39-6932

05-1170 SRP07016
Salazar, E. G.

Dept. of Water Resources
99 East Virginia
Suite 100
Phoenix, Arizona 85004

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

(LEAVE BLANK)
No. 38-88416
Filed 6-27-79 at 10:48 A M
(Date) (Time)

AMENDMENT TO FILE #38-21798

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, STATE OF ARIZONA STATE LAND DEPARTMENT (Name) of 1624 W. ADAMS (Street, P.O. Box, Rural Route)
PHOENIX (City) ARIZONA (State) 85007 (Zip Code) 255-3500 (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 1948 (Mo., Day, Yr.)
   (a) Name of stockpond Bill's Tank.
2. State the capacity of the stockpond at spillway level on August 29, 1977: .5 (Acre Feet).
3. What was sole purpose for which pond was constructed? STOCKWATERING AND WILDLIFE
4. What is current primary use? STOCKWATERING
5. What other uses are made of pond? Wildlife
   (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 X No.
   (a) If the answer is 'yes', attach explanation.
7. Has previous filing, claim or registration of this stockpond been made?
   X Yes ____ No; if 'yes', attach explanation giving date and file number.
   FILE #38-21798 SUBMITTED AT 10:48 AM, JUNE 27,1979 and 39-6932 filed 9/30/80.
8. State the date water was first used beneficially July 1948 (Month, Day, Year)
9. State the quantities of water used annually .374 (Acre Feet)
   (a) What is average number of head using this water? 25 maximum no.? ____
   (b) Over what part of year? ____
10. State the name of water course or water source Bill's Draw
    Tributary to Aravaipa Canyon on the San Pedro watershed. (Leave Blank)
11. The point of diversion is within SE ¼, NE ¼, Section 27, of Township 6S, Range 18E in the County of Pinal.
12. The location of impounding dam is within SE ¼, NE ¼, Section 27, 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 80 ft.
    (c) Surface area of water at spillway level .2 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:
    STATE OF ARIZONA, AS TRUSTEE
15. State the name of owner (s) of any land inundated when stockpond is filled to capacity:

I hereby certify under the penalty of perjury, that the information contained and statements herein made are, to the best of my knowledge and belief, true, correct and complete.

Dated this 30TH day of JUNE, A.D., 1982.

(Claimant) ACTING STATE LAND COMMISSIONER

Subscribed and sworn to before me this 30th day of June, 1982

My Commission Expires:

MAR 20 1983, 19_____.

(Seal)

(Notary Public)

STATE OF ARIZONA

CERTIFICATE OF WATER RIGHT

to a

STOCKPOND

Number

THIS IS TO CERTIFY, that

of State of pursuant to the provisions of Title 45, Chapter 1, Article 8, ARS, has registered a claim of water right for a stockpond and has made application for certification of that right and that it appears to the STATE LAND COMMISSIONER that the material facts stated in the claim are true and entitle the claimant to a water right for a stockpond with capacity not to exceed acre feet; that date of priority based on date of construction is ; that location is in ¼, ¼, Section , Township , Range , Gila and Salt River Base and Meridian, County, Arizona; that source of water is .

The water right for the stockpond herein certified is subject to all prior existing rights as provided by Section 45-402, B, Arizona Revised Statutes.

WITNESS, the seal and signature of the STATE LAND COMMISSIONER affixed this

State Land Commissioner

See Lead file 38-88245 for documentation

SRP07018

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)-	
$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-	4730
$5.00	Claim for Stockpond Application No.	38-	(See Attachment)
$5.00	Stockpond Certificate No.	38-	

Legal land description to which water right is appurtenant: (See Attachment)

_____ ¼ _____ ¼ _____ ¼ 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 Arizona State Land Department
(PRINT OR TYPE)

Address 1616 W. Adams Street

Phoenix, AZ 85007

Phone No. (602) 542-3500

M J Hassell

Signature

BUYER(S)/ASSIGNEE(S)

Name Bureau of Land Management
(PRINT OR TYPE)

Address 425 E. 4th Street

Safford, AZ 85456

Phone No. (602) 428-4040

Delk C. Molton

Signature

RECEIVED SEP 21 1989 OPERATIONS DIV.

DWR-33-38- 8/88 (Rev.) IPS 3701

Claim of Water Right

38-88245
88396
88399
88400
88402
88403
88404
88405
88406
88407
88416
88417
88418
88421
88423
88425
88426
88434
88436
88437
88439
88440
88441
88442
88443
88445
88458
88459
88513
88514
88472
88719
88721
88724
88523

38-88515
88516
88517
88518
88525
88526
88527
88532
88538
88539
88540
88545
88548
88551
88559
88561
88583
88584
88585
88586
88587
88589
88703
88705
88761
88770
88771
88772
88774
88775

38-88830
88831

Deed of Reconveyance

96-93117

96-93118

96-95054

RECEIVED
SEP 21 1989
OPERATIONS DIV.

Dept. of Water Resources
99 E. Virginia
Suite 100
Phoenix, Arizona 85004

NOTICE OF CLAIM OF WATER RIGHT FOR A STOCKPOND

Notice is hereby given that on the 27 day of JUNE, 19 79, Az State Land Department, 1624 West Adams, Phoenix, AZ 85007 filed Claim of Water Right for a Stockpond No. 38-88416 with the Dept. of Water Resources pursuant to the provisions of Article 8, Chapter 1, Title 45 of Arizona Revised Statutes.

The name of the stockpond is Bill's Tank and it is described as being located in the SE ¼ NE ¼ Section 27, Township 6S, Range 18E, G&SRB&M, Pinal County, Arizona.

MATERIAL FACTS OF CLAIM
(as certified by claimant)

1. Date of construction of the stockpond 1948.
2. Capacity of stockpond on August 29, 1977 was .5 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 Commission 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 Department of Water Resources, 99 E. Virginia, Suite 100, Phoenix, Arizona 85004. 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.

Issued at Phoenix, Arizona

November 26, , 19 82

Arizona Department of Water Resources

27-80

NOTICE TO APPLICANT AND TO:

City of Tucson, Attn: City Attorney, P. O. Box 27210, Tucson, Arizona 85726
San Carlos Irrigation & Drainage Dist., P. O. Box 218, Coolidge, Arizona 85228
San Carlos Irrigation Project, P. O. Box 456, Coolidge, Arizona 85228
E. G. Salazar, Klondyke Rural Station, Willcox, Arizona 85643

rh

39-6932

SRP07022

09-1170
Salazar, E. G.

Dept. of Water Resources
99 East Virginia
Suite 100
Phoenix, Arizona 85004

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

(LEAVE BLANK)
No. 38-88416
Filed 6-27-79 at 10:48 AM
(Date) (Time)

FILING FEE $10.00

AMENDMENT TO FILE #38-21798

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.

STATE OF ARIZONA
I, STATE LAND DEPARTMENT of 1624 W. ADAMS
(Name) (Street, P.O. Box, Rural Route)
PHOENIX ARIZONA 85007 255-3500
(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 1948 (Mo., Day, Yr.)
   (a) Name of stockpond Bill's Tank.
2. State the capacity of the stockpond at spillway level on August 29, 1977: .5 (Acre Feet).
3. What was sole purpose for which pond was constructed? STOCKWATERING AND WILDLIFE
4. What is current primary use? STOCKWATERING
5. What other uses are made of pond? Wildlife
   (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 X No.
   (a) If the answer is 'yes', attach explanation.
7. Has previous filing, claim or registration of this stockpond been made?
   X Yes ____ No; if 'yes', attach explanation giving date and file number.
   FILE #38-21798 SUBMITTED AT 10:48 AM, JUNE 27,1979 and 39-6932 filed 9/30/80.
8. State the date water was first used beneficially July 1948 (Month, Day, Year)
9. State the quantities of water used annually .374 (Acre Feet)
   (a) What is average number of head using this water? 25 maximum no.? ____
   (b) Over what part of year? ____
10. State the name of water course or water source Bill's Draw
    Tributary to Aravaipa Canyon on the San Pedro watershed. (Leave Blank)
11. The point of diversion is within SE ¼, NE ¼, Section 27, of Township 6S, Range 18E in the County of Pinal
12. The location of impounding dam is within SE ¼, NE ¼, Section 27, 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 80 ft.
    (c) Surface area of water at spillway level .2 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:
    STATE OF ARIZONA, AS TRUSTEE
15. State the name of owner (s) of any land inundated when stockpond is filled to capacity:
    ____

I hereby certify under the penalty of perjury, that the information contained and statements herein made are, to the best of my knowledge and belief, true, correct and complete.

Dated this 30TH day of JUNE, A.D., 1982.

Kelly R. Johnson
(Claimant) for ACTING STATE LAND COMMISSIONER

Subscribed and sworn to before me this 30th day of June, 1982

My Commission Expires:
MAR 2 0 1983, 19____.
(Seal)

Sally R. McKanie
(Notary Public)

STATE OF ARIZONA

CERTIFICATE OF WATER RIGHT

to a

STOCKPOND

Number

THIS IS TO CERTIFY, that

of State of pursuant to the provisions of Title 45, Chapter 1, Article 8, ARS, has registered a claim of water right for a stockpond and has made application for certification of that right and that it appears to the STATE LAND COMMISSIONER that the material facts stated in the claim are true and entitle the claimant to a water right for a stockpond with capacity not to exceed acre feet; that date of priority based on date of construction is ; that location is in ¼, ¼, Section , Township , Range , Gila and Salt River Base and Meridian, County, Arizona; that source of water is .

The water right for the stockpond herein certified is subject to all prior existing rights as provided by Section 45-402, B, Arizona Revised Statutes.

WITNESS, the seal and signature of the STATE LAND COMMISSIONER affixed this

State Land Commissioner

20-77

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 15, 1993

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

Re: Claim of Water Right for a Stockpond Nos. (SEE ATTACHED LIST)

Dear Mr. Molitor:

Records of the Department of Water Resources show that you filed a claim 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 forms showing the current information contained in the claims. Please clearly mark any corrections or amendments and sign the Statement of Continuing Use for Stockpond at the bottom of the forms.

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

Please return the signed Statement of Continuing Use of Stockpond to this Department within the next thirty (30) days.

Yours truly,

Patricia M. Rocko

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

enclosure
pr

ATTACHMENT 6/15/93

38-88399.0001
38-88416.0001
38-88417.0001
38-88421.0001
38-88440.0001
38-88441.0001
38-88445.0001
38-88459.0001
38-88526.0001
38-88532.0001
38-88538.0001
38-88761.0001
38-88771.0001
38-94702.0000

United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Safford District Office
425 E. 4th Street
Safford, Arizona 85546
(602) 428-4040

TAKE PRIDE IN AMERICA

IN REPLY REFER TO:

7250 (043)

March 4,1993

Ms. Darlene Sumpter-King
Surface Water Rights Specialist
Operations Division
Arizona Department of Water Resources
15 South 15th Avenue
Phoenix, Arizona 85007

Dear Ms. Sumpter-King:

In a letter dated February 23, 1993, you enclosed a list containing duplicated filings for a number of stockponds located on public lands. You requested that I review the list and advise your office which filings should remain active.

I am returning the entire list. The filings, by claim number, that we would like to retain are underlined in red. I felt this action would be less confusing and prevent errors.

Sincerely,

Delbert Molitor
District Hydrologist

Enclosure

RECEIVED
5 1993

ATTACHMENT TO LETTER OF 2/23/93

✓38-88417.0001	Basin Tank	NE¼SE¼, Sec. 26, T 6 South, R 18 East
38-61133.0003	Basin Tank	NE¼SE¼, Sec. 26, T 6 South, R 18 East
38-86593.0002	Turkey Creek Breaks Tank #1	SW¼SE¼, Sec. 33, T 6 South, R 19 East
✓38-88399.0001	Turkey Creek Breaks Tank	SW¼SE¼, Sec. 33, T 6 South, R 19 East
38-86589.0002	Turkey Creek Breaks Tank # 3	SW¼NE¼, Sec. 29, T 6 South, R 19 East
✓38-88538.0001	Turkey Creek Breaks Tank # 3	SW¼NE¼, Sec. 29, T 6 South, R 19 East
38-86588.0002	Turkey Creek Breaks Tank # 4	NW¼NE¼, Sec. 29, T 6 South, R 19 East
✓38-88526.0001	Turkey Creek Breaks Tank	NW¼NE¼, Sec. 29, T 6 South, R 19 East
38-86584.0002	Martinez Tank # 2	SW¼NE¼, Sec. 15, T 6 South, R 19 East
✓38-88421.0001	Martinez Tank # 2	SW¼NE¼, Sec. 15, T 6 South, R 19 East
38-86583.0002	Bear Canyon Dams	SE¼NW¼, Sec. 10, T 6 South, R 19 East
✓38-94702.0000	Bear Canyon	SE¼NW¼, Sec. 10, T 6 South, R 19 East
38-86590.0002	Mescal Hill Tank	SW¼SW¼, Sec. 32, T 6 South, R 19 East
✓38-88771.0001	Mescal Hill Tank	SW¼SW¼, Sec. 32, T 6 South, R 19 East
38-86587.0002	Mantanza Dam	SE¼SE¼, Sec. 28, T 6 South, R 19 East
✓38-88761.0001	Mantanza Dam	SE¼SE¼, Sec. 28, T 6 South, R 19 East
38-86592.0002	Turkey Breaks Tank # 2	SW¼NW¼, Sec. 33, T 6 South, R 19 East
✓38-88445.0001	Turkey Breaks Tank # 2	SW¼NW¼, Sec. 33, T 6 South, R 19 East
✓38-88440.0001	Black Butte Tank	SE¼SE¼, Sec. 7, T 7 South, R 19 East
38-61140.0003	Black Butte Tank	SE¼SE¼, Sec. 7, T 7 South, R 19 East

5 1993
OWS DIV

ATTACHMENT TO LETTER OF 2/23/93

38-88416.0001	Bill's Tank	SE¼NE¼, Sec. 27, T 6 South, R 18 East
38-61138.0003	Bill's Tank	SE¼NE¼, Sec. 27, T 6 South, R 18 East
38-86586.0002	Pilares Tank	NE¼SW¼, Sec. 17, T 6 South, R 19 East
38-88532.0001	Pilares Tank	SE¼NW¼, Sec. 17, T 6 South, R 19 East
38-88441.0001	Moore Tank	NE¼SW¼, Sec. 1, T 7 South, R 18 East
38-61137.0003	Moore Tank	NE¼SW¼, Sec. 1, T 7 South, R 18 East
38-88459.0001	Red Tank	NW¼SE¼, Sec. 23, T 6 South, R 18 East
38-61135.0003	Red Tank	NW¼SW¼, Sec. 23, T 6 South, R 18 East

ARIZONA DEPARTMENT OF WATER RESOURCES
15 South 15th Avenue, Phoenix, Arizona 85007
Telephone (602) 542-1581
Fax (602) 256-0506

FIFE SYMINGTON
Governor

ELIZABETH ANN RIEKE
Director

February 23, 1993

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

Re: Claim of a Water Right for s Stockpond Nos. (See attached list)

Dear Mr. Molitor:

Enclosed are copies of the referenced Bureau of Land Management claims. By evidence of the descriptions and locations contained in the official records, these filings appear to be for the same stockponds located of Federal lands.

Pursuant to Arizona Administrative Code Rule 12-15-303 concerning duplicate filings, would you now review the duplicate applications for the claim of stockpond filed by the Bureau of and Management and advise the Department which of these claims you wish to remain active. The Department will then consolidate the separate filings.

If you have any questions regarding the consolidation of these claims, please contact me at the number below.

Yours truly,

Darlene Sumpter-King

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

dk
enclosures

ATTACHMENT TO LETTER OF 2/23/93

38-88417.0001	Basin Tank	NE¼SE¼, Sec. 26, T 6 South, R 18 East
38-61133.0003	Basin Tank	NE¼SE¼, Sec. 26, T 6 South, R 18 East
38-86593.0002	Turkey Creek Breaks Tank #1	SW¼SE¼, Sec. 33, T 6 South, R 19 East
38-88399.0001	Turkey Creek Breaks Tank	SW¼SE¼, Sec. 33, T 6 South, R 19 East
38-86589.0002	Turkey Creek Breaks Tank # 3	SW¼NE¼, Sec. 29, T 6 South, R 19 East
38-88538.0001	Turkey Creek Breaks Tank # 3	SW¼NE¼, Sec. 29, T 6 South, R 19 East
38-86588.0002	Turkey Creek Breaks Tank # 4	NW¼NE¼, Sec. 29, T 6 South, R 19 East
38-88526.0001	Turkey Creek Breaks Tank	NW¼NE¼, Sec. 29, T 6 South, R 19 East
38-86584.0002	Martinez Tank # 2	SW¼NE¼, Sec. 15, T 6 South, R 19 East
38-88421.0001	Martinez Tank # 2	SW¼NE¼, Sec. 15, T 6 South, R 19 East
38-86583.0002	Bear Canyon Dams	SE¼NW¼, Sec. 10, T 6 South, R 19 East
38-94702.0000	Bear Canyon	SE¼NW¼, Sec. 10, T 6 South, R 19 East
38-86590.0002	Mescal Hill Tank	SW¼SW¼, Sec. 32, T 6 South, R 19 East
38-88771.0001	Mescal Hill Tank	SW¼SW¼, Sec. 32, T 6 South, R 19 East
38-86587.0002	Mantanza Dam	SE¼SE¼, Sec. 28, T 6 South, R 19 East
38-88761.0001	Mantanza Dam	SE¼SE¼, Sec. 28, T 6 South, R 19 East
38-86592.0002	Turkey Breaks Tank # 2	SW¼NW¼, Sec. 33, T 6 South, R 19 East
38-88445.0001	Turkey Breaks Tank # 2	SW¼NW¼, Sec. 33, T 6 South, R 19 East
38-88440.0001	Black Butte Tank	SE¼SE¼, Sec. 7, T 7 South, R 19 East
38-61140.0003	Black Butte Tank	SE¼SE¼, Sec. 7, T 7 South, R 19 East

ATTACHMENT TO LETTER OF 2/23/93

38-88416.0001	Bill's Tank	SE¼NE¼, Sec. 27, T 6 South, R 18 East
38-61138.0003	Bill's Tank	SE¼NE¼, Sec. 27, T 6 South, R 18 East
38-86586.0002	Pilares Tank	NE¼SW¼, Sec. 17, T 6 South, R 19 East
38-88532.0001	Pilares Tank	SE¼NW¼, Sec. 17, T 6 South, R 19 East
38-88441.0001	Moore Tank	NE¼SW¼, Sec. 1, T 7 South, R 18 East
38-61137.0003	Moore Tank	NE¼SW¼, Sec. 1, T 7 South, R 18 East
38-88459.0001	Red Tank	NW¼SE¼, Sec. 23, T 6 South, R 18 East
38-61135.0003	Red Tank	NW¼SW¼, Sec. 23, T 6 South, R 18 East

ARIZONA
DEPARTMENT
OF WATER
RESOURCES

Rose Mofford, Governor
N. W. Plummer
Director

15 South 15th Ave.
Phoenix, Arizona

January 10, 1990

Bureau of Land Management
Attn: Mr. Delbert C. Molitor
425 E. 4th Street
Safford, Arizona 85456

Re: Assignment (Conveyance) of Water Right: SEE ATTACHED.

Dear Mr. Molitor:

The recent assignment action as referenced above has been accomplished.

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

Very truly yours,

Joan Erdman

Joan Erdman
Surface Water Section
Telephone (602) 542-1581

JE:je

Enclosure

Claim of Water Right

38-88245
88396
88399
88400
88402
88403
88404
88405
88406
88407
88416
88417
88418
88421
88423
88425
88426
88434
88436
88437
88439
88440
88441
88442
88443
88445
88458
88459
88513
88514
88472
88719
88721
88724
88523

38-88515
88516
88517
88518
88525
88526
88527
88532
88538
88539
88540
88545
88548
88551
88559
88561
88583
88584
88585
88586
88587
88589
88703
88705
88761
88770
88771
88772
88774
88775

38-88830
88831

36-[redacted] 4730

Deed of Reconveyance

96-93117

96-93118

96-95054

RECEIVED
SEP 21 1989
OPERATIONS

Claim of Water Right			Deed of Reconveyance
38-88245.0001	38-88515.0001	38-88830.0001	96-93117
88396.0001	88516.0001	88831.0001	
88399.0001	88517.0001		
88400.0001	88518.0001		
88402.0001	88525.0001	36-4730.0001	
88403.0001	88526.0001		
88404.0001	88527.0001		
88405.0001	88532.0001		
88406.0001	88538.0001		
88407.0001	88539.0001		
88416.0001	88540.0001		
88417.0001	88545.0001		
88418.0001	88548.0001		
88421.0001	88551.0001		
88423.0001	88559.0001		
88425.0001	88561.0001		
88426.0001	88583.0001		
88434.0001	88584.0001		
88436.0001	88585.0001		
88437.0001	88586.0001		
88439.0001	88587.0001		
88440.0001	88589.0001		
88441.0001	88703.0001		
88442.0001	88705.0001		
88443.0001	88761.0001		
88445.0001	88770.0001		
88458.0001	88771.0001		
88459.0001	88772.0001		
88513.0001	88774.0001		
88514.0001	88775.0001		
88472.0001			96-93118
88719.0001			
88721.0001			
88724.0001			
88523.0001			96-95054

RECEIVED
SEP 21 1989
OPERATIONS

State of Arizona

DEPARTMENT OF WATER RESOURCES

99 E. Virginia Avenue, Phoenix, Arizona 85004

BRUCE BABBITT, Governor
WESLEY E. STEINER, Director

Date: April 12, 1983

San Carlos Irrigation Project
Attn: Ralph Esquerra
Bureau of Indian Affairs
P. O. Box 456
Coolidge, Arizona 85228

Re: Claims of Water Right for Stockpond(s) Nos. 38-88320, 38-88391 thru 38-88395(Inc); 38-88416 thru 38-88453(Inc); 38-88455 thru 38-88475(Inc).

Dear Mr. Esquerra:

This is to acknowledge receipt of your letter dated January 4, 1983 referencing the above mentioned claims and to inform you that your response has been made of record in the related files.

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,

W. Don Maughan,
Deputy Director

By: Richard A. Gessner
Chief, Operations Branch

WDM:RG: rh

cc: State Land Department

United States Department of the Interior
BUREAU OF INDIAN AFFAIRS
SAN CARLOS IRRIGATION PROJECT
P.O. Box 456
Coolidge, Arizona 85228

RECEIVED
JAN 7 1983
DEPT. OF
WATER RESOURCES

IN REPLY REFER TO:

January 4, 1983

Richard A. Gessner
Chief, Records Section
Department of Water Resources
99 E. Virginia, Suite 100
Phoenix, Arizona 85004

Dear Mr. Gessner:

Reference is made to the Notice of Claim of Water Right for a Stockpond filed by Arizona State Land Department, 1624 West Adams, Phoenix, AZ 85007, stockpond nos. 38-88284 thru 38-88286, 38-88288 thru 38-88290, 38-88292, 38-88293, 38-88295, 38-88298, 38-88320, 38-88391 thru 38-88395, 38-88416 thru 38-88453, 38-88455 thru 38-88475, 38-88477, 38-88479, 38-88480, 38-88482, 38-88484 thru 38-88488 and 38-88490 thru 38-88498.

If these claims are approved it would deprive the Indian and non-Indian water users of the San Carlos Irrigation Project, Bureau of Indian Affairs, 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 claims would result in the diminution of water of the Gila River and thus 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 extent of all such water available. All deliveries are for irrigation purposes. The points of diversion are located in the NW¼ 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,

Ralph Esquerra
Project Engineer

RECEIVED
JAN 7 1988
DEPT. OF
WATER RESOURCES

cc: Arizona State Land Department
1624 West Adams
Phoenix, AZ 85007

Bureau of Land Management
425 E. 4th Street
Safford, Arizona 85456

Attn: Delbert C. Molitor

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

FCA-3

ACCOUNT NO. FUND SOURCE	AGENCY	CHAPTER	DIV.	INT. ACCT.	ITEM DESCRIPTION	RATE	$ AMOUNT
					Assignment(Conveyance) of Water Right		
					Statement of Claim of Right#36-4730	5.00	
					Stockpond Applications (67) @$5.00ea.	335.00	
					SEE ATTACHED		

1/9/90 JE

Bill BLM $340.00

TOTAL $ 340.00

Arizona State Land Department
Att: Water Rights Division
1624 West Adams Street
Phoenix, Arizona 85007

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

RECEIPT

KIND ENTRY	FILE REFERENCE NO.
38	88136
	THRU
38	88776

FUND SOURCE	ACCOUNT NO. AGENCY	CHAPTER	DIV.	INT. ACCT.	ITEM DESCRIPTION	RATE	$ AMOUNT
					Six Hundred Forty (640) Applications for	$10.00	$6,400.00
					Certifications of Stockponds.		
						WRITER	PAYMENT
						GUESTS	640
						CHK NO	506079
						640@	10.00
						38	6400.00
						TAX	0.00
						TOTL	6400.00
						GEN.CHEK	6400.00
					Warrant No. 21 506079 dated 6-30-82		

~~# 523 A 13:30~~

(7-21-82)

TOTAL $ $6,400.00

ec