

# TENNEY'S 4U LAND & REAL ESTATE

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J. L. Tenney, Broker

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April 26, 2015

Sharon Scantlebury  
Docket Supervisor  
Arizona Department of Water Resources  
3550 North Central Avenue  
Phoenix, A Z 85012

Re: San Simon Valley INA

To Whom it concerns:

I am writing this letter to ask the Director of ADWR to not declare an INA in the San Simon valley and to make the decision as soon as possible. I have several reasons for these requests. I am a Real Estate Broker located in Willcox, Arizona and deal in Farms and Ranch properties.

I have been representing a farmer named Dan Barnes who owned a 351 acre farm that has no debt and is the only asset he has. He was in a major accident several years ago and has been unable to farm the property. He has always thought he would recover sufficiently to begin farming the property. But he has finally realized that is not going to happen so he put it on the market.

I had a contract to purchase the property but when the INA petition was submitted that killed the purchase because the farm had quite a bit of work to get it back into production and no one could guarantee it would be farm-able in the future. The buyers would still purchase the farm but they are under a deadline to get it completed because of their 10-31 Tax Differed Exchange time requirements.

The main point is Mr. Barnes has no other assets. Providing an INA is declared he will lose most all of his asset value. In a free society no small individual should lose their rights to the benefit of big cooperate actors. That is the basis of what our founders envisioned. Every one has the right to succeed and government should not stack the deck in favor of some at the expense of others!

In a second situation I had a purchase contract on a 160 acre farm that is completely set up with wells, pipe lines and terraced. The owner is an 80 year old man who has not farmed the farm for several years. He lives in a old single wide trailer that is in very poor condition. Again this will take the only asset this man has. The loss of the value to him will be devastating to him and what future he has.

The cooperate actors who are behind the INA petition are using the law to protect their operations at the expense of many of the local farmers and ranchers who have been in the area for many many years. Cooperation's are by nature amoral and take advantage of smaller entities that are suppose to be protected under the law instead of devastated by it.

I am asking that you do not declare an INA in the San Simon River Water shed (Bowie/San Simon area).

Sincerely

A handwritten signature in black ink, appearing to read 'J L Tenney', with a long horizontal flourish extending to the right.

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