

ARIZONA STATE LAND DEPARTMENT
1624 West Adams
Phoenix, Arizona 85007

STATEMENT OF CLAIMANT

(Leave Blank)

IN THE MATTER OF DETERMINATION OF)
RELATIVE RIGHTS TO THE USE OF)
WATERS OF THE SAN PEDRO RIVER AND ITS)
TRIBUTARY WATERSHED, INC. ARAVAIPA CK.)

File No. 39-8034
Filed: 12-29-81 at 9:45 A M
(date) (time)

The State Land Department has enclosed with the accompanying Notice this form on which claimant shall present as required, the particulars of his claim of right to the subject waters. All applicable portions must be completed. A separate Statement of Claimant must be submitted for each source or point of diversion of public water unless those waters are commingled prior to use. A map published by the United States Geological Survey or a map of equal standard shall be submitted with this Statement showing on the face of the map the particulars of point of diversion, place of use and other pertinent information.

(Print or type. If more space is required, use explanatory at end of form, or attachment.)

- Name of Claimant: USA USDA Forest Service Coronado NF
(Last) (First) (M.I.)
301 West Congress, Tucson, AZ 85701 602-792-6483
(Address, City, State, Zip) (Telephone No.)
- State the nature of the right or use on which claim is based: (indicate, and attach supporting documentation)
 - Right to surface water initiated by beneficial use prior to June 12, 1919. Indicate registry number if previously submitted under Water Rights Registration Act _____.
 - Court Decreed Water Right. Cite Title and Date of Case _____
Cause No. _____ County _____.
 - Application for Permit to Appropriate Water filed. State Land Department Application No. A-2237, Permit No. A-1499, Certificate of Water Right No. C-1248.
 - Claim of Water Right for a Stockpond. State Land Department Application No. _____.
 - Other. Describe: _____
- Date of initiation of right: Time Immemorial... Wildlife
Stockwater... 1880's.
(Month/Day/Year)
 - Date water first used for beneficial purposes: Time Immemorial... Wildlife
Stockwater... 1880's.
(Month/Day/Year)
- Purpose, annual amount and annual period of use:

Purpose	Amount	Month/Day	Month/Day
Irrigation	_____ ac. ft./gallons	From _____	to _____
Domestic	<u>.22</u> ac. ft./gallons	From <u>Jan 1</u>	to <u>Dec 31</u>
Stockwater	<u>.27</u> ac. ft./gallons	From <u>Jan 1</u>	to <u>Dec 31</u>
Municipal	_____ ac. ft./gallons	From _____	to _____
Power	_____ ac. ft./gallons	From _____	to _____
Mining	_____ ac. ft./gallons	From _____	to _____
Recreation	_____ ac. ft./gallons	From _____	to _____
Wildlife	<u>.10</u> ac. ft./gallons	From <u>Jan 1</u>	to <u>Dec 31</u>
Other Uses	_____ ac. ft./gallons	From _____	to _____
- (1) If for irrigation purposes, describe place of use: (also indicate on map)
Township (N/S) _____ Range (E/W) _____ Section _____ Legal Subdivision _____ No. of Acres. _____
 - (2) If land reclaimed over period of years, indicate schedule and amount of land reclaimed first and each subsequent year(s): _____

- A. (3) Indicate kind of crops cultivated: _____
 Character of soil: _____
- B. If for domestic purposes, number of persons: _____, or families: _____
- C. If for stockwater purposes, number and kind of stock watered: Cattle

 250 Maximum - 10 Average
- D. If for municipal purposes, population to be served, and estimate of future requirements: _____
- E. If for power purposes, describe type of plant and capacity: _____
- F. If for mining purposes, describe purpose of use, location and character of the mine(s) to be served: _____
- G. If for recreational purposes, describe: _____
- H. If for wildlife purposes, including fish, describe: Deer, Javelina, Turkey, e
- I. If for other purposes, describe: _____

6. A. Direct source of public water diverted: Powers Garden Spring tributary to Rattlesnake Cay on the San Pedro watershed.
- B. Point of Diversion (indicate on map): NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13 Township 9S (N/S), Range 19S (E/W), Gila and Salt River Base and Meridian, County Graham. Ownership USA
- C. Place of use (indicate on map): NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13 Township 9S (N/S), Range 19E (E/W), Gila and Salt River Base and Meridian, County Graham. Ownership USA

7. State all other sources of water supply not described in Question 6 of this form.

- A. Type of Source: Does Not Apply
- B. Location of Source (indicate on map): NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section _____ Township _____ (N/S), Range _____ (E/W), Gila and Salt River Base and Meridian, County _____ Ownership _____
- C. If other source is well, list following:
- (1) Date well construction began: _____; Date well place in use: _____
 (Month/Day/Year) (Month/Day/Year)
 - (2) Location (10 acre subdivision) (indicate on map): _____ $\frac{1}{4}$ $\frac{1}{4}$ Section _____ Township _____ (N/S), Range _____ (E/W), Gila and Salt River Base Meridian, County of _____
 - (3) State Land Department Intent to Drill, File No. _____, or Application for Permit No. _____
 - (4) State whether free flowing or pump: _____. If pump, list type of pump and capacity: _____
 - (5) Casing depth _____ ft. Total well depth _____ ft. Diameter of casing _____ inches.
 - (6) Depth to water: _____ ft. (Static Level)
 - (7) Annual amount pumped, or otherwise extracted: _____ Ac.Ft./Gallons
 - (8) State purpose of use: _____
 - (9) Indicate annual period of use: _____ to _____
 (Month/Day) (Month/Day)

8. Water storage reservoir and/or diverting works:

- A. Location (indicate on map): NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13 Township 9S (N/S), Range 19E (E/W), Gila and Salt River Base and Meridian, County Graham. Ownership USA
- B. Name of storage reservoir and/or diverting works (if known): Powers Garden Spring
- C. Maximum capacity: 0.0006 Ac.Ft.
- D. Maximum depth of water: 1.5 ft.

- E. (1) Year construction began: 1940.
(2) Year construction completed 1941.
(3) Date water first stored: 1941 (Month/Year).

F. If dam, list following:

- (1) Construction material: Concrete
(2) Maximum Length: Top 25 ft.; Bottom 25 ft.
(3) Maximum Width: Top 2 est ft.; Bottom 3 est ft.
(4) Maximum Height: 2 ft.

G. If diverting works, describe: Metal Pipeline to drinking trough

9. Distribution works:

A. If ditch or canal:

(1) Date construction began: 1/5/40
(Month/Day/Year)

Date construction completed: 1941
(Month/Day/Year)

(2) Length of ditch or canal to first place of use: 2650 ft., total length of ditch or canal: same ft.

(3) Top width: 2.5 ft.; Bottom width: 1.5 ft.

(4) Grade (slope) of ditch: 2%

(5) If ditch or canal owned and/or operated by an association or company or such other entity, list name of association or company or such other entity: USDA Forest Service

B. If pipeline:

(1) Type: Galvanized Iron (i.e., aluminum, steel, etc.)

(2) Diameter: 1 inches

(3) Length of pipeline to first place of use: 1390 ft. and total length of pipeline: same ft.

(4) Grade (slope) of pipeline: 2%

C. If other, describe: _____

10. Enlargement(s) of storage reservoir and/or diverting and/or distributing works

A. Date begun: Does Not Apply
(Month/Day/Year)

Date completed: _____
(Month/Day/Year)

B. Describe details of enlargement(s): _____

C. Dimensions of works as originally constructed and as enlarged: _____

Explanatory

(continued on the next page)

(if more space is required, attach separate sheet(s))

STATE OF ARIZONA)
County of Pima) SS

VERIFICATION

U.S.D.A. Forest Service, Coronado N.F.
(please print Claimant-Affiant's name)

K. R. Weissenborn, Forest Supervisor
(Claimant-Affiant representative's name)

being first duly sworn, deposes and says; That the affiant, or its duly authorized representative, possesses the knowledge and the authorization to execute this verification as to the correctness and truthfulness of the matters set forth in the "Statement of Claimant", except as to those matters alleged upon information and belief, and as to those matters believes them to be true and correct.

For Corporations, Partnerships,
Associations, etc.

Claimant-affiant signature

K. R. Weissenborn
Claimant-affiant representative's
signature

Claimant-affiant signature

Attest:

Claimant-affiant representative's
signature

Subscribed and sworn to before me this
11 day of December, 1979.

SEAL

Linda S. Hall
Notary Public or authorized Officer of the
State Land Department

My Commission expires My Commission Expires May 28, 1



STATE OF ARIZONA

WATER DISTRICT NO. COUNTY OF GRAHAM

CERTIFICATE OF WATER RIGHT

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

This is to Certify, That UNITED STATES FOREST SERVICE, CROOK NATIONAL FOREST, State of ARIZONA, has made proof of SAFFORD, LAND to the satisfaction of the STATE WATER COMMISSIONER of Arizona of a right to the use of the waters of RATTLE SNAKE CANYON, a tributary of ARAVAIPA CREEK, for DOMESTIC USE, IRRIGATION and STOCK WATERING PURPOSES, under Application No. A-2237, Permit No. A-1499 of the State Water 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 Water Commissioner at Phoenix, Arizona, in Volume 4, at page 1248 on the 2nd day of JUNE, 1943; that the priority of the right hereby confirmed dates from JANUARY 5, 1940; that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 2.5 ACRE FEET PER ACRE PER ANNUM FOR IRRIGATION, 73,000 GALLONS PER ANNUM FOR DOMESTIC USE, and 18,250 GALLONS PER ANNUM FOR STOCK WATERING. 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:

FOR IRRIGATION, 0.5 ACRES IN SE 1/4 NW 1/4; 2.5 ACRES IN NW 1/4 NE 1/4; 3.0 ACRES IN SW 1/4 NE 1/4, AND 1.0 ACRE IN NW 1/4 SE 1/4 NW 1/4 OF SECTION THIRTEEN (13), TOWNSHIP NINE (9) SOUTH, RANGE NINETEEN (19) EAST, GILA AND SALT RIVER MERIDIAN, GRAHAM COUNTY, ARIZONA. FOR DOMESTIC USE WITHIN THE SW 1/4 NW 1/4 AND NW 1/4 NW 1/4 OF SAID SECTION THIRTEEN, AND FOR STOCK WATERING WITHIN THE SW 1/4 NW 1/4 OF SAID SECTION THIRTEEN. THE POINT OF DIVERSION UNDER THIS APPROPRIATION AND RIGHT TO THE USE OF WATER IS WITHIN THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER (NE 1/4 SW 1/4) OF SAID SECTION THIRTEEN, AT WHAT IS KNOWN AS POWERS GARDEN SPRING, WHICH IS S.86°-16'E. 1,391.1 FEET FROM THE WEST QUARTER CORNER OF SAID SECTION.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, and subject to all prior existing rights.

Rights to the use of water for power purposes are limited to a period of forty years from the date of priority of the right, as herein set forth, subject to a preference right of renewal under the laws existing at the date of the expiration of the right for power purposes, as hereby confirmed and limited.

Witness the seal and signature of the STATE WATER COMMISSIONER affixed this

2nd day of JUNE, 1943.

(SEAL)

By O. C. WILLIAMS State Water Commissioner, Land

Attest: TESSIE L. FLYNN Secretary.

Transferred by Warranty Deed dated 7/1/50
to Renee J. (Donnet) Cushman, 5025 N. Camel
Rd., Phoenix, Arizona
Recorded Water Division
April 17, 1959

Certificate Record No. 381

Page No. 381

STATE OF ARIZONA

WATER DISTRICT No.

COUNTY OF GRAHAM

CERTIFICATE OF WATER RIGHT

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

This is to Certify, That Chiricahua Ranches Company, a corporation

of Patagonia, State of Arizona, has made proof to the satisfaction of the STATE WATER COMMISSIONER of Arizona, of a right to the use of the waters of Creek

the Sycamore Spring in Oak/Canyon, a tributary of Aravaipa Creek,

for the purpose of Watering Livestock

under App. A-807 Permit No. A-584 of the State Water Commission, and that said right to the use of said waters has been perfected in accordance with the laws of Arizona, and made and entered of record

in the Records of the State Water Commissioner at Phoenix, Arizona, in Volume 1, at page 381,

on the 11th day of August, 1930; that the priority of the right hereby confirmed dates

from March 26, 1928; that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall

not exceed 1500 gals. per day cubic feet per second.

A description of the lands under such right, and to which the water hereby confirmed is appurtenant, or if for other purposes, the place where such water is put to beneficial use, is as follows: in the center of Section Two (2), Township Nine (9) South, Range Twenty (20) East, G. & S. R. B. & M., in the County of Graham, State of 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

WATER COMMISSIONER affixed this

11th day of August, 1930.

(SEAL)

By FRANK P. TROTT
State Water Commissioner.

Attest: IGIE L. HARRISON
Secretary

Recorded in State Record of Water Right Certificates, Volume 1, Page 381.

5. A. (3) Indicate kind of crops cultivated: _____
 Character of soil: ~~clay and sandy loam~~ _____
 B. If for domestic purposes, number of persons: 2, or families: _____
 C. If for stockwater purposes, number and kind of stock watered: 250 CATTLE MA
10 CATTLE YEARLY AVERAGE.
 D. If for municipal purposes, population to be served, and estimate of future requirements: _____
 E. If for power purposes, describe type of plant and capacity: _____
 F. If for mining purposes, describe purpose of use, location and character of the mine(s) to be served: _____
 G. If for recreational purposes, describe: _____
 H. If for wildlife purposes, including fish, describe: DEER, JAVELINA, TURKEY,
 I. If for other purposes, describe: _____

6. A. Direct source of public water diverted: Powers tributary to Rattlesnake Canyon
 on the San Pedro watershed. GARDEN SPRING
 B. Point of Diversion (indicate on map): NE 1/4 SW 1/4, Section 13
 Township 9S (N/S), Range 19E (E/W), Gila and Salt River Base and
 Meridian, County GRAHAM. Ownership USA
 C. Place of use (indicate on map): NE 1/4 SW 1/4, Section 13
 Township 9S (N/S), Range 19E (E/W), Gila and Salt River Base and
 Meridian, County GRAHAM. Ownership USA

7. State all other sources of water supply not described in Question 6 of this form.

- A. Type of Source: DNA
 B. Location of Source (indicate on map): _____
 Township _____ (N/S), Range _____ (E/W), Gila and Salt River Base and
 Meridian, County _____ Ownership _____
 C. If other source is well, list following:
 (1) Date well construction began: _____; Date well place in
 use: _____
 (Month/Day/Year) (Month/Day/Year)
 (2) Location (10 acre subdivision) (indicate on map): _____
 Section _____, Township _____ (N/S), Range _____ (E/W), Gila and
 Salt River Base Meridian, County of _____
 (3) State Land Department Intent to Drill, File No. _____, or
 Application for Permit No. _____
 (4) State whether free flowing or pump: _____. If pump, list type
 of pump and capacity: _____
 (5) Casing depth _____ ft. Total well depth _____ ft. Diameter of
 casing _____ inches.
 (6) Depth to water: _____ ft. (Static Level)
 (7) Annual amount pumped, or otherwise extracted: _____ Ac.Ft./Gallons
 (8) State purpose of use: _____
 (9) Indicate annual period of use: _____ to _____
 (Month/Day) (Month/Day)

8. Water storage reservoir and/or diverting works:
 A. Location (indicate on map): NE 1/4 SW 1/4, Section 13,
 Township 9S (N/S), Range 19E (E/W), Gila and Salt River Base and
 Meridian, County GRAHAM. Ownership USA
 B. Name of storage reservoir and/or diverting works (if known): POWERS GARDEN
SPRING
 C. Maximum capacity: 0.0006 Ac.Ft. (202 gal)
 D. Maximum depth of water: 1.5 ft.

ARIZONA STATE LAND DEPARTMENT
1624 West Adams
Phoenix, Arizona 85007

STATEMENT OF CLAIMANT

(Leave Blank)

IN THE MATTER OF DETERMINATION OF)
RELATIVE RIGHTS TO THE USE OF)
WATERS OF THE SAN PEDRO RIVER AND ITS)
TRIBUTARY WATERSHED, INC. ARAVAIPA CK.)

File No. 39-0008034
Filed: _____ at _____ M.
(date) (time)

The State Land Department has enclosed with the accompanying Notice this form on which claimant shall present as required, the particulars of his claim of right to the subject waters. All applicable portions must be completed. A separate Statement of Claimant must be submitted for each source or point of diversion of public water unless those waters are commingled prior to use. A map published by the United States Geological Survey or a map of equal standard shall be submitted with this Statement showing on the face of the map the particulars of point of diversion, place of use and other pertinent information.

(Print or type. If more space is required, use explanatory at end of form, or attachment.)

1. Name of Claimant: USA, USDA Forest Supervisor
(Last) Coronado National Forest (M.I.)
Federal Bldg., 301 W. Congress
Tucson, Arizona 85701 602-792-6483
(Address, City, State, Zip) (Telephone No.)

2. State the nature of the right or use on which claim is based: (indicate, and attach supporting documentation)

- A. Right to surface water initiated by beneficial use prior to June 12, 1919.
Indicate registry number if previously submitted under Water Rights Registration Act _____.
- B. Court Decreed Water Right. Cite Title and Date of Case _____
Cause No. _____ County _____.
- C. Application for Permit to Appropriate Water filed. State Land Department
Application No. A-2237, Permit No. A-1499, Certificate of
Water Right No. C-1248.
- D. Claim of Water Right for a Stockpond. State Land Department Application
No. _____.
- E. Other. Describe: _____

3. A. Date of initiation of right: _____
(Month/Day/Year)

B. Date water first used for beneficial purposes: TIME IMMEMORIAL Wildlife
STOCKWATER - 1880s
(Month/Day/Year)

4. Purpose, annual amount and annual period of use:

Purpose	Amount	Month/Day	Month/Day
Irrigation	_____ ac.ft./gallons	From _____	to _____
Domestic	<u>.22</u> ac.ft./gallons	From <u>JAN 1</u>	to <u>DEC 31</u>
Stockwater	<u>.27</u> ac.ft./gallons	From <u>JAN 1</u>	to <u>DEC 31</u>
Municipal	_____ ac.ft./gallons	From _____	to _____
Power	_____ ac.ft./gallons	From _____	to _____
Mining	_____ ac.ft./gallons	From _____	to _____
Recreation	_____ ac.ft./gallons	From _____	to _____
Wildlife	<u>.10</u> ac.ft./gallons	From <u>JAN 1</u>	to <u>DEC 31</u>
Other Uses	_____ ac.ft./gallons	From _____	to _____

5. A. (1) If for irrigation purposes, describe place of use: (also indicate on map)

Township (N/S)	Range (E/W)	Section	Legal Subdivision	No. of Acres.
<u>9S</u>	<u>7E</u>	<u>75</u>	<u>NE 1/4 NW 1/4 and SW 1/4</u>	<u>6.5</u>
<u>9S</u>	<u>19E</u>	<u>13</u>	<u>NW 1/4 NW 1/4</u>	<u>6.5</u>

(2) If land reclaimed over period of years, indicate schedule and amount of land reclaimed first and each subsequent year(s): _____

8. E. (1) Year construction began: 1940.
 (2) Year construction completed: 1941.
 (3) Date water first stored: 1941 (Month/Year).

F. If dam, list following:

- (1) Construction material: Concrete
 (2) Maximum Length: Top 25 ft.; Bottom 25 ft.
 (3) Maximum Width: Top 2 (est) ft.; Bottom 3 (est) ft.
 (4) Maximum Height: 2 ft.

G. If diverting works, describe: METAL PIPELINE TO DRINKING TROUGH
each ditch to carry ditch

9. Distribution works:

A. If ditch or canal:

- (1) Date construction began: 1/5/40
 (Month/Day/Year)
 Date construction completed: 1941
 (Month/Day/Year)
 (2) Length of ditch or canal to first place of use: 2650 ft., total length of ditch or canal: same ft.
 (3) Top width: 2.5 ft.; Bottom width: 1.5 ft.
 (4) Grade (slope) of ditch: 2%
 (5) If ditch or canal owned and/or operated by an association or company or such other entity, list name of association or company or such other entity: USDA Forest Service

B. If pipeline:

- (1) Type: Galvanized iron (i.e., aluminum, steel, etc.)
 (2) Diameter: 1 inches
 (3) Length of pipeline to first place of use: 1390 ft. and total length of pipeline: same ft.
 (4) Grade (slope) of pipeline: 2%

C. If other, describe: _____

10. Enlargement(s) of storage reservoir and/or diverting and/or distributing works

A. Date begun: DNA
 (Month/Day/Year)

Date completed: _____
 (Month/Day/Year)

B. Describe details of enlargement(s): _____

C. Dimensions of works as originally constructed and as enlarged: _____

Explanatory

(continued on the next page)

152-73
 422-29

United States
Department of
Agriculture

Forest
Service

Corona F

300 West Congress
Tucson, AZ 85701
602-629-6483

Powers Garden Spr

2

Caring for the Land and Serving People

Reply To: 2540

Date: March 10, 1989

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

RE: Statement of Claim for Reserved Water Rights

Dear Mr. Ramsey,

Enclosed is a Statement of Claim for Reserved Water Rights.

Sincerely,



Lee Poague
Acting Forest Supervisor

Attachments

GD-USPG00000231

STATEMENT OF THE U.S.D.A FOREST SERVICE
SOUTHWESTERN REGION
CORONADO NATIONAL FOREST

To the State Department of Water Resources, State of Arizona:

The United States of America acting by and through the Forest Service, Department of Agriculture, hereby notifies you of the following existing water uses and estimated foreseeable future water uses on reserved lands within the San Pedro River Watershed of the Coronado National Forest for National Forest System purposes.

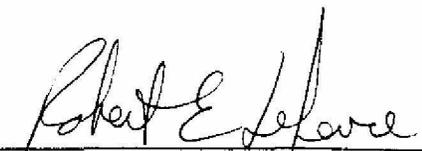
Current and estimated foreseeable water uses are listed as are the dates when the land was reserved from the Public Domain. These lands were withdrawn from the Public Domain September 26, 1910 by authority of the Organic Administration Act of June 4, 1897 (30 Stat. 34). In acquiring this land, the United States also acquired the right to the waters thereon to maintain favorable conditions of water flow and timber production.

The water made available by this development has been used by the United States Government, or its permittees, at the discretion of and for the United States Government, and is essential in carrying out land uses dependent on these waters. Without the availability of these waters, the use of the land for water production and timber production would be restricted and United States, owner of the land would be injured because of the subsequent inadequate watershed protection afforded and reduced volume of timber produced.

This notification is provided merely in the furtherance of State-Federal comity and to advise the Department of Water Resources of the Federal Government's claim to the waters in question; it does not concede a power in the State to regulate the rights of the United States to these waters.

Dated this 10th day of March, 1989.

By



for Lee Poague, Acting Forest Supervisor
U.S.D.A. Forest Service, Region 3
Coronado National Forest

U.S.D.A. FOREST SERVICE
RESERVED WATER USE

NAME OF USE	FOREST SERVICE USE		RESERVATION DATE
	GALLONS PER ANNUM		
	CURRENT	FORESEEABLE	
Powers Garden Spring	71,698	71,698	September 26, 1910
Deer Creek	109,500	109,500	September 26, 1910
Cow Camp Tank	81,475	81,475	September 26, 1910

Weg Sween
CCL
970-62-472
41-11-2423

COPY

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA

AMENDED STATEMENT OF CLAIMANT

RECEIVED
MAY 16 1989
ADJUDICATIONS

CLAIM BEING AMENDED
NO. 39- 8034

IN THE MATTER OF DETERMINATION OF
RELATIVE RIGHTS TO THE USE OF
WATERS OF THE SAN PEDRO RIVER AND
ITS TRIBUTARY WATERSHED, INC.
ARAVAIPA CK.

(Print or type. If more space is needed, attach separate sheet.)

1. Name of Claimant: USDA Forest Service, Coronado N.F. (M.I.)
300 W. Congress, Tucson Arizona 85701 (Address, City, State, Zip) (602) 629-6483 (Telephone No.)

2. State the nature of the right or use on which claim is based: (indicate, and attach supporting documentation)
A. Right to surface water initiated by beneficial use prior to June 12, 1919. Indicate registry number if previously submitted under Water Rights Registration Act _____
B. Court Decreed Water Right. Cite Title and Date of Case _____
Cause No. _____ County _____
C. Application for permit to appropriate water filed. Application No. _____
Permit No. _____, Certificate of Water Right No. _____
D. Claim of Water Right for a Stockpond. Application No. _____
E. Other. Describe: Reserved Federal Right

3. A. Date of initiation of right: September 26, 1910 (Month/Day/Year)
B. Date water first used for beneficial purposes: _____ (Month/Day/Year)

4. Purpose, annual amount and annual period of use:

Purpose	Amount	Month/Day	Month/Day
Irrigation	_____ ac.ft./gallons	From _____	to _____
Domestic	<u>0.22</u> ac.ft./gallons	From <u>1/1</u>	to <u>12/31</u>
Stockwater	<u>0.27</u> ac.ft./gallons	From <u>1/1</u>	to <u>12/31</u>
Municipal	_____ ac.ft./gallons	From _____	to _____
Power	_____ ac.ft./gallons	From _____	to _____
Mining	_____ ac.ft./gallons	From _____	to _____
Recreation	_____ ac.ft./gallons	From _____	to _____
Wildlife	_____ ac.ft./gallons	From _____	to _____
Other uses	_____ ac.ft./gallons	From _____	to _____

5. A. (1) If for irrigation purposes, describe places of use: (also indicate on map)

Township (N/S)	Range (E/W)	Section	Legal Subdivision	No. of Acres
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

(2) If land reclaimed over period of years, indicate schedule and amount of land reclaimed first and each subsequent year(s): _____

(3) Indicate kind of crops cultivated: _____
Character of soil: _____

B. If for domestic purposes, number of persons: up to 12, or families: _____
C. If for stockwater purposes, number and kind of stock watered: horses and mules, up to 20

- D. If for municipal purposes, population to be served, and estimate of future requirements: _____
- E. If for power purposes, describe type of plant and capacity: _____
- F. If for mining purposes, describe purpose of use, location and character of the mine(s) to be served: _____
- G. If for recreational purposes, describe: _____
- H. If for wildlife purposes, including fish, describe: _____
- I. If for other purposes, describe: _____

6. A. Direct source of public water diverted: Powers Garden Spring tributary to Rattlesnake Can on the San Pedro watershed.
- B. Point of Diversion (indicate on map): NE 1/4 SW 1/4, Section 13, Township 9, Range 19 (E/W), Gila and Salt River Base and Meridian, County Graham, Ownership USDA Forest Service.

7. State information on the well which is your source of water supply.
- A. Well registration number: _____
- B. Location of well (indicate on map): _____, Section _____, Township _____ (N/S), Range _____ (E/W), Gila and Salt River Base and Meridian, County _____, Ownership _____.
- C. List the following:
- (1) Date well construction began: _____; Date well placed in use: _____
(Month/Day/Year) (Month/Day/Year)
 - (2) Location (10 acre subdivision) (indicate on map): _____, Section _____, Township _____ (N/S), Range _____ (E/W),
 - (3) Intent to Drill, File No. _____, or Application for Permit No. _____
 - (4) State whether free flowing or pump: _____. If pump, list type of pump and capacity: _____
 - (5) Casing depth _____ ft. Total well depth _____ ft. Diameter of casing _____ inches.
 - (6) Depth to water: _____ ft. (Static Level)
 - (7) Annual amount pumped, or otherwise extracted: _____ Ac.Ft./Gallons
 - (8) State purpose of use: _____
 - (9) Indicate annual period of use: _____ to _____
(Month/Day) (Month/Day)

8. Water storage reservoir and/or diverting works:
- A. Location (indicate on map): NE 1/4 SW 1/4, Section 13, Township 9, Range 19 (E/W), Gila and Salt River Base and Meridian, County Graham, Ownership USDA Forest Service.
- A. Name of storage reservoir and/or diverting works (if known): N/A.
- C. Maximum capacity: N/A Ac. Ft.
- D. Maximum depth of water: N/A ft.
- E. (1) Year construction began: 1940
(2) Year construction completed: 1941
(3) Date water first stored: 1941 (Month/Year)
- F. If dam, list following:
- (1) Construction material: Concrete
 - (2) Maximum Length: Top 25 ft.; Bottom 25 ft.
 - (3) Maximum Width: Top 2 ft.; Bottom 3 ft.
 - (4) Maximum Height: 2 ft.



G. If diverting works, describe: Pipeline to divider box, hence to the
cabin and stock water trough

9. Distribution works:

- A. (1) Date construction began: _____
(Month/Day/Year)
- (2) Length of ditch or canal to first place of use: _____ ft., total length of ditch or canal:
_____ ft.
- (3) Top width: _____ ft.; Bottom width: _____ ft.
- (4) Grade (slope) of ditch: _____
- (5) If ditch or canal owned and/or operated by an association or company or such other entity, list name or
association or company or such other entity: USDA Forest Service

B. If pipeline:

- (1) Type: Steel and Plastic (i.e., aluminum, steel, etc.)
- (2) Diameter: 2 inches.
- (3) Length of pipeline to first place of use: 1390 ft. and total length of pipeline:
same ft.
- (4) Grade (slope) of pipeline: 2%

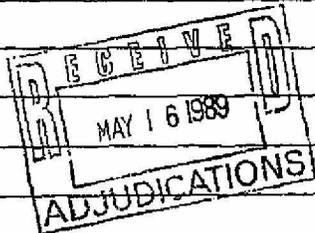
C. If other, describe: _____

10. Enlargement(s) of the storage reservoir and/or diverting and/or distributing works.

- A. Date begun: _____
(Month/Day/Year)
- Date completed: _____
(Month/Day/Year)
- B. Describe details of enlargement(s): _____
- C. Dimensions of work as originally constructed and as enlarged: _____

Explanatory

This amendment changes the date of initiation of right
from the time immemorial for wildlife and 1880's for livestock
to the Date of Reservation of the National Forest, September 26,
1910, and the the nature of the right from
Application for Permit to Reserved Federal Right



(continued on the next page)

