

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 DEFENDERS OF WILDLIFE
 of Tucson, by and for the State of Arizona, has made proof
 State of Arizona, has made proof
 to the satisfaction of the STATE LAND COMMISSIONER of Arizona of a right to the use of the waters of
 Dagger Draw, tributary Whitewash Canyon, tributary Aravaipa Creek,
 tributary San Pedro River, stored in Dagger Tank
 for Stockwatering under
 Application No. R-2702 Permit No. R-1894 of the State Land Commissioner,
 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 Land Commissioner at Phoenix, Arizona,
 in Volume 9 at page 3940 on the 27th day of Feb. 1979 ; that the priority of the
 right hereby confirmed dates from November 10, 1969 ; that the amount of water to which such
 right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually bene-
 ficially used for said purposes, and shall not exceed 1.50 acre feet as total capacity of
 the Reservoir; and the amount of water to be used for Stockwatering
 shall be limited to 9,300 gallons per annum.

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 and place of use are on
 State Land within the MENW of Section 30, Town-
 ship 6 South, Range 18 East, Gila and Salt River
 Base and Meridian, Pinal County, Arizona.

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
 LAND COMMISSIONER affixed
 this 27th day of February, 1979

Attest: Frian G. G. G.

J. E. Ryan
 J. E. Ryan
 State Land Commissioner.

This is to Certify, That the United States on behalf of the United States, and present and future permittees, lessees or allottees, c/o Bureau of Land Management, Safford District Office, 425 East Fourth Street, Safford, Arizona 85546,

(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 Defenders of Wildlife by and for the State of Arizona, Tucson, Arizona,

in a right to the use of the water of Dagger Draw, a tributary of Whitewash Canyon, a tributary of Aravaipa Creek, a tributary of the San Pedro River,

under Certificate of Water Right Number 3940.0000, issued pursuant to Title 45, Chapter 1, Article 5, Arizona Revised Statutes, for the purpose or uses of stockwatering,

with a date of priority of November 10, 1969, 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 9,300 gallons per annum for stockwatering.

The amount of water transferee is entitled to store is limited to 1.50 acre feet-stored in Dagger Tank.

The land to which a right for an irrigation purpose is appurtenant, in whole or in part, or on which a right for other purposes shall be used, and the point of diversion are described as being within the Northeast quarter of the Northwest quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 30, Township 6 South, Range 18 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.

Certificate No. 3940.0001 is granted this 25th day of September, 1992.

Elizabeth Ann Rieke

Elizabeth Ann Rieke, 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.

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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.

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ARIZONA STATE LAND DEPARTMENT (ASLD)

Date October 15, 1976

RE: Your Application Number R-2702 for a Certificate of Water Right
Attn: Louis W. Barassi, 3rd Floor
TO: Defenders of Wildlife Address: United Bank Building, Tucson,
Az 85701

The Arizona State Land Department believes that it may issue documents only in accordance with ARS 33-401. Upon receipt of the following information from you properly completed and signed, the Arizona State Land Department will proceed to process your request.

Andrew L. Bettwy, State Land Commissioner

* * * * *

TO: Arizona State Land Department, 1624 West Adams, Phoenix, Arizona 85007

RE: Compliance with ARS 33-401

I have read ARS 33-401 shown on the reverse side of this sheet and enacted by the 33rd Legislature 2nd Session (1976).

Defenders of Wildlife

I have requested a certificate in the name of Defenders of Wildlife from the ASLD. The ASLD has advised that my application request may fall within ARS 33-401. In order for the ASLD to comply with that law, the ASLD has requested the following information before the ASLD may issue the above requested document, viz:

1. The name, address, age, citizenship and marital status of each of the beneficiaries, principals or wards for whom I, DEFENDERS OF WILDLIFE, will hold title are 120 W. Broadway, Tucson, AZ 85701 (applicant) (Tucson, AZ since 1972)
Washington, D.C., Non-profit Organization - over fifty years - Washington, D.C.
1244 Nineteenth Street, N.W., Washington, D.C. 20036

2. The trust or other agreement under which I, Defenders of Wildlife, will hold title is identified as follows: GEORGE WHITTELL WILDLIFE PRESERVE
DEFENDERS OF WILDLIFE - TRUST OR

3. The proper description by reference to Book, page and document number of file to the instrument, order, decree or other writing which is of public record in the County in which the related land is located in which such matters shall appear is as follows:
Township 6S, Range 18E, Section 30, NE 1/4 - NW 1/4
Pinal County

I make the foregoing representations to the ASLD as being true and correct and as an inducement to the ASLD to issue the above document I have requested. I further understand and agree that if the information herein supplied to the ASLD is false or does not comply with the provisions of ARS 33-401 that document shall be voidable.

✓ Dated: December 17, 1976

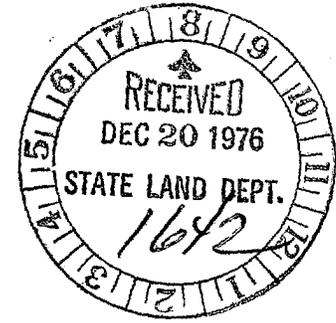
Adonna D. Ernst
Witness to signature of applicant
Adonna Ernst

DEFENDERS OF WILDLIFE
Applicant BY: Louis W. Barassi
Louis W. Barassi, President

CHAPTER 105
SENATE BILL 1487

AN ACT

RELATING TO PROPERTY; PROVIDING THAT DEEDS OR CONVEYANCES OF REAL PROPERTY WHICH LIST THE GRANTEE OR GRANTOR AS A TRUSTEE OR IN WHICH THE GRANTEE ACTS AS A TRUSTEE SHALL NAME THE BENEFICIARIES OF SUCH TRUST AND THEIR ADDRESSES; PRESCRIBING PERIOD FOR FILING NAMES AND ADDRESSES OF BENEFICIARIES OF PROPERTIES WHICH WERE THE SUBJECT OF PRIOR CONVEYANCES; PRESCRIBING PENALTIES, AND AMENDING SECTION 33-401, ARIZONA REVISED STATUTES.



Be it enacted by the Legislature of the State of Arizona: -
Section 1. Section 33-401, Arizona Revised Statutes, is amended to read:

33-401. Formal requirements of conveyance; writing;
subscription; delivery; acknowledgment;
conveyances in trust to name beneficiaries;
penalties

A. No estate of inheritance, freehold, or for a term of more than one year, in lands or tenements, shall be conveyed unless the conveyance is by an instrument in writing, subscribed and delivered by the party disposing of the estate, or by his agent thereunto authorized by writing.

B. Every deed or conveyance of real property must be signed by the grantor and must be duly acknowledged before some officer authorized to take acknowledgments.

C. NOTWITHSTANDING THE PROVISIONS OF SUBSECTION C OF SECTION 33-411, EVERY DEED OR CONVEYANCE OF REAL PROPERTY, OR INTERESTS THEREIN, WHICH IS LOCATED IN THIS STATE WHICH IS EXECUTED AFTER THE EFFECTIVE DATE OF THIS SECTION IN WHICH THE GRANTEE IS DESCRIBED AS TRUSTEE, AGENT, CONSERVATOR, EXECUTOR, ADMINISTRATOR, GUARDIAN, ATTORNEY-IN-FACT OR IN ANY OTHER REPRESENTATIVE CAPACITY AND EVERY DEED OR CONVEYANCE OF REAL PROPERTY OR INTEREST THEREIN WHICH IS LOCATED IN THIS STATE WHICH IS EXECUTED AFTER THE EFFECTIVE DATE OF THIS SECTION IN WHICH THE GRANTEE ACTS AS A TRUSTEE, AGENT, CONSERVATOR, EXECUTOR, ADMINISTRATOR, GUARDIAN, ATTORNEY-IN-FACT OR IN ANY OTHER REPRESENTATIVE CAPACITY, SHALL ALSO NAME THE BENEFICIARIES, PRINCIPALS OR WARDS FOR WHOM THE GRANTEE HOLDS TITLE, THE ADDRESSES OF SUCH PERSONS, AND SHALL IDENTIFY THE TRUST OR OTHER AGREEMENT UNDER WHICH THE GRANTEE IS ACTING OR REFER BY PROPER DESCRIPTION TO BOOK, PAGE AND DOCUMENT NUMBER OF FILE TO AN INSTRUMENT, ORDER, DECREE OR OTHER WRITING WHICH IS OF PUBLIC RECORD IN THE COUNTY IN WHICH THE LAND SO CONVEYED IS LOCATED IN WHICH SUCH MATTERS SHALL APPEAR. ANY CONVEYANCE OF REAL PROPERTY, OR INTERESTS THEREIN, WHICH IS LOCATED IN THIS STATE TO A GRANTEE ACTING IN A REPRESENTATIVE CAPACITY WHICH DOES NOT COMPLY WITH THE PROVISIONS OF THIS SUBSECTION SHALL BE VOIDABLE.

D. NOTWITHSTANDING THE PROVISIONS OF SUBSECTION C OF SECTION 33-411, EVERY DEED OR CONVEYANCE OF REAL PROPERTY, OR AN INTEREST THEREIN, LOCATED IN THIS STATE WHICH IS EXECUTED AFTER THE EFFECTIVE DATE OF THIS SECTION FROM A GRANTOR WHO ON THE EFFECTIVE DATE OF THIS SECTION HOLDS SUCH PROPERTY AS A TRUSTEE, AGENT, CONSERVATOR, EXECUTOR, ADMINISTRATOR, GUARDIAN, ATTORNEY-IN-FACT OR IN ANY OTHER REPRESENTATIVE CAPACITY WHETHER OR NOT SUCH CAPACITY IS IDENTIFIED ON THE DOCUMENT OF TITLE, SHALL ALSO NAME THE BENEFICIARIES, PRINCIPALS OR WARDS FOR WHOM THE GRANTOR HELD TITLE TO SUCH PROPERTY, THE ADDRESSES OF SUCH PERSONS, AND SHALL IDENTIFY THE TRUST OR OTHER AGREEMENT UNDER WHICH THE GRANTOR IS ACTING OR REFER BY PROPER DESCRIPTION TO BOOK, PAGE AND DOCUMENT NUMBER OF FILE TO AN INSTRUMENT, ORDER, DECREE OR OTHER WRITING WHICH IS OF PUBLIC RECORD IN THE COUNTY IN WHICH THE PROPERTY SO CONVEYED IS LOCATED IN WHICH SUCH MATTERS SHALL APPEAR. ANY CONVEYANCE OF REAL PROPERTY, OR INTERESTS THEREIN, LOCATED IN THIS STATE FROM A GRANTOR ACTING IN A REPRESENTATIVE CAPACITY WHICH DOES NOT COMPLY WITH THE PROVISIONS OF THIS SUBSECTION SHALL BE VOIDABLE.

E. WITHIN ONE HUNDRED TWENTY DAYS AFTER THE EFFECTIVE DATE OF THIS SECTION ALL INSTRUMENTS OF CONVEYANCE OF REAL PROPERTY, OR INTERESTS THEREIN, LOCATED WITHIN THIS STATE WHICH EVIDENCE CURRENT LEGAL TITLE TO SUCH REAL PROPERTY, OR INTERESTS THEREIN, WHICH NAMES A GRANTEE IN A REPRESENTATIVE CAPACITY OR IN WHICH THE GRANTEE ACTS IN A REPRESENTATIVE CAPACITY WHETHER OR NOT SUCH REPRESENTATIVE CAPACITY IS IDENTIFIED, AND WHICH FAILS TO NAME THE BENEFICIARIES, PRINCIPALS OR WARDS FOR WHICH SUCH GRANTEE HOLDS LEGAL TITLE, THE ADDRESSES OF SUCH PERSONS, AND IDENTIFY THE TRUST OR OTHER AGREEMENT UNDER WHICH THE GRANTEE HOLDS TITLE, WHICH HAS BEEN EXECUTED PRIOR TO THE EFFECTIVE DATE OF THIS SECTION SHALL CEASE TO BE NOTICE OF SUCH TRUST OR REPRESENTATIVE CAPACITY OF SUCH GRANTEE AND SHALL BE CONSIDERED AND HELD TO BE A DESCRIPTION OF THE PERSON OF THE GRANTEE, ONLY, UNLESS SUCH GRANTEE WITHIN SUCH ONE HUNDRED TWENTY DAY PERIOD FILES FOR RECORD IN THE COUNTY IN WHICH SUCH LAND IS LOCATED SO THAT SUCH RECORD SHALL APPEAR IN THE CHAIN OF TITLE TO SUCH LAND, AN AFFIDAVIT, SETTING FORTH THE NAME OF SUCH BENEFICIARY OR BENEFICIARIES, THE ADDRESSES OF SUCH PERSONS, AND IDENTIFYING THE TRUST OR OTHER AGREEMENT ESTABLISHING SUCH REPRESENTATIVE RELATIONSHIP OR REFERRING BY PROPER DESCRIPTION TO AN INSTRUMENT OF PUBLIC RECORD IN SUCH COUNTY IN WHICH SUCH MATTERS SHALL APPEAR.

F. A PERSON WHO ON THE EFFECTIVE DATE OF THIS SECTION HOLDS TITLE TO REAL PROPERTY OR INTEREST THEREIN AS A TRUSTEE, AGENT, CONSERVATOR, EXECUTOR, ADMINISTRATOR, GUARDIAN, ATTORNEY-IN-FACT OR IN ANY OTHER REPRESENTATIVE CAPACITY WHETHER OR NOT SUCH REPRESENTATIVE CAPACITY IS IDENTIFIED ON THE DOCUMENT EVIDENCING TITLE AND WHO FAILS TO COMPLY WITH THE PROVISIONS OF SUBSECTION E OF THIS SECTION IS GUILTY OF AN OFFENSE PUNISHABLE BY IMPRISONMENT IN A COUNTY JAIL FOR UP TO ONE YEAR OR IMPRISONMENT IN THE STATE PRISON FOR NOT LESS THAN ONE NOR MORE THAN FIVE YEARS, BY A FINE OF NOT TO EXCEED ONE THOUSAND DOLLARS FOR EACH DAY OF VIOLATION OR BY BOTH SUCH IMPRISONMENT AND FINE. THE ATTORNEY GENERAL AND COUNTY ATTORNEYS SHALL HAVE AUTHORITY TO BRING CRIMINAL ACTIONS PURSUANT TO THIS SECTION.

Sec. 2. Emergency

To preserve the public peace, health and safety it is necessary that this act become immediately operative. It is therefore declared to be an emergency measure, to take effect as provided by law.

Approved by the Governor - June 22, 1976

Filed in the office of the Secretary of State - June 22, 1976

Please read instructions on last page

Application No. R-2702

Permit No. R-1894

APPLICATION FOR A PERMIT TO APPROPRIATE PUBLIC WATERS OF THE STATE OF ARIZONA and/or TO CONSTRUCT A RESERVOIR AND STORE WATER FOR BENEFICIAL USE

State

Filed November 10, 1969 at 8:00 A.M. (Applicant must not fill in the above blanks)

Please use dark ink or typewriter. Application must be submitted in duplicate.

Assigned 2/27/75 Defendants of Death

I, Fred D. Wood of Box 367 3rd Street, Winkelman, Arizona 85292 (Applicant's name as written here shall govern signature.) (Address, City and State)

do hereby make application for a permit to appropriate the following described unappropriated waters of the State of Arizona.

1. The source of the proposed appropriation is Dagger Draw tributary of Whitewash Canyon on the Gila watershed.

2. The point of diversion is within the NE 1/4 NW 1/4 of Section 30 Twp 6S Rge 18E G&SRB&M, in the County of Pinal on land of State of Arizona (Give name of owner. If Public Domain, National Forest or State Land, also give name of lessee.)

3. Proposed works by which the water is to be put to beneficial use. Describe system of pipelines, canals, troughs, etc. If no construction is required to put the water to beneficial use, so state.

(a) Location: NE 1/4 NW 1/4, Section 30 Twp 6S Rge 18E (40-Acre Subdivision)

(b) Description: This reservoir is to impound rain and snow water for stock watering purposes for part of the year. Cattle will drink directly from the reservoir and it will not be necessary to have pipelines or troughs.

4. Construction Schedule. It is proposed to begin construction within 10 days after the approval of this application, to complete construction within 4 weeks thereafter and to completely apply the water to the proposed use within 1 year after the beginning of construction.

5. Proposed Domestic Use. None gallons per annum to be used as follows:

(Describe nature of use. Include irrigation of garden, not exceeding one-half acre, number of persons and number of domestic stock to be served.)

Place of Use: In the 1/4 1/4 of Section Twp Rge G&SRB&M. County of

The land at the proposed place of use is owned by (Give name of owner. If Public Domain, National Forest, or State Land also give name of lessee.)

6. Proposed Municipal Use. gallons per annum to supply the city of having a present population of, and an estimated population of in 19

7. **Proposed Irrigation Use.** (a) The land to be irrigated is located in.....County, Arizona, and is described particularly by legal subdivisions as follows:

Describe the legal subdivisions of the section, by the largest possible unit, giving the area in the acreage column. In cases of irregular shaped parcels use a separate line to describe each 40 acre subdivision in which they occur and make the description fit the acreage given.

Twp.	Range	Sec.	SUBDIVISIONS	Number Acres To Be Irrigated

(If more space is required, attach separate sheet)

(b) What quantity of water is requested for this use?.....
(Acre feet per acre per annum)

(c) Land to be irrigated is owned by.....
(Name of owner. If applicant is lessee, so state)

8. **Proposed Stock Watering Use.**

(a) What kind of stock? Cattle..... Do you own the stock? Yes.....

(b) What is the average number? 10..... the maximum number? 50.....

(c) Quantity of water requested..... 46,500 ^{Letter 11-20-69 9,300}.....gallons per annum.

(d) The water will be used.....3.....months of the year.

(e) Place of use: NE 1/4 NW 1/4 of Section 30 Twp. 6S Rge. 18E,
(40-Acre Subdivision)
in Pinal.....County.

9. **Proposed Mining Use.** The mines to be served are.....known as the
(Placer or lode)

(Names of claims or name of group)

located in....., Sec....., Twp....., Rge....., G&SRB&M
(40-acre subdivision) (N. or S.) (E. or W.)

and owned by.....

Quantity of water requested.....

The method of utilizing the water is.....

Will the water be polluted by chemicals or otherwise?
(Explain nature of pollution, if any)

The land at the proposed place of use is owned by.....
(Give name of owner. If Public Domain, National Forest, or State Land also give name of lessee.)

10. **Other proposed use**.....

IMPOUNDING DAM AND RESERVOIR

11. The name of the proposed reservoir is..... Dagger Tank.....

12. The impounding dam will be located in..... NE 1/4 NW 1/4..... Section..... 30.....
(40-acre subdivision)
Twp..... 6S..... Rge..... 18E..... G&SRB&M, in..... Pinal..... County, the..... NE
(North, South, East or West)
end being..... approx. 3/8 of a mile from the NW sec. corner of Sec. 30.....
(State bearing and distance from section corner or quarter section corner.)

13. (a) It will be..... 12.....feet in height, have a length on top of about 300.....feet;
length on bottom.....about 300.....feet; width on top..... 12.....feet; slope on front or water side

..... 3 to 1.....; slope on back
(Feet horizontal to 1 vertical)
4 to 1....., height of dam above water line when full..... 8.....feet.
(Feet horizontal to 1 vertical)

(b) The construction of dam, the material of which it is to be built, and method of protection from waves are as follows:.....earthen fill dam with a solid rock spillway..... The.....
..... material is mostly clay and adobe.....

(c) The location of wasteways, with dimensions, are as follows:.....

14. The total capacity of the reservoir is..... 1 1/2 acre feet and the capacity for each foot of depth is as follows:

- 1st foot..... 2nd foot..... 3rd foot..... 4th foot..... 5th foot.....
- 6th foot..... 7th foot..... 8th foot..... 9th foot..... 10th foot.....
- 11th foot..... 12th foot..... 13th foot..... 14th foot..... 15th foot.....

(If additional space is required)

15. Description of lands to be submerged... Portions of Sec 30, T6S, R18E
(Sections or portions of Sections)

FILLING CONDUIT DIVERSION

Do not complete these paragraphs unless reservoir is to be filled, or partially filled, by ditch, pipe or other conduit.

16. (a) The point of diversion is located.....
(State bearing and distance from section corner or quarter section corner)

within the..... Sec....., Twp....., Rge.....
(40-acre subdivision of U. S. Government survey) (N. or S.) (E. or W.)
G&SRB&M, in the County of.....

(b) Diversion will be by gravity, the diverting dam to be..... feet in height (stream bed to overflow)..... feet long on top, and constructed of.....
(Concrete, earth, brush, etc.)

(c) If water is to be pumped give general description
(Size and type of pump)
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

(d) Conduit System. Canal, ditch, flume, pipe line; Width on top (at water line)..... feet;
(Cross out three not used)
width at bottom..... feet; depth of water..... feet; length..... feet; grade
..... feet per 1,000 feet; materials of construction

G E N E R A L

17. Post office serving those living near the proposed place of use is... Winkelman, Ariz... 85292

18. Of the applicant's knowledge, has the water described herein ever been appropriated, claimed or used by others?..... NO..... If so, file a statement herewith furnishing names of former appropriators or users of the water, and supporting applicant's claim that the water is now subject to appropriation.

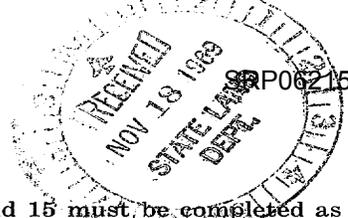
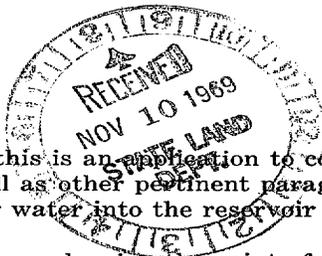
19. Give names and addresses of three water users from the stream below the proposed point of diversion; or if there are no water users from stream below the proposed point of diversion, or if the source of supply is other than a stream, furnish the names and addresses of at least three residents of the vicinity familiar with the source of supply and the proposed use of water.

Jo Fleiger, Mammoth, Arizona 85618

Fred Upshaw, Winkelman, Arizona 85292

J.O. White, San Manuel, Arizona 85631

.....
Fred B. Wood
Signature of Applicant.



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INSTRUCTIONS

If this is an application to construct a reservoir paragraphs 11, 12, 13, 14 and 15 must be completed as well as other pertinent paragraphs; paragraph 16 need be completed only if reservoir is filled by diverting water into the reservoir by man made means.

A map showing the point of diversion or site of reservoir, and place of use, must accompany the application. Township survey plats, United States Geological Survey maps, or a map from any other federal or state agency such as the Forest Service, the Soil Conservation Service, etc., will suffice.

An examination fee of \$3.00 is required and should be submitted with the application.

Here is interesting and pertinent information concerning dams. Excerpts from the Water Code:

"It is unlawful to construct, reconstruct, repair, operate, maintain, enlarge, remove or alter any dam except upon approval of the state engineer." Dam, in this instance, is defined as "any . . . works for the impounding or diversion of water, fifteen feet or more in height from ground level to the spillway crest, or the impounding capacity of which will be more than ten acre feet, except a dam reservoir, or appurtenant works constructed or used exclusively for watering livestock."

"Before beginning construction of a storage dam to be used exclusively for watering livestock the maximum height of which is to be ten feet or more, or a dam which will impound fifty or more acre feet of water, the owner shall present complete plans thereof to the State Land Department for approval."

* * *

Upon approval of this application the applicant will be notified. Payment of permit fees will be requested, based on the following: ". . . to appropriate water for irrigation purposes, twelve cents per acre for each acre to be irrigated up to and including one hundred acres, and ten cents per acre for each acre in excess of one hundred acres. An application for any other purpose, (except power purposes) five dollars for filing and recording each permit."

PERMIT

Permit No. R-1894

Application No. R-2702

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

This is to certify that I have examined the foregoing application and do hereby approve the same, and grant to the applicant a permit to appropriate the water and/or to construct the reservoir described therein subject to all prior existing rights as provided by law and to the following limitations and conditions:

The total capacity of the reservoir shall not exceed 1-1/2 acre feet.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and shall not exceed

9,300 gallons per annum.

The priority date under this permit is November 10, 1969

Actual construction work shall begin on or before January 19, 1972, and shall be prosecuted with reasonable diligence and be completed on or before January 19, 1974

Complete application of the water to the proposed use shall be made on or before January 19, 1975

WITNESS my hand and seal of office this 19th day of January, 1970.

Louis S. Duncan
Deputy State Land Commissioner

(S E A L)

Handwritten initials and scribbles

AFFIDAVIT OF POSTING NOTICE

IN THE MATTER of APPLICATION

No. R-2702 BEFORE THE STATE

LAND COMMISSIONER OF ARIZONA.

STATE OF ARIZONA }
County of Gila } ss.

Box 367

Fred D. Wood, Winkelman, Ariz.
85292

....., being first duly sworn, deposes and says that two copies of the notice of Application No. R-2702 before the State Land Commissioner of Arizona for Permit to Appropriate Public Waters and to Construct a Reservoir and Store Water for Beneficial Use.

a true copy of which is hereto attached, were posted either by himself or in his presence on the 25th day of November, 1969.

That one of said notices was posted on the main bulletin board inside
(Describe how and where posted as accurately as possible)
the Winkelman post office.

and the other of said notices was posted on the main bulletin board inside
(Describe how and where posted as accurately as possible)
the Hayden post office.

That each of said notices thus posted occupied a conspicuous place in the locality to be affected by the proposed appropriation of water, and remained so posted from the date of posting to the 26th day of December, 1969.

Fred D. Wood

Subscribed and sworn to before me this 30 day of December, 1969.

Fluence Yoder

Notary Public.

My commission expires July 20, 1972

WATER DIVISION
STATE LAND DEPARTMENT
PHOENIX, ARIZONA

NOTICE OF APPLICATION TO APPROPRIATE WATER

Application No. R-2702.....

Notice is hereby given that on the 10th.....day of November....., 19 69.....

Fred D. Wood, Winkelman, Arizona.....filed

Application No. R-2702....., with the State Land Commissioner of Arizona, for permit to.....

Construct a Reservoir and Store Water for Beneficial Use.....

DESCRIPTION OF PROJECT

Source of water supply Dagger Draw, tributary Whitewash Canyon, tributary Gila River, stored in Dagger Tank.....

Proposed use and amount applied for Stockwatering - 9,300 gallons per annum.
Total capacity of Reservoir - 1-1/2 acre feet......

Point of diversion within NE 1/4, Section 30, Township 6 South, Range 18 East,
Gila and Salt River Base and Meridian, Pinal County, Arizona......

Place of using water Same as Point of Diversion......

Remarks:

- Mailed to: ✓ Fred D. Wood, Box 367, Winkelman, Arizona 85292
- ✓ Jo Fleiger, Box 728, Mammoth, Arizona 85618
- ✓ Fred Upshaw, Winkelman, Az. 85292
- ✓ J. O. White, San Manuel, Arizona 85631

PROTEST

Any person desiring to protest against the granting of such permit shall within 30 days from the date of posting of this notice file with the Water Division, State Land Department, at Phoenix, Arizona, a signed statement in duplicate clearly setting forth the protestant's objections to the approval of the application, which statement shall contain the following information:

- (1) Statement of the injury which would result to protestant from such appropriation and use.
- (2) The basis of protestant's water right, and date of initiation of the right.
- (3) Protestant's past and present use of water both as to amount used and land irrigated, or use made of water, if other than irrigation.
- (4) A description of the protestant's land or place of use, and the point of diversion of the water.
- (5) There may also be filed with such statement such maps and data as the protestant may care to submit in support of his protest.

Issued at Phoenix, Arizona
November 20....., 19 69.....
Date of Posting.....

OBED M. LASSEN
State Land Commissioner

Application No. R-2702

Permit No.

Please read instructions on last page
G. Submittance

APPLICATION FOR A PERMIT
TO APPROPRIATE PUBLIC WATERS OF THE STATE OF ARIZONA and/or
TO CONSTRUCT A RESERVOIR AND STORE WATER FOR BENEFICIAL USE

Filed November 19, 1969 at 8:00 A.M.
(Applicant must not fill in the above blanks)

Please use dark ink or typewriter. Application must be submitted in duplicate.

I, Fred D. Wood
(Applicant's name as written here shall agree with signature.)
of Box 367 Winkelman, Arizona 85292
(Address, City and State)

do hereby make application for a permit to appropriate the following described unappropriated waters of the State of Arizona.

1. The source of the proposed appropriation is ~~Whitewash Canyon~~ Dagger Draw
(Name of stream, canyon, spring or draw. If unnamed, you name it)
tributary of Whitewash Canyon on the Gila watershed.

2. The point of diversion is within the NE 1/4 NW 1/4 of Section 30 Twp. 6S
(40-Acre Subdivision)
Rge. 18E G&SRB&M, in the County of Pinal on land
of State of Arizona
(Give name of owner. If Public Domain, National Forest or State Land, also give name of lessee.)

3. Proposed works by which the water is to be put to beneficial use. Describe system of pipelines, canals, troughs, etc. If no construction is required to put the water to beneficial use, so state.

(a) Location: NE 1/4 NW 1/4, Section 30 Twp. 6S Rge. 18E
(40-Acre Subdivision)

(b) Description: This reservoir is to impound rain and snow water
for stock watering purposes for part of the year. Cattle will
drink directly from the reservoir and it will not be necessary
to have pipelines or troughs.

4. Construction Schedule. It is proposed to begin construction within 10 days
(Not over 1 year)
after the approval of this application, to complete construction within 4 weeks
(Not more than 4 years)
thereafter and to completely apply the water to the proposed use within 1 year
(Not more than 5 years)
after the beginning of construction.

5. Proposed Domestic Use. None gallons per annum to be used as follows:

(Describe nature of use. Include irrigation of garden, not exceeding one-half
acre, number of persons and number of domestic stock to be served.)

Place of Use: In the 1/4 1/4 of Section Twp. Rge.
(40-Acre Subdivision)
G&SRB&M. County of

The land at the proposed place of use is owned by
(Give name of owner. If Public Domain, National Forest, or State Land also give name of lessee.)

6. Proposed Municipal Use. gallons per annum to supply the city of

having a present population of, and an estimated population of in 19.

7. Proposed Irrigation Use. (a) The land to be irrigated is located in.....County, Arizona, and is described particularly by legal subdivisions as follows:

Describe the legal subdivisions of the section, by the largest possible unit, giving the area in the acreage column. In cases of irregular shaped parcels use a separate line to describe each 40 acre subdivision in which they occur and make the description fit the acreage given.

Twp.	Range	Sec.	SUBDIVISIONS	Number Acres To Be Irrigated

(If more space is required, attach separate sheet)

(b) What quantity of water is requested for this use?.....
(Acre feet per acre per annum)

(c) Land to be irrigated is owned by.....
(Name of owner. If applicant is lessee, so state)

8. Proposed Stock Watering Use.

(a) What kind of stock?.....Cattle.....Do you own the stock?.....Yes.....

(b) What is the average number?.....10.....the maximum number?.....50.....

(c) Quantity of water requested.....None.....gallons per annum.

(d) The water will be used.....3.....months of the year.

(e) Place of use: NE.....1/4 NW.....1/4 of Section 30.....Twp 6S.....Rge 18E.....
(40-Acre Subdivision)
in.....Pinal.....County.

9. Proposed Mining Use. The mines to be served are.....known as the
(Placer or lode)

(Names of claims or name of group)

located in....., Sec....., Twp....., Rge....., G&SRB&M
(40-acre subdivision) (N. or S.) (E. or W.)

and owned by.....

Quantity of water requested.....

The method of utilizing the water is.....

Will the water be polluted by chemicals or otherwise?
(Explain nature of pollution, if any)

The land at the proposed place of use is owned by.....
(Give name of owner. If Public Domain, National Forest, or State Land also give name of lessee.)

10. Other proposed use.....

IMPOUNDING DAM AND RESERVOIR

11. The name of the proposed reservoir is.....Dagger Tank.....

12. The impounding dam will be located in.....NE 1/4 NW 1/4..... Section 30.....
(40-acre subdivision)
Twp 6S..... Rge 18E..... G&SRB&M, in.....Pinal..... County, the NE
(North, South, East or West)
end being.....approx. 3/8 of a mile from the NW sec. corner of Sec. 30.....
(State bearing and distance from section corner or quarter section corner.)

13. (a) It will be.....12.....feet in height, have a length on top of.....about 300.....feet;
length on bottom.....about 300.....feet; width on top.....12.....feet; slope on front or water side

.....3 to 1.....; slope on back
(Feet horizontal to 1 vertical)

.....4 to 1....., height of dam above water line when full.....8.....feet.
(Feet horizontal to 1 vertical)

(b) The construction of dam, the material of which it is to be built, and method of protection from waves are as follows:.....earthen fill dam with a solid rock spillway.....
The material is mostly clay and adobe.

(c) The location of wasteways, with dimensions, are as follows:.....

14. The total capacity of the reservoir is.....^{1 1/2}.....acre feet and the capacity for each foot of depth is as follows:

1st foot..... 2nd foot..... 3rd foot..... 4th foot..... 5th foot.....
6th foot..... 7th foot..... 8th foot..... 9th foot..... 10th foot.....
11th foot..... 12th foot..... 13th foot..... 14th foot..... 15th foot.....

(If additional space is required)

15. Description of lands to be submerged.....solid rock.....
(Sections or portions of Sections)

FILLING CONDUIT DIVERSION

Do not complete these paragraphs unless reservoir is to be filled, or partially filled, by ditch, pipe or other conduit.

16. (a) The point of diversion is located.....
(State bearing and distance from section corner or quarter section corner)

within the....., Sec....., Twp....., Rge.....
(40-acre subdivision of U. S. Government survey) (N. or S.) (E. or W.)
G&SRB&M, in the County of.....

(b) Diversion will be by gravity, the diverting dam to be.....feet in height (stream bed to overflow).....feet long on top, and constructed of.....
(Concrete, earth, brush, etc.)

(c) If water is to be pumped give general description.....
(Size and type of pump)
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

(d) Conduit System: Canal, ditch, flume, pipe line; Width on top (at water line).....feet; width at bottom.....feet; depth of water.....feet; length.....feet; grade.....feet per 1,000 feet; materials of construction.....

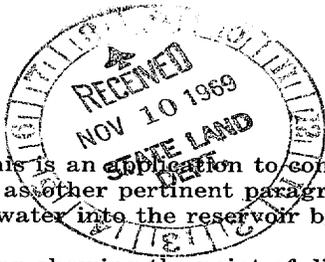
GENERAL

17. Post office serving those living near the proposed place of use is.....

18. Of the applicant's knowledge, has the water described herein ever been appropriated, claimed or used by others?..... If so, file a statement herewith furnishing names of former appropriators or users of the water, and supporting applicant's claim that the water is now subject to appropriation.

19. Give names and addresses of three water users from the stream below the proposed point of diversion; or if there are no water users from stream below the proposed point of diversion, or if the source of supply is other than a stream, furnish the names and addresses of at least three residents of the vicinity familiar with the source of supply and the proposed use of water.

.....Fred D. Wood.....
Signature of Applicant.



INSTRUCTIONS

If this is an application to construct a reservoir paragraphs 11, 12, 13, 14 and 15 must be completed as well as other pertinent paragraphs; paragraph 16 need be completed only if reservoir is filled by diverting water into the reservoir by man made means.

A map showing the point of diversion or site of reservoir, and place of use, must accompany the application. Township survey plats, United States Geological Survey maps, or a map from any other federal or state agency such as the Forest Service, the Soil Conservation Service, etc., will suffice.

An examination fee of \$3.00 is required and should be submitted with the application.

Here is interesting and pertinent information concerning dams. Excerpts from the Water Code:

"It is unlawful to construct, reconstruct, repair, operate, maintain, enlarge, remove or alter any dam except upon approval of the state engineer." Dam, in this instance, is defined as "any . . . works for the impounding or diversion of water, fifteen feet or more in height from ground level to the spillway crest, or the impounding capacity of which will be more than ten acre feet, except a dam reservoir, or appurtenant works constructed or used exclusively for watering livestock."

"Before beginning construction of a storage dam to be used exclusively for watering livestock the maximum height of which is to be ten feet or more, or a dam which will impound fifty or more acre feet of water, the owner shall present complete plans thereof to the State Land Department for approval."

* * *

Upon approval of this application the applicant will be notified. Payment of permit fees will be requested, based on the following: ". . . to appropriate water for irrigation purposes, twelve cents per acre for each acre to be irrigated up to and including one hundred acres, and ten cents per acre for each acre in excess of one hundred acres. An application for any other purpose, (except power purposes) five dollars for filing and recording each permit."

PERMIT

Permit No.....

Application No.....

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

This is to certify that I have examined the foregoing application and do hereby approve the same, and grant to the applicant a permit to appropriate the water and/or to construct the reservoir described therein subject to all prior existing rights as provided by law and to the following limitations and conditions:

- 1. The total capacity of the reservoir shall not exceed.....
The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and shall not exceed.....
2. The priority date under this permit is.....
Actual construction work shall begin on or before....., and shall be prosecuted with reasonable diligence and be completed on or before.....
Complete application of the water to the proposed use shall be made on or before.....
WITNESS my hand and seal of office this.....day of....., 19.....

.....
State Land Commissioner.

1000

STATE LAND DEPARTMENT OF THE STATE OF ARIZONA
 BEFORE THE STATE LAND COMMISSIONER

IN THE MATTER OF)
 APPLICATION NO. R-2702)
 TO APPROPRIATE WATER)
 PERMIT NO. R-1894)
)
 Re: Dagger Draw, trib.)
 Whitewash Canyon, trib.)
 Gila River)
)
 Applicant, Fred D. Wood)

ORDER TO SHOW CAUSE

Upon examining the files of the State Land Department, Water Rights Division, it appears that the above named applicants have failed to comply with certain rules and regulations of said Department.

THEREFORE, IT IS ORDERED, that **Fred D. Wood, c/o Defenders of Wildlife, c/o Mary E. Dees, 3rd Floor, United Bldg., Tucson, Arizona 85701** appear or show cause to the State Land Commissioner on or before **February 10, 1975** why the subject Application should not be cancelled.

GIVEN under my hand and the Official Seal of the State Land Department this **10th** day of **January** 19 **75**.

SEAL

Robert L. Pettway
 STATE LAND COMMISSIONER *WJm*

Reservoir 2.100
 Reservoir 5.000
 Stockwater 5.100
 \$ 12.100

STATE LAND DEPARTMENT

WATER DIVISION

Application No. R-2702 Permit No. R-1894 County Pinal

PROOF OF APPROPRIATION OF WATER By & for State of Arizona

(See reverse side for suggestions)

2/27/75 New owner - Defenders of Wild Life 3rd Floor, United Bank Bldg., Tucson, Az 85701

1. Name and address Fred D. Wood - Panarama Ranch, P.O. Box 367, Winkelman, AZ

2. Source of supply Dagger Draw *Dagger Draw & Creek beds*

Tributary of Whitewash Canyon on Gila watershed *San Pedro River*

3. Location of point of diversion NE 1/4 NW 1/4 Sec. 30 Twp. 6S Rge. 18E
 (Forty-acre tract)

4. Construction work began ~~###/###/###~~ 1-21-70 and was completed 5-16-70

5. Date water was completely applied to use July, 1970

6. Capacity of reservoir ~~9,300~~ gallons *1 1/2 A See letter dated April 10-75*

7. Quantity of water that has been applied to each use *9,300 gpa See letter dated 4/10/75*
 (In acre-feet)

per acre per annum or gallons per annum.)

8. During what months is the water beneficially used? 3 months

9. If the appropriation is for municipal, domestic or stock watering use describe the forty-acre tract in which the water is used. If for irrigation, in the column headed "Number of acres actually irrigated" fill in only the number of acres that have been irrigated and describe their location in the smallest units that will embrace them.

Township	Range	Section	Forty-acre Tract, or Other Legal Description	Number Acres Actually Irrigated
6S	18E	30	NE 1/4 - NW-1/4	

*OK BK
4/14/75*

10. (a) If a dam has been constructed, give description: Height, 12 ft.; length on top, 12 ft.; length on bottom, 300 ft.; material used and character of construction, clay-adobe.

(b) Give description of headgate: Width, ft.; depth, ft.; material used and character of construction,

(c) Size of canal: Width on top (at waterline) ft.; width on bottom, ft.; depth of water, ft.; length, ft.; grade, ft. fall per 1,000 ft. Actual capacity, sec.-ft. Give general description:

(d) Pipe line: Description of intake, Length of pipe, ft.; diam. at intake, in.; diam. at ft. from intake, in.; diam. at place of use, in. Difference in elevation between intake and place of use, ft. Is grade uniform? Actual capacity of pipe line, sec.-ft. Give general description: (Material: Steel, wrought, cast iron, wood stave, etc.)

(e) Pumping plant: Give size and type of pump, Suction lift, ft.; discharge lift, ft. Type of motor used, Horse power rating, H. P. Actual capacity of pump, sec.-ft.

(f) Distribution works: (No.) Material (Tanks or Troughs) (State dimensions) and capacity of each

11. Domestic Use. State number of families and persons actually served, and described other domestic uses of water. None

12. Stock Watering Use. State kind of stock served, Cattle State maximum, minimum and average number served per day during the months of the year water is used. Maximum, 50 Minimum, Average, 10 3 months

13. If for municipal, power, mining or any other purpose than irrigation state the extent and method of such use.

AFFIDAVIT OF APPROPRIATOR

STATE OF ARIZONA, }
County of Pinal } ss.

I, Fred D. Wood, being first duly sworn, depose and say that I have read the above and foregoing proof of appropriation of water; that I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 12th day of March, 1975

x Fred D. Wood

Subscribed and sworn to before me this 13 day of March, 1975

(Notary Seal)

Thomas R. Erndt (Notary Seal)
Notary Public.

My commission expires June 14, 1975

AFFIDAVIT OF WITNESSES

STATE OF ARIZONA, }
County of Pinal } ss.

We, C. Clifford Wood and Georgianna Wood of Winkelman, Arizona, being first duly sworn, depose and say that we are well acquainted with the facts and conditions set forth in the foregoing statement relative to proof of appropriation of water under Permit No. R-1894, that we and each of us have been over and upon each tract described in said proof, and from such personal inspection have knowledge that all necessary ditches, dams and other diversion and distributing works have been constructed, and water used as stated therein; that we have carefully read such proof of appropriation, and that each and every statement contained therein is true to the best of our knowledge and belief.

x C. Clifford Wood
Georgianna Wood

Subscribed and sworn to before me this 13 day of March, 1975

(Notary Seal)

Thomas R. Erndt (Notary Seal)
Notary Public.

My commission expires June 14, 1975

Suggestions for Completing Proof of Appropriation of Water Form

This is the final report required of a holder of a permit to appropriate public waters. Upon approval of this report and the receipt of the proper fee the Department shall be ready to issue a Certificate of Water Right.

The Proof of Appropriation of Water is a series of statements of the appropriator, under oath, which are corroborated by the affidavits of two witnesses. This form should be filled in carefully, in a manner that will describe completely the project as actually constructed, giving the number of stock being watered and the quantity of water used under stockwatering permits; giving, in case of irrigation, the number of acres of land actually irrigated and the quantity of water used; and giving the full extent of use under appropriations for whatever other purposes. The practice of merely copying this information from the permit is not proper and should not be followed.

The affidavits must be made before a Notary Public or other officer qualified to administer oaths.



NOTICE OF COMPLETION OF CONSTRUCTION

I, Fred D. Wood, the permittee under Application No. R-2702,
Permit No. R-1894, issued pursuant to the statutes of the State of Arizona for the appropriation of the waters of
Dagger Draw, tributary of Whitewash Canyon on the Gila watershed.
(Describe source of water supply)

for Reservoir for stock watering purposes
(State Use of Water)

in accordance with the terms of said permit, completed the construction of the works described therein the ~~X~~ 16th day of
~~April~~ May, 1970, being within the time fixed in said permit or within the extension of such time for the
completion of construction work.

Remarks: The reservoir was completed as per the construction permit for
If the works have a less capacity than as described in the permit, or you have definitely abandoned your plan of irrigating any of the

stock watering purposes only.
lands described in your permit, you should so state.

In Witness Whereof, I have hereunto set my hand this 12th day of March, 1975.

Panarama Ranch, P.O. Box 367, Winkelman, AZ X
(Present Address)

Fred D. Wood
(Signature of Applicant)

Fill out, detach, and mail to the Water Division, State Land Department, Phoenix, Arizona.

NOTICE OF BEGINNING OF CONSTRUCTION

I, Fred D. Wood, the permittee under Application No. R-2702,
Permit No. R-1894, issued pursuant to the statutes of the State of Arizona for the appropriation of the waters of
Dagger Draw, tributary of Whitewash Canyon on the Gila watershed.
(Describe source of water supply)

for Reservoir for stock watering purposes.
(State Use of Water)

in accordance with the terms of said permit, began the actual construction of the works described therein on the 21st ~~April~~
day of January, 19 70, being within the time fixed in said permit for the beginning of construction work.

Three men, 2 bull dozers worked two 10 hour shifts.
The appropriator should state the manner of beginning construction work, number of men employed, the amount of work completed up to the date of

this statement, and any additional information which may tend to show the beginning of work in good faith.

In Witness Whereof, I have hereunto set my hand this 12th day of March, 19 75.

Panarama Ranch, P.O. Box 367, Winkelman, AZ X Fred D. Wood
(Present Address) (Signature of Applicant)

Fill out, detach, and mail to the Water Division, State Land Department, Phoenix, Arizona.

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 DEFENDERS OF WILDLIFE
of Tucson, by and for the State of Arizona
State of Arizona, has made proof
to the satisfaction of the STATE LAND COMMISSIONER of Arizona of a right to the use of the waters of
Dagger Draw, tributary Whitewash Canyon, tributary Aravaipa Creek,
tributary San Pedro River, stored in Dagger Tank
for Stockwatering under
Application No. R-2702 Permit No. R-1894 of the State Land Commissioner,
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 Land Commissioner at Phoenix, Arizona,
in Volume 9 at page 3940 on the 27th day of Feb. 1979 ; that the priority of the
right hereby confirmed dates from November 10, 1969 ; that the amount of water to which such
right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually bene-
ficially used for said purposes, and shall not exceed 1.50 acre feet as total capacity of
the Reservoir; and the amount of water to be used for Stockwatering
shall be limited to 9,300 gallons per annum.

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 and place of use are on
State Land within the NENW of Section 30, Town-
ship 6 South, Range 18 East, Gila and Salt River
Base and Meridian, Pinal County, Arizona.

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
LAND COMMISSIONER affixed
this 27th day of February, 1979

Attest: Erin G. Galt

J. T. Ryan
State Land Commissioner.

ASSIGNMENT OF PERMIT
TO APPROPRIATE WATER

For a valuable consideration the undersigned hereby assign(s) and transfer(s)
Arizona State Land Department Permit No. R-1894 To Appropriate
Public Waters together with all rights evidenced therein to:

DEFENDERS OF WILDLIFE
120 W. Broadway, Tucson, AZ
(address)

DATED this 27 day of February, 19 75.

x Fred D. Wood

STATE OF ARIZONA)
County of Pima) ss

The foregoing instrument was acknowledged before me this 27 day of
February, 19 75, by Fred Wood.

My Commission Expires:
June 14, 1975. Monica Ernest Moore

SEAL

NOTARY PUBLIC

ACCEPTANCE

The undersigned hereby accepts the assignment of said Permit No. R-1894
To Appropriate Public Waters by Fred D. Wood and
hereby agrees to be bound by the terms thereof, and this assignment is ac-
cepted upon the conditions granted in the permit.

DATED this 18 day of March, 19 75.

DEFENDERS OF WILDLIFE
By: Louis W. Barassi, President

STATE OF ARIZONA)
County of PIMA) ss

The foregoing instrument was acknowledged before me this 18 day of
March, 19 75, by DEFENDERS OF WILDLIFE
Louis W. Barassi, President.

My Commission Expires:
June 14, 19 75.

SEAL

Monica Ernest Moore
NOTARY PUBLIC

Approved and filed by the Arizona State Land Department this _____ day of _____, 19 _____.

DEFENDERS OF WILDLIFE TRUST FOR THE

GEORGE WHITTELL WILDLIFE PRESERVE at ARAVAIPA CANYON

300 E. University Blvd. • Suite 221 • Tucson, AZ 85705

(602) 628-7576

19 July 1988

Rosemary Hester
Surface Water Section
Department of Water Resources
99 E. Virginia
Phoenix, AZ 85004

Dear Rosemary:

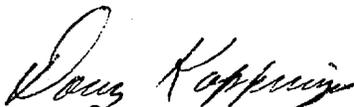
In response to your request for additional documentation on Certificate of Water Right No. 33-84222, I have enclosed a copy of the deed which transferred the interest in state leased property from E. G. Salazar to the Defenders of Wildlife Trust. Please note the site of this water right is on what was at the time of this transfer state land. I have also enclosed a fully executed Assignment of Water Right form from Salazar to Defenders of Wildlife Trust for this water right.

Regarding Stockpond No. 38-61136, please disregard the request to assign this water right made in my letter of 10 June 1988. It should not have been included since it is on property still owned by E. G. Salazar.

I have enclosed a check for \$495.00 to cover the assignment of the water rights referenced in my earlier letter with the exception of the above-mentioned stockpond.

If you have any questions please call me at 628-7576. Thank you for your assistance.

Sincerely yours,


Douglas Koppinger

Enclosures



ASSIGNMENT (CONVEYANCE) OF WATER RIGHT
 A.R.S. § 45-164.B.

GENERAL INSTRUCTIONS

You must attach to this assignment form a duly recorded deed or other documentation which evidences change of ownership of the land to which the water right is appurtenant or attached.

The fee for each assignment of water right must accompany this assignment form. Two or more water rights may be assigned on this form only if the assignors/sellers are identical on all water rights and the assignees/buyers are identical on all water rights. If a water right is subdivided into two or more separate water rights, an assignment form must be completed for each of the water rights.

This assignment form must be signed by all assignee(s)/buyer(s) and all assignor(s)/seller(s), and the current address and phone number of each party must be furnished. If there are more than two assignees or assignors, the name, address, phone number and signature of each additional assignee or assignor should be attached on a separate sheet.

In accordance with A.R.S. §45-164.B., the undersigned parties hereby notify the Arizona Department of Water Resources of the assignment (conveyance) of the following water rights, in whole, or in part:

(Present Assignment Fee for Each Water Right Assigned Includes Reissue Fee for Permit or Certificate)

\$5.00	Application to Appropriate Public Water No. 33 (A & R)-	SEE ATTACHED LIST
\$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 Application No. 38-	" " "
\$5.00	Stockpond Certificate No. 38-	" " "

Legal land description to which water right is appurtenant:
 _____¹/₄ _____¹/₄ _____¹/₄ Section _____ Township _____ N/S Range _____ E/W
 (Further detailed description should be attached on a separate sheet)

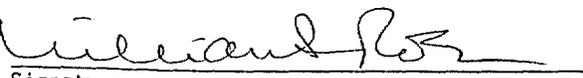
SPECIAL INSTRUCTIONS

An appropriative water right for an irrigation use is appurtenant to specific acres of land. If one or more irrigation water rights are being assigned, indicate the number of acres to which the rights are appurtenant and the legal description of the land to which the rights are appurtenant. (Note: the number of acres involved and the legal description are indicated on the original application, permit or certificate.)

Number of Acres: All Partial
 (Circle all OR partial and enter number of acres)

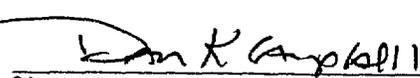
SELLER(S)/ASSIGNOR(S)

Name Defenders of Wildlife Trust for the George Whittell Wildlife Preserve
 (PRINT OR TYPE) at Aravaipa Canyon
 Address 300 E. University, Suite 221
Tucson, AZ 85705
 Phone No. (602) 628-7576


 Signature William G. Roe/ Managing Trustee

BUYER(S)/ASSIGNEE(S)

Name The Nature Conservancy
 (PRINT OR TYPE)
 Address 300 E. University, Suite 230
Tucson, AZ 85705
 Phone No. (602) 622-3861


 Signature Dan Campbell/Vice President

Attachment to ASSIGNMENT (CONVEYANCE) OF WATER RIGHT form
(Defenders of Wildlife Trust to The Nature Conservancy 10 June 1988)

Permit to Appropriate Public Water

~~33-85315~~ NE1/4, SW1/4 Sec. 22 T7S R18E
~~33-85314~~ NW1/4, NE1/4 Sec. 5 T7S R19E
~~33-85313~~ NW1/4, SE1/4 Sec. 16 T7S R18E
~~33-85310~~ NE1/4, NE1/4 Sec. 21 T7S R18E
~~33-85316~~ NW1/4, SW1/4 Sec. 9 T7S R18E
~~33-85317~~ NW1/4 Sec. 7 T7S R18E
~~33-85319~~ NE1/4, NE1/4 Sec. 17 T7S R18E
~~33-85308~~ NW1/4, NW1/4 Sec. 27 T6S R18E
~~33-87291~~ NE1/4, SW1/4 Sec. 26 T6S R18E

Certificate of Water Right

~~33-85312~~ NE1/4, SE1/4 Sec. 15 T7S R18E
~~33-85311~~ SW1/4, NE1/4 Sec. 15 T7S R18E
~~3940~~ NE1/4, NW1/4 Sec. 30 T6S R18E
~~2444~~ NE1/4, NW1/4 Sec. 5 T7S R19E
~~449~~ NW1/4, NE1/4 Sec. 4 T7S R18E
~~3468~~ SE1/4, NW1/4 Sec. 2 T7S R18E
~~3469~~ SW1/4, NW1/4 Sec. 35 T6S R18E
~~3470~~ NW1/4, NW1/4 Sec. 35 T6S R18E
~~3471~~ SW1/4, NW1/4 Sec. 23 T6S R18E
~~3472~~ SW1/4, NW1/4 Sec. 12 T7S R18E
~~3473~~ SE1/4, NW1/4 Sec. 11 T7S R18E
~~33-84222~~ NE1/4, NW1/4 Sec. 26 T6S R18E
~~33-84223~~ SE1/4, SE1/4 Sec. 25 T7S R18E

Statement of Claim of Right

~~36-37250~~ NE1/4, NE1/4 Sec. 28 T6S R19E
~~36-37266~~ E1/2 Sec. 6 T7S R19E
~~36-37267~~ NE1/4, NW1/4 Sec. 5 T7S R19E
~~36-37268~~ NW1/4, SW1/4 Sec. 10 T6S R19E
~~36-37269~~ SW1/4, NE1/4 Sec. 10 T6S R19E
~~36-37270~~ Sec. 19-21,27,28,34,35 T6S R19E
~~36-37275~~ NW1/4, NE1/4 Sec. 20 T6S R18E
~~36-37276~~ Sec. 13,23,24,26 T6S R17E
~~36-37277~~ SE1/4, SE1/4 Sec. 31 T6S R18E
~~36-37278~~ SW1/4, NW1/4 Sec. 31 T6S R18E
~~36-37279~~ NE1/4, NW1/4 Sec. 4 T7S R18E
~~36-37280~~ NW1/4, NE1/4 Sec. 4 T7S R18E
~~36-37281~~ SW1/4, SW1/4 Sec. 27 T6S R18E
~~36-37282~~ SW1/4, SW1/4 Sec. 19 T6S R18E
~~36-37285~~ SW1/4, NW1/4 Sec. 8 T7S R18E
~~36-37286~~ SW1/4, NE1/4 Sec. 8 T7S R18E
~~36-37287~~ SW1/4, NW1/4 Sec. 9 T7S R18E
~~36-37288~~ NE1/4, SW1/4 Sec. 7 T7S R18E
~~36-37289~~ NW1/4, NW1/4 Sec. 31 T6S R18E
~~36-37290~~ NW1/4, SE1/4 Sec. 32 T6S R18E
~~36-37291~~ NW1/4, SE1/4 Sec. 4 T7S R18E
~~36-37292~~ SW1/4, NW1/4 Sec. 27 T6S R18E
~~36-37293~~ NW1/4, NW1/4 Sec. 16 T7S R18E
~~36-37294~~ NW1/4, NW1/4 Sec. 4 T7S R18E
~~36-37295~~ SW1/4, NE1/4 Sec. 15 T7S R18E

DATA ENTRY INSTRUCTIONS
ASSIGNMENTS

To: Ursula

Date: 9-2-92

From: Lewis

File No.s: R - 2714 .0 CWR (3472)

STATUS OF PREVIOUS FILES:

IB

1
2
3 .1

STATUS OF NEW FILES:

AA

2715 .0 (3473) .0

ACTION CODE FOR PREVIOUS FILES:

Code 5B Dates: 12-13-85 .0
9-16-88 .1
6-23-92 .2

RECEIVED SEP 08 1992

1
2
3 .1
2702 .0 (3940) .0

ACTION CODE FOR NEW FILES:

Code 83 Dates: 9-2-92 .3
10-2-92

1
2
3 .1

LAND OWNERSHIP CHANGE

to: BLM - Safford Dist. ofc.

E. G. Salazar
Klondyke, AZ 85643

FOR 38's ONLY:

Last Action: _____

Date: _____

Next Action: _____

Date: _____

NEW HOLDER NAME AND ADDRESS:

BLM - Safford District office
425 E. 4th St
Safford, AZ 85546

- 1 Defenders of Wildlife Trust
for George Whittell Wildlife Preserve
300 E. University, Suite 221
Tucson, AZ 85705
- 2 The Nature Conservancy
300 East University, #230
Tucson, AZ 85705

COMMENTS:

SW1100 ARIZONA DEPARTMENT OF WATER RESOURCES TODAYS DATE 09/02/92
 NEXT SCREEN: SURFACE WATER - PUBLIC WATER
 NEXT #: 3R - 0002702 0000
 APPLICATION #: 3R - 0002702 0000 INACTIVE - FULL ASSIGN
 PRIORITY DATE: 11 10 1969 USAGE STATUS:
 HOLDER NAME: WOOD, FRED D ADDRESS: BOX 367

SOURCE NAME: DAGGER DRAW WINKELMAN AZ 85292
 OWNER: STATE AGENCY COUNTY: FINAL
 WATERSHED: SAN PEDRO RIVER
 CLAIMED ACRES: DUTY WATER:
 LIVESTOCK NUMBER: 10 TYPES: COWS/HORSES

QUANTITY	UNIT	TYPE	<<WATER USES>>	QUANTITY	UNIT	TYPE
9300.00	GPA	STOCK				

RESERVOIR: DAGGER TANK CAPACITY: 1.50 AFT
 PERMIT NUMBER: 0001894 CERTIFICATE NUMBER: 0003940 INACTIVE BOX NUMBER: 0000
 LAST ACTION: ASSIGNED LAST ACTION DATE: 2 27 1975
 NEXT ACTION: NONE NEXT ACTION DATE:

SW1100 ARIZONA DEPARTMENT OF WATER RESOURCES TODAYS DATE 09/02/92
 NEXT SCREEN: SURFACE WATER - PUBLIC WATER
 NEXT #: 3R - 0002702 0001
 APPLICATION #: 3R - 0002702 0001 INACTIVE - FULL ASSIGN
 PRIORITY DATE: 11 10 1969 USAGE STATUS:
 HOLDER NAME: DEFENDERS OF WILDLIFE ADDRESS: 300 E UNIVERSITY 330
 TUCSON AZ 85705
 SOURCE NAME: DAGGER DRAW
 OWNER: STATE AGENCY COUNTY: PINAL
 WATERSHED: SAN PEDRO RIVER
 CLAIMED ACRES: DUTY WATER:
 LIVESTOCK NUMBER: 10 TYPES: COWS/HORSES
 QUANTITY UNIT TYPE <<WATER USES>> QUANTITY UNIT TYPE
 9300.00 GPA STOCK
 RESERVOIR: DAGGER TANK CAPACITY: 1.50 AFT
 PERMIT NUMBER: 0001894 CERTIFICATE NUMBER: 0003940 INACTIVE BOX NUMBER: 0000
 LAST ACTION: ASSIGNED LAST ACTION DATE: 9 6 1988
 NEXT ACTION: NONE NEXT ACTION DATE:

SW1100 ARIZONA DEPARTMENT OF WATER RESOURCES TODAYS DATE 09/02/92
 NEXT SCREEN: SURFACE WATER - PUBLIC WATER
 NEXT #: 3R - 0002702 0002
 APPLICATION #: 3R - 0002702 0002 ACTIVE - ACTIVE
 PRIORITY DATE: 11 10 1969 USAGE STATUS:
 HOLDER NAME: NATURE CONSERVANCY, THE ADDRESS: 300 E UNIVERSITY #230

SOURCE NAME: DAGGER DRAW TUCSON AZ 85705
 OWNER: STATE AGENCY COUNTY: PINAL
 WATERSHED: SAN PEDRO RIVER
 CLAIMED ACRES: DUTY WATER:
 LIVESTOCK NUMBER: 10 TYPES: COWS/HORSES
 QUANTITY UNIT TYPE <<WATER USES>> QUANTITY UNIT TYPE
 9300.00 GPA STOCK

RESERVOIR: DAGGER TANK CAPACITY: 1.50 AFT
 PERMIT NUMBER: 0001894 CERTIFICATE NUMBER: 0003940 INACTIVE BOX NUMBER: 0000
 LAST ACTION: FULL ASSIGNMENT LAST ACTION DATE: 9 6 1988
 NEXT ACTION: REQUEST REVISED CWR FEE NEXT ACTION DATE: 10 6 1988

DEPARTMENT OF WATER RESOURCES
CONVEYANCE TRACKING SHEET

11-10-69

Original

APP # R-2702,0000
Fred D. Wood
2/27/75

Generation

1

CWR No. 3940,0000
APP. # R-2702,0001
Defenders of Wildlife
9-6-88

CWR No. 3940,0000
APP. # R-2702,0002
The Nature Conservancy
6-23-92

CWR No. 3940,0001
APP. No. R-2702,0003
BLM-Safford Dist.

2

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3

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4

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5

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[Empty box]

[Empty box]

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

SRP06239

23 1992

APPLICATION FOR ASSIGNMENT

*For further reference see Lead File
CWR 331.*

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 request the assignment of the following water rights or claims, in whole, or in part:

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

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

SELLER(S)/ASSIGNOR(S)

BUYER(S)/ASSIGNEE(S)

Name THE NATURE CONSERVANCY
(Print or Type)

Name BLM-Safford District
(Print or Type)

Address 300 E. UNIVERSITY, STE 230
TUCSON, AZ 85705

Address 425 E. 4th St.
Safford, AZ 85546

Phone No. (602) 622-3861

Phone No. (602) 428-4040

Don K. Camp
SIGNATURE

Delbert Molitor for BLM
SIGNATURE

6/3/92
(date signed)

Delbert Molitor
Please Print or Type Name

4/2/92
(date signed)

SRP06240
*For further reference see Lead
 File CWR 331.*

Aravaipa Canyon Allotment #4529

<u>File No.</u>	<u>Status</u>	<u>Claim No.</u>	<u>Legal Description</u>	<u>Name</u>
3471	Cert.	39-2661	SWNW 23 6 18	McNair Tank
38-61135	---	39-2658	NWSE 23 6 18	Red Tank
36-61123	---	39-2643	NWSW 25 6 18	Goat Spring
38-61133	---	39-2659	NESE 26 6 18	Basin Tank
33-87291	Permit	39-12029	NESW 26 6 18	Houston Tank
38-61138	---	39-2660	SENE 27 6 18	Bills Tank
36-37292	---	39-5526	NWSW 27 6 18	Stone Cabin Spring
36-37281	---	39-5484	SWSW 27 6 18	Woodrow's Tank
3940	Cert.	39-5495	NENW 30 6 18	Dagger Draw Tank
36-37282				
55-644967		39-5533	NESWSW 32 6 18	Hagen Well
36-37283				
331	Cert.	39-5539	NESW 34 6 18	Burbess Spring
3470	Cert.	39-2665	NWNW 35 6 18	White Tank
3469	Cert.	39-2663	SWNW 35 6 18	Mesa Draw Tank
38-86583	---	39-5543	SENW 10 6 19	Bear Canyon Dams
38-86584	---	39-5546	SWNE 15 6 19	Martinez Tank #2
38-86585	---	39-5540	SENE 15 6 19	Martinez Tank #1
38-86586	---	39-5482	SENW 17 6 19	Pilares Tank
38-86587	---	39-5541	SESE 28 6 19	Matanza Dam
38-86588	---	39-5544	NWNE 29 6 19	Turkey Cr. Break Tank 4
38-86589	---	39-5481	SWNE 29 6 19	Turkey Cr. Break Tank 3
38-86590	---	39-5542	SWSW 32 6 19	Mescal Hill Tank
38-86591	---	39-5491	SENE 33 6 19	Matanza Tank
38-86592	---	39-5480	SWNW 33 6 19	Turkey Cr. Break Tank 2
38-86593	---	39-5545	SWSE 33 6 19	Turkey Cr. Break Tank 1
38-61137	---	39-2657	NESW 01 7 18	Moore Tank
3468	Cert.	39-2662	SENW 02 7 18	Dead Cow Tank
55-644966	---	39-5483	NENE 04 7 18	Virgus Well Windmill
36-37284				
36-37291	---	39-5501	NWSE 04 7 18	Locust Spring
36-37294	---	39-5502	SWNW 04 7 18	Ash Canyon Spring
3473	Cert.	39-2666	SENW 11 7 18	Brown's Tank
3472	Cert.	39-2664	SWNW 12 7 18	Ralph's Tank
36-37293	---	39-5530	NWNW 16 7 18	Granite Spring
36-61127	---	39-2656	NENE 25 7 18	Jed Spring
36-61125	---	39-2654	NESW 25 7 18	Walnut Spring
33-84223	Cert.	39-2670	SESE 25 7 18	No-Name Spring
36-37266	---	39-5532	SENE 06 7 19	Oak Grove Cyn. Spr.
38-61140	---	39-2668	SESE 07 7 19	Black Butte Tank
36-61126	---	39-2655	NENW 07 7 19	Lower Jackson Spring
33-85308	Rsgnd.	39-5479		Lower Stone Cabin Spr.
33-85313	Rsgnd.	39-5496		Goat Camp Spring
33-85314	Rsgnd.	39-5485		Turkey Creek Spring
33-85315	Rsgnd.	39-5538		Sycamore Spring
33-85316	Rsgnd.	39-5537		Battleship Rock Spr.
33-85319	Rsgnd.			Table Mtn. Spr. 1 & 2

In BLM

In BLM

23

OVER

ORIGINAL FILED

<u>File No.</u>	<u>Status</u>	<u>Claim No.</u>	<u>Legal Description</u>	<u>Name</u>
33-84222	Cert.	39-2669	NENW 26 6 18	Playa Tank
36-37267		39-5525	NENW 05 7 19	Turkey Creek
36-37268		39-5531	POD NWSW 10 6 19	E. Bear Cyn. #1
			POU NENE 16 6 19	
36-37269		39-5504	SWNE 10 6 19	E. Bear Cyn. #2
38-61134		39-2646	SWSE 24 6 18	Turkey Ck. Tank
36-61122		39-2641	NESE 30 6 19	Turkey Creek Spring Box.

Muleshoe Allotment #4401

<u>File No.</u>	<u>Status</u>	<u>Claim No.</u>	<u>Legal Description</u>	<u>Name</u>
36-34388	---	39-5589	NESE 22 11 20	Old Ranch Spring
36-34387	---	39-5588	SWNE 34 11 20	Swamp Spring
36-34421	---	39-5570	NWNW 36 11 20	Deer Seep
36-34389	---	39-5590	SESW 36 11 20	Whiskey Spring
36-34424	---	39-5573	SESW 36 11 20	Rim Slope Spring
36-34422	---	39-5571	SESW 01 12 20	Haseanno Spring
36-34390	---	39-5591	NESW 01 12 20	Tio Cruz Spring
36-34395	---	39-5596	SWNE 25 12 20	Wildcat Spring
36-34403	---	39-5552	SESW 33 12 20	Lower Blanco Spr.
36-34402	---	39-5551	NESE 34 12 20	Cocktail Seep
36-34396	---	39-5597	NWNW 17 12 21	Redus Seep
36-34423	---	39-5572	NWSE 35 11 20	Lower Tio Cruz Spring
55-637775	---	39-11590	SWSW 31 12 21	Unnamed Well
55-637774	---	39-11587	NENW 26 11 20	Unnamed Well.

DATA ENTRY REQUEST

To: URSULA

Date: 9-28-92

From: _____

CWR

FOR "38's" ONLY:

File No.'s R - 2443.3 3468.1

2444.3 3469.1

2445.3 3470.1

2446.3 3471.1

2714.3 3472.1

2715.3 3473.1

2702.3 3940.1

____ Add
File Status: _____

Return files to: _____

____ Change
File Status: _____

Last Action: _____, Date: _____

Next Action: _____, Date: _____

Inactive, Combined with _____

FOR "33's" ONLY:

____ Add, Action Code 1, Usage Code: _____

File Status: _____

Watershed _____

Return files to: _____

Change, Action Code to 85

File Status: _____

Dates: 1) 9-25-92

2) _____

3) _____

Comment: **ENTERED SEP 28 1992**

____ Cancelled; Withdrawn, Combined

Action Code: _____, Date: _____

File Status: _____

Inactive, Combined with _____

____ Permit, Action Code 30

Input Permit Number _____

Use dates: _____

____ CWR, Action Code _____

Input CWR Number _____

ARIZONA DEPARTMENT OF WATER RESOURCES

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



September 25, 1992

FIFE SYMINGTON
Governor

ELIZABETH ANN RIEKE
Director

Bureau of Land Management
Safford District Office
ATTN: Delbert Molitor
425 East Fourth Street
Safford, Arizona 85546

Re: Revised Certificates of Water Right Nos. 331, 3468, 3469, 3470, 3471, 3472, 3473, 3940,
33-84222, 33-84223 and 33-87291.

Dear Mr. Molitor:

The Director of the Department of Water Resources is pleased to forward the enclosed Revised Certificates of Water Right for your records.

The Revised Certificates is evidence of your water right. A duplicate copy of the Revised Certificates is maintained in the official records of this Department.

Your patience in complying with the requirements of the Public Water Code in perfecting these water rights is appreciated.

Yours truly,

A handwritten signature in cursive script that reads "Louise Hutchinson".

Louise Hutchinson
Surface Water Rights Specialist
Operations Division
Telephone (602) 542-1581

Enclosures

lh

ARIZONA DEPARTMENT OF WATER RESOURCES

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

September 2, 1992

*For further reference
 See Lead file 331.*



FIFE SYMINGTON
 Governor

ELIZABETH ANN RIEKE
 Director

Bureau of Land Management
 Safford District Office
 Attn: Ray A. Brady
 425 East Fourth Street
 Safford, Arizona 85546

Re: Assignment (Conveyance) of 57 Water Rights and Claims - See attached listing.

From: The Nature Conservancy
 To: Bureau of Land Management, Safford District Office

Dear Mr. Brady:

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 listed certificates and claims. Enclosed please find a receipt for billing of your Fee Credit Account for payment of the assignment processing fee.

The Department of Water Resources is prepared to issue Revised Certificates of Water Rights for the 11 rights highlighted on the list. The certification fee for each issued Revised Certificate is \$25.00. The Department requests your approval to use your Fee Credit Account for payment of the certification fees.

The Department assumes your request for assignment on the Statement of Claims of Right is a request to change the name of the claimant only. The Department does not presume to either adjudicate the validity of the claim, or determine who should hold the claim.

Please call me at the telephone number listed below if you have further questions regarding the assignment application process and the Revised Certificates.

Yours truly,

Louise Hutchinson

Louise Hutchinson
 Surface Water Rights Specialist
 Operations Division
 Telephone (602) 542-1581

Enclosures

cc: Delbert Molitor

lh

John M. Little
Acting

April 4, 1979

William S. Truman, Recorder
Pinal County
Post Office Box 848
Florence, Arizona 85232

Re: Certificates of Water Right Nos.
3886, 3913 & 3940 (3 Certificates)

Dear Mr. Truman:

The above numbered Certificates of Water Right are submitted to your office for recording.

Please forward the recorded Certificates to the owners as follows:

<u>CWR No.</u>	<u>Name & Address</u>
3886	Rail N Ranch Corp. Miller Star Rt., Box 130 Tucson, AZ 85726
✓ 3940	Defenders of Wildlife 3rd Fl., United Bank Bldg. Tucson, AZ 85701 Attn: Louis W. Barassi
3913	James H. Dunn Route 3, Box 283 Yuma, AZ 85364

Addressed stickers are enclosed for your convenience.

Enclosed also is our check No. 735, dated March 23, 1979, in the amount of \$6.00, covering the recording fee of \$2.00 per Certificate (ARS 45-108B). A receipt is respectfully requested.

We appreciate your cooperation in this matter.

Sincerely,

F. C. Ryan, Director
Water Rights Division

FCR:sw
Encs.

State of Arizona

SRP06246

DEPARTMENT OF WATER RESOURCES

99 E. Virginia Avenue, Phoenix, Arizona 85004



BRUCE BABBITT, Governor
WESLEY E. STEINER, Director

November 10, 1983

Doug Koppinger
Defenders of Wildlife
30 North Tucson Boulevard
Tucson, Arizona 85716

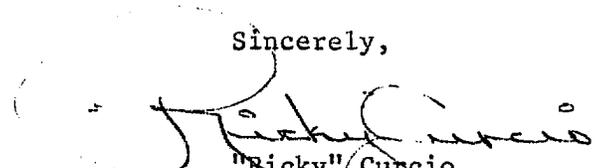
Dear Doug:

Further to our recent telephone conversation, attached is the correspondence which explains the withdrawal from our active files of Application No. 33-85318. Certificate of Water Right No. 331 was granted to E. L. Campbell on November 5, 1929. On September 7, 1938, CWR No. 331 was assigned to Lupe Salazar, and is still in the name of Salazar in our records.

In this regard, I am attaching two forms - one of which should be used to implement the assignment of CWR No. 331 to Defenders of Wildlife. If Mr. Salazar is available to sign his name, the "Assignment" form can be used. If Mr. Salazar is not available to sign, please use the Statement of Ownership form - to this form, however, you must attach proof of ownership - please read at the red "check" marks. There is a \$5.00 fee for filing either form.

Also enclosed is a copy of Certificate of Water Right No. 3940 in the name of Defenders of Wildlife, for your records.

Sincerely,



"Ricky" Curcio
State Examiner

enclosures

Think Conservation!

Office of Director 255-1554

Administration 255-1550, Water Resources and Flood Control Planning 255-1566, Dam Safety 255-1541,
Flood Warning Office 255-1548, Water Rights Administration 255-1581, Hydrology 255-1586.

October 30, 1969

Mr. Fred D. Wood
Panorama Ranch
P. O. Box 367
Winkelman, Arizona 85292

Dear Mr. Wood:

In compliance with your request, we enclose an Application for a Permit to Appropriate Public Waters of the State of Arizona and/or to Construct a Reservoir and Store Water for Beneficial Use form, which is to be completed in duplicate.

You will note that the completed application form when transmitted to this office, is to be accompanied by the statutory examination fee of \$3.00, and a map upon which the location of the reservoir has been indicated.

This map is required. This Department prefers a United States Geological Survey Map. Your area may be in one of the Holy Joe Peak quadrangles, possibly the Saddle Mountain 1949 area. However, any published map which shows stream courses is acceptable. Maps may be secured from any Blue Print company.

You should not have any difficulty in completing this application form if you will read it over carefully - including the fine print - and then supply the information requested in the fine print.

Yours very truly,

F. C. Ryan, Supervisor
Water Division

FCR/kh/lb
Encl.

WOOD BROTHERS
PANORAMA RANCH
BOX 367
WINKELMAN, ARIZONA

October 28, 1969

State Land Department
Water Division
State Office Building
Phoenix, Arizona

Dear Sir:

With your permission, I would like to construct an earthen dam to catch run off water for stock watering purposes in the N E $\frac{1}{4}$ of the N W $\frac{1}{4}$ Sec. 30, T 6 S, R 18E.

My lease number is 1484.

Thank you very much for your consideration.

Very truly yours,
Fred D. Wood
Fred D. Wood

1-29-75
WMM
Ask # ? of handle
ayb

WOOD BROTHERS

PANORAMA RANCH
BOX 367
WINKELMAN, ARIZONA 85292

January 25, 1975

SLC	Res. Mgt
C.A&R	Forestry
Lease'g	Mineral
Case Ex	Rge. & H
Doc. Prep	Water
P. & R.	NRCD
Apprs'l	Prot.
S. & Ex	Adm. Ser.

Mr. Andrew Bettwey
State Land Commissioner
State Land Department of the State of Arizona
Phoenix, Arizona

Dear Mr. Bettwey:

The Defenders of Wildlife have just forwarded the document of January 10th regarding the Dagger Reservoir--Application No. R-2702 Permit No. 1894.

At the time this application was issued we were in the midst of processing the sale of our ranch to the Nature Conservancy. Knowing that we would not have an opportunity to comply with the application agreement, we then notified the Nature Conservancy and suggested that they comply and fully process this application which we assumed they had done.

Due to the lapse of time and since the Nature Conservancy has transferred all their holdings to the Defenders of Wildlife, I feel it is now the D.O.W's. responsibility to complete this matter if they wish to do so; however, I would be glad to be of assistance in any way I can.

Many thanks for your kind consideration.

Sincerely yours,

Fred D. Wood

copy to D.O.W.

January 30, 1975

Defenders of Wildlife
c/o May and Dees
3rd Floor United Bank Building
Tucson, Arizona

Gentlemen:

We have received the enclosed letter from Mr. Fred D. Wood pertaining to Application No. R-2707, a copy of which is also enclosed for your information.

If you have an interest in pursuing this application, then we need the enclosed Beginning and Completion of Construction and Proof of Appropriation forms completed and returned to this Department by February 10, 1975, in order to meet the requirements of the Order To Show Cause.

In the event that you cannot meet this deadline, we would appreciate a written request for an extension of time.

Further, although not a factor under the Show Cause, we will need the enclosed Assignment form properly executed and returned in order to change the applicants name from Mr. Wood to yours. Please note that a \$1.50 fee must accompany the Assignment form.

If we can be of further assistance, feel free to contact us directly.

Sincerely,

Andrew L. Bettwy
State Land Commissioner

BY

Richard A. Gessner
Water Rights Division

RAG:jar

Enclosures

February 10, 1975

Louis W. Barassi, President
Defenders of Wildlife
3rd Floor, United Bank Building
120 West Broadway
Tucson, Arizona 85701

Dear Mr. Barassi:

In our letter of January 30, 1975, we inadvertently referenced Application Number R-2707. In fact, we intended R-2702. We believe that we furnished a copy of the proper Application R-2702 and in fact issued the Order to Show Cause against R-2702.

On this basis, the Order to Show Cause issued to Mr. Fred D. Wood on Application Number R-2702, is hereby extended to and including April 11, 1975, pursuant to your written request of February 6, 1975, filed with this Department.

Sincerely,

Andrew L. Bettwy
State Land Commissioner

BY

Wm. Joe Melling, Director
Water Rights Division

ALB:WJM:du

Defenders of Wildlife

2000 N STREET, N.W., SUITE 201 • WASHINGTON, D. C. 20036 • Telephone: 202 223-1993
Publishers of DEFENDERS OF WILDLIFE NEWS



March 19, 1975

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Assistant Vice President
Wayne Barrett
Acting Editor

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Mr. Richard A. Gessner
Water Rights Division
ARIZONA STATE LAND DEPARTMENT
1624 West Adams
Phoenix, AZ 85007

Dear Mr. Gessner:

Re: Water Rights - Assignment

We want to thank Mr. Wm. Melling for granting the extension of time for filing the following documents which were forwarded to our office:

Notice of Beginning of Construction;
Notice of Completion of Construction;
Proof of Appropriation of Water; and
Assignment of Permit to Appropriate Water.

These instruments are enclosed for your approval.

If there is anything further required please let me know.

Sincerely yours,

DEFENDERS OF WILDLIFE

Louis W. Barassi, President

120 W. Broadway
Tucson, AZ 85701

LWB/d

Enclosures: 5

792-9690

Called 4/2/75
Secretary will amend
Paragraph 6-7
Bh 4/2/75

Defenders

OF WILDLIFE

April 10, 1975

Mr. Richard A. Gessner
Water Rights Division
ARIZONA STATE LAND DEPARTMENT
1624 West Adams
Phoenix, AZ 85007

Dear Mr. Gessner:

Re: Water Rights - Assignment
Application No. R-2702

In accordance with our telephone conversation last week with Mr. Brian Kirby of your office, will you please change the Proof of Appropriation of Water as follows:

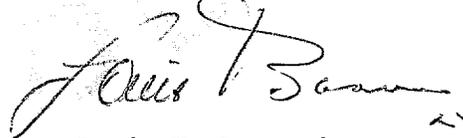
No. 6 - 1 1/2 acre feet

No. 7 - 9,300 Gallons.

Thank you for your kind assistance.

Sincerely yours,

DEFENDERS OF WILDLIFE



Louis W. Barassi

LWB/d

WOOD BROTHERS

PANORAMA RANCH

BOX 367

WINKELMAN, ARIZONA 85292

November 6, 1969

State Land Department
Water Division
State Office Building
Phoenix, Arizona 85007

Att: Mr. F.C.Ryan

Dear Mr. Ryan:

Please find enclosed applications for construction of reservoir for stock watering purposes.

I hope these will meet with your approval, however I didn't complete the footage in number 14 as I did not know how to figure it.

We would appreciate your kind consideration of these applications.

Very truly yours,

Fred D. Wood

Fred D. Wood

November 10, 1969

Mr. Fred D. Wood
P. O. Box 367
Winkelman, Arizona 85292

Re: Application No. R-2702, Dagger Draw, stored in Dagger
Tank

Dear Mr. Wood:

Your application for a Permit to Construct a Reservoir and Store Water for Beneficial Use has been made of record and given the above recorded reference number.

Receipt for the examination fee, which accompanied the application, will be forwarded under separate cover.

A preliminary examination of the filing discloses that the following numbered paragraphs need to be completed and/or corrected.

- Par. 8 (c): The rule of thumb used by this Department for many years in estimating the quantity of water required for stockwatering is 10 gallons per average number of head of stock per day. In this instance, the format would be: 10 (head) x 10 (gallons) x 93 (days) or 9,300 gallons per annum.
- Par. 15: Read fine print. The answer should be, "portion of Section 30, Township 6 South, Range 18 East."
- Par. 17: Please complete.
- Par. 18: Please read and complete.
- Par. 19: Please read this paragraph. You will note that if there are no users below your point of diversion, you are to give the names and addresses of three people or residents of the vicinity, who are familiar with the source of supply of water and its proposed use.

Fred D. Wood
11/10/69
Page 2.

After receipt of the completed application, it will be processed for the issuance of Notices of Posting. We are unable to process the filing presently as its status is considered, "incomplete."

Please be advised that in accordance with the provisions of Arizona Revised Statutes, Sec. 45-144, concerning return of applications for correction, your application will retain its present date of priority if returned to this Department, corrected, within 60 days from date of return.

Very truly yours,

F. C. Ryan, Supervisor
Water Division

FCR/kh/lb

Encl.

WOOD BROTHERS

PANORAMA RANCH

BOX 367

WINKELMAN, ARIZONA

November 15, 1969

State Land Department
Water Division
State Office Building
Phoenix, Arizona 85007

Att: Mr. F.C.Ryan

Dear Mr. Ryan:

Please find enclosed my application
No. R-2702 to construct a reservoir and store
water for beneficial stock watering use.

According to your suggestions we have
completed these forms and made the necessary
corrections. I hope these will be satisfactory.

I surely thank you for your help and
suggestions.

Many thanks again.

Yours sincerely,

Fred D. Wood
Fred D. Wood

November 20, 1969

Mr. Fred S. Wood
P. O. Box 367
Winkelman, Arizona 85292

Re: Application No. R-2702, Dagger Draw/Dagger Tank

Dear Mr. Wood:

Notices of Posting are being forwarded under separate cover. Please read the letter accompanying the Notices and follow instructions given therein.

Your attention is called to the amount of stockwater requested. The amount you asked for was based on the maximum number of head and not on the average number of head. We have altered your request to conform with the regulations relevant to the use of water for stock, as explained in Paragraph 8 (a) of our letter of October 10, 1969.

The format used for the notices is 10 head (average number) x 10 gallons per head (100 gals.) x 93 days of use, or 9,300 gallons per annum.

Yours very truly,

F. C. Ryan, Supervisor
Water Division

FCR/kh/lb

WOOD BROTHERS

PANORAMA RANCH
BOX 367
WINKELMAN, ARIZONA

December 26, 1969

State Land Department
State Office Building
Phoenix, Arizona 85007

Att: Mr. F.C.Ryan

Dear Mr. Ryan:

Please find enclosed Affidavit of
Posting Notice to appropriate waters on state
land.

Very truly yours,

Fred D. Wood

Fred D. Wood

Jan. 16, 1970 SRP06260

Water Division
State Land Dept.
State Office Bldg
Phoenix, Arizona 85007

Att. Mr. F. C. Ryan

Dear Mr. Ryan:

Enclosed please find
our check in the amount of
\$500 for Application No. R-2702,
Dagger Draw/Dagger Tank.

Many thanks for your
cooperation.

Very truly yours,

Fred D. Wood



ARIZONA
DEPARTMENT
OF WATER
RESOURCES

Rose Mofford, Governor
C. Laurence Linser,
Acting Director

99 E. Virginia Avenue
Phoenix, Arizona 85004

September 6, 1988

The Nature Conservancy
300 E. University, Suite 230
Tucson, Arizona 85705

RE: Assignment (Conveyances)

Dear Sir:

The recent assignment action as referenced per attached, has been accomplished.
Enclosed please find your receipt for the assignment.

Thank you for complying with Arizona Revised Statutes §45-163 and 45-164.

Sincerely,

A handwritten signature in cursive script that reads "Rosemary Hester".

Rosemary Hester
State Examiner
Surface Water Section
Telephone (602) 255-1581

RH:im

11/10/69	Application filed - R-2702, Fred D. Wood
11/20/69	NOTICES of Posting sent To Applicant
12/31/69	Affidavit of Posting received
1-19-70	Permit issued - R-18941
1-10-75	OTSC issued
1-25-75	Reply To OTSC
1-30-75	Letter: Gessner To May & Dees
2-10-75	Letter: Melling To Barassi; extends OTSC
3-24-75	Beginning & End of Construction Notices received
3-24-75	Assigned To Defenders of Wildlife
3-24-75	Proof of appropriated received
10-15-76	Ready for certificate fees
12-26-76	Received certificate fees
2-2-79	Ready for Certificate

to

Arizona State Land Department
1624 West Adams
Phoenix, AZ

DEFENDERS OF WILDLIFE

120 W. Broadway
TUCSON, AZ. 85701

Att: F.C. Ryan, Water Rights Division

subject APPLICATION R-2702 - Whitewash Canyon date December 18, 1976

FOLD

message

Gentlemen:

Please find enclosed the Statutory Certification fee of \$12 covered by our check No. 100-E along with your form number 25-76.

Thank you for your assistance.

Sincerely yours,

signed Adonna Ernst

FOLD

reply

date _____ signed _____

SENDER: Mail buff and pink copies with carbon intact.

RECEIVER: Reply, retain buff copy, return pink copy.

to

Water Rights Division
ARIZONA STATE LAND DEPARTMENT
1624 West Adams
Phoenix, AZ 85007

DEFENDERS OF WILDLIFE

120 W. Broadway
TUCSON, AZ. 85701
792-9690

subject Application No. R-2702 - Whitewash Canyon date November 19, 1976

message

Gentlemen:

The attorney who handled all of the water rights is no longer with the law firm of May, Dees and Barassi, therefore, will you please give me some information on the above subject matter.

Thank you for your assistance.

Sincerely,

signed

Adonna Ernst

Adonna Ernst

reply

Permit 1894 11/19/69
Dagger Tank
neww 30-65-18E
9300 GPA
10 A

date

*Talked to Ernst she
Adonna will check 11-23-76
BR*

signed

SENDER: Mail buff and pink copies with carbon intact.

RECEIVER: Reply, return buff copy, return pink copy.



RAUL H. CASTRO
GOVERNOR

Arizona
State Land Department

1624 WEST ADAMS
PHOENIX, ARIZONA 85007
602 - 271-4634

SRP06265



OFFICE OF
STATE LAND COMMISSIONER

October 15, 1976

DEFENDERS OF WILDLIFE
Attn: Louis W. Barassi
3rd Floor, United Bank Building
Tucson, Arizona 85701

Dear Sir:

Re: Application No. R-2702 - Whitewash Canyon

This department is now in a position to issue a Certificate of Water Right related to the subject application upon receipt of the statutory certification fee of \$ 12.00 *, \$2.00 of which is for recording the certificate in the County Recorder's office.

Please make your check payable to the State Land Department.

Yours very truly,

Andrew L. Bettwy,
State Land Commissioner

by *J. C. Graw* Director
Water Rights Division

	*	
	Recorder	2.00
	Reservoir	5.00
	Stockwatering	<u>5.00</u>

ALB/FCR/kh

N.B. Please execute, sign, date and have witnessed the enclosed form (25-76) and return with your certification fees. FCR \$12.00



RAUL H. CASTRO
GOVERNOR

Arizona
State Land Department

1624 WEST ADAMS
PHOENIX, ARIZONA 85007
602 - 271-4634



OFFICE OF
STATE LAND COMMISSIONER

October 15, 1976

DEFENDERS OF WILDLIFE
Attn: Louis W. Barassi
3rd Floor, United Bank Building
Tucson, Arizona 85701

Dear Sir:

Re: Application No. R-2702 - Whitewash Canyon

This department is now in a position to issue a Certificate of Water Right related to the subject application upon receipt of the statutory certification fee of \$ 12.00 *, \$2.00 of which is for recording the certificate in the County Recorder's office.

Please make your check payable to the State Land Department.

Yours very truly,

Andrew L. Bettwy,
State Land Commissioner

by Director
Water Rights Division

ALB/FCR/kh

*
Recorder 2.00
Reservoir 5.00
Stockwatering 5.00

N.B. Please execute, sign, date and have witnessed the \$12.00 enclosed form (25-76) and return with your certification fees. FCR

STATE LAND DEPARTMENT

OBED M. LASSEN
STATE LAND COMMISSIONER
PHONE 271-4621

STATE OF ARIZONA
STATE OFFICE BUILDING
PHOENIX 7, ARIZONA



January 19, 1970

Mr. Fred D. Wood
P. O. Box 367
Winkelman, Arizona 85292

Dear Mr. Wood:

Re: Application No. R-2702 Dagger Draw/
Whitewash Canyon
Permit No. R-1894

The original copy of your application is enclosed.

On the last page thereof you will find the permit form completed. This is the granting of your request.

Construction work shall begin within two years from date of permit. Failure to comply with this term will subject the permit to cancellation for lack of prosecution.

Very truly yours,

F. C. Ryan, Supervisor
Water Division

FCR/lb

Enclosures: Application and Permit
Notice of Beginning of Construction form

STATE LAND DEPARTMENT

SRP06268

OBED M. LASSEN
STATE LAND COMMISSIONER
PHONE 271-4622

STATE OF ARIZONA
STATE OFFICE BUILDING
PHOENIX, ARIZONA 85007



January 15, 1970

Mr. Fred D. Wood
Box 307
Winkelman, Arizona 85292

Re: Application No. R-2702
Dagger Draw/Dagger Tank

Dear Sir:

Your Affidavit of Posting of Notice in the above case has been received. There being no protest made thereon, we are ready to grant a permit upon receipt of the statutory fee of \$ 5.00.

Please make your check payable to the Water Division of the State Land Department.

Very truly yours,

WATER DIVISION

By _____

F. C. Ryan,
Supervisor

kh

STATE LAND DEPARTMENT

SRP06269

OBED M. LASSEN
STATE LAND COMMISSIONER
PHONE 271-4622

STATE OF ARIZONA
STATE OFFICE BUILDING
PHOENIX, ARIZONA 85007



November 20, 1969

Mr. Fred S. Wood
P. O. Box 367
Winkelman, Arizona 85292

Re: Application No. R-2702
Dagger Draw/Dagger Tank

Dear Mr. Wood:

Enclosed are:

- 1) two copies of notice of the pendency of the above application;
- 2) post card for informing this Department of the posting of notices;
- 3) an affidavit of posting and continuous posting of notices with copy of notice attached.

The two notices must be posted within twenty days from the date of issuance appearing at the bottom thereof and remain posted until the expiration of thirty days from date of posting. In no event should the notices be posted in inconspicuous places, and they must remain continuously posted from the date of posting until the expiration of the posting period. We suggest that one notice be posted at or near the post office where those who reside in the locality of the proposed appropriation receive mail.

The post card must be filled out and mailed the day the notices are posted.

AT THE CONCLUSION OF THE NOTICE PERIOD, the affidavit of posting with copy of notice attached must be filled out, signed and sworn to before some officer qualified to administer oaths in the State of Arizona and immediately mailed to the Water Division, State Land Department, in Phoenix.

Prompt attention to posting the notices and returning the affidavit of posting at the end of the period of notice will facilitate the approval of the application.

IMPORTANT: Before posting the enclosed notice, insert the date of posting on the bottom of the Notice. This should correspond with the date given on the post card.

Very truly yours,

Obed M. Lassen
State Land Commissioner

Enclosure

November 20, 1969

San Manuel Miner
P. O. Box 5415
San Manuel, Arizona 85631

Gentlemen:

Obed M. Lassen, State Land Commissioner, Phoenix, Arizona, submits the following item. It is hoped you will find it newsworthy.

Fred D. Wood, Winkelman, Arizona, has filed with Commissioner Lassen an Application for a Permit to Construct a Reservoir and Store Water for Beneficial Use.

The source of water supply is from Dagger Draw, tributary Whitewater Canyon on the Gila River watershed.

The proposed use is stockwatering, and the amount of water applied for is 9,300 gallons per annum.

The total capacity of the reservoir is to be 1-1/2 acre feet.

The point of diversion and place of use is at the reservoir, on State land, within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, Township 6 South, Range 18 East, Gila and Salt River Base and Meridian, Pinal County, Arizona.

The Post Office serving those living near the place of use is at Winkelman, Arizona.

Yours very truly,

F. C. Ryan, Supervisor
Water Division

FCR/kh/lb

November 20, 1969

Pinal County Enterprise
P. O. Box 668
Eloy, Arizona 85231

Gentlemen:

Obed M. Lassen, State Land Commissioner, Phoenix, Arizona, submits the following item. It is hoped you will find it newsworthy.

Fred D. Wood, Winkelman, Arizona, has filed with Commissioner Lassen an Application for a Permit to Construct a Reservoir and Store Water for Beneficial Use.

The source of water supply is from Dagger Draw, tributary Whitewater Canyon on the Gila River watershed.

The proposed use is stockwatering, and the amount of water applied for is 9,300 gallons per annum.

The total capacity of the reservoir is to be 1-1/2 acre feet.

The point of diversion and place of use is at the reservoir, on State land, within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, Township 6 South, Range 18 East, Gila and Salt River Base and Meridian, Pinal County, Arizona.

The Post Office serving those living near the place of use is at Winkelman, Arizona.

Yours very truly,

F. C. Ryan, Supervisor
Water Division

FCR/kh/lb

RECEIPT

No 1545

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

Bureau of Land Management
 Safford District Office
 ATTN: Delbert Molitor
 425 E. Fourth Street

ENTRY CODE 33's

Safford, AZ 85546

FILE NO.

THRU

ITEM DESCRIPTION	RATE	AMOUNT
Certification Fees for 11 Revised Certificates Nos. 331, 3468, 3469, 3470, 3471, 3472, 3473, 3940, 33-84222, 33-84223 and 33-87291.		
BILL: Bureau of Land Management, Safford District		
(FCA-3) \$25.00 per Certification Fee.		

CHECK NO. _____ FEE ACCOUNT NO. 3 TOTAL \$ 275.00

CHIT NO. _____ RECEIVED BY lh DATE 9/25/92

*For further reference see Lead
file CWR 331.*

RECEIPT

No 1537

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

Bureau of Land Management
ATTN: Delbert Molitor
Safford District Office
425 E. Fourth Street
Safford, Arizona 85546

33,
36 &
ENTRY CODE 38's

FILE NO.

THRU

ITEM DESCRIPTION	RATE	AMOUNT
Assignment (Conveyance) of Certificates of Water Rights;	5.00	55.00
Statement of Claims of Right; and	5.00	145.00
Claims of Stockpond Water Right Application Max (See Attached List).	5.00	85.00
FROM: The Nature Conservancy		
TO: BLM - Safford District Office		
PLEASE BILL BLM, SAFFORD DISTRICT OFFICE \$285.00.		

CHECK NO. _____ FEE ACCOUNT NO. 3 TOTAL \$ 285.00

CHIT NO. _____ RECEIVED BY lh DATE 9/2/92

All Fees Are Required By Law To Be Paid In Advance Before Instruments Are Placed On Record

FLORENCE, ARIZ, 85232 Apr 5, 1979

RECORDER'S OFFICE

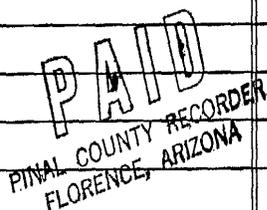
PINAL COUNTY, ARIZONA

TO William S. Truman, Recorder, DR

M Arizona State Land Dept

To Recording Instrument As Follows:

INSTRUMENT			FEE\$
Cert. of			
Water Rts.	State Land Dept	Rail N. Ranch	2.0
"	"	Defenders of Wildlife	2.0
"	"	James H. Dunn	2.0
			6.0



SEE ABOVE FOR REASON THIS BILL IS SENT YOU

ARIZONA STATE LAND DEPARTMENT

INTRAOFFICE MEMO

TO: Commissioner Bettwy

DATE:

FROM: F. C. Ryan

SUBJECT: CWR No. 3940

ROUTING ORDER		INITIALS	DATE ROUTED	ROUTING ORDER		INITIALS	DATE ROUTED
3	COMMISSIONER				PLANNING & RESEARCH		
					RESOURCE INVENTORY		
	CONTRACT AUDIT & REVIEW				PLANNING SECTION		
	LEASING				APPRAISAL		
	CASE EXAMINATION				SALES		
2	CASE EXAMINER				ENGR. DATA & MAPS		
	STATUS INFORM.				TUCSON BR. OFF.		
	DOCUMENT PREP.						
	EXCHANGE PROCESS.				RESOURCE MGMT. SERVICES		
					FORESTRY		
	ADMINISTRATIVE SERVICES				MINERAL		
	ACCOUNTING				N.R.C.D.'S		
	PUBLICATIONS				RANGE & HABITAT		
	PURCHASING				PROTECTION		
	SYSTEMS			1-4	WATER		
					FLAGSTAFF BR. OFF.		

INITIALS ABOVE WITHOUT COMMENT SHALL INDICATE NO FACTS AVAILABLE OR NO CONTRIBUTION WITHIN DISCIPLINE OF ASSIGNMENT TO ALTER OR NEGATE ACTION PROPOSED.

FOR YOUR Signature - in duplicate

Pinal

COMMENTS:

Defenders of Wildlife

*Permit issued for stock watering, 1/19/70
Field check 9/8/75. OK (BK) 4/4/77.*

APPLICATION NO. *R-2702*

3940

PERMIT NO. *R-1894*

Name of Applicant *Wood, Fred S.*

Indexed

Exam. Fee *\$3⁰⁰*

Receipt No.

Stream *Gila River*

Permit Fee *\$5⁰⁰*

Receipt No.

County *Pinal*

Cert. Fee

Receipt No.

Tp. *6-S,* R. *18-6*

NE 1/4 - Sec. 30

Application Filed *November 10, 1969 at 8:00 a.m.*

Applicant *accepted 11/15/69 to Dependence of Wild Life
Fred S. Wood
3rd 41008, United Bank Bldg. Tucson, AZ 85701
Box 367 - Winkelman, Arizona 85292*

Source of Water *Dagger Draw, trib. Whitewash Canyon, stored in Dagger Tank*

Beneficial use of water *Stockwatering*

Returned for correction

Corrected application received

Protested

Withdrawn by applicant

Rejected

Final Map Filed *11-10-69*

Approval of application *1-19-70*

Cancelled

Notice that construction work was begun on

Notice that construction work was completed on filed

Notice that complete application of water was made on filed

Proof of Appropriation of water filed filed

Certificate No. *3940* issued *3-14-77*

REMARKS

11/20/69 cards - completed - index

Ready for field Exam - 4/14/75

OK 9/8/75 (JBC)

Ready for Certificate fee 9/9/75

Correspondence Address

Ready for Certificate - 2-2-79 CWV

Defenders of Wildlife-Trust
300 E. University #221
Tucson AZ 85705

STATE OF ARIZONA
DEPARTMENT OF WATER RESOURCES
WATER RIGHTS ADMINISTRATION
99 EAST VIRGINIA
PHOENIX, ARIZONA 85004

RECEIPT

KIND ENTRY	FILE REFERENCE NO.
	SEE BELOW
	THRU

FUND SOURCE	ACCOUNT NO.			INT. ACCT.	ITEM DESCRIPTION	RATE	\$ AMOUNT
	AGENCY	CHAPTER	DIV.				
					Assignment (Conveyance) of Water Right		
					99 files total @ 5.00 each	5.00	495.00
					13 - 33 files FROM: Defenders of Wildlife 300 E. University #221 Tucson AZ 85705		
					9 CWR files		
					59 - 36 files TO: The Nature Conservancy 300 E. University #230 Tucson AZ 85705		
					18 - 38 files		
					(lead file 33-87291)		

9-6-88 im

check 2619 dated 7-18-88

TOTAL

\$

495.00

Certificate Record No. 3940Page No. 3940

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 DEFENDERS OF WILDLIFE
 of Tucson, State of Arizona, *has made proof*
 to the satisfaction of the STATE LAND COMMISSIONER of Arizona of a right to the use of the waters of
 Dagger Draw, tributary Whitewash Canyon, tributary Aravaipa Creek,
 tributary San Pedro River, stored in Dagger Tank
 for Stockwatering under
 Application No. R-2702 Permit No. R-1894 of the State Land Commissioner,
 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 Land Commissioner at Phoenix, Arizona,
 in Volume 9 at page 3940 on the 27th day of Feb. 1979 ; that the priority of the
 right hereby confirmed dates from November 10, 1969 ; that the amount of water to which such
 right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually bene-
 ficially used for said purposes, and shall not exceed 1.50 acre feet as total capacity of
 the Reservoir; and the amount of water to be used for Stockwatering
 shall be limited to 9,300 gallons per annum.
 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 and place of use are on
 State Land within the NENW of Section 30, Town-
 ship 6 South, Range 18 East, Gila and Salt River
 Base and Meridian, Pinal County, Arizona.

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
 LAND COMMISSIONER affixed
 this 27th day of February, 1979

Attest: J. Ryan

J. Ryan
 State Land Commissioner.

This is to Certify, That the United States on behalf of the United States, and present and future permittees, lessees or allottees, c/o Bureau of Land Management, Safford District Office, 425 East Fourth Street, Safford, Arizona 85546,

(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 Defenders of Wildlife by and for the State of Arizona, Tucson, Arizona,

in a right to the use of the water of Dagger Draw, a tributary of Whitewash Canyon, a tributary of Aravaipa Creek, a tributary of the San Pedro River,

under Certificate of Water Right Number 3940.0000, issued pursuant to Title 45, Chapter 1, Article 5, Arizona Revised Statutes, for the purpose or uses of stockwatering,

with a date of priority of November 10, 1969, 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 9,300 gallons per annum for stockwatering.

The amount of water transferee is entitled to store is limited to 1.50 acre feet-stored in Dagger Tank.

The land to which a right for an irrigation purpose is appurtenant, in whole or in part, or on which a right for other purposes shall be used, and the point of diversion are described as being within the Northeast quarter of the Northwest quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 30, Township 6 South, Range 18 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.

Certificate No. 3940.0001 is granted this 25th day of September, 1992.

Elizabeth Ann Rieke

Elizabeth Ann Rieke, 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.

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(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 Defenders of Wildlife by and for the State of Arizona, Tucson, Arizona,

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The land to which a right for an irrigation purpose is appurtenant, in whole or in part, or on which a right for other purposes shall be used, and the point of diversion are described as being within the Northeast quarter of the Northwest quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 30, Township 6 South, Range 18 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.

Certificate No. 3940.0001 is granted this 25th day of September, 1992.

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Elizabeth Ann Rieke, 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.

ARIZONA STATE LAND DEPARTMENT (ASLD)

Date October 15, 1976

RE: Your Application Number R-2702 for a Certificate of Water Right
Attn: Louis W. Barassi, 3rd Floor
TO: Defenders of Wildlife Address: United Bank Building, Tucson,
AZ 85701

The Arizona State Land Department believes that it may issue documents only in accordance with ARS 33-401. Upon receipt of the following information from you properly completed and signed, the Arizona State Land Department will proceed to process your request.

Andrew L. Bettwy, State Land Commissioner

* * * * *

TO: Arizona State Land Department, 1624 West Adams, Phoenix, Arizona 85007

RE: Compliance with ARS 33-401

I have read ARS 33-401 shown on the reverse side of this sheet and enacted by the 33rd Legislature 2nd Session (1976).

I have requested a certificate in the name of Defenders of Wildlife from the ASLD. The ASLD has advised that my application request may fall within ARS 33-401. In order for the ASLD to comply with that law, the ASLD has requested the following information before the ASLD may issue the above requested document, viz:

1. The name, address, age, citizenship and marital status of each of the beneficiaries, principals or wards for whom I, DEFENDERS OF WILDLIFE, will hold title are 120 W. Broadway, Tucson, AZ 85701 (applicant) (Tucson, AZ since 1972)
Washington, D.C., Non-profit Organization - over fifty years - Washington, D.C.
1244 Nineteenth Street, N.W., Washington, D.C. 20036

2. The trust or other agreement under which I, Defenders of Wildlife, will hold title is identified as follows: GEORGE WHITTELL WILDLIFE PRESERVE
DEFENDERS OF WILDLIFE - TRUST OR

3. The proper description by reference to Book, page and document number of file to the instrument, order, decree or other writing which is of public record in the County in which the related land is located in which such matters shall appear is as follows:
Township 6S, Range 18E, Section 30, NE 1/4 - NW 1/4
Pinal County

I make the foregoing representations to the ASLD as being true and correct and as an inducement to the ASLD to issue the above document I have requested. I further understand and agree that if the information herein supplied to the ASLD is false or does not comply with the provisions of ARS 33-401 that document shall be voidable.

✓ Dated: December 17, 1976

Adonna D. Ernst
Witness to signature of applicant
Adonna Ernst

DEFENDERS OF WILDLIFE
Applicant BY: Louis W. Barassi
Louis W. Barassi, President

State of Arizona
Senate
Thirty-second Legislature
Second Regular Session

CHAPTER 105
SENATE BILL 1487

AN ACT

RELATING TO PROPERTY; PROVIDING THAT DEEDS OR CONVEYANCES OF REAL PROPERTY WHICH LIST THE GRANTEE OR GRANTOR AS A TRUSTEE OR IN WHICH THE GRANTEE ACTS AS A TRUSTEE SHALL NAME THE BENEFICIARIES OF SUCH TRUST AND THEIR ADDRESSES; PRESCRIBING PERIOD FOR FILING NAMES AND ADDRESSES OF BENEFICIARIES OF PROPERTIES WHICH WERE THE SUBJECT OF PRIOR CONVEYANCES; PRESCRIBING PENALTIES, AND AMENDING SECTION 33-401, ARIZONA REVISED STATUTES.

Be it enacted by the Legislature of the State of Arizona: -
Section 1. Section 33-401, Arizona Revised Statutes, is amended to read:

33-401. Formal requirements of conveyance; writing; subscription; delivery; acknowledgment; conveyances in trust to name beneficiaries; penalties.

A. No estate of inheritance, freehold, or for a term of more than one year, in lands or tenements, shall be conveyed unless the conveyance is by an instrument in writing, subscribed and delivered by the party disposing of the estate, or by his agent thereunto authorized by writing.

B. Every deed or conveyance of real property must be signed by the grantor and must be duly acknowledged before some officer authorized to take acknowledgments.

C. NOTWITHSTANDING THE PROVISIONS OF SUBSECTION C OF SECTION 33-411, EVERY DEED OR CONVEYANCE OF REAL PROPERTY, OR INTERESTS THEREIN, WHICH IS LOCATED IN THIS STATE WHICH IS EXECUTED AFTER THE EFFECTIVE DATE OF THIS SECTION IN WHICH THE GRANTEE IS DESCRIBED AS TRUSTEE, AGENT, CONSERVATOR, EXECUTOR, ADMINISTRATOR, GUARDIAN, ATTORNEY-IN-FACT OR IN ANY OTHER REPRESENTATIVE CAPACITY AND EVERY DEED OR CONVEYANCE OF REAL PROPERTY OR INTEREST THEREIN WHICH IS LOCATED IN THIS STATE WHICH IS EXECUTED AFTER THE EFFECTIVE DATE OF THIS SECTION IN WHICH THE GRANTEE ACTS AS A TRUSTEE, AGENT, CONSERVATOR, EXECUTOR, ADMINISTRATOR, GUARDIAN, ATTORNEY-IN-FACT OR IN ANY OTHER REPRESENTATIVE CAPACITY, SHALL ALSO NAME THE BENEFICIARIES, PRINCIPALS OR WARDS FOR WHOM THE GRANTEE HOLDS TITLE, THE ADDRESSES OF SUCH PERSONS, AND SHALL IDENTIFY THE TRUST OR OTHER AGREEMENT UNDER WHICH THE GRANTEE IS ACTING OR REFER BY PROPER DESCRIPTION TO BOOK, PAGE AND DOCUMENT NUMBER OF FILE TO AN INSTRUMENT, ORDER, DECREE OR OTHER WRITING WHICH IS OF PUBLIC RECORD IN THE COUNTY IN WHICH THE LAND SO CONVEYED IS LOCATED IN WHICH SUCH MATTERS SHALL APPEAR. ANY CONVEYANCE OF REAL PROPERTY, OR INTERESTS THEREIN, WHICH IS LOCATED IN THIS STATE TO A GRANTEE ACTING IN A REPRESENTATIVE CAPACITY WHICH DOES NOT COMPLY WITH THE PROVISIONS OF THIS SUBSECTION SHALL BE VOIDABLE.

D. NOTWITHSTANDING THE PROVISIONS OF SUBSECTION C OF SECTION 33-411, EVERY DEED OR CONVEYANCE OF REAL PROPERTY, OR AN INTEREST THEREIN, LOCATED IN THIS STATE WHICH IS EXECUTED AFTER THE EFFECTIVE DATE OF THIS SECTION FROM A GRANTOR WHO ON THE EFFECTIVE DATE OF THIS SECTION HOLDS SUCH PROPERTY AS A TRUSTEE, AGENT, CONSERVATOR, EXECUTOR, ADMINISTRATOR, GUARDIAN, ATTORNEY-IN-FACT OR IN ANY OTHER REPRESENTATIVE CAPACITY WHETHER OR NOT SUCH CAPACITY IS IDENTIFIED ON THE DOCUMENT OF TITLE, SHALL ALSO NAME THE BENEFICIARIES, PRINCIPALS OR WARDS FOR WHOM THE GRANTOR HELD TITLE TO SUCH PROPERTY, THE ADDRESSES OF SUCH PERSONS, AND SHALL IDENTIFY THE TRUST OR OTHER AGREEMENT UNDER WHICH THE GRANTOR IS ACTING OR REFER BY PROPER DESCRIPTION TO BOOK, PAGE AND DOCUMENT NUMBER OF FILE TO AN INSTRUMENT, ORDER, DECREE OR OTHER WRITING WHICH IS OF PUBLIC RECORD IN THE COUNTY IN WHICH THE PROPERTY SO CONVEYED IS LOCATED IN WHICH SUCH MATTERS SHALL APPEAR. ANY CONVEYANCE OF REAL PROPERTY, OR INTERESTS THEREIN, LOCATED IN THIS STATE FROM A GRANTOR ACTING IN A REPRESENTATIVE CAPACITY WHICH DOES NOT COMPLY WITH THE PROVISIONS OF THIS SUBSECTION SHALL BE VOIDABLE.

E. WITHIN ONE HUNDRED TWENTY DAYS AFTER THE EFFECTIVE DATE OF THIS SECTION ALL INSTRUMENTS OF CONVEYANCE OF REAL PROPERTY, OR INTERESTS THEREIN, LOCATED WITHIN THIS STATE WHICH EVIDENCE CURRENT LEGAL TITLE TO SUCH REAL PROPERTY, OR INTERESTS THEREIN, WHICH NAMES A GRANTEE IN A REPRESENTATIVE CAPACITY OR IN WHICH THE GRANTEE ACTS IN A REPRESENTATIVE CAPACITY WHETHER OR NOT SUCH REPRESENTATIVE CAPACITY IS IDENTIFIED, AND WHICH FAILS TO NAME THE BENEFICIARIES, PRINCIPALS OR WARDS FOR WHICH SUCH GRANTEE HOLDS LEGAL TITLE, THE ADDRESSES OF SUCH PERSONS, AND IDENTIFY THE TRUST OR OTHER AGREEMENT UNDER WHICH THE GRANTEE HOLDS TITLE, WHICH HAS BEEN EXECUTED PRIOR TO THE EFFECTIVE DATE OF THIS SECTION SHALL CEASE TO BE NOTICE OF SUCH TRUST OR REPRESENTATIVE CAPACITY OF SUCH GRANTEE AND SHALL BE CONSIDERED AND HELD TO BE A DESCRIPTION OF THE PERSON OF THE GRANTEE, ONLY, UNLESS SUCH GRANTEE WITHIN SUCH ONE HUNDRED TWENTY DAY PERIOD FILES FOR RECORD IN THE COUNTY IN WHICH SUCH LAND IS LOCATED SO THAT SUCH RECORD SHALL APPEAR IN THE CHAIN OF TITLE TO SUCH LAND, AN AFFIDAVIT, SETTING FORTH THE NAME OF SUCH BENEFICIARY OR BENEFICIARIES, THE ADDRESSES OF SUCH PERSONS, AND IDENTIFYING THE TRUST OR OTHER AGREEMENT ESTABLISHING SUCH REPRESENTATIVE RELATIONSHIP OR REFERRING BY PROPER DESCRIPTION TO AN INSTRUMENT OF PUBLIC RECORD IN SUCH COUNTY IN WHICH SUCH MATTERS SHALL APPEAR.

F. A PERSON WHO ON THE EFFECTIVE DATE OF THIS SECTION HOLDS TITLE TO REAL PROPERTY OR INTEREST THEREIN AS A TRUSTEE, AGENT, CONSERVATOR, EXECUTOR, ADMINISTRATOR, GUARDIAN, ATTORNEY-IN-FACT OR IN ANY OTHER REPRESENTATIVE CAPACITY WHETHER OR NOT SUCH REPRESENTATIVE CAPACITY IS IDENTIFIED ON THE DOCUMENT EVIDENCING TITLE AND WHO FAILS TO COMPLY WITH THE PROVISIONS OF SUBSECTION E OF THIS SECTION IS GUILTY OF AN OFFENSE PUNISHABLE BY IMPRISONMENT IN A COUNTY JAIL FOR UP TO ONE YEAR OR IMPRISONMENT IN THE STATE PRISON FOR NOT LESS THAN ONE NOR MORE THAN FIVE YEARS, BY A FINE OF NOT TO EXCEED ONE THOUSAND DOLLARS FOR EACH DAY OF VIOLATION OR BY BOTH SUCH IMPRISONMENT AND FINE. THE ATTORNEY GENERAL AND COUNTY ATTORNEYS SHALL HAVE AUTHORITY TO BRING CRIMINAL ACTIONS PURSUANT TO THIS SECTION.

Sec. 2. Emergency

To preserve the public peace, health and safety it is necessary that this act become immediately operative. It is therefore declared to be an emergency measure, to take effect as provided by law.

Approved by the Governor - June 22, 1976

Filed in the office of the Secretary of State - June 22, 1976



Please read instructions on last page

Application No. R-2702

Permit No. R-1894

**APPLICATION FOR A PERMIT
TO APPROPRIATE PUBLIC WATERS OF THE STATE OF ARIZONA and/or
TO CONSTRUCT A RESERVOIR AND STORE WATER FOR BENEFICIAL USE**

State

Filed November 10, 1969 at 8:00 A.M.
(Applicant must not fill in the above blanks)

Please use dark ink or typewriter. Application must be submitted in duplicate.

Assigned 2/27/75 Supervisor of Field Staff

I, Fred D. Wood
of Box 367 Winkelman, Arizona 85392
(Address, City and State)

do hereby make application for a permit to appropriate the following described unappropriated waters of the State of Arizona.

1. The source of the proposed appropriation is DAGGER DRAW
(Name of stream, canyon, spring or draw. If unnamed, you name it)
tributary of Whitewash Canyon on the Gila watershed.

2. The point of diversion is within the NE 1/4 NW 1/4 of Section 30 Twp. 6S
(40-Acre Subdivision)
Rge. 18E G&SRB&M, in the County of Pinal on land of State of Arizona
(Give name of owner. If Public Domain, National Forest or State Land, also give name of lessee.)

3. Proposed works by which the water is to be put to beneficial use. Describe system of pipelines, canals, troughs, etc. If no construction is required to put the water to beneficial use, so state.

(a) Location: NE 1/4 NW 1/4 Section 30 Twp. 6S Rge. 18E
(40-Acre Subdivision)

(b) Description: This reservoir is to impound rain and snow water for stock watering purposes for part of the year. Cattle will drink directly from the reservoir and it will not be necessary to have pipelines or troughs.

4. Construction Schedule. It is proposed to begin construction within 10 days after the approval of this application, to complete construction within 4 weeks thereafter and to completely apply the water to the proposed use within 1 year after the beginning of construction.
(Not over 1 year)
(Not more than 4 years)
(Not more than 5 years)

5. Proposed Domestic Use. None gallons per annum to be used as follows:

(Describe nature of use. Include irrigation of garden, not exceeding one-half

acre, number of persons and number of domestic stock to be served.)

Place of Use: In the 1/4 of Section 1/4 Twp. 6S Rge. 18E
(40-Acre Subdivision)

G&SRB&M. County of Pinal

The land at the proposed place of use is owned by State of Arizona
(Give name of owner. If Public Domain, National Forest, or State Land also give name of lessee.)

6. Proposed Municipal Use. None gallons per annum to supply the city of Winkelman

having a present population of 1,000, and an estimated population of 1,000 in 1970

7. **Proposed Irrigation Use.** (a) The land to be irrigated is located in.....County, Arizona, and is described particularly by legal subdivisions as follows:

Describe the legal subdivisions of the section, by the largest possible unit, giving the area in the acreage column. In cases of irregular shaped parcels use a separate line to describe each 40 acre subdivision in which they occur and make the description fit the acreage given.

Twp.	Range	Sec.	SUBDIVISIONS	Number Acres To Be Irrigated

(If more space is required, attach separate sheet)

(b) What quantity of water is requested for this use?.....
(Acre feet per acre per annum)

(c) Land to be irrigated is owned by.....
(Name of owner. If applicant is lessee, so state)

8. **Proposed Stock Watering Use.**

(a) What kind of stock? Cattle.....Do you own the stock? Yes.....

(b) What is the average number? 10.....the maximum number? 50.....

(c) Quantity of water requested.....
LETTER 11-20-69
46,500 9,300 gallons per annum.

(d) The water will be used.....3.....months of the year.

(e) Place of use: NE 1/4 NW 1/4 of Section 30 Twp. 6S Rge. 18E,
(40-Acre Subdivision)
in Pinal County.

9. **Proposed Mining Use.** The mines to be served are.....known as the
(Placer or lode)

.....
(Names of claims or name of group)
located in..... Sec....., Twp....., Rge....., G&SRB&M
(40-acre subdivision) (N. or S.) (E. or W.)
and owned by.....

Quantity of water requested.....

The method of utilizing the water is.....

Will the water be polluted by chemicals or otherwise?
(Explain nature of pollution, if any)

The land at the proposed place of use is owned by.....
(Give name of owner. If Public Domain, National Forest, or State Land also give name of lessee.)

10. **Other proposed use.**.....

IMPOUNDING DAM AND RESERVOIR

11. The name of the proposed reservoir is..... Dagger tank.....

12. The impounding dam will be located in NE NW Section 30.....
(40-acre subdivision)
Twp. 6S Rge. 18E G&SRB&M, in Pinal County, the NE
(North, South, East or West)
end being approx. 3/8 of a mile from the NW sec. corner of sec. 30
(State bearing and distance from section corner or quarter section corner.)

13. (a) It will be 12 feet in height, have a length on top of about 300 feet;
length on bottom about 300 feet; width on top 12 feet; slope on front or water side
3 to 1.....; slope on back
(Feet horizontal to 1 vertical)
4 to 1....., height of dam above water line when full 8 feet.
(Feet horizontal to 1 vertical)

(b) The construction of dam, the material of which it is to be built, and method of protection from waves are as follows: earthen fill dam with a solid rock spillway. The material is mostly clay and adobe.

(c) The location of wasteways, with dimensions, are as follows:.....

14. The total capacity of the reservoir is..... 1 1/2acre feet and the capacity for each foot of depth is as follows:

1st foot..... 2nd foot..... 3rd foot..... 4th foot..... 5th foot.....
6th foot..... 7th foot..... 8th foot..... 9th foot..... 10th foot.....
11th foot..... 12th foot..... 13th foot..... 14th foot..... 15th foot.....

(If additional space is required)

15. Description of lands to be submerged... Portions of Sect 30, T6S, R18E
(Sections or portions of Sections)

FILLING CONDUIT DIVERSION

Do not complete these paragraphs unless reservoir is to be filled, or partially filled, by ditch, pipe or other conduit.

16. (a) The point of diversion is located.....
(State bearing and distance from section corner or quarter section corner)

within the....., Sec....., Twp....., Rge.....
(40-acre subdivision of U. S. Government survey) (N. or S.) (E. or W.)
G&SRB&M, in the County of.....

(b) Diversion will be by gravity, the diverting dam to be.....feet in height (stream bed to overflow).....feet long on top, and constructed of.....
(Concrete, earth, brush, etc.)

(c) If water is to be pumped give general description
(Size and type of pump)

(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

(d) Conduit System. Canal, ditch, flume, pipe line; Width on top (at water line).....feet;
(Cross out three not used)
width at bottom.....feet; depth of water.....feet; length.....feet; grade
.....feet per 1,000 feet; materials of construction

G E N E R A L

17. Post office serving those living near the proposed place of use is... Winkelman, Ariz. 85292

18. Of the applicant's knowledge, has the water described herein ever been appropriated, claimed or used by others?..... No..... If so, file a statement herewith furnishing names of former appropriators or users of the water, and supporting applicant's claim that the water is now subject to appropriation.

19. Give names and addresses of three water users from the stream below the proposed point of diversion; or if there are no water users from stream below the proposed point of diversion, or if the source of supply is other than a stream, furnish the names and addresses of at least three residents of the vicinity familiar with the source of supply and the proposed use of water.

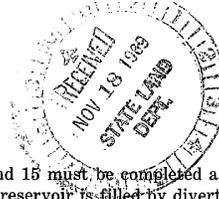
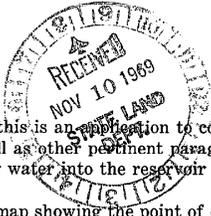
Jo Fleiger, Mammoth, Arizona 85618

Fred Upshaw, Winkelman, Arizona 85292

J.O. White, San Manuel, Arizona 85631

Frank B. Wood
Signature of Applicant.

0037



1252

INSTRUCTIONS

If this is an application to construct a reservoir paragraphs 11, 12, 13, 14 and 15 must be completed as well as other pertinent paragraphs; paragraph 16 need be completed only if reservoir is filled by diverting water into the reservoir by man made means.

A map showing the point of diversion or site of reservoir, and place of use, must accompany the application. Township survey plats, United States Geological Survey maps, or a map from any other federal or state agency such as the Forest Service, the Soil Conservation Service, etc., will suffice.

An examination fee of \$3.00 is required and should be submitted with the application.

Here is interesting and pertinent information concerning dams. Excerpts from the Water Code:

"It is unlawful to construct, reconstruct, repair, operate, maintain, enlarge, remove or alter any dam except upon approval of the state engineer." Dam, in this instance, is defined as "any . . . works for the impounding or diversion of water, fifteen feet or more in height from ground level to the spillway crest, or the impounding capacity of which will be more than ten acre feet, except a dam reservoir, or appurtenant works constructed or used exclusively for watering livestock."

"Before beginning construction of a storage dam to be used exclusively for watering livestock the maximum height of which is to be ten feet or more, or a dam which will impound fifty or more acre feet of water, the owner shall present complete plans thereof to the State Land Department for approval."

* * *

Upon approval of this application the applicant will be notified. Payment of permit fees will be requested, based on the following: ". . . to appropriate water for irrigation purposes, twelve cents per acre for each acre to be irrigated up to and including one hundred acres, and ten cents per acre for each acre in excess of one hundred acres. An application for any other purpose, (except power purposes) five dollars for filing and recording each permit."

PERMIT

Permit No. R-1894

Application No. R-2702

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

This is to certify that I have examined the foregoing application and do hereby approve the same, and grant to the applicant a permit to appropriate the water and/or to construct the reservoir described therein subject to all prior existing rights as provided by law and to the following limitations and conditions:

The total capacity of the reservoir shall not exceed 1-1/2 acre feet.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and shall not exceed

9,300 gallons per annum.

The priority date under this permit is November 10, 1969

Actual construction work shall begin on or before January 19, 1972, and shall

be prosecuted with reasonable diligence and be completed on or before January 19, 1974

Complete application of the water to the proposed use shall be made on or before January 19, 1975

WITNESS my hand and seal of office this 19th day of January, 1970.

Louis C. Duncan
Deputy State Land Commissioner.

(S E A L)

Form S-203

Handwritten initials and scribbles

AFFIDAVIT OF POSTING NOTICE

IN THE MATTER of APPLICATION

STATE OF ARIZONA }
County of Gila } ss.

No. R-2702 BEFORE THE STATE
LAND COMMISSIONER OF ARIZONA.

Box 367

Fred D. Wood, Winkelman, Ariz. being first duly sworn, deposes
85 192
and says that two copies of the notice of Application No. R-2702 before the State Land
Commissioner of Arizona for Permit to Appropriate Public Waters and to Construct
a Reservoir and Store Water for Beneficial Use.
a true copy of which is hereto attached, were posted either by himself or in his presence on the 25th
day of November, 1969.

That one of said notices was posted on the main bulletin board inside
(Describe how and where posted as accurately as possible)
the Winkelman post office.

and the other of said notices was posted on the main bulletin board inside
(Describe how and where posted as accurately as possible)
the Hayden post office.

That each of said notices thus posted occupied a conspicuous place in the locality to be affected by
the proposed appropriation of water, and remained so posted from the date of posting to the 26th
day of December, 1969.

Fred D. Wood

Subscribed and sworn to before me this 30 day of December, 1969.

Therese E. Gordon
Notary Public.

My commission expires July 20, 1972

WD - NO. 8-202

WATER DIVISION
STATE LAND DEPARTMENT
PHOENIX, ARIZONA

NOTICE OF APPLICATION TO APPROPRIATE WATER

Application No. R-2702

Notice is hereby given that on the 10th day of November, 1969
Fred D. Wood, Winkelman, Arizona filed
Application No. R-2702, with the State Land Commissioner of Arizona, for permit to.....
Construct a Reservoir and Store Water for Beneficial Use

DESCRIPTION OF PROJECT

Source of water supply Dagger Draw, tributary Whitewash Canyon, tributary Gila River, stored in Dagger Tank
Proposed use and amount applied for Stockwatering - 9,300 gallons per annum.
Total capacity of Reservoir - 1-1/2 acre feet.
Point of diversion within NE1/4, Section 30, Township 6 South, Range 18 East,
Gila and Salt River Base and Meridian, Pinal County, Arizona.
Place of using water Same as Point of Diversion.

Remarks:

- Mailed to: ✓ Fred D. Wood, Box 367, Winkelman, Arizona 85292
- ✓ Jo Fleiger, Box 728, Mammoth, Arizona 85618
- ✓ Fred Upshaw, Winkelman, Az. 85292
- ✓ J. O. White, San Manuel, Arizona 85631

PROTEST

Any person desiring to protest against the granting of such permit shall within 30 days from the date of posting of this notice file with the Water Division, State Land Department, at Phoenix, Arizona, a signed statement in duplicate clearly setting forth the protestant's objections to the approval of the application, which statement shall contain the following information:

- (1) Statement of the injury which would result to protestant from such appropriation and use.
- (2) The basis of protestant's water right, and date of initiation of the right.
- (3) Protestant's past and present use of water both as to amount used and land irrigated, or use made of water, if other than irrigation.
- (4) A description of the protestant's land or place of use, and the point of diversion of the water.
- (5) There may also be filed with such statement such maps and data as the protestant may care to submit in support of his protest.

Issued at Phoenix, Arizona
November 20 69
....., 19.....
Date of Posting

OBED M. LASSEN
State Land Commissioner

R. K-2702

Please read instructions on last page

[Handwritten Signature]

Application No. R-2702

Permit No. _____

**APPLICATION FOR A PERMIT
TO APPROPRIATE PUBLIC WATERS OF THE STATE OF ARIZONA and/or
TO CONSTRUCT A RESERVOIR AND STORE WATER FOR BENEFICIAL USE**

Filed November 10, 1969 at Sierra A.M.
(Applicant must not fill in the above blanks)

Please use dark ink or typewriter. Application must be submitted in duplicate.

I, Fred D. Wood
(Applicant's name as written here shall agree with signature.)
of Box 367 Winkelman, Arizona 85292
(Address, City and State)

do hereby make application for a permit to appropriate the following described unappropriated waters of the State of Arizona.

1. The source of the proposed appropriation is ~~Whitewash Canyon~~ Dagger Draw
(Name of stream, canyon, spring or draw. If unnamed, you name it)
tributary of Whitewash Canyon on the Gila watershed.

2. The point of diversion is within the NE 1/4 NW 1/4 of Section 30 Twp. 6S
(40-Acre Subdivision)
Rge. 18E G&SRB&M, in the County of Pinal on land
of State of Arizona
(Give name of owner. If Public Domain, National Forest or State Land, also give name of lessee.)

3. Proposed works by which the water is to be put to beneficial use. Describe system of pipelines, canals, troughs, etc. If no construction is required to put the water to beneficial use, so state.

(a) Location: NE 1/4 NW 1/4 Section 30 Twp. 6S Rge. 18E
(40-Acre Subdivision)

(b) Description: This reservoir is to impound rain and snow water for stock watering purposes for part of the year. Cattle will drink directly from the reservoir and it will not be necessary to have pipelines or troughs.

4. Construction Schedule. It is proposed to begin construction within 10 days after the approval of this application, to complete construction within 4 weeks thereafter and to completely apply the water to the proposed use within 1 year after the beginning of construction.
(Not over 1 year) (Not more than 4 years) (Not more than 5 years)

5. Proposed Domestic Use. None gallons per annum to be used as follows:
(Describe nature of use. Include irrigation of garden, not exceeding one-half acre, number of persons and number of domestic stock to be served.)

Place of Use: In the 1/4 of Section 1/4 Twp. _____ Rge. _____
(40-Acre Subdivision)
G&SRB&M. County of _____

The land at the proposed place of use is owned by _____
(Give name of owner. If Public Domain, National Forest, or State Land also give name of lessee.)

6. Proposed Municipal Use. _____ gallons per annum to supply the city of _____
having a present population of _____, and an estimated population of _____ in 19_____

7. **Proposed Irrigation Use.** (a) The land to be irrigated is located in.....County, Arizona, and is described particularly by legal subdivisions as follows:

Describe the legal subdivisions of the section, by the largest possible unit, giving the area in the acreage column. In cases of irregular shaped parcels use a separate line to describe each 40 acre subdivision in which they occur and make the description fit the acreage given.

Twp.	Range	Sec.	SUBDIVISIONS	Number Acres To Be Irrigated

(If more space is required, attach separate sheet)

(b) What quantity of water is requested for this use?.....
(Acre feet per acre per annum)

(c) Land to be irrigated is owned by.....
(Name of owner. If applicant is lessee, so state)

8. **Proposed Stock Watering Use.**

(a) What kind of stock?.....Cattle.....Do you own the stock?.....Yes.....

(b) What is the average number?.....10.....the maximum number?.....50.....

(c) Quantity of water requested.....None.....gallons per annum.

(d) The water will be used.....3.....months of the year.

(e) Place of use: NE.....1/4, NW.....1/4 of Section...30.....Twp. 6S.....Rge. 18E.....
(40-Acre Subdivision)
in.....Pinal.....County.

9. **Proposed Mining Use.** The mines to be served are.....known as the
(Placer or lode)

.....
(Names of claims or name of group)
located in....., Sec....., Twp....., Rge....., G&SRB&M
(40-acre subdivision) (N. or S.) (E. or W.)

and owned by.....

Quantity of water requested.....

The method of utilizing the water is.....

Will the water be polluted by chemicals or otherwise?
(Explain nature of pollution, if any)

The land at the proposed place of use is owned by.....
(Give name of owner. If Public Domain, National Forest, or State Land also give name of lessee.)

10. **Other proposed use.**.....

IMPOUNDING DAM AND RESERVOIR

11. The name of the proposed reservoir is.....Dagger Tank.....

12. The impounding dam will be located in NE.....NW.....Section...30.....
(40-acre subdivision)
Twp. 6S.....Rge. 18E.....G&SRB&M, in.....Pinal.....County, the NE.....
(North, South, East or West)
end being approx. 3/8 of a mile from the NW sec. corner of Sec. 30.....
(State bearing and distance from section corner or quarter section corner.)

13. (a) It will be.....12.....feet in height, have a length on top of.....about 300.....feet;
length on bottom.....about 300.....feet; width on top.....12.....feet; slope on front or water side
.....3 to 1.....; slope on back
(Feet horizontal to 1 vertical)
.....4 to 1....., height of dam above water line when full.....8.....feet.
(Feet horizontal to 1 vertical)

(b) The construction of dam, the material of which it is to be built, and method of protection from waves are as follows:.....earthen fill dam with a solid rock spillway.....
The material is mostly clay and adobe.

(c) The location of wasteways, with dimensions, are as follows:.....

14. The total capacity of the reservoir is..... 1 1/2acre feet and the capacity for each foot of depth is as follows:

1st foot..... 2nd foot..... 3rd foot..... 4th foot..... 5th foot.....
6th foot..... 7th foot..... 8th foot..... 9th foot..... 10th foot.....
11th foot..... 12th foot..... 13th foot..... 14th foot..... 15th foot.....

15. Description of lands to be submerged..... solid rock
(Sections or portions of Sections)

FILLING CONDUIT DIVERSION

Do not complete these paragraphs unless reservoir is to be filled, or partially filled, by ditch, pipe or other conduit.

16. (a) The point of diversion is located.....
(State bearing and distance from section corner or quarter section corner)

within the..... Sec..... Twp..... Rge.....
(40-acre subdivision of U. S. Government survey) (N. or S.) (E. or W.)
G&SRB&M, in the County of.....

(b) Diversion will be by gravity, the diverting dam to be..... feet in height (stream bed to overflow)..... feet long on top, and constructed of.....
(Concrete, earth, brush, etc.)

(c) If water is to be pumped give general description.....
(Size and type of pump)
(Size and type of engine or motor to be used, total head water is to be lifted, etc.)

(d) Conduit System: Canal, ditch, flume, pipe line; Width on top (at water line)..... feet;
(Cross out three not used)
width at bottom..... feet; depth of water..... feet; length..... feet; grade..... feet per 1,000 feet; materials of construction.....

GENERAL

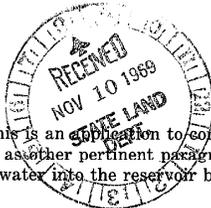
17. Post office serving those living near the proposed place of use is.....

18. Of the applicant's knowledge, has the water described herein ever been appropriated, claimed or used by others?..... If so, file a statement herewith furnishing names of former appropriators or users of the water, and supporting applicant's claim that the water is now subject to appropriation.

19. Give names and addresses of three water users from the stream below the proposed point of diversion; or if there are no water users from stream below the proposed point of diversion, or if the source of supply is other than a stream, furnish the names and addresses of at least three residents of the vicinity familiar with the source of supply and the proposed use of water.

Fred B. Wood
Signature of Applicant.

1000



INSTRUCTIONS

If this is an application to construct a reservoir paragraphs 11, 12, 13, 14 and 15 must be completed as well as other pertinent paragraphs; paragraph 16 need be completed only if reservoir is filled by diverting water into the reservoir by man made means.

A map showing the point of diversion or site of reservoir, and place of use, must accompany the application. Township survey plats, United States Geological Survey maps, or a map from any other federal or state agency such as the Forest Service, the Soil Conservation Service, etc., will suffice.

An examination fee of \$3.00 is required and should be submitted with the application.

Here is interesting and pertinent information concerning dams. Excerpts from the Water Code:

"It is unlawful to construct, reconstruct, repair, operate, maintain, enlarge, remove or alter any dam except upon approval of the state engineer." Dam, in this instance, is defined as "any . . . works for the impounding or diversion of water, fifteen feet or more in height from ground level to the spillway crest, or the impounding capacity of which will be more than ten acre feet, except a dam reservoir, or appurtenant works constructed or used exclusively for watering livestock."

"Before beginning construction of a storage dam to be used exclusively for watering livestock the maximum height of which is to be ten feet or more, or a dam which will impound fifty or more acre feet of water, the owner shall present complete plans thereof to the State Land Department for approval."

* * *

Upon approval of this application the applicant will be notified. Payment of permit fees will be requested, based on the following: ". . . to appropriate water for irrigation purposes, twelve cents per acre for each acre to be irrigated up to and including one hundred acres, and ten cents per acre for each acre in excess of one hundred acres. An application for any other purpose, (except power purposes) five dollars for filing and recording each permit."

PERMIT

Permit No.....

Application No.....

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

This is to certify that I have examined the foregoing application and do hereby approve the same, and grant to the applicant a permit to appropriate the water and/or to construct the reservoir described therein subject to all prior existing rights as provided by law and to the following limitations and conditions:

1. The total capacity of the reservoir shall not exceed.....

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and shall not exceed.....

2.

3. The priority date under this permit is.....

4. Actual construction work shall begin on or before....., and shall

be prosecuted with reasonable diligence and be completed on or before.....

5. Complete application of the water to the proposed use shall be made on or before.....

6. WITNESS my hand and seal of office this.....day of....., 19.....

.....
State Land Commissioner.

8
9.

STATE LAND DEPARTMENT OF THE STATE OF ARIZONA
BEFORE THE STATE LAND COMMISSIONER

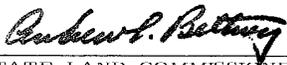
IN THE MATTER OF)
APPLICATION NO. R-2702)
TO APPROPRIATE WATER)
PERMIT NO. R-1894)
) ORDER TO SHOW CAUSE
Re: Dagger Draw, trib.)
Whitewash Canyon, trib.)
Gila River)
)
Applicant, Fred D. Wood)

Upon examining the files of the State Land Department, Water Rights Division, it appears that the above named applicants have failed to comply with certain rules and regulations of said Department.

THEREFORE, IT IS ORDERED, that **Fred D. Wood, c/o Defenders of Wildlife, c/o Mary E. Dees, 3rd Floor, United Bldg., Tucson, Arizona 85701** appear or show cause to the State Land Commissioner on or before **February 10, 1975** why the subject Application should not be cancelled.

GIVEN under my hand and the Official Seal of the State Land Department
this **10th** day of **January** 19 **75**.

SEAL


STATE LAND COMMISSIONER *wjm*

19 - 73

BY CERTIFIED MAIL 570264

Re: R-2702

Reservoir 2.00
 Reservoir 5.00
 Stockwater 5.00
 \$ 12.00

7/17/75-9690

STATE LAND DEPARTMENT
 WATER DIVISION

Application No. R-2702 Permit No. R-1894 County Pinal

PROOF OF APPROPRIATION OF WATER By *for State of Arizona*

2/27/75 New owner - Defenders of Wild Life 3rd floor, United Bank Bldg, Tucson, Az 85701
 (See reverse side for suggestions)

1. Name and address Fred D. Wood - Panarama Ranch, P.O. Box 367, Winkelman, AZ

2. Source of supply Dagger Draw *in the Draw and Creek beds*
 Tributary of Whitewash Canyon on *the* watershed *of Panarama Ranch*

3. Location of point of diversion NE 1/4 NW 1/4 Sec. 30 Twp. 6S Rge. 18E
 (Forty-acre tract)

4. Construction work began ~~1-21-70~~ 1-21-70 and was completed 5-16-70

5. Date water was completely applied to use July, 1970

6. Capacity of reservoir 2,300 gallons *1/2 of see letter dated April 10-75*

7. Quantity of water that has been applied to each use 9,300 gpa *See letter dated 4/10/75*
 (In acre-feet)

per acre per annum or gallons per annum.)

8. During what months is the water beneficially used? 3 months

9. If the appropriation is for municipal, domestic or stock watering use describe the forty-acre tract in which the water is used. If for irrigation, in the column headed "Number of acres actually irrigated" fill in only the number of acres that have been irrigated and describe their location in the smallest units that will embrace them.

Township	Range	Section	Forty-acre Tract, or Other Legal Description	Number Acres Actually Irrigated
6S	18E	30	NE 1/4 - NW-1/4	

OK *BA*
 4/14/75

10. (a) If a dam has been constructed, give description: Height, 12 ft.; length on top, 12 ft.; length on bottom, 300 ft.; material used and character of construction, clay adobe.
- (b) Give description of headgate: Width, ft.; depth, ft.; material used and character of construction,
- (c) Size of canal: Width on top (at waterline) ft.; width on bottom, ft.; depth of water, ft.; length, ft.; grade, ft. fall per 1,000 ft. Actual capacity, sec.-ft. Give general description:
- (d) Pipe line: Description of intake, Length of pipe, ft.; diam. at intake, in.; diam. at ft. from intake, in.; diam. at place of use, in. Difference in elevation between intake and place of use, ft. Is grade uniform? Actual capacity of pipe line, sec.-ft. Give general description: (Material: Steel, wrought, cast iron, wood stave, etc.)
- (e) Pumping plant: Give size and type of pump, Suction lift, ft.; discharge lift, ft. Type of motor used, Horse power rating, H. P. Actual capacity of pump, sec.-ft.
- (f) Distribution works: (No.) (Tanks or Troughs) Material (State dimensions) and capacity of each
11. Domestic Use. State number of families and persons actually served, and described other domestic uses of water. None
12. Stock Watering Use. State kind of stock served, Cattle State maximum, minimum and average number served per day during the months of the year water is used. Maximum, 50, Minimum, Average, 10, 3 months
13. If for municipal, power, mining or any other purpose than irrigation state the extent and method of such use.

AFFIDAVIT OF APPROPRIATOR

STATE OF ARIZONA,
County of Pinal } ss.

I, Fred D. Wood, being first duly sworn, depose and say that I have read the above and foregoing proof of appropriation of water; that I know the contents thereof, and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this 12th day of March, 19 75

x Fred D. Wood

Subscribed and sworn to before me this 13 day of March, 19 75.

(Notary Seal)

William D. Ernst (name)
Notary Public.

My commission expires June 14, 1975

AFFIDAVIT OF WITNESSES

STATE OF ARIZONA,
County of Pinal } ss.

We, x C. Clifford Wood, and x Georgianna Wood of Winkelman, Arizona, being first duly sworn, depose and say that we are well acquainted with the facts and conditions set forth in the foregoing statement relative to proof of appropriation of water under Permit No. R-1894, that we and each of us have been over and upon each tract described in said proof, and from such personal inspection have knowledge that all necessary ditches, dams and other diversion and distributing works have been constructed, and water used as stated therein; that we have carefully read such proof of appropriation, and that each and every statement contained therein is true to the best of our knowledge and belief.

x C. Clifford Wood
x Georgianna Wood

Subscribed and sworn to before me this 13 day of March, 19 75

(Notary Seal)

William D. Ernst (name)
Notary Public.

My commission expires June 14, 1975

Suggestions for Completing Proof of Appropriation of Water Form

This is the final report required of a holder of a permit to appropriate public waters. Upon approval of this report and the receipt of the proper fee the Department shall be ready to issue a Certificate of Water Right.

The Proof of Appropriation of Water is a series of statements of the appropriator, under oath, which are corroborated by the affidavits of two witnesses. This form should be filled in carefully, in a manner that will describe completely the project as actually constructed, giving the number of stock being watered and the quantity of water used under stockwatering permits; giving, in case of irrigation, the number of acres of land actually irrigated and the quantity of water used; and giving the full extent of use under appropriations for whatever other purposes. The practice of merely copying this information from the permit is not proper and should not be followed.

The affidavits must be made before a Notary Public or other officer qualified to administer oaths.



NOTICE OF COMPLETION OF CONSTRUCTION

I, Fred D. Wood, the permittee under Application No. R-2702,
 Permit No. R-1894, issued pursuant to the statutes of the State of Arizona for the appropriation of the waters of
Dagger Draw, tributary of Whitewash Canyon on the Gila watershed.
 (Describe source of water supply)
 for Reservoir for stock watering purposes
 (State Use of Water)

in accordance with the terms of said permit, completed the construction of the works described therein the X 16th day of
~~April~~ May, 1970, being within the time fixed in said permit or within the extension of such time for the
 completion of construction work.

Remarks: The reservoir was completed as per the construction permit for
 If the works have a less capacity than as described in the permit, or you have definitely abandoned your plan of irrigating any of the
stock watering purposes only.
 lands described in your permit, you should so state.

In Witness Whereof, I have hereunto set my hand this 12th day of March, 1975.

Panarama Ranch, P.O. Box 367, Winkelman, AZ X
 (Present Address)

Fred D. Wood
 (Signature of Applicant)

Fill out, detach, and mail to the Water Division, State Land Department, Phoenix, Arizona.

NOTICE OF BEGINNING OF CONSTRUCTION

I, Fred D. Wood, the permittee under Application No. R-2702, Permit No. R-1894, issued pursuant to the statutes of the State of Arizona for the appropriation of the waters of Dagger Draw, tributary of Whitewash Canyon on the Gila watershed.

(Describe source of water supply)

for Reservoir for stock watering purposes. (State Use of Water)

in accordance with the terms of said permit, began the actual construction of the works described therein on the 21st day of January, 1970, being within the time fixed in said permit for the beginning of construction work.

Three men, 2 bull dozers worked two 10 hour shifts.

The appropriator should state the manner of beginning construction work, number of men employed, the amount of work completed up to the date of this statement, and any additional information which may tend to show the beginning of work in good faith.

In Witness Whereof, I have hereunto set my hand this 12th day of March, 1975.

Panorama Ranch, P.O. Box 367, Winkelman, AZ

(Present Address)

X Fred D. Wood

(Signature of Applicant)

Fill out, detach, and mail to the Water Division, State Land Department, Phoenix, Arizona.

Certificate Record No. 3940Page No. 3940

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 DEFENDERS OF WILDLIFE
 of Tucson, by and for the State of Arizona, has made proof
 to the satisfaction of the STATE LAND COMMISSIONER of Arizona of a right to the use of the waters of
 Dagger Draw, tributary Whitewash Canyon, tributary Aravaipa Creek,
 tributary San Pedro River, stored in Dagger Tank

for Stockwatering under
 Application No. R-2702 Permit No. R-1894 of the State Land Commissioner,
 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 Land Commissioner at Phoenix, Arizona,
 in Volume 9 at page 3940 on the 27th day of Feb. 1979 ; that the priority of the
 right hereby confirmed dates from November 10, 1969 ; that the amount of water to which such
 right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually bene-
 ficially used for said purposes, and shall not exceed 1.50 acre feet as total capacity of
 the Reservoir; and the amount of water to be used for Stockwatering
 shall be limited to 9,300 gallons per annum.

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 and place of use are on
 State Land within the NENW of Section 30, Town-
 ship 6 South, Range 18 East, Gila and Salt River
 Base and Meridian, Pinal County, Arizona.

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
 LAND COMMISSIONER affixed
 this 27th day of February, 1979

Attest: Juan Gallo

J. E. Ryan
 State Land Commissioner.

Recorded in State Record of Water Rights Certificates, Volume 9 Page 3940

ASSIGNMENT OF PERMIT
TO APPROPRIATE WATER

For a valuable consideration the undersigned hereby assign(s) and transfer(s)
Arizona State Land Department Permit No. R-1894 To Appropriate
Public Waters together with all rights evidenced therein to:

DEFENDERS OF WILDLIFE
120 W. Broadway, Tucson, AZ
(address)

DATED this 27 day of February, 19 75.

x Fred D. Wood

STATE OF ARIZONA)
County of Pima) ss

The foregoing instrument was acknowledged before me this 27 day of
February, 19 75, by Fred Wood

My Commission Expires:
June 14, 1975. Howard Ernest Moore

SEAL

NOTARY PUBLIC

ACCEPTANCE

The undersigned hereby accepts the assignment of said Permit No. R-1894
To Appropriate Public Waters by Fred D. Wood and
hereby agrees to be bound by the terms thereof, and this assignment is ac-
cepted upon the conditions granted in the permit.

DATED this 18 day of March, 19 75.

DEFENDERS OF WILDLIFE
By: Louis W. Barassi, President

STATE OF ARIZONA)
County of PIMA) ss

The foregoing instrument was acknowledged before me this 18 day of
March, 19 75, by Louis W. Barassi, President

My Commission Expires:
June 14, 19 75.

SEAL

Howard Ernest Moore
NOTARY PUBLIC

Approved and filed by the Arizona State Land Department this ___ day of
_____, 19 ____.

DEFENDERS OF WILDLIFE TRUST FOR THE
GEORGE WHITTELL WILDLIFE PRESERVE at ARAVAIPA CANYON

300 E. University Blvd. • Suite 221 • Tucson, AZ 85705

(602) 628-7576

19 July 1988

Rosemary Hester
Surface Water Section
Department of Water Resources
99 E. Virginia
Phoenix, AZ 85004

Dear Rosemary:

In response to your request for additional documentation on Certificate of Water Right No. 33-84222, I have enclosed a copy of the deed which transferred the interest in state leased property from E. G. Salazar to the Defenders of Wildlife Trust. Please note the site of this water right is on what was at the time of this transfer state land. I have also enclosed a fully executed Assignment of Water Right form from Salazar to Defenders of Wildlife Trust for this water right.

Regarding Stockpond No. 38-61136, please disregard the request to assign this water right made in my letter of 10 June 1988. It should not have been included since it is on property still owned by E. G. Salazar.

I have enclosed a check for \$495.00 to cover the assignment of the water rights referenced in my earlier letter with the exception of the above-mentioned stockpond.

If you have any questions please call me at 628-7576. Thank you for your assistance.

Sincerely yours,


Douglas Koppinger

Enclosures



**ASSIGNMENT (CONVEYANCE) OF WATER RIGHT
A.R.S. § 45-164.B.**

GENERAL INSTRUCTIONS

You must attach to this assignment form a duly recorded deed or other documentation which evidences change of ownership of the land to which the water right is appurtenant or attached.

The fee for each assignment of water right must accompany this assignment form. Two or more water rights may be assigned on this form only if the assignors/sellers are identical on all water rights and the assignees/buyers are identical on all water rights. If a water right is subdivided into two or more separate water rights, an assignment form must be completed for each of the water rights.

This assignment form must be signed by all assignee(s)/buyer(s) and all assignor(s)/seller(s), and the current address and phone number of each party must be furnished. If there are more than two assignees or assignors, the name, address, phone number and signature of each additional assignee or assignor should be attached on a separate sheet.

In accordance with A.R.S. §45-164.B., the undersigned parties hereby notify the Arizona Department of Water Resources of the assignment (conveyance) of the following water rights, in whole, or in part:

(Present Assignment Fee for Each Water Right Assigned Includes Reissue Fee for Permit or Certificate)

\$5.00	Application to Appropriate Public Water No. 33 (A & R)-	<u>SEE ATTACHED LIST</u>
\$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 Application No. 38-	" " "
\$5.00	Stockpond Certificate No. 38-	" " "

Legal land description to which water right is appurtenant:
 $\frac{1}{4}$ $\frac{1}{4}$ $\frac{1}{4}$ Section _____ Township _____ N/S Range _____ E/W
 (Further detailed description should be attached on a separate sheet)

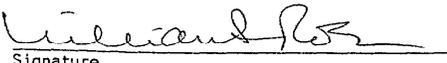
SPECIAL INSTRUCTIONS

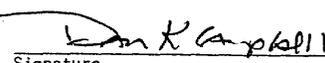
An appropriative water right for an irrigation use is appurtenant to specific acres of land. If one or more irrigation water rights are being assigned, indicate the number of acres to which the rights are appurtenant and the legal description of the land to which the rights are appurtenant. (Note: the number of acres involved and the legal description are indicated on the original application, permit or certificate.)

Number of Acres: All Partial
 (Circle all OR partial and enter number of acres)

SELLER(S)/ASSIGNOR(S)
 Defenders of Wildlife Trust for the
 Name George Whittell Wildlife Preserve
 (PRINT OR TYPE) at Aravaipa Canyon
 Address 300 E. University, Suite 221
Tucson, AZ 85705
 Phone No. (602) 628-7576

BUYER(S)/ASSIGNEE(S)
 Name The Nature Conservancy
 (PRINT OR TYPE)
 Address 300 E. University, Suite 230
Tucson, AZ 85705
 Phone No. (602) 622-3861


 Signature William G. Roe/ Managing Trustee


 Signature Dan Campbell/Vice President

Attachment to ASSIGNMENT (CONVEYANCE) OF WATER RIGHT form
(Defenders of Wildlife Trust to The Nature Conservancy 10 June 1988)

Permit to Appropriate Public Water

~~33-85315~~ NE1/4, SW1/4 Sec. 22 T7S R18E
~~33-85314~~ NW1/4, NE1/4 Sec. 5 T7S R19E
~~33-85313~~ NW1/4, SE1/4 Sec. 16 T7S R18E
~~33-85310~~ NE1/4, NE1/4 Sec. 21 T7S R18E
~~33-85316~~ NW1/4, SW1/4 Sec. 9 T7S R18E
~~33-85317~~ NW1/4 Sec. 7 T7S R18E
~~33-85319~~ NE1/4, NE1/4 Sec. 17 T7S R18E
~~33-85308~~ NW1/4, NW1/4 Sec. 27 T6S R18E
~~33-87291~~ NE1/4, SW1/4 Sec. 26 T6S R18E

Certificate of Water Right

~~33-85312~~ NE1/4, SE1/4 Sec. 15 T7S R18E
~~33-85311~~ SW1/4, NE1/4 Sec. 15 T7S R18E
~~3940~~ NE1/4, NW1/4 Sec. 30 T6S R18E
~~2444~~ NE1/4, NW1/4 Sec. 5 T7S R19E
~~449~~ NW1/4, NE1/4 Sec. 4 T7S R18E
~~3468~~ SE1/4, NW1/4 Sec. 2 T7S R18E
~~3469~~ SW1/4, NW1/4 Sec. 35 T6S R18E
~~3470~~ NW1/4, NW1/4 Sec. 35 T6S R18E
~~3471~~ SW1/4, NW1/4 Sec. 23 T6S R18E
~~3472~~ SW1/4, NW1/4 Sec. 12 T7S R18E
~~3473~~ SE1/4, NW1/4 Sec. 11 T7S R18E
~~33-84222~~ NE1/4, NW1/4 Sec. 26 T6S R18E
~~33-84223~~ SE1/4, SE1/4 Sec. 25 T7S R18E

Statement of Claim of Right

~~36-37250~~ NE1/4, NE1/4 Sec. 28 T6S R19E
~~36-37266~~ E1/2 Sec. 6 T7S R19E
~~36-37267~~ NE1/4, NW1/4 Sec. 5 T7S R19E
~~36-37268~~ NW1/4, SW1/4 Sec. 10 T6S R19E
~~36-37269~~ SW1/4, NE1/4 Sec. 10 T6S R19E
~~36-37270~~ Sec. 19-21, 27, 28, 34, 35 T6S R19E
~~36-37275~~ NW1/4, NE1/4 Sec. 20 T6S R18E
~~36-37276~~ Sec. 13, 23, 24, 26 T6S R17E
~~36-37277~~ SE1/4, SE1/4 Sec. 31 T6S R18E
~~36-37278~~ SW1/4, NW1/4 Sec. 31 T6S R18E
~~36-37279~~ NE1/4, NW1/4 Sec. 4 T7S R18E
~~36-37280~~ NW1/4, NE1/4 Sec. 4 T7S R18E
~~36-37281~~ SW1/4, SW1/4 Sec. 27 T6S R18E
~~36-37282~~ SW1/4, SW1/4 Sec. 19 T6S R18E
~~36-37285~~ SW1/4, NW1/4 Sec. 8 T7S R18E
~~36-37286~~ SW1/4, NE1/4 Sec. 8 T7S R18E
~~36-37287~~ SW1/4, NW1/4 Sec. 9 T7S R18E
~~36-37288~~ NE1/4, SW1/4 Sec. 7 T7S R18E
~~36-37289~~ NW1/4, NW1/4 Sec. 31 T6S R18E
~~36-37290~~ NW1/4, SE1/4 Sec. 32 T6S R18E
~~36-37291~~ NW1/4, SE1/4 Sec. 4 T7S R18E
~~36-37292~~ SW1/4, NW1/4 Sec. 27 T6S R18E
~~36-37293~~ NW1/4, NW1/4 Sec. 16 T7S R18E
~~36-37294~~ NW1/4, NW1/4 Sec. 4 T7S R18E
~~36-37295~~ SW1/4, NE1/4 Sec. 15 T7S R18E

DATA ENTRY INSTRUCTIONS
ASSIGNMENTS

To: Ursula

Date: 9-2-92

From: Louise

File No.s: R - 2714 .0 CWR (3472)

STATUS OF PREVIOUS FILES:

IB

1
2
3 .1

STATUS OF NEW FILES:

AA

2715 .0 (3473) .0
1
2
3 .1

ACTION CODE FOR PREVIOUS FILES:

Code 5B Dates: 12-13-85 .0
9-16-88 .1
6-23-92 .2

RECEIVED SEP 08 1992

2702 .0 (3940) .0
1
2
3 .1

ACTION CODE FOR NEW FILES:

Code 83 Dates: 9-2-92 .3
10-2-92

LAND OWNERSHIP CHANGE

to: BLM - Safford Dist. ofc.

E. G. Salazar
Klondyke, AZ 85643

FOR 38's ONLY:

Last Action: _____

Date: _____

Next Action: _____

Date: _____

NEW HOLDER NAME AND ADDRESS:

BLM - Safford District office
425 E. 4th St
Safford - AZ 85546

1 Defenders of Wildlife Trust
for George Wittell Wildlife Preserve
300 E. University, Suite 221
Tucson, AZ 85705

2 The Nature Conservancy
300 East University, #230
Tucson, AZ 85705

COMMENTS:

SW1100 ARIZONA DEPARTMENT OF WATER RESOURCES TODAYS DATE 09/02/92
NEXT SCREEN: SURFACE WATER - PUBLIC WATER
NEXT #: 3R - 0002702 0000
APPLICATION #: 3R - 0002702 0000 INACTIVE - FULL ASSIGN
PRIORITY DATE: 11 10 1969 USAGE STATUS:
HOLDER NAME: WOOD, FRED D ADDRESS: BOX 367
WINKELMAN AZ 85292
DRAW COUNTY: PINAL
SOURCE NAME: DAGGER
OWNER: STATE AGENCY
WATERSHED: SAN PEDRO RIVER
CLAIMED ACRES: DUTY WATER:
LIVESTOCK NUMBER: 10 TYPES: COWS/HORSES
QUANTITY UNIT TYPE <<WATER USES>> QUANTITY UNIT TYPE
9300.00 GPA STOCK
RESERVOIR: DAGGER TANK CAPACITY: 1.50 AFT
PERMIT NUMBER: 0001894 CERTIFICATE NUMBER: 0003940 INACTIVE BOX NUMBER: 0000
LAST ACTION: ASSIGNED LAST ACTION DATE: 2 27 1975
NEXT ACTION: NONE NEXT ACTION DATE:

SW1100 ARIZONA DEPARTMENT OF WATER RESOURCES TODAYS DATE 09/02/92
NEXT SCREEN: SURFACE WATER - PUBLIC WATER
NEXT #: 3R - 0002702 0001
APPLICATION #: 3R - 0002702 0001 INACTIVE - FULL ASSIGN
PRIORITY DATE: 11 10 1969 USAGE STATUS:
HOLDER NAME: DEFENDERS OF WILDLIFE ADDRESS: 300 E UNIVERSITY 330
TUCSON AZ 85705
DRAW COUNTY: PINAL
SOURCE NAME: DAGGER
OWNER: STATE AGENCY
WATERSHED: SAN PEDRO RIVER
CLAIMED ACRES: DUTY WATER:
LIVESTOCK NUMBER: 10 TYPES: COWS/HORSES
QUANTITY UNIT TYPE <<WATER USES>> QUANTITY UNIT TYPE
9300.00 GFA STOCK
RESERVOIR: DAGGER TANK CAPACITY: 1.50 AFT
PERMIT NUMBER: 0001894 CERTIFICATE NUMBER: 0003940 INACTIVE BOX NUMBER: 0000
LAST ACTION: ASSIGNED LAST ACTION DATE: 9 6 1988
NEXT ACTION: NONE NEXT ACTION DATE:

SW1100 ARIZONA DEPARTMENT OF WATER RESOURCES TODAYS DATE 09/02/92
NEXT SCREEN: SURFACE WATER - PUBLIC WATER
NEXT #: 3R - 0002702 0002
APPLICATION #: 3R - 0002702 0002 ACTIVE - ACTIVE
PRIORITY DATE: 11 10 1969 USAGE STATUS:
HOLDER NAME: NATURE CONSERVANCY, THE ADDRESS: 300 E UNIVERSITY #230
TUCSON AZ 85705
SOURCE NAME: DAGGER DRAW
OWNER: STATE AGENCY COUNTY: PINAL
WATERSHED: SAN PEDRO RIVER
CLAIMED ACRES: DUTY WATER:
LIVESTOCK NUMBER: 10 TYPES: COWS/HORSES
QUANTITY UNIT TYPE <<WATER USES>> QUANTITY UNIT TYPE
9300.00 GPA STOCK
RESERVOIR: DAGGER TANK CAPACITY: 1.50 AFT
PERMIT NUMBER: 0001894 CERTIFICATE NUMBER: 0003940 INACTIVE BOX NUMBER: 0000
LAST ACTION: FULL ASSIGNMENT LAST ACTION DATE: 9 6 1988
NEXT ACTION: REQUEST REVISED CWR FEE NEXT ACTION DATE: 10 6 1988

DEPARTMENT OF WATER RESOURCES
CONVEYANCE TRACKING SHEET

11-10-69

Original

APP # R-2702,0000
Fred D. Wood
2/27/75

Generation

1

LWR No. 3940,0000
APP. # R-2702,0001
Defenders of Wildlife
9-6-88

LWR No. 3940,0000
APP. # R-2702,0002
The Nature Conservancy
6-23-92

LWR No. 3940,0001
APP. No. R-2702,0003
BLM-Safford Dist.

2

[Empty box]

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3

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4

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[Empty box]

[Empty box]

5

[Empty box]

[Empty box]

[Empty box]

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

23 1000
 ARIZONA DEPARTMENT OF WATER RESOURCES

APPLICATION FOR ASSIGNMENT

*For further reference see Lead File
 CWR 331.*

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 request the assignment of the following water rights or claims, in whole, or in part:

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

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

SELLER(S)/ASSIGNOR(S)

BUYER(S)/ASSIGNEE(S)

Name THE NATURE CONSERVANCY
(Print or Type)
 Address 300 E. UNIVERSITY, STE 230
TUCSON, AZ 85705
 Phone No. (602) 622-3861

Name BLM-Safford District
(Print or Type)
 Address 425 E. 4th St.
Safford, AZ 85546
 Phone No. (602) 428-4040

Don E. Camp
 SIGNATURE
6/3/92
 (date signed)

Delbert Molitor for BLM
 SIGNATURE
Delbert Molitor
 Please Print or Type Name
4/2/92
 (date signed)

*For further reference see Lead
File CWK 331.*

Aravaipa Canyon Allotment #4529

<u>File No.</u>	<u>Status</u>	<u>Claim No.</u>	<u>Legal Description</u>	<u>Name</u>
3471	Cert.	39-2661	SWNW 23 6 18	McNair Tank
38-61135	---	39-2658	NWSE 23 6 18	Red Tank
36-61123	---	39-2643	NWSW 25 6 18	Goat Spring
38-61133	---	39-2659	NESE 26 6 18	Basin Tank
33-87291	Permit	39-12029	NESW 26 6 18	Houston Tank
38-61138	---	39-2660	SENE 27 6 18	Hills Tank
36-37292	---	39-5526	NWSW 27 6 18	Stone Cabin Spring
36-37281	---	39-5484	SWSW 27 6 18	Woodrow's Tank
3940	Cert.	39-5495	NENW 30 6 18	Dagger Draw Tank
36-37282				
55-644967		39-5533	NESWSW 32 6 18	Hagen Well
36-37283				
331	Cert.	39-5539	NESW 34 6 18	Burbess Spring
3470	Cert.	39-2665	NWNW 35 6 18	White Tank
3469	Cert.	39-2663	SWNW 35 6 18	Mesa Draw Tank
38-86583	---	39-5543	SENE 10 6 19	Bear Canyon Dams
38-86584	---	39-5546	SWNE 15 6 19	Martinez Tank #2
38-86585	---	39-5540	SENE 15 6 19	Martinez Tank #1
38-86586	---	39-5482	SENE 17 6 19	Pilares Tank
38-86587	---	39-5541	SESE 28 6 19	Matanza Dam
38-86588	---	39-5544	NWNE 29 6 19	Turkey Cr. Break Tank 4
38-86589	---	39-5481	SWNE 29 6 19	Turkey Cr. Break Tank 3
38-86590	---	39-5542	SWSW 32 6 19	Mescal Hill Tank
38-86591	---	39-5491	SENE 33 6 19	Matanza Tank
38-86592	---	39-5480	SWNW 33 6 19	Turkey Cr. Break Tank 2
38-86593	---	39-5545	SWSE 33 6 19	Turkey Cr. Break Tank 1
38-61137	---	39-2657	NESW 01 7 18	Moore Tank
3468	Cert.	39-2662	SENE 02 7 18	Dead Cow Tank
55-644966	---	39-5483	NENE 04 7 18	Virgus Well Windmill
36-37284				
36-37291	---	39-5501	NWSE 04 7 18	Locust Spring
36-37294	---	39-5502	SWNW 04 7 18	Ash Canyon Spring
3473	Cert.	39-2666	SENE 11 7 18	Brown's Tank
3472	Cert.	39-2664	SWNW 12 7 18	Ralph's Tank
36-37293	---	39-5530	NWNW 16 7 18	Granite Spring
36-61127	---	39-2656	NENE 25 7 18	Jed Spring
36-61125	---	39-2654	NESW 25 7 18	Walnut Spring
33-84223	Cert.	39-2670	SESE 25 7 18	No-Name Spring
36-37266	---	39-5532	SENE 06 7 19	Oak Grove Cyn. Spr.
38-61140	---	39-2668	SESE 07 7 19	Black Butte Tank
36-61126	---	39-2655	NENW 07 7 19	Lower Jackson Spring
33-85308	Rsgnd.	39-5479		Lower Stone Cabin Spr.
33-85313	Rsgnd.	39-5496		Goat Camp Spring
33-85314	Rsgnd.	39-5485		Turkey Creek Spring
33-85315	Rsgnd.	39-5538		Sycamore Spring
33-85316	Rsgnd.	39-5537		Battleship Rock Spr.
33-85319	Rsgnd.			Table Mtn. Spr. 1 & 2

In Blm file
In Blm file

OVER

23
OPERATIONAL

<u>File No.</u>	<u>Status</u>	<u>Claim No.</u>	<u>Legal Description</u>	<u>Name</u>
33-84222	Cert.	39-2669	NENW 26 6 18	Playa Tank
36-37267		39-5525	NENW 05 7 19	Turkey Creek
36-37268		39-5531	POD NWSW 10 6 19	E. Bear Cyn. #1
			POU NENE 16 6 19	
36-37269		39-5504	SWNE 10 6 19	E. Bear Cyn. #2
38-61134		39-2646	SWSE 24 6 18	Turkey Ck. Tank
36-61122		39-2641	NESE 30 6 19	Turkey Creek Spring Box

Muleshoe Allotment #4401

<u>File No.</u>	<u>Status</u>	<u>Claim No.</u>	<u>Legal Description</u>	<u>Name</u>
36-34388	---	39-5589	NESE 22 11 20	Old Ranch Spring
36-34387	---	39-5588	SWNE 34 11 20	Swamp Spring
36-34421	---	39-5570	NWNW 36 11 20	Deer Seep
36-34389	---	39-5590	SENW 36 11 20	Whiskey Spring
36-34424	---	39-5573	SESW 36 11 20	Rim Slope Spring
36-34422	---	39-5571	SENW 01 12 20	Haseanno Spring
36-34390	---	39-5591	NESW 01 12 20	Tio Cruz Spring
36-34395	---	39-5596	SWNE 25 12 20	Wildcat Spring
36-34403	---	39-5552	SESW 33 12 20	Lower Blanco Spr.
36-34402	---	39-5551	NESE 34 12 20	Cocktail Seep
36-34396	---	39-5597	NWNW 17 12 21	Redus Seep
36-34423	---	39-5572	NWSE 35 11 20	Lower Tio Cruz Spring
55-637775	---	39-11590	SWSW 31 12 21	Unnamed Well
55-637774	---	39-11587	NENW 26 11 20	Unnamed Well

DATA ENTRY REQUEST

To: URSULA

Date: 9-28-92

From: _____

CWR

FOR "38's" ONLY:

File No.'s R - 2443.3 3468.1

2444.3 3469.1

2445.3 3470.1

2446.3 3471.1

2714.3 3472.1

2715.3 3473.1

2708.3 3440.1

____ Add

File Status: _____

Return files to: _____

____ Change

File Status: _____

Last Action: _____, Date: _____

Next Action: _____, Date: _____

Inactive, Combined with _____

FOR "33's" ONLY:

____ Add, Action Code 1, Usage Code: _____

File Status: _____

Watershed _____

Return files to: _____

Change, Action Code to 85

File Status: _____

Dates: 1) 9-25-92

2) _____

3) _____

Comment **ENTERED SEP 28 1992**

____ Cancelled, Withdrawn, Combined

Action Code: _____, Date: _____

File Status: _____

Inactive, Combined with _____

____ Permit, Action Code 30

Input Permit Number _____

Use dates: _____

____ CWR, Action Code _____

Input CWR Number _____

ARIZONA DEPARTMENT OF WATER RESOURCES

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



September 25, 1992

FIFE SYMINGTON
Governor

ELIZABETH ANN RIEKE
Director

Bureau of Land Management
Safford District Office
ATTN: Delbert Molitor
425 East Fourth Street
Safford, Arizona 85546

Re: Revised Certificates of Water Right Nos. 331, 3468, 3469, 3470, 3471, 3472, 3473, 3940,
33-84222, 33-84223 and 33-87291.

Dear Mr. Molitor:

The Director of the Department of Water Resources is pleased to forward the enclosed Revised Certificates of Water Right for your records.

The Revised Certificates is evidence of your water right. A duplicate copy of the Revised Certificates is maintained in the official records of this Department.

Your patience in complying with the requirements of the Public Water Code in perfecting these water rights is appreciated.

Yours truly,

A handwritten signature in cursive script that reads "Louise Hutchinson".

Louise Hutchinson
Surface Water Rights Specialist
Operations Division
Telephone (602) 542-1581

Enclosures

lh

ARIZONA DEPARTMENT OF WATER RESOURCES

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

September 2, 1992

*For further reference
 See Lead file 331.*



FIFE SYMINGTON
 Governor

ELIZABETH ANN RIEKE
 Director

Bureau of Land Management
 Safford District Office
 Attn: Ray A. Brady
 425 East Fourth Street
 Safford, Arizona 85546

Re: Assignment (Conveyance) of 57 Water Rights and Claims - See attached listing.

From: The Nature Conservancy
 To: Bureau of Land Management, Safford District Office

Dear Mr. Brady:

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 listed certificates and claims. Enclosed please find a receipt for billing of your Fee Credit Account for payment of the assignment processing fee.

The Department of Water Resources is prepared to issue Revised Certificates of Water Rights for the 11 rights highlighted on the list. The certification fee for each issued Revised Certificate is \$25.00. The Department requests your approval to use your Fee Credit Account for payment of the certification fees.

The Department assumes your request for assignment on the Statement of Claims of Right is a request to change the name of the claimant only. The Department does not presume to either adjudicate the validity of the claim, or determine who should hold the claim.

Please call me at the telephone number listed below if you have further questions regarding the assignment application process and the Revised Certificates.

Yours truly,

Louise Hutchinson

Louise Hutchinson
 Surface Water Rights Specialist
 Operations Division
 Telephone (602) 542-1581

Enclosures

cc: Delbert Molitor

lh

John M. Little
Acting

April 4, 1979

William S. Truman, Recorder
Pinal County
Post Office Box 848
Florence, Arizona 85232

Re: Certificates of Water Right Nos.
3886, 3913 & 3940 (3 Certificates)

Dear Mr. Truman:

The above numbered Certificates of Water Right are submitted to your office for recording.

Please forward the recorded Certificates to the owners as follows:

<u>CWR No.</u>	<u>Name & Address</u>
3886	Rail N Ranch Corp. Miller Star Rt., Box 130 Tucson, AZ 85726
✓ 3940	Defenders of Wildlife 3rd Fl., United Bank Bldg. Tucson, AZ 85701 Attn: Louis W. Barassi
3913	James H. Dunn Route 3, Box 283 Yuma, AZ 85364

Addressed stickers are enclosed for your convenience.

Enclosed also is our check No. 735, dated March 23, 1979, in the amount of \$6.00, covering the recording fee of \$2.00 per Certificate (ARS 45-108B). A receipt is respectfully requested.

We appreciate your cooperation in this matter.

Sincerely,

F. C. Ryan, Director
Water Rights Division

FCR:sw
Encs.

State of Arizona
DEPARTMENT OF WATER RESOURCES
99 E. Virginia Avenue, Phoenix, Arizona 85004



BRUCE BABBITT, Governor
WESLEY E. STEINER, Director

November 10, 1983

Doug Koppinger
Defenders of Wildlife
30 North Tucson Boulevard
Tucson, Arizona 85716

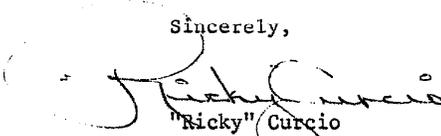
Dear Doug:

Further to our recent telephone conversation, attached is the correspondence which explains the withdrawal from our active files of Application No. 33-85318. Certificate of Water Right No. 331 was granted to E. L. Campbell on November 5, 1929. On September 7, 1938, CWR No. 331 was assigned to Lupe Salazar, and is still in the name of Salazar in our records.

In this regard, I am attaching two forms - one of which should be used to implement the assignment of CWR No. 331 to Defenders of Wildlife. If Mr. Salazar is available to sign his name, the "Assignment" form can be used. If Mr. Salazar is not available to sign, please use the Statement of Ownership form - to this form, however, you must attach proof of ownership - please read at the red "check" marks. There is a \$5.00 fee for filing either form.

Also enclosed is a copy of Certificate of Water Right No. 3940 in the name of Defenders of Wildlife, for your records.

Sincerely,


"Ricky" Curcio
State Examiner

enclosures

Think Conservation!

Office of Director 255-1554

Administration 255-1550, Water Resources and Flood Control Planning 255-1566, Dam Safety 255-1541,
Flood Warning Office 255-1548, Water Rights Administration 255-1581, Hydrology 255-1586.

October 30, 1969

Mr. Fred D. Wood
Panorama Ranch
P. O. Box 367
Winkelman, Arizona 85292

Dear Mr. Wood:

In compliance with your request, we enclose an Application for a Permit to Appropriate Public Waters of the State of Arizona and/or to Construct a Reservoir and Store Water for Beneficial Use form, which is to be completed in duplicate.

You will note that the completed application form when transmitted to this office, is to be accompanied by the statutory examination fee of \$3.00, and a map upon which the location of the reservoir has been indicated.

This map is required. This Department prefers a United States Geological Survey Map. Your area may be in one of the Holy Joe Peak quadrangles, possibly the Saddle Mountain 1949 area. However, any published map which shows stream courses is acceptable. Maps may be secured from any Blue Print company.

You should not have any difficulty in completing this application form if you will read it over carefully - including the fine print - and then supply the information requested in the fine print.

Yours very truly,

F. C. Ryan, Supervisor
Water Division

FCR/kh/lb
Encl.

WOOD BROTHERS
PANORAMA RANCH
BOX 367
WINKELMAN, ARIZONA

October 28, 1969

State Land Department
Water Division
State Office Building
Phoenix, Arizona

Dear Sir:

With your permission, I would like to construct an earthen dam to catch run off water for stock watering purposes in the N E $\frac{1}{4}$ of the N W $\frac{1}{4}$ Sec. 30, T 6 S, R 18E.

My lease number is 1484.

Thank you very much for your consideration.

Very truly yours,
Fred D. Wood
Fred D. Wood

129-75
WUM
Ack # ? & handle
a-13

WOOD BROTHERS

PANORAMA RANCH
BOX 367
WINKELMAN, ARIZONA 85293

January 25, 1975

S.L.C.	Res. Mgt
Lease'g	Forety
Case Ex	Mineral
Doc. Prep	Rge. & H
P. & R.	Water
Apprs'l	NRCD
S. & Ex	Prot.
	Adm. Ser.

Mr. Andrew Bettwey
State Land Commissioner
State Land Department of the State of Arizona
Phoenix, Arizona

Dear Mr. Bettwey:

The Defenders of Wildlife have just forwarded the document of January 10th regarding the Dagger Reservoir--Application No. R-2702 Permit No. 1894.

At the time this application was issued we were in the midst of processing the sale of our ranch to the Nature Conservancy. Knowing that we would not have an opportunity to comply with the application agreement, we then notified the Nature Conservancy and suggested that they comply and fully process this application which we assumed they had done.

Due to the lapse of time and since the Nature Conservancy has transferred all their holdings to the Defenders of Wildlife, I feel it is now the D.O.W's. responsibility to complete this matter if they wish to do so; however, I would be glad to be of assistance in any way I can.

Many thanks for your kind consideration.

Sincerely yours,

Fred D. Wood

copy to D.O.W.

January 30, 1975

Defenders of Wildlife
c/o May and Dees
3rd Floor United Bank Building
Tucson, Arizona

Gentlemen:

We have received the enclosed letter from Mr. Fred D. Wood pertaining to Application No. R-2707, a copy of which is also enclosed for your information.

If you have an interest in pursuing this application, then we need the enclosed Beginning and Completion of Construction and Proof of Appropriation forms completed and returned to this Department by February 10, 1975, in order to meet the requirements of the Order To Show Cause.

In the event that you cannot meet this deadline, we would appreciate a written request for an extension of time.

Further, although not a factor under the Show Cause, we will need the enclosed Assignment form properly executed and returned in order to change the applicants name from Mr. Wood to yours. Please note that a \$1.50 fee must accompany the Assignment form.

If we can be of further assistance, feel free to contact us directly.

Sincerely,

Andrew L. Betty
State Land Commissioner

BY
Richard A. Gessner
Water Rights Division

RAG:jar

Enclosures

February 10, 1975

Louis W. Barassi, President
Defenders of Wildlife
3rd Floor, United Bank Building
120 West Broadway
Tucson, Arizona 85701

Dear Mr. Barassi:

In our letter of January 30, 1975, we inadvertently referenced Application Number R-2707. In fact, we intended R-2702. We believe that we furnished a copy of the proper Application R-2702 and in fact issued the Order to Show Cause against R-2702.

On this basis, the Order to Show Cause issued to Mr. Fred D. Wood on Application Number R-2702, is hereby extended to and including April 11, 1975, pursuant to your written request of February 6, 1975, filed with this Department.

Sincerely,

Andrew L. Bettwy
State Land Commissioner

BY
Wm. Joe Melling, Director
Water Rights Division

ALB:WJM:du



Defenders of Wildlife

2000 N STREET, N.W., SUITE 201 • WASHINGTON, D. C. 20036 • Telephone: 202 223-1993
Publishers of DEFENDERS OF WILDLIFE NEWS

March 19, 1975

Mrs. Gale Gooding
Assistant Vice President
Wayne Barrett
Acting Editor

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Mary Hazell Harris
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*Executive Director, Emeritus
and Editor, Emeritus*

SPONSORS

Cleveland Amory
New York, New York
Herford N. Elliott
Westford, Massachusetts
Edmund C. Jaeger, D.Sc.
Riverside, California
Carl O. Marry
Three Lakes, Wisconsin
Karl Menninger, M.D.
Topeka, Kansas

Mr. Richard A. Gessner
Water Rights Division
ARIZONA STATE LAND DEPARTMENT
1624 West Adams
Phoenix, AZ 85007

Dear Mr. Gessner:

Re: Water Rights - Assignment

We want to thank Mr. Wm. Melling for granting the extension of time for filing the following documents which were forwarded to our office:

Notice of Beginning of Construction;
Notice of Completion of Construction;
Proof of Appropriation of Water; and
Assignment of Permit to Appropriate Water.

These instruments are enclosed for your approval.

If there is anything further required please let me know.

Sincerely yours,

DEFENDERS OF WILDLIFE

Louis W. Barassi, President

120 W. Broadway
Tucson, AZ 85701

792-9690

LWB/d

Enclosures: 5

*Called 4/2/75
Secretary will amend
Paragraph 6-7
BW 4/2/75*

Defenders OF WILDLIFE

April 10, 1975

Mr. Richard A. Gessner
Water Rights Division
ARIZONA STATE LAND DEPARTMENT
1624 West Adams
Phoenix, AZ 85007

Dear Mr. Gessner:

Re: Water Rights - Assignment
Application No. R-2702

In accordance with our telephone conversation last week with Mr. Brian Kirby of your office, will you please change the Proof of Appropriation of Water as follows:

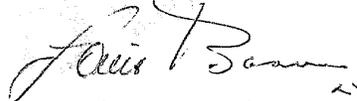
No. 6 - 1 1/2 acre feet

No. 7 - 9,300 Gallons.

Thank you for your kind assistance.

Sincerely yours,

DEFENDERS OF WILDLIFE



Louis W. Barassi

LWB/d

WOOD BROTHERS
PANORAMA RANCH
BOX 367
WINKELMAN, ARIZONA 85292

November 6, 1969

State Land Department
Water Division
State Office Building
Phoenix, Arizona 85007

Att: Mr. F.C.Ryan

Dear Mr. Ryan:

Please find enclosed applications for construction of reservoir for stock watering purposes.

I hope these will meet with your approval, however I didn't complete the footage in number 14 as I did not know how to figure it.

We would appreciate your kind consideration of these applications.

Very truly yours,

Fred D. Wood
Fred D. Wood

November 10, 1969

Mr. Fred D. Wood
P. O. Box 367
Winkelman, Arizona 85292

Re: Application No. R-2702, Dagger Draw, stored in Dagger
Tank

Dear Mr. Wood:

Your application for a Permit to Construct a Reservoir and Store Water for Beneficial Use has been made of record and given the above recorded reference number.

Receipt for the examination fee, which accompanied the application, will be forwarded under separate cover.

A preliminary examination of the filing discloses that the following numbered paragraphs need to be completed and/or corrected.

- Par. 8 (c): The rule of thumb used by this Department for many years in estimating the quantity of water required for stockwatering is 10 gallons per average number of head of stock per day. In this instance, the format would be: 10 (head) x 10 (gallons) x 93 (days) or 9,300 gallons per annum.
- Par. 15: Read fine print. The answer should be, "portion of Section 30, Township 6 South, Range 18 East."
- Par. 17: Please complete.
- Par. 18: Please read and complete.
- Par. 19: Please read this paragraph. You will note that if there are no users below your point of diversion, you are to give the names and addresses of three people or residents of the vicinity, who are familiar with the source of supply of water and its proposed use.

Fred D. Wood
11/10/69
Page 2.

After receipt of the completed application, it will be processed for the issuance of Notices of Posting. We are unable to process the filing presently as its status is considered, "incomplete."

Please be advised that in accordance with the provisions of Arizona Revised Statutes, Sec. 45-144, concerning return of applications for correction, your application will retain its present date of priority if returned to this Department, corrected, within 60 days from date of return.

Very truly yours,

F. C. Ryan, Supervisor
Water Division

FCR/kh/lb

Encl.

WOOD BROTHERS
PANORAMA RANCH
BOX 367
WINKELMAN, ARIZONA

November 15, 1969

State Land Department
Water Division
State Office Building
Phoenix, Arizona 85007

Att: Mr. F.C.Ryan

Dear Mr. Ryan:

Please find enclosed my application
No. R-2702 to construct a reservoir and store
water for beneficial stock watering use.

According to your suggestions we have
completed these forms and made the necessary c
corrections. I hope these will be satisfactory.

I surely thank you for your help and
suggestions.

Many thanks again.

Yours sincerely,
Fred D. Wood
Fred D. Wood

November 20, 1969

Mr. Fred S. Wood
P. O. Box 367
Winkelman, Arizona 85292

Re: Application No. R-2702, Dagger Draw/Dagger Tank

Dear Mr. Wood:

Notices of Posting are being forwarded under separate cover. Please read the letter accompanying the Notices and follow instructions given therein.

Your attention is called to the amount of stockwater requested. The amount you asked for was based on the maximum number of head and not on the average number of head. We have altered your request to conform with the regulations relevant to the use of water for stock, as explained in Paragraph 8 (a) of our letter of October 10, 1969.

The format used for the notices is 10 head (average number) x 10 gallons per head (100 gals.) x 93 days of use, or 9,300 gallons per annum.

Yours very truly,

F. C. Ryan, Supervisor
Water Division

FCR/kh/lb

WOOD BROTHERS

PANORAMA RANCH
BOX 367
WINKELMAN, ARIZONA

December 26, 1969

State Land Department
State Office Building
Phoenix, Arizona 85007

Att: Mr. F.C.Ryan

Dear Mr. Ryan:

Please find enclosed Affidavit of
Posting Notice to appropriate waters on state
land.

Very truly yours,

Fred D. Wood

Fred D. Wood

Jan. 16, 1970

Water Division
State Land Dept.
State Office Bldg
Phoenix, Arizona 85007

att. Mr. F.C. Ryan

Dear Mr. Ryan:

Enclosed please find
our check in the amount of
\$500 for Application No. R-2702,
Dagger Draw/Dagger Tank.

Many thanks for your
cooperation.

Very truly yours,
Fred D. Wood



ARIZONA
DEPARTMENT
OF WATER
RESOURCES

Rose Mofford, Governor
C. Laurence Linser,
Acting Director

99 E. Virginia Avenue
Phoenix, Arizona 85004

September 6, 1988

*The Nature Conservancy
300 E. University, Suite 230
Tucson, Arizona 85705*

RE: Assignment (Conveyances)

Dear Sir:

*The recent assignment action as referenced per attached, has been accomplished.
Enclosed please find your receipt for the assignment.*

Thank you for complying with Arizona Revised Statutes §45-163 and 45-164.

Sincerely,

A handwritten signature in cursive script that reads "Rosemary Hester".

*Rosemary Hester
State Examiner
Surface Water Section
Telephone (602) 255-1581*

RH:im

R-2702

11/10/69	Application filed - R-2702, Fred D. Wood
11/20/69	Notices of Posting sent To Applicant
12/31/69	Affidavit of Posting received
1-19-70	Permit issued - R-18941
1-10-75	OTSC issued
1-25-75	Reply To OTSC
1-30-75	Letter: Gessner To May & Dees
2-10-75	Letter: Melling To Barassi; extends OTSC
3-24-75	Beginning & End of Construction Notices received
3-24-75	Assigned To Defenders of Wildlife
3-24-75	Proof of appropriated received
10-15-76	Ready for certificate fees
12-26-76	Received certificate fees
2-2-79	Ready for Certificate

to [Arizona State Land Department
1624 West Adams
Phoenix, AZ
Att: F.C. Ryan, Water Rights Division]

DEFENDERS OF WILDLIFE
120 W. Broadway
TUCSON, AZ. 85701

subject APPLICATION R-2702 - Whitewash Canyon date December 18, 1976

message

Gentlemen:

Please find enclosed the Statutory Certification fee of \$12 covered by our check No. 100-E along with your form number 25-76.

Thank you for your assistance.

Sincerely yours,

signed Adonna Ernst

reply

date _____ signed _____

SENDER: Mail buff and pink copies with carbon intact.

RECEIVER: Reply, retain buff copy, return pink copy.

to []
Water Rights Division
ARIZONA STATE LAND DEPARTMENT
1624 West Adams
Phoenix, AZ 85007

DEFENDERS OF WILDLIFE
120 W. Broadway
TUCSON, AZ. 85701
792-9690

subject Application No. R-2702 - Whitewash Canyon date November 19, 1976

message

Gentlemen:

The attorney who handled all of the water rights is no longer with the law firm of May, Dees and Barassi, therefore, will you please give me some information on the above subject matter.

Thank you for your assistance.

Sincerely,

signed *Adonna Ernst*
Adonna Ernst

reply

Permit 1894 11/19/76
Dagger Tank
neww 30-65-18E
9300 GPA
10 A

Talked to Ernst she
Adonna Ernst
date 11/23/76 signed *BR*
check 11-23-76

SENDER: Mail buff and pink copies with carbon intact.

RECEIVER: Reply, return buff copy, return pink copy.



RAUL H. CASTRO
GOVERNOR

Arizona
State Land Department

1624 WEST ADAMS
PHOENIX, ARIZONA 85007
602 - 271-4634



OFFICE OF
STATE LAND COMMISSIONER

RECORDED
NOV 1976

October 15, 1976

DEFENDERS OF WILDLIFE
Attn: Louis W. Barassi
3rd Floor, United Bank Building
Tucson, Arizona 85701

Dear Sir:

Re: Application No. R-2702 - Whitewash Canyon

This department is now in a position to issue a Certificate of Water Right related to the subject application upon receipt of the statutory certification fee of \$ 12.00 *, \$2.00 of which is for recording the certificate in the County Recorder's office.

Please make your check payable to the State Land Department.

Yours very truly,

Andrew L. Bettwy,
State Land Commissioner

by *D. C. Ryan* Director
Water Rights Division

*

ALB/FCR/kh

Recorder	2.00
Reservoir	5.00
Stockwatering	<u>5.00</u>

N.B. Please execute, sign, date and have witnessed the enclosed form (25-76) and return with your certification fees. FCR \$12.00



RAUL H. CASTRO
GOVERNOR

Arizona
State Land Department

1624 WEST ADAMS
PHOENIX, ARIZONA 85007
602 - 271-4634



OFFICE OF
STATE LAND COMMISSIONER

October 15, 1976

DEFENDERS OF WILDLIFE
Attn: Louis W. Barassi
3rd Floor, United Bank Building
Tucson, Arizona 85701

Dear Sir:

Re: Application No. R-2702 - Whitewash Canyon

This department is now in a position to issue a Certificate of Water Right related to the subject application upon receipt of the statutory certification fee of \$ 12.00 *, \$2.00 of which is for recording the certificate in the County Recorder's office.

Please make your check payable to the State Land Department.

Yours very truly,

Andrew L. Bettwy,
State Land Commissioner

by _____ Director
Water Rights Division

ALB/FCR/kh

*
Recorder 2.00
Reservoir 5.00
Stockwatering 5.00

N.B. Please execute, sign, date and have witnessed the \$12.00 enclosed form (25-76) and return with your certification fees. FCR

18-76

OBED M. LASSEN
STATE LAND COMMISSIONER
PHONE 271-4621

STATE LAND DEPARTMENT

STATE OF ARIZONA
STATE OFFICE BUILDING
PHOENIX 7, ARIZONA



January 19, 1970

Mr. Fred D. Wood
P. O. Box 367
Winkelman, Arizona 85292

Dear Mr. Wood:

Re: Application No. R-2702 Dagger Draw/
Whitewash Canyon
Permit No. R-1894

The original copy of your application is enclosed.

On the last page thereof you will find the permit form completed. This is the granting of your request.

Construction work shall begin within two years from date of permit. Failure to comply with this term will subject the permit to cancellation for lack of prosecution.

Very truly yours,

F. C. Ryan, Supervisor
Water Division

FCR/lb

Enclosures: Application and Permit
Notice of Beginning of Construction form

ORED M. LASSEN
STATE LAND COMMISSIONER
PHONE 271-4622

STATE LAND DEPARTMENT

STATE OF ARIZONA
STATE OFFICE BUILDING
PHOENIX, ARIZONA 85007



January 15, 1970

Mr. Fred D. Wood
Box 307
Winkelman, Arizona 85292

Re: Application No. R-2702
Dagger Draw/Dagger Tank

Dear Sir:

Your Affidavit of Posting of Notice in the above case has been received. There being no protest made thereon, we are ready to grant a permit upon receipt of the statutory fee of \$ 5.00.

Please make your check payable to the Water Division of the State Land Department.

Very truly yours,

WATER DIVISION

By _____

F. C. Ryan,
Supervisor

kh

STATE LAND DEPARTMENT

OBED M. LASSEN
STATE LAND COMMISSIONER
PHONE 271-4622

STATE OF ARIZONA
STATE OFFICE BUILDING
PHOENIX, ARIZONA 85007



November 20, 1969

Mr. Fred S. Wood
P. O. Box 367
Winkelman, Arizona 85292

Re: Application No. R-2702
Dagger Draw/Dagger Tank

Dear Mr. Wood:

Enclosed are:

- 1) two copies of notice of the pendency of the above application;
- 2) post card for informing this Department of the posting of notices;
- 3) an affidavit of posting and continuous posting of notices with copy of notice attached.

The two notices must be posted within twenty days from the date of issuance appearing at the bottom thereof and remain posted until the expiration of thirty days from date of posting. In no event should the notices be posted in inconspicuous places, and they must remain continuously posted from the date of posting until the expiration of the posting period. We suggest that one notice be posted at or near the post office where those who reside in the locality of the proposed appropriation receive mail.

The post card must be filled out and mailed the day the notices are posted.

AT THE CONCLUSION OF THE NOTICE PERIOD, the affidavit of posting with copy of notice attached must be filled out, signed and sworn to before some officer qualified to administer oaths in the State of Arizona and immediately mailed to the Water Division, State Land Department, in Phoenix.

Prompt attention to posting the notices and returning the affidavit of posting at the end of the period of notice will facilitate the approval of the application.

IMPORTANT: Before posting the enclosed notice, insert the date of posting on the bottom of the Notice. This should correspond with the date given on the post card.

Very truly yours,

Obed M. Lassen
State Land Commissioner

Enclosure

November 20, 1969

San Manuel Miner
P. O. Box 5415
San Manuel, Arizona 85631

Gentlemen:

Obed M. Lassen, State Land Commissioner, Phoenix, Arizona, submits the following item. It is hoped you will find it newsworthy.

Fred D. Wood, Winkelman, Arizona, has filed with Commissioner Lassen an Application for a Permit to Construct a Reservoir and Store Water for Beneficial Use.

The source of water supply is from Dagger Draw, tributary Whitewater Canyon on the Gila River watershed.

The proposed use is stockwatering, and the amount of water applied for is 9,300 gallons per annum.

The total capacity of the reservoir is to be 1-1/2 acre feet.

The point of diversion and place of use is at the reservoir, on State land, within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, Township 6 South, Range 18 East, Gila and Salt River Base and Meridian, Pinal County, Arizona.

The Post Office serving those living near the place of use is at Winkelman, Arizona.

Yours very truly,

F. C. Ryan, Supervisor
Water Division

FCR/kh/lb

November 20, 1969

Pinal County Enterprise
P. O. Box 668
Eloy, Arizona 85231

Gentlemen:

Obed M. Lassen, State Land Commissioner, Phoenix, Arizona, submits the following item. It is hoped you will find it newsworthy.

Fred D. Wood, Winkelman, Arizona, has filed with Commissioner Lassen an Application for a Permit to Construct a Reservoir and Store Water for Beneficial Use.

The source of water supply is from Dagger Draw, tributary Whitewater Canyon on the Gila River watershed.

The proposed use is stockwatering, and the amount of water applied for is 9,300 gallons per annum.

The total capacity of the reservoir is to be 1-1/2 acre feet.

The point of diversion and place of use is at the reservoir, on State land, within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, Township 6 South, Range 18 East, Gila and Salt River Base and Meridian, Pinal County, Arizona.

The Post Office serving those living near the place of use is at Winkelman, Arizona.

Yours very truly,

F. C. Ryan, Supervisor
Water Division

FCR/kh/lb

RECEIPT

Nº 1545

Bureau of Land Management
 Safford District Office
 ATTN: Delbert Molitor
 425 E. Fourth Street

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

ENTRY CODE 33's

Safford, AZ 85546

FILE NO.

THRU

ITEM DESCRIPTION	RATE	AMOUNT
Certification Fees for 11 Revised Certificates Nos. 331, 3468, 3469, 3470, 3471, 3472, 3473, 3940, 33-84222, 33-84223 and 33-87291.		
BILL: Bureau of Land Management, Safford District (FCA-3) \$25.00 per Certification Fee.		

CHECK NO. _____ FEE ACCOUNT NO. 3 TOTAL \$ 275.00

CHIT NO. _____ RECEIVED BY lh DATE 9/25/92

*For further reference see lead
file CWR 331!*

RECEIPT

Nº 1537

Bureau of Land Management
ATTN: Delbert Molitor
Safford District Office
425 E. Fourth Street
Safford, Arizona 85546

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

33,
36 &
ENTRY CODE 38's

FILE NO. _____ THRU _____

ITEM DESCRIPTION	RATE	AMOUNT
Assignment (Conveyance) of Certificates of Water Rights;	5.00	55.00
Statement of Claims of Right; and	5.00	145.00
Claims of Stockpond Water Right Application Max (See Attached List).	5.00	85.00
FROM: The Nature Conservancy		
TO: BLM - Safford District Office		
PLEASE BILL BLM, SAFFORD DISTRICT OFFICE \$285.00.		

CHECK NO. _____ FEE ACCOUNT NO. 3 TOTAL \$ 285.00

CHIT NO. _____ RECEIVED BY lh DATE 9/2/92

3940 ✓

All Fees Are Required By Law To Be Paid In Advance Before Instruments .Are Placed On Record

FLORENCE, ARIZ., 85232 Apr 5, 1979

RECORDER'S OFFICE

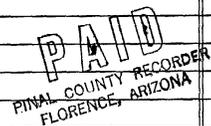
PINAL COUNTY, ARIZONA

TO William S. Truman, Recorder, DR

m Arizona State Land Dept

To Recording Instrument As Follows:

INSTRUMENT			F E E S
Cert. of			
Water Rts.	State Land Dept	Rail N. Ranch	2.00
"	"	Defenders of Wildlife	2.00
"	"	James H. Dunn	2.00
			6.00



SEE ABOVE FOR REASON THIS BILL IS SENT YOU

ARIZONA STATE LAND DEPARTMENT				INTRAOFFICE MEMO			
TO: Commissioner Bettwy				DATE:			
FROM: F. C. Ryan				SUBJECT: CWR No. 3940			
ROUTING ORDER	INITIALS	DATE Routed	ROUTING ORDER	INITIALS	DATE Routed		
3	COMMISSIONER						
				PLANNING & RESEARCH			
				RESOURCE INVENTORY			
	CONTRACT AUDIT & REVIEW			PLANNING SECTION			
	LEASING			APPRAISAL			
	CASE EXAMINATION			SALES			
2	CASE EXAMINER			ENGR. DATA & MAPS			
	STATUS INFORM.			TUCSON BR. OFF.			
	DOCUMENT PREP.						
	EXCHANGE PROCESS.			RESOURCE MGMT. SERVICES			
				FORESTRY			
	ADMINISTRATIVE SERVICES			MINERAL			
	ACCOUNTING			N.R.C.D.'S			
	PUBLICATIONS			RANGE & HABITAT			
	PURCHASING			PROTECTION			
	SYSTEMS		1-4	WATER			
				FLAGSTAFF BR. OFF.			
INITIALS ABOVE WITHOUT COMMENT SHALL INDICATE NO FACTS AVAILABLE OR NO CONTRIBUTION WITHIN DISCIPLINE OF ASSIGNMENT TO ALTER OR NEGATE ACTION PROPOSED							
<input type="checkbox"/> FOR YOUR <u>Signature - in duplicate</u>				Pinal			

COMMENTS:

Defenders of Wildlife

*Permit issued for Stockwatering, 1/19/70
 field check 9/8/75. OK (BK) 4/4/77.*

WHEN IT RELATES TO A MATTER CALLING FOR FINAL ACTION BY THE DEPARTMENT, THIS SHEET SHALL BE KEPT AS A PERMANENT WORK PRODUCT RECORD BY THE DIVISION OF PERMANENT RECORD. WORK PRODUCT IS NOT PUBLIC RECORD.

3940

APPLICATION NO. <u>R-2702</u>		PERMIT NO. <u>R-1894</u>	
Name of Applicant <u>Wood, Fred S.</u>	Indexed	Exam. Fee <u>\$13⁰⁰</u>	Receipt No.
Stream <u>Gila River</u>		Permit Fee <u>\$5⁰⁰</u>	Receipt No.
County <u>Pinal</u>		Cert. Fee	Receipt No.
Tp. <u>6-S,</u> R. <u>18-6</u>			
<u>NE 1/4 - Sec. 30</u>			

Application Filed November 10, 1969 at 8:00 a.m.
assigned 11/15/75 to Department of Wild Life

Applicant Fred S. Wood
3rd Floor, United Bank Bldg. Tucson, Az 85701
Box 367 - Winkelman, Arizona 85292

Source of Water Laggen Draw, trib. Whitewash Canyon, stored in Laggen Tanks

Beneficial use of water Stockwatering

Returned for correction _____

Corrected application received _____

Protested _____

Withdrawn by applicant _____

Rejected _____

Final Map Filed 11-10-69

Approval of application 1-14-70

Cancelled _____

Notice that construction work was begun on _____

Notice that construction work was completed on _____ filed

Notice that complete application of water was made on _____ filed

Proof of Appropriation of water filed _____ filed

Certificate No. 3940 issued 3-14-77

REMARKS

11/21/69 cards - completed - index

Ready for field Exam - 4/14/75

OK 9/8/75 (CB)

Ready for Certificate for 9/9/75

Correspondence Address

Ready for Certificate - 2-2-79 CWV

Defenders of Wildlife-Trust
 300 E. University #221
 Tucson AZ 85705

STATE OF ARIZONA
 DEPARTMENT OF WATER RESOURCES
 WATER RIGHTS ADMINISTRATION
 99 EAST VIRGINIA
 PHOENIX, ARIZONA 85004

RECEIPT

KIND ENTRY	FILE REFERENCE NO.
	SEE BELOW
	THRU

FUND SOURCE	ACCOUNT NO.			INT. ACCT.	ITEM DESCRIPTION	RATE	\$ AMOUNT
	AGENCY	CHAPTER	DIV.				
					Assignment (Conveyance) of Water Right		
					99 files total @ 5.00 each	5.00	495.00
					13 - 33 files FROM: Defenders of Wildlife 300 E. University #221 Tucson AZ 85705		
					9 CWR files		
					59 - 36 files TO: The Nature Conservancy 300 E. University #230 Tucson AZ 85705		
					18 - 38 files		
					(lead file 33-87291)		

9-6-88 im

check 2619 dated 7-18-88

TOTAL

\$ 495.00

