUCTIONS:

1. Submit Statement of Claim in duplicate.
2. Answer all questions fully.
3. File separate claim for each claimed right to appropriate and for each source of water.

1. Name of Claimant Isley Mike
(Print Last Name or Name of Co.) (First Name) (Middle Initial)

Boxe Benita St. Wilcox 85643 828-3471
(Address, City, State, Zip) (Phone No.)

2. The purpose(s) and extent of use(s) Stock water, Irrigation, Domestic
(Examples: Irrigation, Stockwater, Domestic)

3. The quantities of water used annually 25 from 1 Jan.
(Gallons or Acre feet) (Day) (Month)
to 31 Dec. each year
(Day) (Month)

4. The date(s) the water was first used beneficially Jan 1 1880
(Month) (Day) (Year)

5. The Name(s) of the water course(s) or Water Source(s) being claimed Rattlesnake Spring & Flood Waters
(Source Name)

Tributary to Araviapa on the SAN PEDRO RIVER Watershed
(Leave Blank)

6. The point of diversion is within the NE 1/4, SE 1/4, Section 13,
of Township 9S, Range 19E, G&SRB&M, in the County of Graham
(N/S) (E/W)

7. The Place(s) of use is in the WY 2 1/2 NW 1/4, Section 13, of
Township 9S, Range 19E, G&SRB&M, in the County of Graham
(N/S) (E/W)

8. The legal basis for the claim Prior Use

(Attach copies of any documents being filed in support of Claim)

STATE OF ARIZONA)
) SS
County of Cochise)

Mike and Elvora Isley being first duly sworn on oath, deposes and states that the foregoing Statement of Claim is true and correct of our own knowledge except as to any matters stated therein to be on information and belief and as to all such matters so stated therein believes the same to be true and correct.

Mike Isley
(CLAIMANT(S))

Subscribed and sworn to before me this 20th day of June, 19 79.

My Commission Expires:
4-10-81, 19 .
(SEAL)

Ray B. Cochran
(NOTARY PUBLIC)

Filed in Water Rights Claim Registry No. 36-82404 of the State Land Department of
July 2, 1979 at 7:45 a.M.

ARS 45-184 "FILING OF CLAIM
WITH THE DEPARTMENT NOT DEEMED
ADJUDICATION OF RIGHT"

Brian Kirby
Adjudication Section



ARIZONA DEPARTMENT OF WATER RESOURCES

15 South 15th Avenue, Phoenix, Arizona 85007
 Telephone (602) 542-1553
 Fax (602) 256-0506



June 5, 1992

FIFE SYMINGTON
 Governor

ELIZABETH ANN RIEKE
 Director

Mr. Anthony Lunt
 1137 East Camino Del Sahuaro
 Tucson, Arizona 85749

Re: Assignment of Statements of Claim and Claims of Water Right
 for Stockponds from Trapp Family Lodge & M. G. Isley, et. ux.

Dear Mr. Lunt:

I apologize for the delay in responding to your telephone call concerning the above assignment. However, a thorough search of the records of the Department has been conducted. The following tabulation lists the costs incurred by you, however, I have listed all claims in numerical order for ease of reading, therefore, your costs will not be listed in one group, but I will list a total.

Statement of Claims numbered 36-82395, 36-82396, 36-82397, 36-82398, 36-82399, 36-82400, 36-82401, 36-82402, were assigned to you, and you paid the \$5.00 fee for each of these - which totals \$40.00. These numbers now are shown as .0001, as you are the new claimant. Enclosed are printouts from our database verifying that these claims are listed in your name.

Statement of Claim numbered 36-82403 was erroneously assigned to you, by and for the State of Arizona, because the assignment request submitted by you listed it by and for the State. (A copy of this assignment request is enclosed). You were not charged for this assignment, as further tabulation will reveal.

Statement of Claims numbered ~~36-82404~~, 36-82405, 36-82406, 36-82407, 36-82408, 36-82409, 36-82410, 36-82411, 36-82412, 36-82413, 36-82414, and 36-82415 were assigned to you, and you paid the \$5.00 fee for each of these, totaling \$60.00. Enclosed are printouts from our database showing these claims are listed in your name alone.

The claims for stockponds numbered 38-82416, 38-82417, 38-82418, 38-82419, and 38-82420, were for stockponds located on lands owned by Coronado National Forest and the State of Arizona, and the Trapps and Isleys were the lessees. Pursuant to Arizona Administrative Code Rule 12-15-303, the applications were combined and pursuant to Arizona Administrative Code Rule 12-15-301, the certificates will be issued to the forest service for those owned by the forest service and to the State of Arizona for those owned by the State. You were not charged for any of these stockpond claims.

The claims for stockponds numbered 38-82421 and 38-82422 were assigned to you and you paid the \$5.00 for each assignment, for a total of \$10.00. Enclosed are printouts of our database showing that these stockponds are listed in your name alone.

Claims for stockponds numbered 38-82423, 38-82424, 38-82425, 38-82426, 38-82427, 38-82428 and 38-82429 were also for stockponds located on lands of the forest service

Page 2

Mr. Lunt

and the State of Arizona and the Trapps and/or Isley's were lessees. As stated in a prior paragraph on page one, you were not charged for any of these stockpond claims.

Stockpond claims numbered 38-82430 and 38-82431 were assigned to you and you paid the \$5.00 assignment fee, for a total of \$10.00. Printouts of our database are enclosed showing that these stockponds are listed in your name alone.

Stockpond claims numbered 38-82432, 38-82433, 38-82434, 38-82435, 38-82436, 38-82437, 38-82438, 38-82439, 38-82440 and 38-82441 were also for stockponds located on lands of the forest service and the State. The Trapp's and Isley's were lessees as stated previously, and you were not charged for these stockpond claims.

The final stockpond number 38-82442 was assigned to you and you paid the \$5.00 fee for the assignment. A data printout is also enclosed showing this stockpond to be listed in your name alone.

The above listed charges total \$125.00 being paid by you. Also enclosed is a copy of the receipt sent to you for the total of \$125.00 paid by you.

Again, I apologize for the delay in getting this information for you. If I can be of further assistance, do not hesitate to call me.

Yours truly,



Dennis Kimberlin
Chief
Operations Division

DK:asm

enclosures- 27

Arizona Department of Water Resources
15 South 15th Avenue
Phoenix, Arizona 85007

JAN 25 1991
OPERATIONS DIV.

APPLICATION FOR ASSIGNMENT OF WATER RIGHT

see lead file 38-2430

Filed: _____
(Date)

(Note: General and special instructions are on the reverse of this form.)

In accordance with Arizona Revised Statutes § 45-164.B, the undersigned parties hereby notify the Arizona Department of Water Resources of the assignment of the following water rights or claims, in whole, or in part:

<u>Fee</u>	<u>Registry Number</u>
	See Attached Addendum Hereto
\$5.00 Application For Permit to Appropriate Public Water No.	33(A & R)- _____
\$5.00 Permit to Appropriate Public Water No.	33(A & R)- _____
\$5.00 Certificate of Water Right No.	33(A, R & BB)- _____
\$5.00 Statement of Claim of Right-Registration No.	36- _____
\$5.00 Claim for Stockpond Water Rights Application No.	38- _____
\$5.00 Stockpond Water Right Certificate No.	38- _____

(Note: Use attachment for additional listing of rights of claims)

SELLER(S)/ASSIGNOR(S)

BUYER(S)/ASSIGNEE(S)

Name Michael G. Isley & Elnora Isley,
(Print or Type) his wife

Name Anthony Lunt, a married man as his sole
(Print or Type) and separate property

Address Box 5912
Scottsdale, AZ 85261

Address 1137 East Camino Del Sahuaro
Tucson, AZ 85749

Phone No. (602) 929-6115

Phone No. (602) 749-3913

Michael G. Isley
SIGNATURE

Please Print or Type Name
Anthony Lunt
SIGNATURE

USDA-Forest Service

PAGE 1 OF 9

TERM GRAZING PERMIT — PARTS 1 AND 2
(Reference FSM 2230)

PERMITTEE NUMBER

PERMIT NUMBER 05-5840

PART 1

Mr. Anthony Lunt of P.O. Box 842 Safford, AZ 85548-0842
(Name of Permittee) (Post Office address including Zip Code)
hereinafter called the permittee, is hereby authorized to graze livestock owned by the permittee upon designated lands administered by the Forest Service within the Coronado (X appropriate box) National Forest National Grassland

under the following terms and conditions:

1. Description of range. The livestock shall be grazed only upon the area described as follows: ~~as shown on attached page and/or~~ delineated on the attached map dated _____, which is part of this permit (strike out item or items not applicable).

DEER CREEK 429

SAFFORD RANGER DISTRICT

2. The number, kind, and class of livestock, period of use, and grazing allotment on which the livestock are permitted to graze are as follows, unless modified by the Forest Service in the Bill for Collection:

LIVESTOCK			PERIOD OF USE		GRAZING ALLOTMENT
NUMBER	KIND	CLASS	FROM	TO	
100	cattle	cow/calf	March 1	Feb. 28	Deer Creek

3. It is fully understood and agreed that this permit may be suspended, or cancelled, in whole or in part, after written notice, for failure to comply with any of the terms and conditions specified in Parts 1, 2, and 3 hereof, or any of the regulations of the Secretary of Agriculture on which this permit is based, or the instructions of Forest officers issued thereunder; or for knowingly and willfully making a false statement or representation in the permittee's grazing application, and amendments thereto; or for conviction for failure to comply with Federal laws or regulations or State and local laws relating to livestock control and to protection of air, water, soil and vegetation, fish and wildlife, and other environmental values when exercising the grazing use authorized by the permit. This permit can also be cancelled, in whole or in part, or otherwise modified, at any time during the term to conform with needed changes brought about by law, regulation, Executive order, allotment management plans, land management planning, numbers permitted or seasons of use necessary because of resource conditions, or the lands described otherwise being unavailable for grazing. Any suspension or cancellation action may be appealed pursuant to 36 CFR ~~251~~ 251.

4. This permit supersedes permit issued 10/04/88 to Deer Creek Ranch, Inc. By Larry Allen, Acting Forest Supervisor

I have reviewed the provisions of the grazing permit, the standards & guidelines & management requirements of the Coronado National Forest Plan as amended applicable to the Deer Creek Allotment areas & the Allotment management plan with the grazing permittee.

I HAVE REVIEWED AND ACCEPT THE TERMS OF THIS PERMIT District Ranger

SIGNATURE OF PERMITTEE OR HIS AUTHORIZED AGENT <i>Anthony Lunt</i>			DATE 7/20/91
SIGNATURE OF FOREST OFFICER <i>Richard N. Kvale</i>	NAME (Print) Richard N. Kvale	TITLE District Ranger	DATE 2-21-91

U.S. DEPARTMENT OF AGRICULTURE
Forest Service

WAIVER OF TERM GRAZING PERMIT
(Reference FSM 2230)

NOTE: The information requested on this form is voluntary; however, all of the data requested is necessary if you wish to be considered as a qualified applicant for a grazing permit. The data is requested under authority of 5 U.S.C. 301, 36 CFR 222.3.

This MEMORANDUM witnesseth that:

WHEREAS, the undersigned, Deer Creek Ranch, Inc., under date of October 4, 1988, received from the United States Department of Agriculture, Forest Service, a term permit to graze 250 head of cattle for the established period of use of March 1 through February 28 upon the Coronado (X appropriate box) National Forest National Grassland; and

WHEREAS, such permit is understood to carry with it, in the discretion of the Chief, Forest Service, subject to cancellations or modifications stated therein or incident thereto if not included in the face of the permit, and upon the request of the permittee, a priority for renewal of such permit from one term period to the next; and

WHEREAS, the undersigned has under date of _____, 19____ sold to Anthony Lunt
11371 East Camino Del Sahuaro
of Tucson, Arizona 85749, -0- head of Livestock which are permitted livestock and the following described base property:

Southeast Quarter of Section 11, Township 9 South, Range 20 East of the
Gila and Salt River Base and Meridian, Graham County, Arizona.

NOW, THEREFORE, the undersigned here and now surrenders unto the United States all privileges heretofore allowed under the aforesaid permit, or that portion of the permit consisting of 250 head of cattle and N/A head of N/A, and further stipulates that they will not at any future time apply for a renewal of the permit herein surrendered. The undersigned further surrenders unto the United States, any and all interest in range improvements constructed or installed by him on lands owned by the United States on allotments where his livestock have been permitted to graze.

Executed at Safford, State of Arizona

this 10/12/90 day of _____, 19____ Subject to condition and requirements printed on back hereof.

Witness: _____

Deer Creek Ranch, Inc.

Johannes Von Trapp
By: Johannes Von Trapp, President
(Permittee)

Witness: _____

(Permittee)

The conditions and requirements on the back hereof have been read by me and are agreed to

Witness: _____

Anthony Lunt
Anthony Lunt (Purchaser)

Witness: _____

(Purchaser)

Confirmed subject to the requirements outlined on the reverse side hereof, and filed this the:

21st day of February, 1991

Richard M. Kvale
District Ranger
Forest Supervisor

Coronado
National Forest

National Forest

* Show total number of livestock and period of use under term permit. Previous editions are obsolete.

ARIZONA DEPARTMENT OF WATER RESOURCES

15 South 15th Avenue, Phoenix, Arizona 85007
Telephone (602) 542-1553
Fax (602) 256-0506



FIFE SYMINGTON
Governor

ELIZABETH ANN RIEKE
Director

December 13, 1991

Anthony Lunt
Box 842
Safford, AZ. 85546

Re: Assignment (Conveyance) of Water Right-Statement of Claim of Right Nos. and Claims for Stockpond Application Nos. (see Exhibit A).

From: Isley, Michael G. & Elnora
To: Anthony Lunt

Dear Mr. Lunt:

The referenced assignment action has been completed as required by Arizona Revised Statutes, 45-163 and -164. The official records of the Department have been revised to indicate the name and address of the current holder of the referenced claims.

On Claim Nos. 36-0082395.0002 thru 36-0082402.0002 and 36-0082404.0002 thru 36-0082415.0002 the Department will assume your request for assignment on these claims is a request to change the name of the claimant only. The Department does not presume to adjudicate the validity of these claims or who should hold the claims.

Claim for Stockpond Application Nos. 38-0082416.0002 thru 38-0082418.0002, 38-0082425.0002 thru 38-0082427.0002, 38-0082429.0002, 38-0082432.0002, 38-0082434.0002, 38-0082435.0002 thru 38-0082438.0002 and 38-0082440.0002 and 38-0082441.0002 are inactive, and per your request, will not be assigned.

The seven water right claims located on State land, 36-0082403.0003, 38-0082419.0003, 38-0082420.0003, 38-0082423.0003, 38-0082424.0003, 38-0082433.0003 and 38-0082439.0003 have already been transferred to the name of Anthony Lunt.

Enclosed please find a receipt for the previously submitted payment of the assignment processing fee. If you have further questions regarding this assignment application, feel free to contact Elizabeth Logan in the Operations Division.

Yours truly,

A handwritten signature in cursive script, appearing to read "Joe B. Stuart".

Joe B. Stuart
Manager, Surface Water Rights Systems
Operations Division
Telephone (602) 542-1581

JBS:el

Enclosures

cc: State Land Department

Exhibit ARegistration #

36-0082395
36-0082398
36-0082401
36-0082404
36-0082407
36-0082410
36-0082413
38-0082416
38-0082419
38-0082422
38-0082425
38-0082429
38-0082432
38-0082435
38-0082438
38-0082441

Registration #

36-0082396
36-0082399
36-0082402
36-0082405
36-0082408
36-0082411
36-0082414
38-0082417
38-0082420
38-0082423
38-0082426
38-0082430
38-0082433
38-0082436
38-0082439
38-0082442

Registration #

36-0082397
36-0082400
36-0082403
36-0082406
36-0082409
36-0082412
36-0082415
38-0082418
38-0082421
38-0082424
38-0082427
38-0082431
38-0082434
38-0082437
38-0082440

Ref. Material in Lead file
SRP 0174-82419



February 15, 1991

Hastings & Company
Attn: David W. Hastings
3651 E. Baseline Road
Suite 202
Gilbert, Arizona 85234

ARIZONA
DEPARTMENT
OF WATER
RESOURCES

Rose Mofford, Governor
N. W. Plummer
Director

Re: Assignment (Conveyance) of Water Right-Statement of Claim of
Right Nos. 36-82395 thru 82415 and Claim for Stockpond Water
Right Application Nos. 38-82416 thru 82427 and 82429 thru 82442

15 South 15th Avenue
Phoenix, Arizona 85007

From Michael G. & Elnora Isley and Aravaipa Cattle Co. to Anthony Lunt

Dear Mr. Hastings:

Enclosed please find your recently submitted assignment request and fee. The Department is unable to continue the processing of your request at this time for the following reasons:

Documentation of U.S. Forest Service allotment was not included with the submitted application. This documentation is an essential part of the official record, and should include the name of the present allottee.

The deed shows a conveyance applicable only within Section 11, which pertains to only Claim Nos. 36-82395, 36-82413, 36-82415, 38-82421 and 38-82442. The deed or such other legal instrument must provide a legal description of the land transaction relative to all of the water right claims.

A total of 47 claims were listed for submitted Check No. 16106 in the amount of \$255. Assuming that the proper documentation was received, the received fee would be incorrect. There is a \$5 required examination fee for processing each claim which would require a check from you in the amount of \$235.

Please resubmit the application form with the proper documents along with the required examination fee at your earliest opportunity.

By statute, the Department is required to maintain a current, correct official registry of all active water rights and claims. Your cooperation in complying with our request will assist the Department in processing your application.

Yours truly,

Joe B. Stuart
Manager, Surface Water Rights Systems
Operations Division
Telephone (602) 542-1581

JBS:lh
enclosures

RECEIPT

Anthony Lunt
 1137 East Camino Del Sahuaro
 Tucson, AZ. 85749

STATE OF ARIZONA
 DEPARTMENT OF WATER RESOURCES
 OPERATIONS DIVISION
 15 SOUTH 15TH AVENUE
 PHOENIX, ARIZONA 85007
 (602) 542-1581

ENTRY CODE 36 & 38

FILE NO.

THRU

ITEM DESCRIPTION	RATE	AMOUNT
Assignment (Conveyance) of Statement of Claim of	5.00	100.00
Right Nos. 36-82395.0002 thru 36-82402.0002 and		
36-82404.0002 thru 36-82415.0002 and Claim for	5.00	25.00
Stockpond Water Right Nos. 38-82421.0002, 38-82422.0002,		
38-82430.0002, 38-82431.0002 and 38-82442.0002.		
From: Michael G. & Elnora Isley		
To: Anthony Lunt		

CHECK NO. 1536

FEE ACCOUNT NO. _____

PAID
 TOTAL \$ 125.00
 DATE 12-18-91

CHIT NO. _____

RECEIVED BY EL

Deer Creek Ranch
 Mike Isley
 P.O. Box 6, Bonita Route
 Willcox, Arizona 85643

STATE OF ARIZONA
 ARIZONA WATER COMMISSION
 WATER RIGHTS ADMINISTRATION
 222 N. CENTRAL AVE - SUITE 550
 PHOENIX, ARIZONA 85004

RECEIPT - ORIGINAL

No 1807

KIND ENTRY	FILE REFERENCE NO.
36	82395 00
THRU	
36	82415 00

(21 Filings)

FUND SOURCE	ACCOUNT NO.			INT. ACCT.	ITEM DESCRIPTION	RATE	\$ AMOUNT
	AGENCY	CHAPTER	DIV.				
14	30	50			Filing fee for Statement of Claim of Right		105.00
					To use Public Waters of the State (SW)		
					FILED: 07/02/79		
					Check #'s: 990 and 1098		

10/03/79

TOTAL

\$

105.00

mw