

Certificate Record No. 157 All rights under this Certificate of Water Right are assigned to [Signature] Approved [Signature] 1928

Page No. 157

STATE OF ARIZONA

WATER DISTRICT NO.

COUNTY OF PINAL

CERTIFICATE OF WATER RIGHT

(For rights perfected under original, enlargement or secondary permits)

This is to Certify, That -----Bud Ming-----

of -----Congress Junction-----, State of ---Arizona-----, has made proof to the satisfaction of the STATE WATER COMMISSIONER of Arizona, of a right to the use of the waters of the -----Aravaipa Creek Spring---, a tributary of-----San Pedro River-----,

for the purpose of-----watering live stock-----

under App.No.A-231- Permit No---A-182--- of the State Water Commission, and that said right to the use of said waters has been perfected in accordance with the laws of Arizona, and made and entered of record

in the Records of the State Water Commissioner at Phoenix, Arizona, in Volume ---1---, at page --157--;

on the--29th-- day of --June, 1925----; that the priority of the right hereby confirmed dates

from----September 28, 1921--; that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall

not exceed--Two (2) Miner's Insects ~~per acre~~

A description of the lands under such right, and to which the water hereby confirmed is appurtenant, or if for other purposes, the place where such water is put to beneficial use, is as follows: The point of diversion is located on unsurveyed land N 40° 30' E. 3862 ft. distant from the North Quarter (N¼) Corner of Section Thirteen (13), Township Six (6) South, Range Seventeen (17) East, which, when surveyed, will be within the Southwest Quarter of the Northwest Quarter (SW¼NW¼) of Section Seven (7), Township Six (6) South, Range Eighteen (18) East, G. & S. R. B. & M., in the County of Pinal, State of Arizona, the water being carried through a one-inch pipeline two hundred (200) feet long to the point of use, terminating in the Northwest Quarter of the Southwest Quarter (NW¼SW¼) of said Section Seven (7).

I, H. B. Wrigh, a Civil Engineer, registered under the laws of the State of Arizona, hereby certify, that I made an amended location of the Arivaipa Creek Spring, more commonly called Painted Caves Spring, by actual survey in the field on the 12th day of May, 1928, allowing for the offsets in that Township of record in the office of the United States Cadastral Engineer, Phoenix, Arizona, and checked the same by the Stakes set on the ground by the Official Survey of that Township, and that the actual correct location of said springs is in the SE¼NE¼ of Section 13, Tp. 6-S R. 17-E. G. & S. R. B. & M.

[Signature] VERNON VAUGHN State Water Commissioner.

Attest: Icie L. Harrison Secretary

Certificate Record No. 158

Page No. 158

STATE OF ARIZONA
WATER DISTRICT NO. COUNTY OF PINAL
CERTIFICATE OF WATER RIGHT
(For rights perfected under original, enlargement or secondary permits)

This is to Certify, That -----May Catlin Hansen -----
of -----Florence-----, State of -----Arizona-----, has made proof
to the satisfaction of the STATE WATER COMMISSIONER of Arizona, of a right to the use of the waters of
the -----Gila River-----, a tributary of -----Colorado River-----,
for the purpose of -----irrigation-----
under App.No.A-254 Permit No. A-226---- of the State Water Commission, and that said right
to the use of said waters has been perfected in accordance with the laws of Arizona, and made and entered of record
in the Records of the State Water Commissioner at Phoenix, Arizona, in Volume --1---, at page--158--
on the---29th---day of---June, 1925----; that the priority of the right hereby confirmed dates
from----December 7, 1921---; that the amount of water to which such right is entitled and hereby
confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall
not exceed----Two (2)----- cubic feet per second.

A description of the lands under such right, and to which the water hereby confirmed is appurtenant, or if
for other purposes, the place where such water is put to beneficial use, is as follows: Transfer of decreed
rights of 1915 to the use of the waters of the Gila River through the Aztec Canal on the South half (S 1/2) of the Northeast Quarter (NE 1/4) of
Section Thirty-Four (34), and North half (N 1/2) of the Southeast Quarter (SE 1/4) of Section 33, all in Township Four (4) South, Range Nine (9)
East, G. & S. R. B. & M., to the following lands in Section Thirteen (13),
Township Five (5) South, Range Eight (8) East, G. & S. R. B. & M., Pinal
County, Arizona, owing to the fact that the first named lands are now
lowlands, lying in or covered by the bed of the Gila River: Forty (40)
acres in the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4); Forty
(40) acres in the Southeast Quarter of the Northeast Quarter (SE 1/4 NE 1/4);
Forty (40) acres in the Southwest Quarter of the Northwest Quarter
(SW 1/4 NW 1/4); and Forty (40) acres in the Southeast Quarter of the Northwest
Quarter (SE 1/4 NW 1/4).

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein
described. and subject to all prior existing rights.
Rights to the use of water for power purposes are limited to a period of forty years from the date of priority
of the right, as herein set forth, subject to a preference right of renewal under the laws existing at the date of the
expiration of the right for power purposes, as hereby confirmed and limited.

Witness the seal and signature of the STATE
WATER COMMISSIONER affixed this
29th day of---June----, 19 25

(Seal)

By-----VERNON VAUGHN-----
State Water Commissioner.

Attest:-----Icie L. Harrison-----
Secretary

**REVISED**

**CERTIFICATE OF WATER RIGHT**

Application No. A-231.0003

**STATE OF ARIZONA**

County of Pinal

(For conveyance of water rights perfected under Title 45,  
Chapter 1, Article 5, Arizona Revised Statutes)

Arizona Department of Water Resources  
Operations Division  
500 North Third Street  
Phoenix, Arizona 85004-3903

**This is to Certify, That** The United States on behalf of the United States, and present and future permittees, lessees or allottees, c/o The Bureau of Land Management, Safford District Office, Safford, Arizona,

(hereafter referred to as "transferee," whether one or more) has made proof to the satisfaction of the Arizona Department of Water Resources that the interest of Bud Ming, of Congress Junction, Arizona,

in a right to the use of the water of Cave Spring, tributary to Aravaipa Creek Spring, within the San Pedro River Watershed,

under Certificate of Water Right Number 157.0000 issued pursuant to Title 45, Chapter 1, Article 5, Arizona Revised Statutes, for the purpose or uses of wildlife, recreation and stockwatering , with a date of priority of September 28, 1921, has been conveyed to transferee.

The amount of water to which transferee is entitled is limited to an amount beneficially used, but shall not exceed 30,629 gallons per annum for stockwatering, 4,236 gallons per annum for wildlife and 2000 gallons per annum for recreation.

The land to which a right for stockwatering purpose is appurtenant, in whole or in part, or on which a right for other purposes shall be used, and the point of diversion, is described as being within the Southeast quarter of the Northeast quarter(SE¼NE¼), Section 12, Township 6 South, Range 17 East, Gila and Salt River Base and Meridian, Pinal County, Arizona.

The right to the use of the water whose conveyance to transferee is hereby acknowledged is restricted to the purpose and to the land described in this certificate and is subject to all prior existing water rights. If the right assigned was perfected under Title 45, Chapter 1, Article 5, Arizona Revised Statutes, the right is also subject to all water rights described in Section 45-272, Subsection B, Arizona Revised Statutes. Transferee takes the right subject to any forfeiture or abandonment of the water right, in whole or in part, by previous holders of the water right.

Revised Certificate No. 157.0001 is granted this 15th day of February, 1995.

  
Rita P. Pearson, Director

The Department of Water Resources must be notified if a change of address is made by the above named person(s) or if ownership of the land or of the water right is conveyed to another person(s), A.R.S. §45-164,B.

rights under this Certificate are assigned  
to C. C. Albright  
Approved April 30, 1926

rights under this Certificate are assigned  
to C. Campbell  
Approved May 15, 1929

Certificate No. 157  
Issued 6-29-26

Permit No. A-182  
APPLICATION FOR A PERMIT

# To appropriate the Public Waters of the State of Arizona

I, Bud Ming (Name of applicant)  
of Congress Junction (Postoffice), County of Yavapai  
State of Arizona, do hereby make application for a permit to appropriate the following  
described public waters of the State of Arizona, subject to existing rights:

If the applicant is a corporation, give date and place of incorporation

- The source of the proposed appropriation is Arivaipa Creek (Spring) (Name of stream), tributary of San Pedro River
- The amount of water which the applicant intends to apply to beneficial use is one-tenth cubic feet per second.
- The use to which the water is to be applied is stock-watering (domestic supply) (Irrigation, power, mining, manufacturing, domestic supplies, etc.)
- The point of diversion is located N. 44° 30' E 3862 ft distant from the N 1/4 Cor. Sec. 13, Township 6 South, Range 17 East. (Give distance and bearing to section corner)

I, H. B. Wright, a Civil Engineer, registered under the laws of the State of Arizona, hereby certify, that I made an amended location of the Arivaipa Creek Spring, more commonly called Painted Caves Spring, by actual survey in the field on the 12th day of May, 1929, allowing for the offsets in that Township of record in the office of the United States Cadastral Engineer, Phoenix, Arizona, and checked the same by the Stakes set on the ground by the Official Survey of that Township, and that the actual correct location of said spring is in the SE 1/4 NE 1/4 of Section 12, T<sub>p</sub>. 6-S R. 17-E. G. & S. R. B. & M.

H. B. WRIGHT

DIVERSION WORKS

7. (a) Height of dam four feet, length on top 75 feet, length at bottom 75 feet; material to be used and character of construction concrete, wasteway over dam. (Loose rock, concrete masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate none, except valve in pipe line (Timber, concrete, etc., number and size of openings)

\*A different form of application is provided where storage works are contemplated. These forms can be secured without charge, together with instructions by addressing the State Water Commissioner, Phoenix, Arizona.



State of Arizona )  
County of Maricopa )

KNOW ALL MEN BY THESE PRESENTS:

That I, the undersigned, for and in consideration of the sum of TEN Dollars (\$10.00) and other valuable considerations, the receipt of which is hereby acknowledged, do hereby sell, assign and convey unto C. C. Albright, his heirs and assigns, all my right, title and interest in and to the waters (Painted Cave) Aravaipa Creek Spring, situate in the County of Pinal, State of Arizona, as evidenced by water right certificate No. 157, issued to the undersigned by the State Water Commissioner of the State of Arizona on the 29th day of June, 1925, and I further hereby sell and assign unto the said C. C. Albright all my right title and interest in and to said certificate and to all my rights thereunder.

IN WITNESS WHEREOF I have hereunto subscribed my name this 30th day of April, 1926.

Bud Ming

This instrument was acknowledged before me by Bud Ming this 30th day of April, A. D. 1926.

(SEAL)

D. V. Mulheim  
Notary Public.

My commission expires July 6, 1927.

-----

The foregoing assignment is hereby approved this 17th day of March, 1928.

FRANK P. TROTT  
State Water Commissioner.

MUNICIPAL SUPPLY—

11. To supply the city of \_\_\_\_\_  
\_\_\_\_\_  
(Name of) County, having a present population of \_\_\_\_\_, and an  
estimated population of \_\_\_\_\_ in 19\_\_\_\_\_

(Answer questions 12, 13, 14 and 15, in all cases)

12. Estimated cost of proposed works, \$ 1100.00

13. Construction work will begin on or before July 1, 1922

14. Construction will be completed on or before July 1, 1925

15. The water will be completely applied to the proposed use on or before July 1, 1925

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Water  
Commissioner, accompany this application.

Bud Ming  
(Name of applicant)

Signed in the presence of us as witnesses:

(1) Lee C. Pyle \_\_\_\_\_, Congress Junction \_\_\_\_\_  
(Name) (Address of witness)

(2) Jimmie Brazil \_\_\_\_\_, Congress Junction \_\_\_\_\_  
(Name) (Address of witness)

Remarks: \_\_\_\_\_

STATE OF ARIZONA, }  
County of Maricopa. } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data,  
and return the same for correction or completion, as follows: \_\_\_\_\_

In order to retain its priority, this application must be returned to the State Water Commissioner, with correc-  
tions, on or before \_\_\_\_\_, 19\_\_\_\_\_

WITNESS my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

State Water Commissioner.

STATE OF ARIZONA, }  
County of Maricopa. } ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions: If for irrigation, this appropriation shall be limited to one-eightieth of one cubic foot per second, or its equivalent, for each acre irrigated, and shall be subject to such reasonable rotation system as may be ordered by the proper officer, under direction of the Commissioner.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed two (2) inches-----cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is September 28th, 1921

Actual construction work shall begin on or before June 1st, 1922 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1st, 1923

Complete application of the water to the proposed use shall be made on or before June 1st, 1923

WITNESS my hand this 6th day of October, 1921

W. S. Norviel  
State Water Commissioner.

*Certificate No. 157  
Issued 8-29-25*

Application No. A-231

Permit No. A-182

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE  
STATE OF ARIZONA.

Division No. ....

District No. ....

This instrument was first received in the office of the State Water Commissioner at Phoenix, Arizona, on the 28th day of September, 1921, at 2:55 o'clock P. M.

Returned to applicant for correction.....

Corrected application received.....

Approved October 6th, 1921.

Recorded in Book No. 2 of Permits, at page.....

W. S. Norviel,  
State Water Commissioner.

All rights under this Certificate are assigned  
to C. C. Albright  
Approved April 30, 1926

All rights under this Certificate are assigned  
to E. L. Campbell  
Approved May 15, 1929.



# United States Department of the Interior

## BUREAU OF LAND MANAGEMENT

Safford District Office

711 14th Avenue

Safford, AZ 85546

(602) 428-4040



In reply refer to:

7250 (045)

July 21, 1994

DEPARTMENT OF WR

JUL 22 1994

OPERATIONS DIV.

Ms. Louise Hutchinson  
Surface Water Rights Specialist  
Operations Branch  
Arizona Department of Water Resources  
15 South 15th Avenue  
Phoenix, Arizona 85007

Dear Ms. Hutchinson:

During a recent review of my water rights notes, I noted a number of old certificates of water right issued for waters in Aravaipa Canyon. The Safford District filed applications to appropriate water for many of these same waters.

Since the holders of the certificates no longer possess grazing leases in this vicinity, we request the certificates be re-assigned to the United States, in behalf of the United States and all current and future permittee. An Application for Assignment form, with documentation of ownership, is enclosed.

The certificate numbers are listed below with name of water, legal description, and holders name. Duplicate certificates were issued for three separate springs; they are marked with asterisks.

<u>Number</u>	<u>Name</u>	<u>Legal Description</u>	<u>Holder Name</u>
A-231 ✓ *157	Cave Spring	SENE12, T.6S., R.18E.	E. Campbell
A-987 ✓ 308	Bugger Spring	NWNE08, T.6S., R.17E.	J.T. Sanford
← A-1030 ✓ *328	Oak Grove Spring	SWSE06, T.7S., R.19E.	E. Campbell
A-1032 ✓ *330	Jackson Spring	SENE06, T.7S., R.19E.	E. Campbell
A-4366 ✓ *2445	Jackson Spring	SENE06, T.7S., R.19E.	C.W. McNair
A-4367 ✓ *2446	Oak Grove Spring	SWSE06, T.7S., R.19E.	C.W. McNair
A-3718 ✓ *2716	Cave Spring	SENE12, T.6S., R.18E.	J. Flieger
(A-3722 ✓ *2720)	Gibson Spring	NWNW21, T.6S., R.17E.	J. Flieger

We request a change in the beneficial use to include livestock, wildlife and recreation. We also request a change in the quantity of water allotted for each designated beneficial use. For Certificate numbers 157, 308, 328, and 330, the quantities



are 30,629, 4236, and 2000 gallons per annum, respectfully. For Certificate 2720, the quantities are 17,600, 3250, and 1000 gallons per annum.

Applications to Appropriate Public Water were submitted for three of the springs. We request the cancellation of the following applications: 33-95398, 33-95447, and 33-95450, if the certificates are reissued to the Bureau of Land Management (BLM).

Please charge the assignment and certificate reissue fees of \$35.00 for each water (a total of \$175.00) to our fee credit account, FCA-3.

If there are questions about this request, please contact me.

Sincerely,



Delbert Molitor  
District Hydrologist

Enclosure (1)

DEPARTMENT OF WR  
JUL 22 1994  
OPERATIONS DIV.

# ARIZONA DEPARTMENT OF WATER RESOURCES

500 North Third Street, Phoenix, Arizona 85004-3903  
 Telephone (602) 417-2470  
 Fax (602) 417-2401

February 23, 1995



FIFE SYMINGTON  
 Governor

RITA P. PEARSON  
 Director

Bureau of Land Management  
 Attention: Mr. Delbert Molitor  
 Safford District Office  
 711 14th Avenue  
 Safford, Arizona 85546

Reference: Certificate No. 157.0001, 308.0001, 330.0001, and 2446.0001

Dear Mr. Molitor:

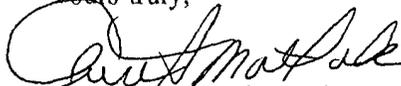
The Director of the Department of Water Resources is pleased to forward the enclosed Certificate of Water Right for your records. This certificate is evidence of your right to use a given amount of public waters of the State for the requested beneficial use at the specified location. You may wish to record this document with your County Recorder for the county in which the water right is located. A copy of the water right certificate is maintained in the official records of the Department.

The right to the use of water as evidenced by this certificate is not absolute; the basis, measure, and limit of any water right granted under provisions of the Public Water Code is the amount actually put to the stated beneficial use, but never more than the amount stated in the certificate. In addition, your water right is given a date of priority, the filing date of the original application, as a means of ranking the water right in relation to all other water rights within a specific watershed. Your water right is subject to prior-vested water rights. For purposes of management of the available water resource in times of scarcity, water rights senior in time to your water right could have "first call" on the available supply of public water; senior water rights could prohibit your use of the water resource until their water rights are satisfied.

The watershed in which your water right is located is undergoing a Superior Court judicial proceeding. This proceeding, called a "water rights adjudication," is a quantification and ranking of all water rights located within the watershed. To participate in the adjudication, you must file a claim with the superior court. If you have not yet taken action to join the court proceedings, you may wish to do so to protect your water right.

Questions concerning the nature of your water right may be addressed to the Operations Division. Questions concerning the water rights adjudication proceedings may be addressed to the Department's Adjudication Division. The Department cannot give legal advice. If you are concerned about how the adjudication will affect your rights, you may wish to consult an attorney experienced in water rights matters.

Yours truly,

  
 Ann S. Motlok, Supervisor  
 Surface Water Rights Section  
 Operations Division

ASM:m

**APPLICATION FOR ASSIGNMENT**

Filed: 7-15-94  
(Date)

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

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

<u>Fee</u>		<u>Registry Number</u>
\$10.00	Application for Permit to Appropriate Public Water No.	33(A&R)- _____
\$20.00	Permit to Appropriate Public Water No.	33(A&R)- _____
\$35.00	Certificate of Water Right	33(A,R&BB)- <u>See Attachment</u>
\$10.00	Statement of Claim of Right-Registration No.	36- _____
\$10.00	Claim for Stockpond Water Rights Application No.	38- _____
\$20.00	Stockpond Water Right Certificate No.	38- _____

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

SELLER(S)/ASSIGNOR(S)

BUYER(S)/ASSIGNOR(S)

Name \_\_\_\_\_

Name BLM - Safford

Address \_\_\_\_\_

Address 711 14th Avenue

Phone No. ( ) \_\_\_\_\_

Phone No. (602) 428-4040

SIGNATURE

Delbert Molitor

SIGNATURE

(date signed)

Delbert Molitor

Please print or type name

JUL 22 1994  
OPERATIONS DIV.

7/15/94  
(date signed)

## Certificates of Water Right

<u>Number</u>	<u>Name</u>	<u>Legal Description</u>	<u>Holder Name</u>
157	Cave Spring	SENE12, T.6S., R.18E.	E. Campbell
308	Bugger Spring	NWNE08, T.6S., R.17E.	J.T. Sanford
Stand-328	Oak Grove Spring	SWSE06, T.7S., R.19E.	E. Campbell
330	Jackson Spring	SENE06, T.7S., R.19E.	E. Campbell
2720	Gibson Spring	NWNW21, T.6S., R.17E.	J. Flieger

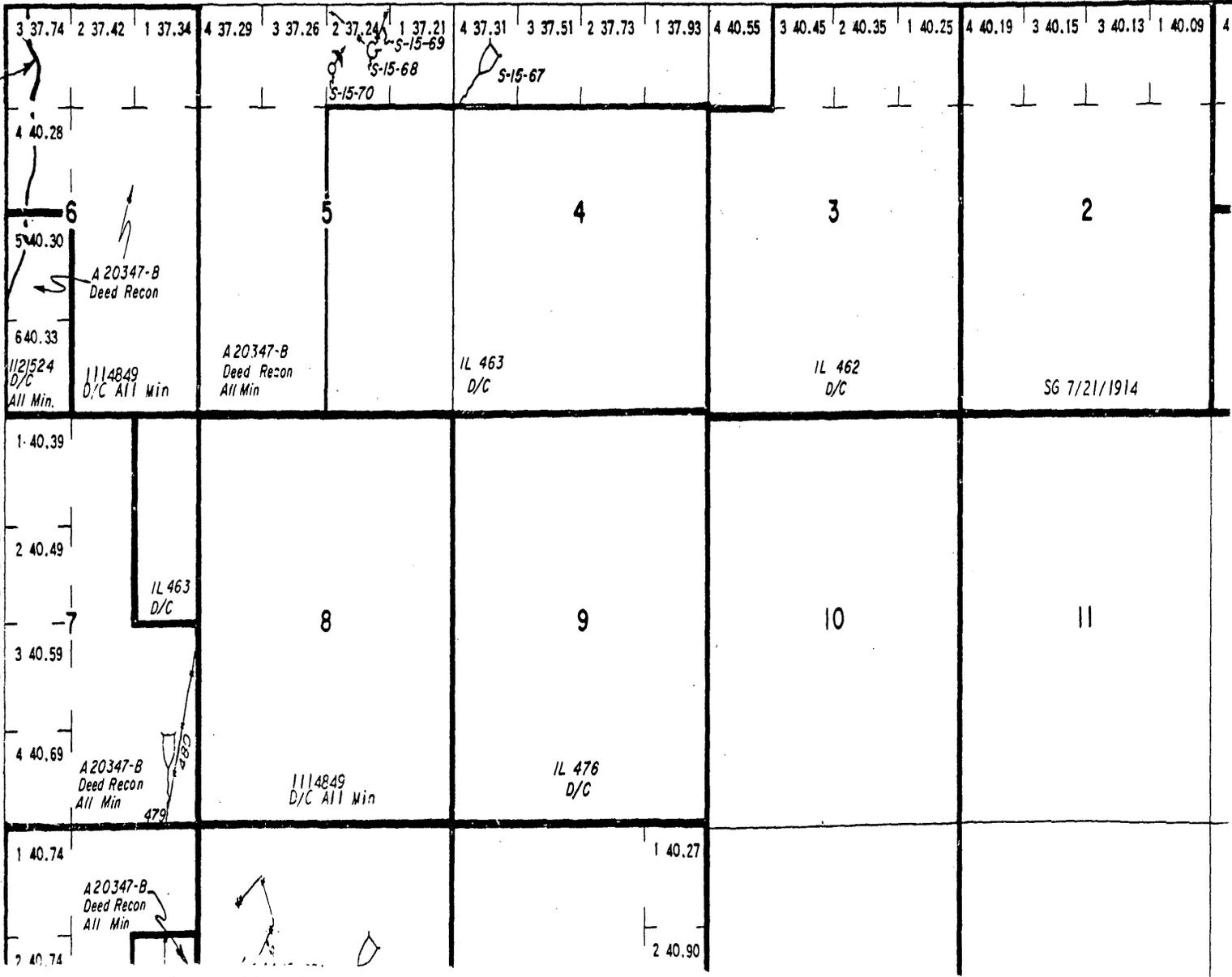
DEPARTMENT OF WR  
JUL 22 1994  
OPERATIONS DIV.

TOWNSHIP 7 SOUTH RANGE 19 EAST OF THE GILA AN

SRP0000

GRAHAM COUNTY

AZA 25467  
Des Aravaipa  
Canyon Wilderness  
NOM/NOL



06 4 27.11 3 27.15 2 27.17 1 27.21 4 27.28 3 27.39 2 27.51 1 27.62 4 27.62 3 27.50 2 27.38 1 27.26

SRP00021

5

A 20347-B  
Deed Recon  
All Min

4

3

A 20347-B  
Deed Recon

1121238  
D/C All Min

AZA 25467  
Des Aravaipa  
Canyon Wilderness  
NOM/NOL

11287  
D/C A

8

9

10

AZA 21340  
Des Aravaipa  
Canyon Wilderness

A 6878  
WD Recon  
All Min

A 20347-B  
Deed Recon  
1113345  
D/C All Min

A 20347-B  
Deed Recon  
NOM

1121238  
D/C All

17

16

15

A 6878  
WD Recon  
All Min

A 6878  
WD Recon  
All Min

PL0 5298  
Wdl Aravaipa  
Canyon Area NOM

20

21

22

A 20347-B  
Deed Recon

1109114  
D/C All Min

A 20347-B  
Deed Recon

1111092  
D/C All Min

29

28

27

1098395  
D/C All Min

A 20347-B  
Deed Recon  
All Min NOM

