

ARIZONA STATE LAND DEPARTMENT  
1624 West Adams  
Phoenix, Arizona 85007

CLAIM OF WATER RIGHT FOR A STOCKPOND;  
APPLICATION FOR CERTIFICATION  
(Chapter 69 Laws 1977)

(LEAVE BLANK)	
No.	<u>38-61134</u>
Filed	<u>3-17-78</u> at <u>11:00</u> <u>A.</u> M
	(Date) (Time)

FILING FEE \$10.00

INSTRUCTIONS:

1. File a separate claim for each stockpond.
2. Submit in duplicate; typewrite or print in ink.
3. Complete each blank with required information.

NOTE: The law provides that a claim which does not contain the required information or which is not accompanied by the required filing fee shall not be accepted by the Department but shall be returned to the sender.

I, E. G. Salazar of Klondyke Rural Station  
(Name) (Street, P. O. Box, Rural Route)  
Willecox Arizona 85643 828-3383  
(City) (State) (Zip Code) (Phone No.)

do hereby claim a water right for the stockpond herein described and do hereby make application for certification of such right.

1. State the date of completion of construction of the stockpond May 20, 1963  
(a) Name of stockpond Turkey Creek Tank (Mo., Day, Yr.)
2. State the capacity of the stockpond at spillway level on August 29, 1977:  
1/3 (Acre Feet).
3. What was sole purpose for which pond was constructed? Stockwatering
4. What is current primary use? Stockwatering
5. What other uses are made of pond? None  
(Give percentage of each "other" use to total use.)
6. Was stockpond subject to litigation or to a protest of record to the Land Department prior to August 29, 1977? Yes  No   
(a) If the answer is 'yes', attach explanation.
7. Has previous filing, claim or registration of this stockpond been made?  
Yes  No; if 'yes', attach explanation giving date and file number.
8. State the date water was first used beneficially July 10, 1963  
(Month, Day, Year)
9. State the quantities of water used annually 1/5  
(Acre Feet)  
(a) What is average number of head using this water? 15 maximum no. ? 25  
(b) Over what part of year? Year round
10. State the name of water course or water source Brushy Canyon  
Tributary to Aravaipa Canyon on the San Carlos River watershed.  
(Leave Blank)
11. The point of diversion is within SW  $\frac{1}{4}$ , SE  $\frac{1}{4}$ , Section 24, of  
Township 6S, Range 18E in the County of Pinal.
12. The location of impounding dam is within SW  $\frac{1}{4}$ , SE  $\frac{1}{4}$ , Section 24, of  
Township 6S, Range 18E in the County of Pinal  
(If site of number 11 differs from number 12 attach explanatory plat or map)
13. The dimensions of the impounding dam and reservoir are:  
(a) Height of dam to spillway 10 ft. (Measured inside dam)  
(b) Length of dam 65 ft.  
(c) Surface area of water at spillway level 1/6 acres. Shape? (Circle One)  
square; rectangle; circle; half-circle; egg-shaped; triangle.
14. State the name of owner of land on which dam is located:  
Lupe Salazar & Sons
15. State the name of owner (s) of any land inundated when stockpond is filled to capacity:  
Lupe Salazar & Sons



ARIZONA STATE LAND DEPARTMENT  
1624 West Adams  
Phoenix, Arizona 85007

CLAIM OF WATER RIGHT FOR A STOCKPOND;  
APPLICATION FOR CERTIFICATION  
(Chapter 69 Laws 1977)

(LEAVE BLANK)  
No. 38-61134  
Filed 3-17-78 at 11:00 A. M  
(Date) (Time)

FILING FEE \$10.00

INSTRUCTIONS:

1. File a separate claim for each stockpond.
2. Submit in duplicate; typewrite or print in ink.
3. Complete each blank with required information.

NOTE: The law provides that a claim which does not contain the required information or which is not accompanied by the required filing fee shall not be accepted by the Department but shall be returned to the sender.

I, E. G. Salazar of Klondyke Rural Station  
(Name) (Street, P. O. Box, Rural Route)  
~~Willcox~~ Arizona ~~85643~~ 828-3383  
(City) (State) (Zip Code) (Phone No.)

do hereby claim a water right for the stockpond herein described and do hereby make application for certification of such right.

1. State the date of completion of construction of the stockpond May 20, 1963  
(a) Name of stockpond Turkey Creek Tank (Mo., Day, Yr.)
2. State the capacity of the stockpond at spillway level on August 29, 1977:  
1/3 (Acre Feet).
3. What was sole purpose for which pond was constructed? Stockwatering
4. What is current primary use? Stockwatering
5. What other uses are made of pond? None  
(Give percentage of each "other" use to total use.)
6. Was stockpond subject to litigation or to a protest of record to the Land Department prior to August 29, 1977? Yes  No   
(a) If the answer is 'yes', attach explanation.
7. Has previous filing, claim or registration of this stockpond been made?  
Yes  No; if 'yes', attach explanation giving date and file number.
8. State the date water was first used beneficially July 10, 1963  
(Month, Day, Year)
9. State the quantities of water used annually 1/5  
(Acre Feet)  
(a) What is average number of head using this water? 15 maximum no. ? 25  
(b) Over what part of year? Year Round
10. State the name of water course or water source Brushy Canyon  
Tributary to Aravaipa Canyon on the San Pedro River watershed.  
(Leave Blank)
11. The point of diversion is within SW  $\frac{1}{4}$ , SE  $\frac{1}{4}$ , Section 24, of  
Township 6S, Range 18E in the County of Pinal.
12. The location of impounding dam is within SW  $\frac{1}{4}$ , SE  $\frac{1}{4}$ , Section 24, of  
Township 6S, Range 18E in the County of Pinal.  
(If site of number 11 differs from number 12 attach explanatory plat or map)
13. The dimensions of the impounding dam and reservoir are:  
(a) Height of dam to spillway 10 ft. (Measured inside dam)  
(b) Length of dam 65 ft.  
(c) Surface area of water at spillway level 1/6 acres. Shape? (Circle One)  
square; rectangle, circle; half-circle; egg-shaped; triangle.
14. State the name of owner of land on which dam is located:  
Lupe Salazar & Sons
15. State the name of owner (s) of any land inundated when stockpond is filled to capacity:  
Lupe Salazar & Sons



ARIZONA STATE LAND DEPARTMENT  
1624 West Adams  
Phoenix, Arizona 85007

NOTICE OF CLAIM OF WATER RIGHT  
FOR A STOCKPOND

Notice is hereby given that on the 17 day of March, 1978,

E. G. Salazar, Willcox, Arizona filed

Claim of Water Right for a Stockpond No. 38-61134 with the ARIZONA STATE LAND DEPARTMENT pursuant to the provisions of Article 8, Chapter 1, Title 45 of Arizona Revised Statutes.

The name of the stockpond is Turkey Creek Tank and it is described as being located in the SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  Section 24, Township 6 South, Range 18 East, G&SRB&M, Pinal County, Arizona.

MATERIAL FACTS OF CLAIM  
(as certified by Claimant)

1. Date of construction of the stockpond 5/20/1963.
2. Capacity of stockpond on August 29, 1977 was 0.33 acre feet.
3. The stockpond was constructed and is used for the sole purpose of watering livestock or wildlife, including fish.
4. The pond is not used primarily for fishing or culturing of fish.
5. The stockpond was not the subject of water rights litigation or protest to the Department prior to August 29, 1977.

PROTEST

Any person affected may, within sixty (60) days of the issuance of this Notice, file a written protest to the claim with the State Land Department 1624 West Adams, Phoenix, Arizona 85007. The protesting person shall send a copy of the protest to the Claimant.

By law, the grounds for protest are that the claim contains a misstatement of one or more of the MATERIAL FACTS set out above.

The protest shall be in writing and shall state:

1. The name and address of the protesting party;
2. The location of the protesting party's point of diversion of water with respect to the claimant's stockpond;
3. The grounds for protest;
4. That a copy of the protest has been mailed or delivered to the claimant.

ANDREW L. BETTWEY  
State Land Commissioner

Issued at Phoenix, Arizona

APR 13 1978

19

ARIZONA STATE LAND DEPARTMENT  
1624 West Adams  
Phoenix, Arizona 85007

NOTICE OF CLAIM OF WATER RIGHT  
FOR A STOCKPOND

Notice is hereby given that on the 17 day of March, 1978,  
E. G. Salazar, Willcox, Arizona filed

Claim of Water Right for a Stockpond No. 38-61134 with the ARIZONA STATE  
LAND DEPARTMENT pursuant to the provisions of Article 8, Chapter 1, Title 45 of  
Arizona Revised Statutes.

The name of the stockpond is Turkey Creek Tank and it is  
described as being located in the SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  Section 24, Township 6 South,  
Range 18 East, G&SRB&M, Pinal County, Arizona.

MATERIAL FACTS OF CLAIM  
(as certified by Claimant)

1. Date of construction of the stockpond 5/20/1963.
2. Capacity of stockpond on August 29, 1977 was 0.33 acre feet.
3. The stockpond was constructed and is used for the sole purpose of watering livestock or wildlife, including fish.
4. The pond is not used primarily for fishing or culturing of fish.
5. The stockpond was not the subject of water rights litigation or protest to the Department prior to August 29, 1977.

PROTEST

Any person affected may, within sixty (60) days of the issuance of this Notice, file a written protest to the claim with the State Land Department 1624 West Adams, Phoenix, Arizona 85007. The protesting person shall send a copy of the protest to the Claimant.

By law, the grounds for protest are that the claim contains a misstatement of one or more of the MATERIAL FACTS set out above.

The protest shall be in writing and shall state:

1. The name and address of the protesting party;
2. The location of the protesting party's point of diversion of water with respect to the claimant's stockpond;
3. The grounds for protest;
4. That a copy of the protest has been mailed or delivered to the claimant.

ANDREW L. BETTWY  
State Land Commissioner

Issued at Phoenix, Arizona

APR 13 1978 19

ARIZONA STATE LAND DEPARTMENT  
1624 West Adams  
Phoenix, Arizona 85007

NOTICE OF CLAIM OF WATER RIGHT  
FOR A STOCKPOND

Notice is hereby given that on the 17 day of March, 1978,

E. G. Salazar, Willcox, Arizona filed

Claim of Water Right for a Stockpond No. 38-61134 with the ARIZONA STATE LAND DEPARTMENT pursuant to the provisions of Article 8, Chapter 1, Title 45 of Arizona Revised Statutes.

The name of the stockpond is Turkey Creek Tank and it is described as being located in the SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  Section 24, Township 6 South, Range 18 East, G&SRB&M, Pinal County, Arizona.

MATERIAL FACTS OF CLAIM  
(as certified by Claimant)

1. Date of construction of the stockpond 5/20/1963.
2. Capacity of stockpond on August 29, 1977 was 0.33 acre feet.
3. The stockpond was constructed and is used for the sole purpose of watering livestock or wildlife, including fish.
4. The pond is not used primarily for fishing or culturing of fish.
5. The stockpond was not the subject of water rights litigation or protest to the Department prior to August 29, 1977.

PROTEST

Any person affected may, within sixty (60) days of the issuance of this Notice, file a written protest to the claim with the State Land Department 1624 West Adams, Phoenix, Arizona 85007. The protesting person shall send a copy of the protest to the Claimant.

By law, the grounds for protest are that the claim contains a misstatement of one or more of the MATERIAL FACTS set out above.

The protest shall be in writing and shall state:

1. The name and address of the protesting party;
2. The location of the protesting party's point of diversion of water with respect to the claimant's stockpond;
3. The grounds for protest;
4. That a copy of the protest has been mailed or delivered to the claimant.

ANDREW L. BETTWY  
State Land Commissioner

Issued at Phoenix, Arizona

APR 13 1978 1978

Notices sent to: H. S. Foraker, P. O. Box 98, Skull Valley, Arizona 86338; City of Tucson, Attn: City Attorney, P. O. Box 15547, Tucson, Arizona 85703; San Carlos Irrigation Project, Attn: W. P. Hauff, Project Engineer, Bureau 27-77 of Indian Affairs, P. O. Box 456, Coolidge, Arizona 85228; San Carlos Irrigation and Drainage, Attn: Norris M. Soma, District Manager, P. O. Box 218, Coolidge, Arizona 85228

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)**

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

William G. Roe  
Signature William G. Roe/ Managing Trustee

**BUYER(S)/ASSIGNEE(S)**

The Nature Conservancy  
Name The Nature Conservancy  
(PRINT OR TYPE)  
Address 300 E. University, Suite 230  
Tucson, AZ 85705

Phone No. ( 602 ) 622-3861

Dan Campbell  
Signature Dan Campbell/Vice President

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

Attachment to ASSIGNMENT (CONVEYANCE) OF WATER RIGHT form  
Page 2

## -Irrigation Use Claims-

36-37252 100 acres Sections 27,28 T6S R19E  
 36-37253 10 acres SW1/4 Sec. 27, T6S R19E  
 36-37254 50 acres NE1/4 Sec. 28 T6S R19E  
 36-37255 40 acres NE1/4 Sec. 28 SW1/4 Sec. 21 T6S R19E  
 36-37256 20 acres NW1/4 Sec. 20 T6S R19E  
 ✓36-37257 25 acres E1/2 Sec. 19 N1/2 Sec. 20 T6S R19E  
 36-37271 40 acres SE1/4 Sec. 23 NE1/4 Sec. 26 T6S R17E  
 ✓36-37273 25 acres SE1/4 Sec. 23 SW1/4 Sec. 24 T6S R17E

## -Wells for Irrigation-

36-37258 8 acres NW1/4, NW1/4 Sec. 35 T6S R19E  
 36-37251 20 acres NW1/4 Sec. 35 T6S R19E

## -Other Wells-

36-37259 SW1/4, SE1/4 Sec. 27 T6S R19E  
 36-37260 SE1/4, SW1/4 Sec. 27 T6S R19E  
 36-37261 SE1/4, NE1/4 Sec. 28 T6S R19E  
 36-37262 SE1/4, SW1/4 Sec. 21 T6S R19E  
 36-37263 NW1/4, SW1/4 Sec. 21 T6S R19E  
 36-37264 SE1/4, NW1/4 Sec. 20 T6S R19E  
 36-37265 SE1/4, NE1/4 Sec. 19 T6S R19E  
 36-37272 SE1/4, SE1/4 Sec. 23 T6S R17E  
 36-37274 NW1/4, SW1/4 Sec. 24 T6S R17E  
 36-37283 SE1/4, NW1/4 Sec. 31 T6S R18E  
 ✓36-37284 NE1/4, NE1/4 Sec. 4 T7S R18E  
 ✓36-61122 NE1/4, SE1/4 Sec. 30 T6S R19E  
 ✓36-65216 SE1/4, SW1/4 Sec. 21 T6S R19E(inc. irrigation use)  
 ✓36-61130 SE1/4, NW1/4 Sec. 14 T7S R18E  
 ✓36-61124 NE1/4, SW1/4 Sec. 23 T7S R18E  
 ✓36-61127 NE1/4, NE1/4 Sec. 25 T7S R18E  
 ✓36-61125 NE1/4, SW1/4 Sec. 25 T7S R18E  
 ✓36-61129 NW1/4, NW1/4 Sec. 25 T7S R18E  
 ✓36-61131 SE1/4, NW1/4 Sec. 26 T7S R18E  
 ✓36-61128 SW1/4, NW1/4 Sec. 19 T7S R19E  
 ✓36-61126 NE1/4, NW1/4 Sec. 7 T7S R19E  
 ✓36-61121 NW1/4, SE1/4 Sec. 13 T7S R18E  
 ✓36-61123 NW1/4, SW1/4 Sec. 25 T6S R18E  
 ✓36-65250 T6S R18E, T6S R19E (inc. irrigation use - no acreage figure)

Claim for Stockpond Application

✓38-86583 SE1/4, NW1/4 Sec. 10 T6S R19E  
 ✓38-86584 SW1/4, NE1/4 Sec. 15 T6S R19E  
 ✓38-86585 SE1/4, NE1/4 Sec. 15 T6S R19E  
 ✓38-86586 NE1/4, SW1/4 Sec. 17 T6S R19E  
 ✓38-86587 SE1/4, SE1/4 Sec. 28 T6S R19E  
 ✓38-86588 NW1/4, NE1/4 Sec. 29 T6S R19E  
 ✓38-86589 SW1/4, NE1/4 Sec. 29 T6S R19E  
 ✓38-86590 SW1/4, SW1/4 Sec. 32 T6S R19E  
 ✓38-86591 SE1/4, NE1/4 Sec. 33 T6S R19E  
 ✓38-86592 SW1/4, NW1/4 Sec. 33 T6S R19E  
 ✓38-86593 SW1/4, SE1/4 Sec. 33 T6S R19E  
 ✓38-61132 NE1/4, SW1/4 Sec. 18 T7S R19E  
 ✓38-61133 NE1/4, SE1/4 Sec. 26 T6S R18E  
 ✓38-61134 SW1/4, SE1/4 Sec. 24 T6S R18E  
 ✓38-61135 NW1/4, SW1/4 Sec. 23 T6S R18E  
~~38-61136 SW1/4, SW1/4 Sec. 12 T6S R18E~~ E.G. SALAZAR  
 ✓38-61137 NE1/4, SW1/4 Sec. 1 T7S R18E  
 ✓38-61138 SE1/4, NE1/4 Sec. 27 T6S R18E  
 ✓38-61140 SE1/4, SE1/4 Sec. 7 T7S R19E

ASSIGNMENT

One Assignment and \$5.00 Fee to be Filed for Each Document

For valuable consideration, the undersigned hereby assigns and transfers:

- Application to Appropriate Public Waters No. 38-61134
- Permit to Appropriate No. \_\_\_\_\_
- Certificate of Water Right No. \_\_\_\_\_
- Water Rights Registration No. \_\_\_\_\_
- Registration of Stockpond No. \_\_\_\_\_

together with all rights evidenced therein to Defenders of Wildlife Trust for the  
 Assignee  
George Whittell Wildlife Preserve 30 N. Tucson Blvd., Tucson, AZ 85716  
 Address

DATED this 13th day of December, 19 85.

[Signature] 817 Stirrup Dr., Safford, AZ 85546  
 Assignor Address

STATE OF ARIZONA )  
 County of Pima ) ss.

The foregoing assignment was acknowledged and signed before me this 13th day  
 of December, 19 85, by E.G. Salazar.

My commission expires:  
12/27/86

Cindy A. Reiche  
 Notary Public

ACCEPTANCE

The undersigned hereby accepts the assignment of the document described  
 herein and agrees to be bound by the terms and conditions thereof.

DATED this 13th day of December, 19 85.

[Signature] 30 N. Tucson Blvd., Tucson, AZ 85716  
 Assignee - Managing Trustee, Address

Defenders of Wildlife Trust for the George Whittell Wildlife Preserve

STATE OF ARIZONA )  
 County of Pima ) ss.

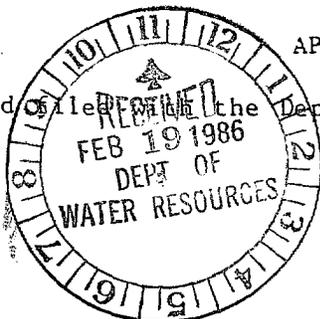
The foregoing instrument was acknowledged and signed before me this 13th day  
 of December, 19 85, by William E. Roe, Managing Trustee for the  
Defenders of Wildlife Trust for the George Whittell Wildlife Preserve.

My commission expires:  
12/27/86

Cindy A. Reiche  
 Notary Public

APPROVAL

Approved by and of filed FEB 21 1986 the Department of Water Resources this \_\_\_ day of



[Signature]  
 Director

**ARIZONA DEPARTMENT OF WATER RESOURCES  
SURFACE WATER - STOCKPOND**

REGISTRATION NUMBER: 38 - 0061134.0003

PRIORITY DATE: 05/20/1963

HOLDER NAME: BLM-SAFFORD DISTRICT ADDRESS: 425 E 4TH ST

CONSTRUCTION DATE: 05/20/1963 SAFFORD AZ 85546

STOCKPOND NAME: TURKEY CREEK TANK CAPACITY: 00.33 AFA

HEIGHT: <sup>7.00</sup>~~10.00~~ LENGTH: <sup>178.00</sup>~~65.00~~ AREA: <sup>.12</sup>~~.17~~ SHAPE: TRIANGLE

SOURCE NAME: ~~BRUSHY~~ *Parsons* TYPE: CANYON

WATERSHED: SAN PEDRO RIVER  
USES: STOCK COUNTY: PINAL  
NOT DEFINED

AVERAGE LIVESTOCK NUMBER: *18 S* LAND OWNER: BUREAU OF LAND MANAGEMENT

CERTIFICATE NUMBER:

LAST STATUS: NOTICE OF CLAIM LAST STATUS DATE: 04/13/1978

NEXT STATUS: STATEMENT OF CONTINUING USE NEXT STATUS DATE: 10/02/1992

POINT OF DIVERSION - QUARTERS: SECTIONS: TOWNSHIP: RANGE:  
SW SE 24 06.0 S 18.0 E

PLACE OF USE - QUARTERS: SECTIONS: TOWNSHIP: RANGE:  
SW SE 24 06.0 S 18.0 E

ENTERED JUN 15 1993

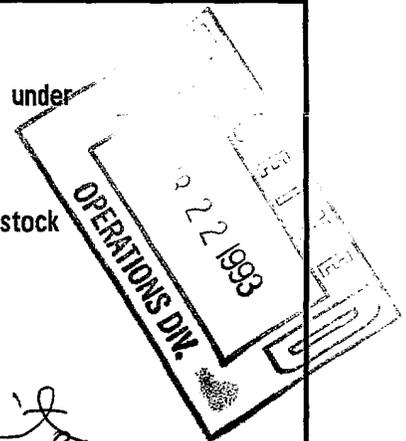
STATEMENT OF CONTINUING USE OF STOCKPOND

*I (We), BLM-Safford District*, hereby declare, under penalty of perjury, that the stockpond water associated with Application No. *38-0061134* is continuing to be used solely for watering livestock or wildlife, that the pond is not used primarily for fishing or the culturing of fish, and has not increased in capacity.

NAME *Della Molita*

DATED 3 15 93  
month day year

ADDRESS *711 14th Avenue*  
*Safford, AZ 85546*



# CERTIFICATE OF STOCKPOND WATER RIGHT

State of Arizona

County of Pinal

This is to certify that pursuant to the provisions of Title 45, Chapter 1, Article 10, Arizona Revised Statutes,

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, 711 14th Avenue, Safford, Arizona 85546,

is granted a water right in a stockpond with a date of priority of May 20, 1963.

The stockpond has a capacity of 0.33 of an acre-foot.

The source of supply is Parsons Canyon, a tributary of Aravaipa Canyon, a tributary of the San Pedro River.

The stockpond is located within the Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ ), Section 24, Township 6 South, Range 18 East, Gila and Salt River Base and Meridian, Pinal County, Arizona.

The stockpond is known as TURKEY CREEK TANK.

The use of this stockpond shall be for STOCKWATERING AND WILDLIFE purposes in accordance with the laws of the State of Arizona and shall be subject to all water rights described in section § 45-272, Subsection B, Arizona Revised Statutes, and all prior existing water rights.



Department of Water Resources  
Certificate No. 38-61134.0000

is granted this 11th day of June, 1993.

A handwritten signature in black ink, appearing to read "Rita P. Pearson".

Rita P. Pearson, Director

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

# CERTIFICATE OF STOCKPOND WATER RIGHT

State of Arizona

County of Pinal

This is to certify that pursuant to the provisions of Title 45, Chapter 1, Article 10, Arizona Revised Statutes,

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, 711 14th Avenue, Safford, Arizona 85546,

is granted a water right in a stockpond with a date of priority of May 20, 1963.

The stockpond has a capacity of 0.33 of an acre-foot.

The source of supply is Parsons Canyon, a tributary of Aravaipa Canyon, a tributary of the San Pedro River.

The stockpond is located within the Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ ), Section 24, Township 6 South, Range 18 East, Gila and Salt River Base and Meridian, Pinal County, Arizona.

The stockpond is known as TURKEY CREEK TANK.

The use of this stockpond shall be for STOCKWATERING AND WILDLIFE purposes in accordance with the laws of the State of Arizona and shall be subject to all water rights described in section § 45-272, Subsection B, Arizona Revised Statutes, and all prior existing water rights.



Department of Water Resources  
Certificate No. 38-61134.0000

is granted this 11th day of June, 1993.

A handwritten signature in black ink that reads "Rita P. Pearson". The signature is written in a cursive style.

Rita P. Pearson, Director

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

# DATA ENTRY INSTRUCTIONS

Date: 2/25/93

To: URSULA

From: DARLENE

File No.'s 38 - 91871.1

**Add**

File Status: \_\_\_\_\_  
Return files to: \_\_\_\_\_

91870.1  
91869.1

**Change**

File Status: AA

Last Action: SCUR, Date: 2/24/93

Next Action: CTBI, Date: 3/24/93

91865.1  
61134.3  
11869  
11870

Inactive, Combined with \_\_\_\_\_

11935

**Canceled, Withdrawn, Combined**

Code: \_\_\_\_\_ Date: \_\_\_\_\_

File Status: \_\_\_\_\_

Inactive, Combined with \_\_\_\_\_

11936  
23976

**Please make the following changes:**

- Storage capacity: \_\_\_\_\_
- Stockpond name: \_\_\_\_\_
- Point of diversion: \_\_\_\_\_
- Place of use: \_\_\_\_\_
- Source name: \_\_\_\_\_
- Land ownership to: \_\_\_\_\_
- Other: \_\_\_\_\_

**ENTERED FEB 25 1993**

Comments: \_\_\_\_\_

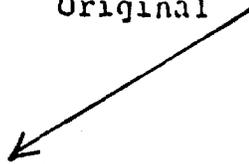
\_\_\_\_\_  
\_\_\_\_\_

DEPARTMENT OF WATER RESOURCES  
CONVEYANCE TRACKING SHEET

3-17-78

38-61134.0000  
E. G. Salazar

Original



Generation

1

38-61134.0001  
Defenders of Wildlife

38-61134.0002  
The Nature Conservancy

38-61134.0003  
BLM-Safford  
District

2

3

4

5

DATA ENTRY INSTRUCTIONS

ASSIGNMENTS

To: Ursula

Date: 9-2-92

From: Lorise

File No.s: 38 - 61133.0

STATUS OF PREVIOUS FILES:

IB

1  
2  
3

STATUS OF NEW FILES:

AA

61134.0  
1  
2

ACTION CODE FOR PREVIOUS FILES:

Code ~~50~~ ASGN Dates: \_\_\_\_\_

3  
61135.0  
1

ACTION CODE FOR NEW FILES:

Code \_\_\_\_\_ Dates: \_\_\_\_\_

2  
3  
61137.0

LAND OWNERSHIP CHANGE  
to: BLM - Safford Dist. ofc.

1  
2  
3

FOR 38's ONLY:

Last Action: NOTC

Date: 4-13-78

Next Action: SCUR

Date: 10-2-92

NEW HOLDER NAME AND ADDRESS:

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

COMMENTS:

•0 E. G. Salazar  
Klondyke Rural Station  
Willcox, AZ 85643

•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

RECEIVED SEP 08 1992

SW1300 ARIZONA DEPARTMENT OF WATER RESOURCES TODAYS DATE 09/02/92  
 NEXT SCREEN: SURFACE WATER - STOCKPOND  
 NEXT #: 38 - 0061134 0001  
 REGISTRATION #: 38 - 0061134 0001 ACTIVE - FULL ASSIGN  
 PRIORITY DATE: 5 20 1963  
 HOLDER NAME: NATURE CONSERVANCY, THE ADDRESS: 300 E UNIVERSITY #230  
 TUCSON AZ 85705  
 CONSTRUCTION DATE: 5 20 1963  
 STOCKPOND NAME: TURKEY CREEK TANK STOCKPOND CAPACITY: .33 AFA  
 HEIGHT: 10.00 LENGTH: 65.00 AREA: .17 SHAPE: TRIANGLE  
 SOURCE NAME: BRUSHY CANYON  
 WATERSHED: SAN PEDRO RIVER  
 USES: STOCK COUNTY: PINAL  
 ACTIVE FILINGS:  
 AVERAGE LIVESTOCK NUMBER: 15  
 LAND OWNER: PRIVATE  
 CERTIFICATE NUMBER:  
 LAST ACTION: NOTICE OF CLAIM LAST ACTION DATE: 4 13 1978  
 NEXT ACTION: POTENTIAL CONFLICT NEXT ACTION DATE: 7 24 1978  
 INACTIVE BOX NUMBER:

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

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. Carr  
SIGNATURE

Delbert Molitor for BLM  
SIGNATURE

6/3/92  
(date signed)

Delbert Molitor  
Please Print or Type Name

4/2/92  
(date signed)

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	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

OVER

23

ARAVAIPA CANYON ALLOTMENT

In BLM  
at home

In BLM

<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

**ARIZONA DEPARTMENT OF WATER RESOURCES**

15 South 15th Avenue, Phoenix, Arizona 85007  
Telephone (602) 542-1581  
Fax (602) 542-3383



FIFE SYMINGTON  
Governor

RITA P. PEARSON  
Director

June 14, 1993

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

Re: Certificates of Water Right for a Stockpond  
Nos: 38-91865, 38-91870, 38-91871, and 38-61134

Dear Mr. Molitor:

Enclosed are the Certificates of Water Right for the Bureau of Land Management stockpond claims filed pursuant to Title 45, Chapter 1, Article 10, Arizona Revised Statutes.

If any Certificate of Stockpond Water Right is assigned or transferred to another person or entity or the address of the holder changes, the Department must be notified, pursuant to requirements of Arizona Revised Statute 45-164.

The law provides that your certificated stockpond may not be increased in capacity and must be used solely for the watering of livestock or wildlife and can not be used primarily for fishing or the culturing of fish. In this regard, once every five years and at other appropriate times, the Director of the Department of Water Resources will require that you furnish a statement of compliance with the statute. The Bureau of Land Management will be contacted at the time this statement is due.

Yours truly,

A handwritten signature in cursive script that reads "Patricia M. Rocko".

Patricia M. Rocko  
Surface Water Rights Specialist  
Operations Division  
Telephone (602) 542-1581

enclosures  
pr

**ARIZONA DEPARTMENT OF WATER RESOURCES**

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



February 24, 1993

FIFE SYMINGTON  
Governor

ELIZABETH ANN RIEKE  
Director

Bureau of Land Management  
Attn: Delbert Molitor  
711 14th Avenue  
Safford, Arizona 85546

Re: Claims of Water Right for a Stockpond Nos. 38-61134.0003,  
38-91865.0001, 38-91869.0001, 38-91870.0001, and 38-91871.0001

Dear Mr. Molitor:

Records of the Department of Water Resources show that the Bureau of Land Management holds the referenced claims for a water right in a stockpond pursuant to the Stockpond Registration Act of 1977.

At this time you are asked to review the enclosed Statements of Continuing Use forms showing the current information contained in these claims. Please clearly mark any corrections or amendments and sign the Statements of Continuing Use for Stockpond at the bottom of the forms.

If the land where the stockponds are located have been sold, transferred or assigned to another party, please provide us with the new owner's name and address.

Please return the signed Statements of Continuing Use of Stockpond to this Department within the next thirty (30) days. If it appears, upon receipt of the Statements of Continuing Use forms by the Department, that the material facts stated in these claims are true and correct, the Department will issue the Certificates of Stockpond Water Right to the United States on behalf of the United States and present and future permittees, lessees, and allottees, c/o Bureau of Land Management Safford-District.

Yours truly,

Darlene Sumpter-King  
Surface Water Rights Specialist  
Operations Division  
Telephone (602) 542-1581

enclosures

# 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



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



United States Department of the Interior  
BUREAU OF INDIAN AFFAIRS  
SAN CARLOS IRRIGATION PROJECT

P. O. Box 456  
Coolidge, Arizona 85228

PHONE: PARKWAY 3-5439

IN REPLY REFER TO:

July 12, 1978

State Land Commissioner  
Water Division  
1624 West Adams  
Phoenix, Arizona 85007

RE: Application No.  
38-61132--38-61140

Attention: Water Rights Division

If this referenced application is approved it would deprive the Indian and non-Indian water users of the San Carlos Irrigation Project water that has been used on certain of the Indian lands since time immemorial and on the non-Indian lands since as early as 1868. This is evidenced by the United States District Court in the Decree entered June 29, 1935 known as Globe Equity No. 59 (Gila Decree).

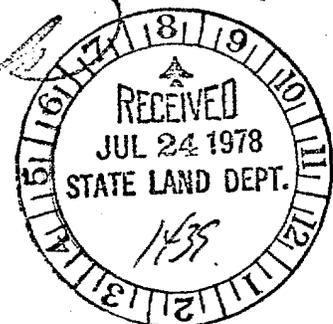
Waters of the Gila River and its tributaries have long been over appropriated and in most water years the irrigation water is in extremely short supply and much of the Project lands must remain idle because of the insufficient water supply.

It is believed that the approval of these applications would result in the diminution of water of the Gila River and thus the rights of the San Carlos Irrigation Project water users would be adversely affected.

Waters of the Gila River and its tributaries are delivered directly to Project lands located in Townships 4, 5, 6 and 7 South, and Ranges 4, 5, 6, 7, 8, 9, and 10 East, and to reservation lands lying in Townships 1 and 2 South, Ranges 1 and 2 East. All such waters are delivered to the described lands to the extend of all such waters available. All deliveries are for irrigation purposes. The points of diversion are located in the NW $\frac{1}{4}$  of Sec 8, T4S, R11E (Ashurst-Hayden Dam), near the SW corner of Section 7, T4S, R7E, (Oldberg Dam); in Section 25, T2S, R2E, (Upper Gila Crossing Dam); and in Section 16, T2S, R2E (lower Gila Crossing Dam).

Sincerely,

*James L. McCabe*  
James L. McCabe  
Project Engineer



cc:  
CONSERVE District  
AMERICA'S ENERGY Gila River Indian Community  
Pima Agency  
File



Save Energy and You Serve America!

August 11, 1978

Mr. James L. McCabe  
Project Engineer  
San Carlos Irrigation Project  
Post Office Box 456  
Coolidge, Arizona 85228

Re: Claims of Water Right for a Stockpond

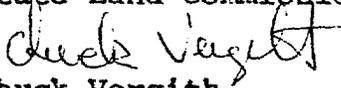
Dear Mr. McCabe:

This is to acknowledge receipt of your letters dated July 12, 1978 referencing the following claims of Water Right for a Stockpond, and to inform you that your response has been made of record in the related files. The Claims are numbered 38-63899, 36-62191, 38-62089, 38-59306, 38-60527, 38-62821, 38-61445 thru 61464, 38-61869 thru 61880, 38-63856 thru 63857, 38-58907 thru 58921, 38-59987 thru 59993, 38-61003 thru 61036, 38-62339 thru 62342, 38-60626 thru 60627, 38-62466 thru 62487, 38-62551 thru 62555, 38-62829 thru 62835, 38-63871 thru 63877, 38-63901 thru 63919, 38-63921 thru 63922, 38-63900 thru 63920, 38-59882 thru 59883, 38-59877 thru 59882, 38-61043 thru 61067, 38-62114 thru 62115, 38-59818 thru 59821, 38-61167 thru 61175, 38-63801 thru 63803, 38-59380 thru 59389, and 38-61132 thru 61140.

Please note that your response does not meet the criteria for protest as set forth in each Notice of Claim of Water Right for a Stockpond, copies of which you have received.

Sincerely,

Andrew L. Bettwy  
State Land Commissioner

BY   
Chuck Vergith  
Water Rights Division

ALB:CV:sw

Defenders of Wildlife Trust  
 Att: W. G. Roe  
 30 North Tucson Boulevard  
 Tucson, Arizona 85716

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

RECEIPT

KIND ENTRY	FILE REFERENCE NO.
33	(8) files,
	THRU
36	(13) files & 7 (18s)

FUND SOURCE	ACCOUNT NO.			INT. ACCT.	ITEM DESCRIPTION	RATE	\$ AMOUNT
	AGENCY	CHAPTER	DIV.				
					Twenty-Eight (28) Assignments against Surface Water filings.	\$5.00	\$140.00
					From: E. G. Salazar		
					To: Defenders of Wildlife Trust (address above)		
						WRITER PAYMENT	
						QUESTS 1	
						CHK NO 2148	
						33 140.00	
						TAX 0.00	
						TOTL 140.00	
						GEN.CHEK 140.00	
					Check No. 2148 dated 2-17-86		

(2-21-86)

TOTAL

\$ 3085 A \$140.00

ec

## RECEIPT

No 1537

*For further Reference see Lead  
file CWR 331.*

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 <del>Max</del> (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



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