



WATER-RIGHT DOCKET

Petrified Forest National Park

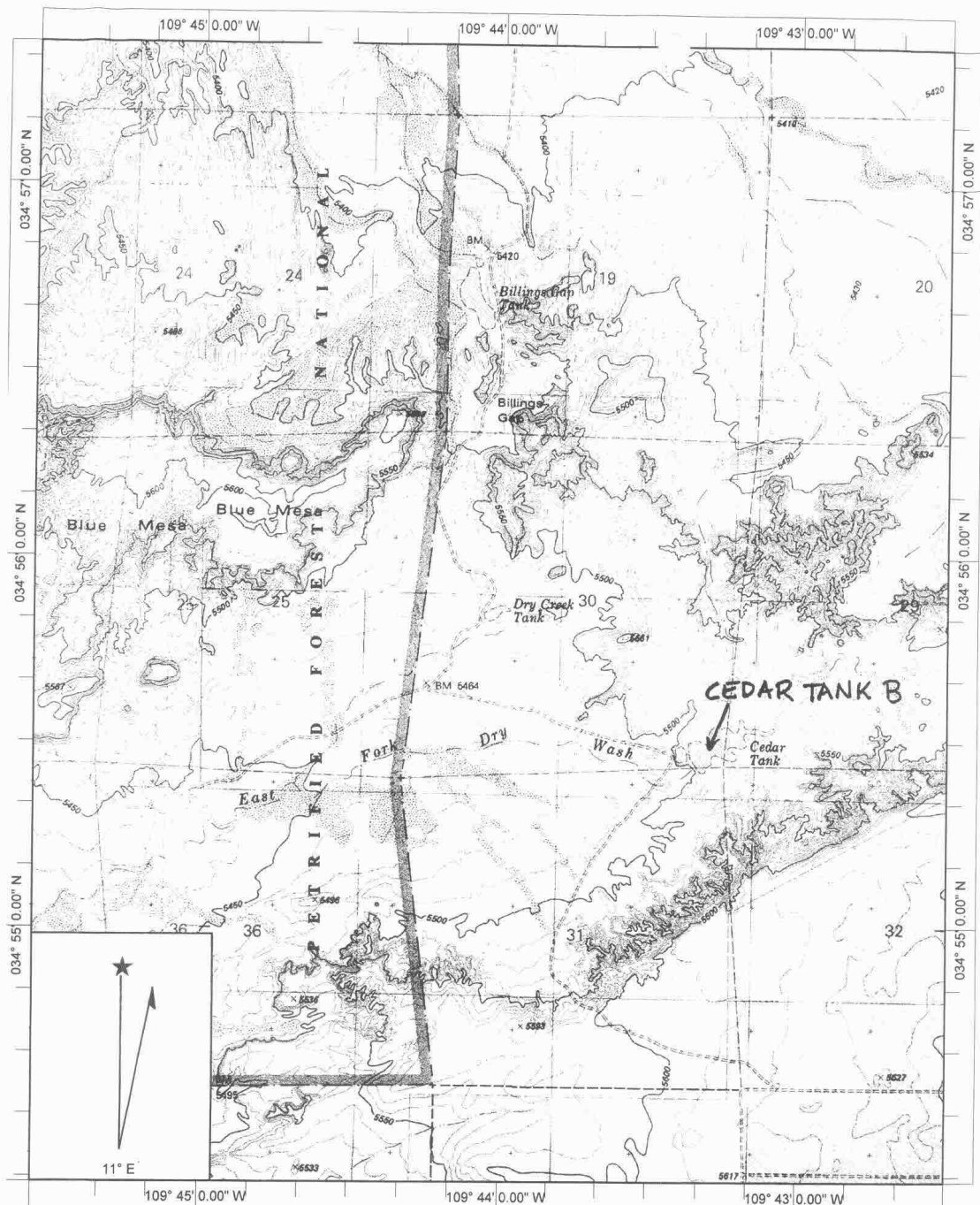
Docket No: 14

CEDAR TANK B

Preliminary Docket Information

00-00-0000: Preliminary note to file

Common documents pertaining to State Water Rights Documentation, Land History, Legal Opinions, Administrative Agreements, Supporting Hydro Data, Other Supporting Information, and Map and Miscellaneous of Petrified Forest National Park can be found in Docket 17, titled, COMMON DOCUMENTS



Name: SORREL HORSE MESA
 Date: 8/28/2007
 Scale: 1 inch equals 2000 feet

Caption: Cedar Tank B
 38-89457

STATEMENT OF CLAIMANT FORM
FOR
OTHER USES¹

For Departmental Use Only

File No. 39- _____
Date Filed: _____
WFN _____

LITTLE COLORADO RIVER WATERSHED ADJUDICATION
SUPERIOR COURT OF APACHE COUNTY

1. Claimant Name: USDI BLM PPO
Claimant Address: _____ City _____
State: _____ Zip Code _____ Telephone _____
2. Basis of Claim:
 - A. ☐ Appropriation Right acquired prior to June 12, 1919. 1974 Water Rights Registration Act Registry No. _____
 - B. ☒ Appropriation Right acquired after June 12, 1919. Application No. 33-89457, Permit No. 33-89457, or Certificate of Water Right No. _____
 - C. ☐ Decreed water right. Principal litigants, court, date and case no.: _____
 - D. ☐ Right to withdraw groundwater.
 - E. ☐ Other, describe: _____
3. Claimed Priority Date: 07-11-84 (month/day/year)
4. Use:

A. ☐ Municipal B. ☐ Commercial or Industrial C. ☐ Mining D. ☐ Stockwatering other than from a stockpond	E. ☒ Recreation, Fish & Wildlife F. ☐ Other, describe: _____ _____ _____
--	--
5. Source of Water:
 - A. ☐ Stream: name _____, tributary to _____
 - B. ☐ Spring: name _____, tributary to _____
 - C. ☒ Lake or Reservoir: name Cedar Tank "B", tributary to Dry Creek, Puerco River
 - D. ☐ Groundwater
6. Legal description of the Point of Diversion: (attach additional sheet if required)
SE 1/4, SE 1/4, SE 1/4, Section 30, Township 16N, Range 25E, E/W ~~(see attached)~~
7. If there are Irrigation, Domestic or Stockpond uses also supplied from the Point of Diversion, describe:
use of reservoir by livestock, wildlife + recreation
8. Means of Diversion:
 - A. ☐ Instream pump
 - B. ☐ Gravity flow into ditch, canal or pipeline.
 - C. ☐ Well: Arizona State Land Department, Arizona Water Commission or Arizona Department of Water Resources Intent to Drill File No. _____
 - D. ☒ Other, describe earthen dam across natural drainage

¹See Instructions for explanation of uses in this category

9. Means of Conveyance:

A. ☐ Ditch, canal or pipeline. If the means of conveyance is owned and/or operated by some other entity, please give name and address: _____

B. ☒ Other, describe: in place use of water in reservoir

10. Place of Use, if other than point of diversion: (attach additional sheet if required)

County _____

Legal Subdivision _____

Section _____

Township _____

Range _____

_____ N/S _____ E/W

_____ N/S _____ E/W

11. Claimed Right:

A. Maximum Flow Rate: _____ ☐ cubic-feet per second

☐ gallons per minute

☐ Arizona miner's inches

B. Annual Volume of Water Use: _____ acre-feet 651,702 GPA for wildlife

C. Storage Right: 24.4 acre-feet 651,702 GPA for recreation

12. Attach photographs, maps or sketches necessary to show the point of diversion, storage reservoir(s), place(s) of use and means of conveyance. See attached copy of Sonell horse mesa 751

13. It may be necessary for a representative from the Department of Water Resources to inspect the diversion, conveyance and place of use. Your signature following will grant permission to enter your property for the purpose of inspection: Signature of Claimant: _____

14. Should it be necessary for a representative of the Department to contact you as the claimant or your representative, are there any special instructions regarding time of day or address to aid in locating the specified person? _____

15. Attach Filing Fee to Form. Mail form(s) and fee(s) to: Department of Water Resources, P.O. Box 2920, Phoenix, AZ 85062.

16. Additional comments: This pond acts as a oil trap to slow
& trap water that is also stored in
Cedar Tank "A" (BLM 35-88086/3A-84784)

(attach additional sheet if required)

17. Notarized Statement:

I (We), The BLM

the claimant(s) named in this claim, do hereby certify under penalty of perjury, that the information contained and statements made herein are to the best of my(our) knowledge and belief true, correct and complete.

(seal)

My Commission Expires: _____

Notary Public

or, _____
Authorized Personnel of the Department of Water Resources

STATEMENT OF CLAIMANT FORM
FOR
STOCKPOND USE

For Departmental Use Only

File No. 39- _____
Date Filed: _____
WFN _____

LITTLE COLORADO RIVER WATERSHED ADJUDICATION
SUPERIOR COURT OF APACHE COUNTY

1. Claimant Name: USDI BLM PDO
Claimant Address: _____ City: _____
State: _____ Zip Code: _____ Telephone: _____
2. Basis of Claim:
 - A. ☐ Appropriation Right acquired prior to June 12, 1919. 1974 Water Right Registry No. _____
 - B. ☒ Appropriation Right acquired after June 12, 1919. Application No. 33
Permit No. 33-89457, or Certificate of Water Right No. _____
 - C. ☐ Right acquired through the 1977 Stockponds Registration Act. Claim No. _____
 - D. ☐ Decreed water right. Principal litigants, court, date and case no.: _____
 - E. ☐ Other, describe: _____
3. Claimed Priority Date: 07-11-84 (month/day/year)
4. Source of Water:
 - A. Stream, wash or arroyo: name Dry Creek, tributary to Puerco River
 - B. Is water supplied from a source other than natural channel flow into the stockpond?
☐ Yes, ☒ No If yes, describe: _____
5. Legal description of the location of the stockpond: (attach additional sheet if required)
SE 1/4, SE 1/4, SE 1/4, Section 30, Township 19N, Range 25E (dam location)
6. If there are other uses supplied by the stockpond or its water source, describe: Use by wildlife and recreation
7. Description of the Stockpond:
 - A. Name or other designation: Cedar Tank "B"
 - B. Dam specifications:
 - 1) Date construction began, _____, and ended 12/31/60
 - 2) Height, 20 ft.
 - 3) Does dam have an outlet structure other than spillway? ☐ Yes ☒ No
 - C. Reservoir behind dam:
 - 1) Date water first stored: 12/31/60 (month/day/year)
 - 2) Maximum length: 1054 ft.
 - 3) Maximum width: 412 ft.
 - 4) Maximum depth of water at spillway crest: 8.5 ft.
 - 5) Maximum storage volume at spillway crest: 24.4 Acre-Feet

*File new
39 for
Permit
33-89457
on
Cedar
Tank B*

8. Number and kind of livestock or wildlife watered by this stockpond:

average 100 cattle (438,000 GPA), for 12 months per year.

9. Attach photographs, maps or sketches necessary to show the location of the stockpond(s) and any conveyance system and other point(s) of diversion.

10. It may be necessary for a representative from the Department of Water Resources to inspect the stockpond and diversion. Your signature following will grant permission to enter your property for the purpose of inspection: Signature of Claimant: See copy at Sorrell Horse Mesa 7.5' grid

11. Should it be necessary for a representative of the Department to contact you as the claimant or your representative, are there any special instructions regarding time of day or address to aid in locating the specified person?

12. Additional comments:

Place of use (pond) is also the SESESE Sec 30,
T16N, R26E.

This pond acts as a silt trap to slow down
water that is also stored in "Cedar Tank A"
(BLM 38-88096 / 39-84784).

(attach additional sheet if required)

13. Attach Filing Fee to Form. Mail form(s) and fee(s) to: Department of Water Resources, P.O. Box 2920, Phoenix, AZ 85062.

14. Notarized Statement:

I (We), The BLM
the claimant(s) named in this claim, do hereby certify under penalty of perjury, that the information contained and statements made herein are to the best of my(our) knowledge and belief true, correct and complete.

(seal)

My Commission Expires:

Notary Public

or, _____
Authorized Personnel of the Department of Water Resources

ARIZONA DEPARTMENT OF WATER RESOURCES

500 North Third Street, Phoenix, Arizona 85004
Telephone (602) 417-2400 Ext. 7159
Fax (602) 417-2401



October 19, 1994

FIFF SYMINGTON
Governor

RITA P. PEARSON
Director

Bureau of Land Management
Phoenix District Office
Attn: Lin Fehlman
2015 West Deer Valley Road
Phoenix, Arizona 85027

Cedar Tank B

Reference: Permit to Appropriate Public Water, Nos. 33-89456 and 33-89457

Dear Permit Holder:

The Director of the Department of Water Resources is pleased to forward the enclosed Permits to Appropriate for your records. These permits allow you to construct the necessary works, take steps to apply the water to the requested beneficial use at the specified location, and proceed to perfect your appropriations towards certificates of water right. These actions must be completed with reasonable diligence, as required by A.R.S. § 45-160. A duplicate copy of this permit is maintained in the official records of the Department.

The permission to use water evidenced by these permits is not absolute. The basis, measure, and limit of any water right granted under provisions of the Public Water Code is the amount actually put to the stated beneficial use, but never more than the amount stated in the permits. Your permits also have a date of priority, usually the filing date of the original applications, as a means of ranking your use in relation to all other water rights within a specific watershed. For purposes of management of the available water resource in times of scarcity, water rights senior in time to your use could have "first call" on the available supply of public water; senior water rights could prohibit your use of the water resource until their water rights are satisfied.

The watershed in which your proposed use is located is currently undergoing a court mandated review of all water uses located within the watershed. This determination, called a "water rights adjudication," is a superior court proceeding which will result in a decree issued by the court quantifying and ranking all water rights. Your application may not yet be included in the water rights adjudication proceedings. If you have not yet taken action to join the court proceedings, you may wish to do so to protect your rights as a permit holder.

Also enclosed are Proof of Appropriation and Affidavit of Appropriator forms. These two forms must be completed and filed with the Department of Water Resources for each permit after the means of diversion or storage have been applied to the beneficial use. The Affidavit of Appropriator must be notarized and supported by the affidavit of two witnesses. You may submit attachments with the Proof.

Questions concerning the nature of your permits and the water rights adjudication proceedings may be addressed to the Department, but the Department cannot provide legal advice. If you are concerned about how the adjudication will affect your rights, you may wish to consult an attorney experienced in water rights matters.

*got permit
do proof
auth FEA
to get cur
- 11/2/94
33-89457*

Sincerely,

Joe B. Stuart, Manager
Surface Water Rights Section
Operations Division

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

**PERMIT TO APPROPRIATE PUBLIC
WATER OF THE STATE OF ARIZONA**

Application No. 33-89457.0000
Permit No. 33-89457.0000

This is to certify that pursuant to the provisions of Arizona Revised Statute 45-153,

The United States on behalf of the United States and present and future permittees, lessees or allottees, c/o the Bureau of Land Management, Phoenix District Office, 2015 West Deer Vally Road, Phoenix, Arizona 85027,

is granted an appropriative permit subject to the following terms:

Source: Dry Creek tributary to Puerco River, tributary to the Little Colorado River.

Use, amount and period of use: 438,000 gallons per annum for stockwatering; 651,702 gallons per annum for wildlife, and 651,702 gallons per annum for recreation.

Legal description of point of diversion: Apache County

SE¼ SE¼ SE¼, Section 30, Township 18 North, Range 25 East.

Legal description of the place(s) of use: Apache County

SE¼ SE¼ SE¼, Section 30, Township 18 North, Range 25 East.

Authorized storage of reservoir: 21.4 acre feet stored in Cedar Tank B.

Date of priority: July 11, 1984.

The construction of the works necessary to perfect the water right have been completed. The water shall be applied to the beneficial use on or before September 30, 1995.

Dated this 30th day of September, 1994.

ARIZONA DEPARTMENT OF WATER RESOURCES



Herb Dishlip, Deputy 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.

File Copy	
Name	Date
Lin Fehlmann	9-1-94
Lin Fehlmann	9-1-94

7250 (026)

September 1, 1994

Ms. Patricia M. Rocko
Surface Water Rights Specialist
Operations Division
Arizona Department of Water Resources
15 South 15th Avenue
Phoenix, Arizona 85007

Re: Application for Permit to Appropriate Nos. 33-89456 and 33-89457

Dear Ms. Rocko:

In response to your letter of August 26, 1994 concerning the referenced applications, please bill our Fee Credit Account No. 9 (BPA No. 1422A020B30010) for the statutory permit fees (2 applications x \$25 fee each = \$50).

If you should have any questions, please contact Lin Fehlmann of my staff at (602) 780-8090.

Sincerely,

David J. Miller

fu G. L. Cheniae
District Manager

LFehlmann;9-1-94;hardscr2

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

August 26, 1994

Bureau of Land Management
Phoenix District Office
Attn: Linn Fehlman
2015 West Deer Valley Road
Phoenix, Arizona 85027

Re: Permit to Appropriate Public Water Nos. 33-89456 and 33-89457

Dear Linn:

The Department of Water Resources is prepared to issue permits for the above referenced applications.

Per Arizona Administrative Code Rule 12-15-151 a fee in the amount of \$25.00 is required for the preparation and issuance of each permit. Please remit your check to my attention in the amount of \$50.00 for the required fee payment. The Permits will be forwarded to you upon completion.

If you have any questions please contact me at the number listed below.

Yours truly,

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

pr

RECEIVED
FBI
SEP 30 11 3 24
BUREAU OF LAND MGT
PHOENIX, ARIZONA

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

Adamana I NW
 Cedar Tank

APPLICATION FOR PERMIT TO APPROPRIATE WATER
 STATE OF ARIZONA

Application No. 33-89457
 Permit No. _____
 Filed: 7-11-84 at 2:19 PM
 (date) (time)

Examination Fee \$25.00

Map (see Instructions)

APPLICATION MUST BE SUBMITTED IN DUPLICATE

To be filled in by Department
 of Water Resources

- Name of Applicant: Bureau of Land Management, Phoenix District
2015 W. Deer Valley Rd., Phoenix, AZ 85027
 (Address, City, State, Zip) (Phone No.)
- Indicate by an (x) on the proper line(s) the use(s) for which this application is being submitted:
 Irrigation _____ Domestic _____ Stockwatering X Municipal _____ Power _____ Mining _____ Other Uses X.
- If for irrigation purposes, fill in the following:

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

If for domestic purposes, number of persons _____, or families _____.
 If for stockwatering purposes, number and kind of stock watered 100 head cattle.
 If for municipal purposes, name of municipality _____.
 If for power purposes, type of plant, size and rated capacity _____.
 If for mining, the water will be used in _____ mine.
 If for other uses, describe Riparian Habitat Maintenance/Wildlife.
- For each use applied for (use symbols) state amount of water required for each use:
 Irrigation - (I), Domestic - (D), Stockwatering - (S), Municipal - (M), Power - (P), Mining - (Mi),
 Other uses - (O).

Symbol	Amount	Month/Day
I	<u>651,702 cfs/gpm or 4.0</u>	ac. ft. from Jan 1 to Dec 31
S	<u>438,000 cfs/gpm or 20.4</u>	ac. ft. from Jan 1 to Dec 31
M	<u>651,702 cfs/gpm or</u>	ac. ft. from _____ to _____
- The direct source of supply is Dry Creek/Puerco River
 tributary to Little Colorado River on the Little Colorado watershed.
 (leave blank)
- The point of diversion (locate on map) is within the SE 1/4 SE 1/4, Section 30, of Township 18 N,
 Range 25 E, G&SRB&M., in the County of Apache. (N/S)
 (E/W)
- The place of use (locate on map) is in the SE 1/4 SE 1/4, Section 30, of Township 18 N,
 Range 25 E, G&SRB&M., in the County of Apache. (N/S)
 (E/W)
- Description of the proposed works by which the water is to be put to beneficial use _____
Livestock and wildlife watering/Riparian Habitat Maintenance
- If water is to be stored, give capacity of reservoir in acre feet 24.4, height of dam 20 ft., area inundated in acres 5.0. Use explanatory sheet for capacity for each foot of depth.
 completed approx.
- Construction Schedule. It is proposed to begin construction within 1960 after approval of this application, to complete construction within N/A thereafter, and
 (not over 2 years)
 to completely apply the water to the proposed use within N/A after the beginning of construction.
 (not more than 4 years)
 (not more than 5 years)
- Is the land owned by the applicant? Yes X No _____. If "No" explain on page 2.
- Is the water to be used supplementally with other water(s)? Yes ____ No X. If "Yes" identify other waters or water rights on page 2.

File Copy	
Name	Date
Lin Fehlmann	8-10-94
J. Cheniae	8-10-94

7250 (026)

August 10, 1994

Ms. Patricia M. Rocko
Surface Water Rights Specialist
Operations Division
Arizona Department of Water Resources
15 South 15th Avenue
Phoenix, Arizona 85007

Re: Stockpond Claim No. 38-88086
Application for Permit to Appropriate Public Water No. 33-89457

Dear Ms. Rocko:

Per your telephone conversation with Lin Fehlmann of my staff on August 10, 1994, the referenced filings are not duplicate filings; they are for separate sources. Application No. 33-89457 is for Cedar Tank "B", a silt trap pond located upstream of Claim No. 38-88086 for Cedar Tank "A".

We wish to amend the following information.

Claim No. 38-88086: The name of the stockpond is Cedar Tank "A". The dam is more accurately located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, T.18N., R.25E. The place of use (pond) is located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, T.18N., R.25E. (see enclosed map).

Application No. 33-89457: The name of the stockpond is Cedar Tank "B". The beneficial uses and amounts claimed are livestock watering (100 head cattle yearlong for 438,000 gallons per annum), wildlife yearlong for 651,702 gallons per annum and recreation yearlong for 651,702 gallons per annum. The location of the dam is more accurately located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, T.18N., R.25E. (see enclosed map).

Thank you for your attention in making these changes. If you should have any questions, please contact Lin Fehlmann of my staff at (602) 780-8090.

Sincerely,

David J. Miller

 G. L. Cheniae
District Manager

Enclosures

L.Fehlmann;8-10-94;cedarAB

OFFICIAL FILE COPY
Return to Central File

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

April 27, 1994

Bureau of Land Management
Phoenix District Office
Attn: Lin Fehlman
2015 West Deer Valley Road
Phoenix, Arizona 85027

Re: Claim of Water Right for a Stockpond No. 38-88086
Application for Permit to Appropriate Public Water No. 33-89457

Dear Lin:

Enclosed are copies of the referenced stockpond water right claim and application held by the Bureau of Land Management. By evidence of the descriptions of the stockponds and the stated locations, these appear to be for the same use of water from the same source at the same location.

Pursuant to Rule 12-15-303.A., if two or more claims are filed by or for the same applicant and for a right to use the same water, the Department shall consolidate the claims.

Please review the claim and application and advise this office as to whether or not separate structures exist.

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

RECEIVED
PDO
MAY 28 AM 10:08
BUREAU OF LAND MGT
PHOENIX, ARIZONA

Yours truly,

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

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

Adamana 1 NW
Cedar Tank

APPLICATION FOR PERMIT TO APPROPRIATE WATER
STATE OF ARIZONA

Application No. 33-89457
Permit No. _____
Filed: 7-11-84 at 8:19 AM
(date) (time)

Examination Fee \$25.00

Map (see Instructions)

APPLICATION MUST BE SUBMITTED IN DUPLICATE

To be filled in by Department
of Water Resources

- Name of Applicant: Bureau of Land Management, Phoenix District
2015 W. Deer Valley Rd., Phoenix, AZ 85027
(Address, City, State, Zip) (Phone No.)
- Indicate by an (x) on the proper line(s) the use(s) for which this application is being submitted:
Irrigation ☐ Domestic ☐ Stockwatering ☒ Municipal ☐ Power ☐ Mining ☐ Other Uses x.
- If for irrigation purposes, fill in the following:

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

If for domestic purposes, number of persons _____, or families _____.

If for stockwatering purposes, number and kind of stock watered 100 head cattle.

If for municipal purposes, name of municipality _____.

If for power purposes, type of plant, size and rated capacity _____.

If for mining, the water will be used in _____ mine.

If for other uses, describe Riparian Habitat Maintenance/Wildlife Recreation.
- For each use applied for (use symbols) state amount of water required for each use:
Irrigation - (I), Domestic - (D), Stockwatering - (S), Municipal - (M), Power - (P), Mining - (Mi), Other uses - (O).

Symbol	cfs/gpm or	ac. ft. from	Month/Day
0 -	cfs/gpm or <u>651,702 GPM (W)</u>	ac. ft. from <u>Jan 1</u> to <u>Dec 31</u>	
S -	cfs/gpm or <u>20,443,000 ac. ft. (R)</u>	ac. ft. from <u>Jan 1</u> to <u>Dec 31</u>	
-	cfs/gpm or	ac. ft. from	to
- The direct source of supply is Cedar Tank B
Dry Creek/Puerco River
tributary to Little Colorado River on the Little Colorado watershed.
(leave blank)
- The point of diversion (locate on map) is within the SE 1/4 SE 1/4, Section 30, of Township 18 N,
Range 25 E, G&SRB&M., in the County of Apache.
(E/W) (N/S)
- The place of use (locate on map) is in the SE 1/4 SE 1/4, Section 30, of Township 18 N,
Range 25 E, G&SRB&M., in the County of Apache.
(E/W) (N/S)
- Description of the proposed works by which the water is to be put to beneficial use
Livestock and wildlife watering/Riparian Habitat Maintenance
- If water is to be stored, give capacity of reservoir in acre feet 24.4, height of dam 20 ft., area inundated in acres 5.0. Use explanatory sheet for capacity for each foot of depth.
- Construction Schedule. It is proposed to begin construction within _____ completed approx. _____
1960
(not over 2 years)
proval of this application, to complete construction within N/A thereafter, and
(not more than 4 years)
to completely apply the water to the proposed use within N/A after the beginning
(not more than 5 years)
- Is the land owned by the applicant? Yes X No _____. If "No" explain on page 2.
- Is the water to be used supplementally with other water(s)? Yes No X. If "Yes" identify other waters or water rights on page 2.

10-80-33

EXPLANATORY

licant.
Deane F. Zeller
Signature of Applicant

PERMIT

Application No. _____

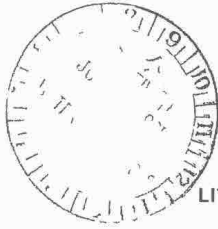
This is to certify that I have examined the foregoing application and do hereby approve the same, and grant to the applicant a permit to appropriate the water and/or to construct the reservoir described therein subject to all prior existing rights as provided by law and to the following limitations and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

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

Actual construction work shall begin on or before _____ and shall be prosecuted with reasonable diligence and be completed on or before _____. Complete application of the water to the proposed use shall be made on or before _____.

SEAL

for the Director



STATEMENT OF CLAIMANT FORM
FOR
OTHER USES¹

For Departmental Use Only

File No 39 84994
Date Filed 6-18-85
WFN _____

LITTLE COLORADO RIVER WATERSHED ADJUDICATION
SUPERIOR COURT OF APACHE COUNTY

- 1 Claimant Name Pat D. Paulsell
Claimant Address P O Box 338 City Holbrook
State Arizona Zip Code 86025 Telephone _____
- 2 Basis of Claim
A ☒ Appropriation Right acquired prior to June 12, 1919 1974 Water Rights Registration Act
Registry No 36-64534
B ☐ Appropriation Right acquired after June 12, 1919 Application No _____
Permit No _____, or Certificate of Water Right No _____
C ☐ Decreed water right Principal litigants, court, date and case no _____
D ☐ Right to withdraw groundwater
E ☐ Other, describe _____
- 3 Claimed Priority Date 07-08-1958 (month/day/year)
- 4 Use
A ☐ Municipal E ☐ Recreation, Fish & Wildlife
B ☐ Commercial or Industrial F ☒ Other, describe
Stockpond over 15 Acre ft
C ☐ Mining
D ☐ Stockwatering other than Maximum storage volume is 24.4 A.F.
from a stockpond
- 5 Source of Water
A ☒ Stream name Nine Mile Wash, tributary to Rio Puerco
B ☐ Spring name _____, tributary to _____
C ☐ Lake or Reservoir name _____, tributary to _____
D ☐ Groundwater
- 6 Legal description of the Point of Diversion (attach additional sheet if required)
SE 1/4 SE 1/4, 1/4, Section 30, Township 18 N/R 25 E/W
- 7 If there are Irrigation, Domestic or Stockpond uses also supplied from the Point of Diversion, describe _____
- 8 Means of Diversion
A ☐ Instream pump
B ☐ Gravity flow into ditch, canal or pipeline
C ☐ Well Arizona State Land Department, Arizona Water Commission or Arizona Department of
Water Resources Intent to Drill File No _____
D ☒ Other, describe Stockpond over 15 acre feet

¹ See Instructions for explanation of uses in this category

9 Means of Conveyance

A ☐ Ditch, canal or pipeline If the means of conveyance is owned and/or operated by some other entity, please give name and address _____

B ☐ Other describe _____

10 Place of Use, if other than point of diversion (attach additional sheet if required)

County _____

Legal Subdivision _____

Section _____

Township _____

Range _____

_____ N/S _____ E/W

_____ N/S _____ E/W

11 Claimed Right

A Maximum Flow Rate _____ ☐ cubic feet per second
☐ gallons per minute
☐ Arizona miner's inches

B Annual Volume of Water Use 1 _____ acre feet

C Storage Right _____ acre feet

12 Attach photographs, maps or sketches necessary to show the point of diversion, storage reservoir(s), place(s) of use and means of conveyance**13 It may be necessary for a representative from the Department of Water Resources to inspect the diversion, conveyance and place of use. Your signature following will grant permission to enter your property for the purpose of inspection. Signature of Claimant** Pat D. Paulsell**14 Should it be necessary for a representative of the Department to contact you as the claimant or your representative, are there any special instructions regarding time of day or address to aid in locating the specified person?** _____**15 Attach Filing Fee to Form** Mail form(s) and fee(s) to Department of Water Resources, P O Box 2920, Phoenix, AZ 85062**16 Additional comments** _____

(attach additional sheet if required)

17 Notarized Statement

I (We), Pat D. Paulsell

the claimant(s) named in this claim, do hereby certify under penalty of perjury, that the information contained and statements made herein are to the best of my(our) knowledge and belief true, correct and complete

Pat D. Paulsell

(seal)

My Commission Expires July 4, 1966

My Commission Expires

Shirley Lee
 Notary Public

or, _____
 Authorized Personnel of the Department of Water Resources

ARIZONA STATE LAND DEPARTMENT
1624 West Adams
Phoenix, Arizona 85007

STATEMENT OF CLAIM OF RIGHT TO USE
PUBLIC WATERS OF THE STATE

Filing Fee \$5.00

(LEAVE BLANK)

Registry No. 36-64534
Filed 5-16-78 at 11:00 AM
(DATE) (TIME)

INSTRUCTIONS:

1. Submit Statement of Claim in duplicate.
2. Answer all questions fully.
3. File separate claim for each claimed right to appropriate and for each source of water.

1. Name of Claimant Paulsell Pat D.
(Print Last Name or Name of Co.) (First Name) (Middle Initial)

P.O. Box 338 Holbrook Arizona 86025
(Address, City, State, Zip) (Phone No.)

2. The purpose(s) and extent of use(s) Livestock water
(Examples: Irrigation, Stockwater, Domestic)

3. The quantities of water used annually 1 A/P from 1 Jan.
(Gallons or Acre feet) (Day) (Month)
to 31 Dec. each year
(Day) (Month)

4. The date(s) the water was first used beneficially July 8 1958
(Month) (Day) (Year)

5. The Name(s) of the water course(s)
or Water Source(s) being claimed Cedar Tank Draw
(Source Name)

Tributary to Nine Mile Wash on the Little Gila River Watershed
(Leave Blank)

6. The point of diversion is within the S E 1/4, S E 1/4, Section 30,
of Township 18 N, Range 25 E, G&SRB&M, in the County of Apache.
(N/S) (E/W)

7. The Place(s) of use is in the S E 1/4, S E 1/4, Section 30, of
Township 18 N, Range 25 E, G&SRB&M, in the County of Apache.
(N/S) (E/W)

8. The legal basis for the claim Continuous and beneficial use for livestock
watering purposes and erosion control since July 1958
(Attach copies of any documents being filed in support of Claim)

STATE OF ARIZONA)
) SS
County of Navajo)

Pat D. Paulsell being first duly sworn on oath, deposes and
states that the foregoing Statement of Claim is true and correct of his own knowledge
except as to any matters stated therein to be on information and belief and as to all such
matters so stated he believes the same to be true and correct.

Pat D. Paulsell

(CLAIMANT(S))

Subscribed and sworn to before me this 15 day of May, 19 78.

My Commission Expires:

January 11, 1982.
(SEAL)

Cheryl D. Bradley
(NOTARY PUBLIC)

Filed in Water Rights Claim Registry No. 36-64534 of the State Land Department of
May 16, 1978 at 11:00 A. M.

ARS 45-184 "FILING OF CLAIM
WITH THE DEPARTMENT NOT DEEMED
28-76 ADJUDICATION OF RIGHT"

F.C. Ryan
F.C. Ryan, Director
Water Rights Division

Supporting Hydro Data

AZ-7211-1a
June 1981Water Uses and Needs Inventory
BLM WATER USES IDENTIFIER INFORMATION (Field Form 1a)Sheet of a. SOURCE NAME: Cedar Tank (Silt trap)b. DATE and HOUR: 1/7/99c. LOCATION: Source SE SE SE Sec. 30 T. 18 N. R. 25 E
Diversion Point Sec. T. R.
Use Point(s) Sec. T. R.
Sec. T. R.
Sec. T. R. (1.) District No./RA/PU 040
(2.) JDR or Permit No.
(3.) Year Completed:
(4.) WRC No./BLM Code
(5.) Tributary To: East Fork Dry Wash(6.) USGS Quad. Title: Savrel Horse Mesa 7.5 min
(7.) Allotment Name/No. d. PHOTOGRAPHS: (1.) Aerial
(2.) Ground: Roll No. Pic. No.

e. SOURCE TYPE

(1.) Spring
(2.) Stream Pond ☒
(3.) Well Diffuse Other
(4.) Developed Undeveloped
(5.) Perennial Intermittant Ephemeral
(6.) Condition: Good Fair Poor Silted-in
Washed out Dry Abandoned

f. OBSERVED USES (percentage estimate)

Irrigation Wildlife
Domestic Instream
Stockwater Wild Horses & Burros
Municipal Fire Control
Power Riparian Habitat Maintenance
Mining Other
Recreation Remarks (Rationale for estimate): Season of use 6 months

g. VEGETATION

Cresote / Mesquite / Prickly Pear
Snakeweed / Cholla / Juniper / Acacia
Wait-a-Minute Bush / Seep Willow / Piñon Pine / Poppy
Red Brome / Filaree / Side Oats Grama / Hairy Grama
Tobacco / Three-Awms / Owls Clover / Squirreltail

Barrel Cactus

Salt Cedar

OBSERVER

(1.) Del Molitor(2.) (3.)

TITLE

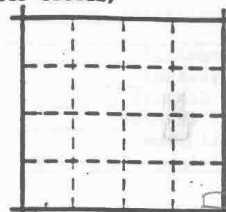
Hydrologist

SIGNATURE

Del Molitor

Detail Sketch

(Use grid on reverse of 1c for greater detail)

Sec. 30 T. 18 N R. 25 E

1. Remarks: (include all pertinent information on access problems, legal description discrepancies, survey information, and environmental information relating to wildlife, weather, antecedent conditions, water quality, etc.)

Road: 2-wheel 4-wheelDistance Hiked: Noneh. WILDLIFE birdsCattle: Yes / (No) signs

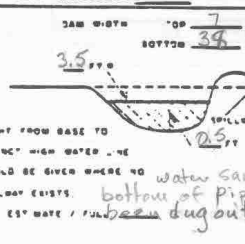
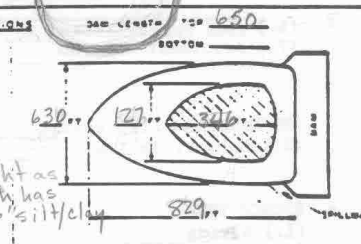
AZ-7211-1b
June 1981

Water Uses and Needs Inventory

Sheet of

QUANTIFICATION PROCEDURES FOR DEVELOPMENTS (Field Sheet 1b)

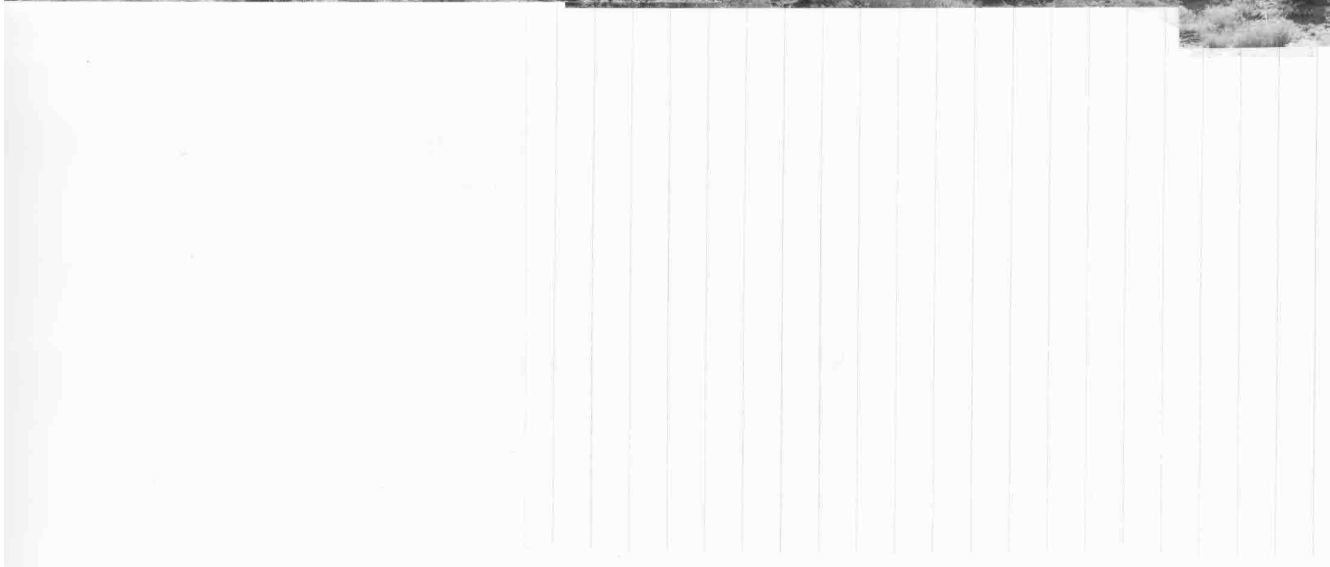
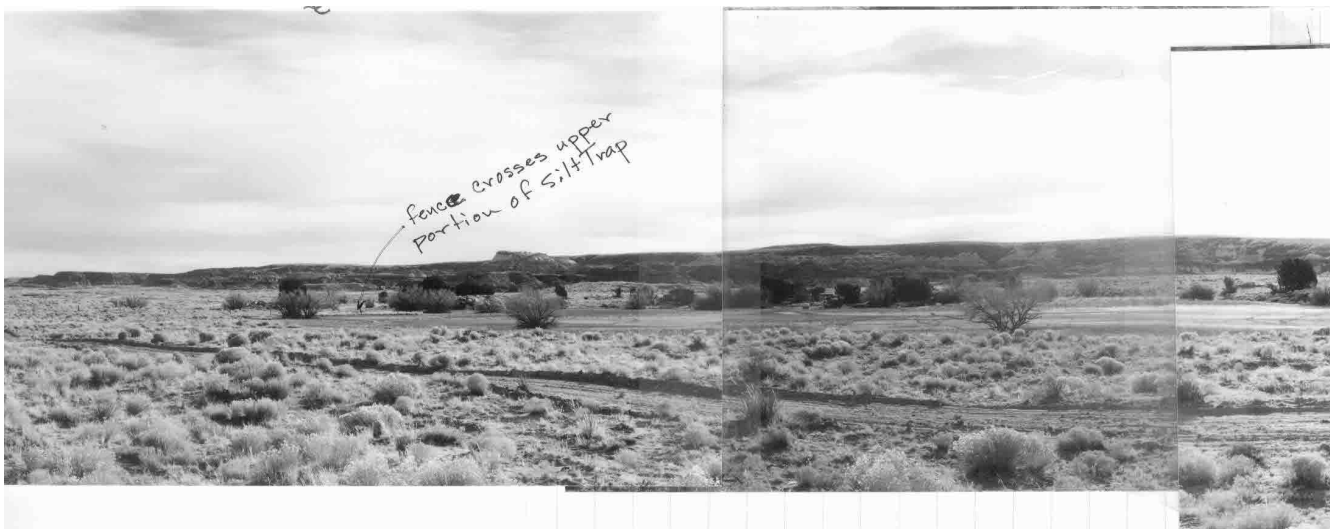
(Stockponds, Impoundments, Groundwater(wells), Catchments, Containments, and Conveyances)

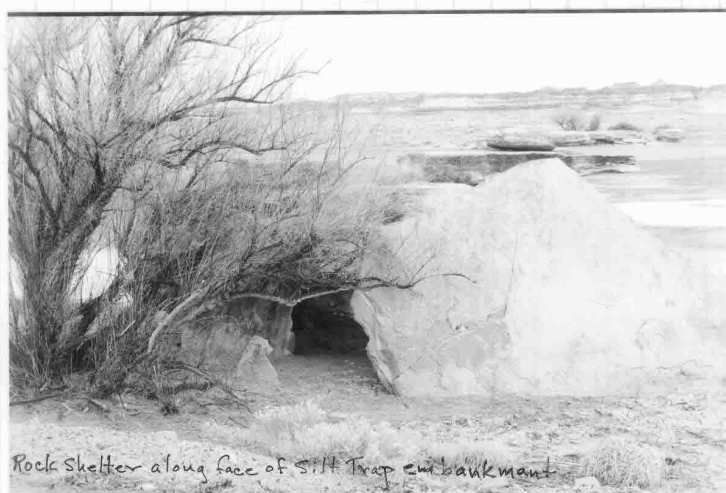
a. GROUNDWATER(wells) (1) Diameter <u> </u> in. (2) Casing Type: <u> </u> (3) Total Depth <u> </u> ft. (4) Depth to Water <u> </u> ft. (5) Pump(type): <u> </u> (6) Windmill? <u> </u> Artesian? <u> </u> (7) On Channel <u> </u> Off Channel <u> </u> (8) Well Flow: Trial Volume Time GPM 1. <u> </u> 2. <u> </u> 3. <u> </u> Average Flow: <u> </u> GPM (9) Water Quality: <u> </u>	d. STOCKPONDS/IMPOUNDMENTS (1a) Water Surface Shape at capacity: Square <u> </u> Rectangle <u> </u> Ellipse <u> </u> Oval <u> </u> Circle <u> </u> Half-Circle <u> </u> Triangle <u> </u> Other: <u> </u> (2) Measurement Method: <u> </u> (3) Calculated Volumes: Present Vol: <u>8.10</u> a.f. Capacity <u>16.91</u> a.f. Surface Area <u>10.57</u> ac. (4) Construction Material: <u>Earth</u> (5) On Channel <u> </u> Off Channel <u> </u>	Sketch <u>481</u> 
b. CATCHMENTS (Sketch) (1) Apron Material: Asphalt Fiberglass Rubber Paraffin Corrugated Steel Concrete Other: <u> </u> (2) Apron Dimensions & Size: (See sketch)		

c. CONTAINMENTS and CONVEYANCES

(1.) Tanks and Troughs(sketch)	No. 1.	No. 2.	No. 3.	No. 4.	No. 5.
(a) Length (in feet)					
(b) Width or Diameter					
(c) Depth - Present:					
Maximum:					
(d) Capacity:					
(e) Shape:					
(f) Bird Ramp?					
(g) Cover?					
(h) Outside height					
(2.) Pipes, Ditches, Flumes, Etc.					
	To 1st Use	2nd Use	3rd Use	4th Use	5th Use
(a) Length					
(b) Diameter					
(c) Slope					
(d) Material					
(e) Depth					
(f) Width					

e. REMARKS: Maximum capacity, excluding outlet pipe and within BLM Lands:
 Rectangle $[829 \times (431/2 + 630) \times 43,560 \text{ sq. ft/ac} \times 0.4 \times 4] = 16.91 \text{ ac-ft}$
 Maximum Storage Capacity, below over flow pipe
 Triangle $[127/2 \times 346 / 43,560 \text{ sq. ft/ac} \times 0.4 \times 0.5] = 0.101 \text{ ac-ft}$





AZ-7211-1a
June 1981Water Uses and Needs Inventory
BLM WATER USES IDENTIFIER INFORMATION (Field Form 1a)Sheet of a. SOURCE NAME: Cedar Tank - Component Bb. DATE and HOUR: 20 MAR 82 12:30 PMN18E2530ddd 2c. LOCATION: Source SESESE Sec. 30 T. 18N R. 25E - dam
Diversion Point Sec. T. R.
Use Point(s) SESESE Sec. 20 T. R. - pond (BLM)
SWSWSW Sec. 29 T. R. (pvt)
Sec. T. R.

- (1.) District No./RA/PU 020/PR/IS
(2.) JDR or Permit No. 4977 (COOP) (1982)
(3.) Year Completed: 1960 (>1955 < 1982)
(4.) WRC No./BLM Code
(5.) Tributary To: Dry Creek / Puerco R / Little Colorado
(6.) USGS Quad. Title: Adamsburg 1 NW 7.5'
(7.) Allotment Name/No. P. Poulsett 6148

d. PHOTOGRAPHS: (1.) Aerial (2.) Ground: Roll No. Pic. No.

e. SOURCE TYPE

- (1.) Spring
(2.) Stream Pond
(3.) Well Diffuse Other
(4.) Developed Undeveloped
(5.) Perennial Intermittant Ephemeral
(6.) Condition: good

f. OBSERVED USES (percentage estimate)

Irrigation Wildlife 825
Domestic Instream
Stockwater 16.5% Wild Horses & Burros
Municipal Fire Control
Power Riparian Habitat Maintenance 75
Mining Other
Recreation
Remarks (Rationale for estimate):

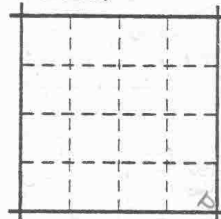
Season of use

g. VEGETATION

grasses, snakeweed, yucca33-49457/no 39 yet - file new one

Detail Sketch

(Use grid on reverse of 1c for greater detail)

Sec. 30 T. 18N R. 25E

- i. Remarks: (include all pertinent information on access problems, legal description discrepancies, survey information, and environmental information relating to wildlife, weather, antecedent conditions, water quality, etc.)

Access - see Camp A

h. WILDLIFE

cottontail jackrabbit,
coyote, antelope

j. OBSERVER

- (1.) William R. Gibson
(2.)
(3.)

TITLE

Archaeologist

SIGNATURE

William R. Gibson

6148 28

AZ-7211-1b
June 1981

Water Uses and Needs Inventory

Sheet ___ of ___

QUANTIFICATION PROCEDURES FOR DEVELOPMENTS (Field Sheet 1b)

(Stockponds, Impoundments, Groundwater(wells), Catchments, Containments, and Conveyances)

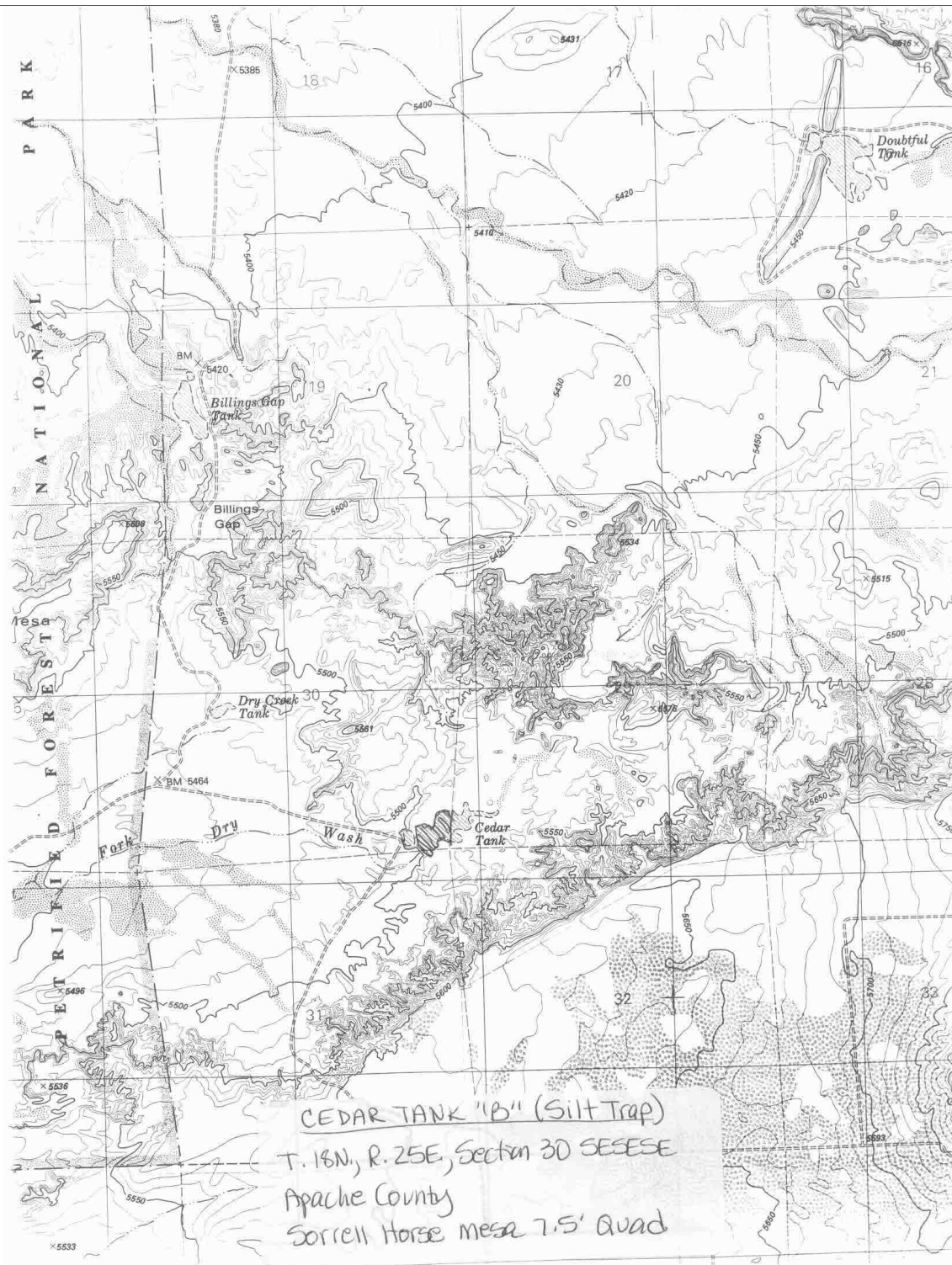
a. GROUNDWATER(wells)	d. STOCKPONDS/IMPOUNDMENTS	Sketch
(1) Diameter _____ in. (2) Casing Type: _____ (3) Total Depth _____ ft. (4) Depth to Water _____ ft. (5) Pump(type): _____ (6) Windmill? _____ (7) Artesian? _____ (8) On Channel _____ (9) Off Channel _____ (10) Well Flow: Trial Volume Time GPM 1. _____ 2. _____ 3. _____ Average Flow: _____ GPM (9) water Quality: _____	(1a) Water Surface Shape at capacity: Square Rectangle Ellipse Oval Circle Half-Circle Triangle Other: <u>Who Knows?</u> (2) Measurement Method: <u>Trace</u> (3) Calculated Volumes: Present Vol. <u>253</u> a.f. Capacity <u>2447</u> a.f. Surface Area _____ ac. (4) Construction Material: <u>soil & sandstone</u> (5) On Channel <u>X</u> Off Channel _____	
b. CATCHMENTS (Sketch) (1) Apron Material: Asphalt Fiberglass Rubber Paraffin Corrugated Steel Concrete Other: _____ (2) Apron Dimensions & Size (See sketch)		

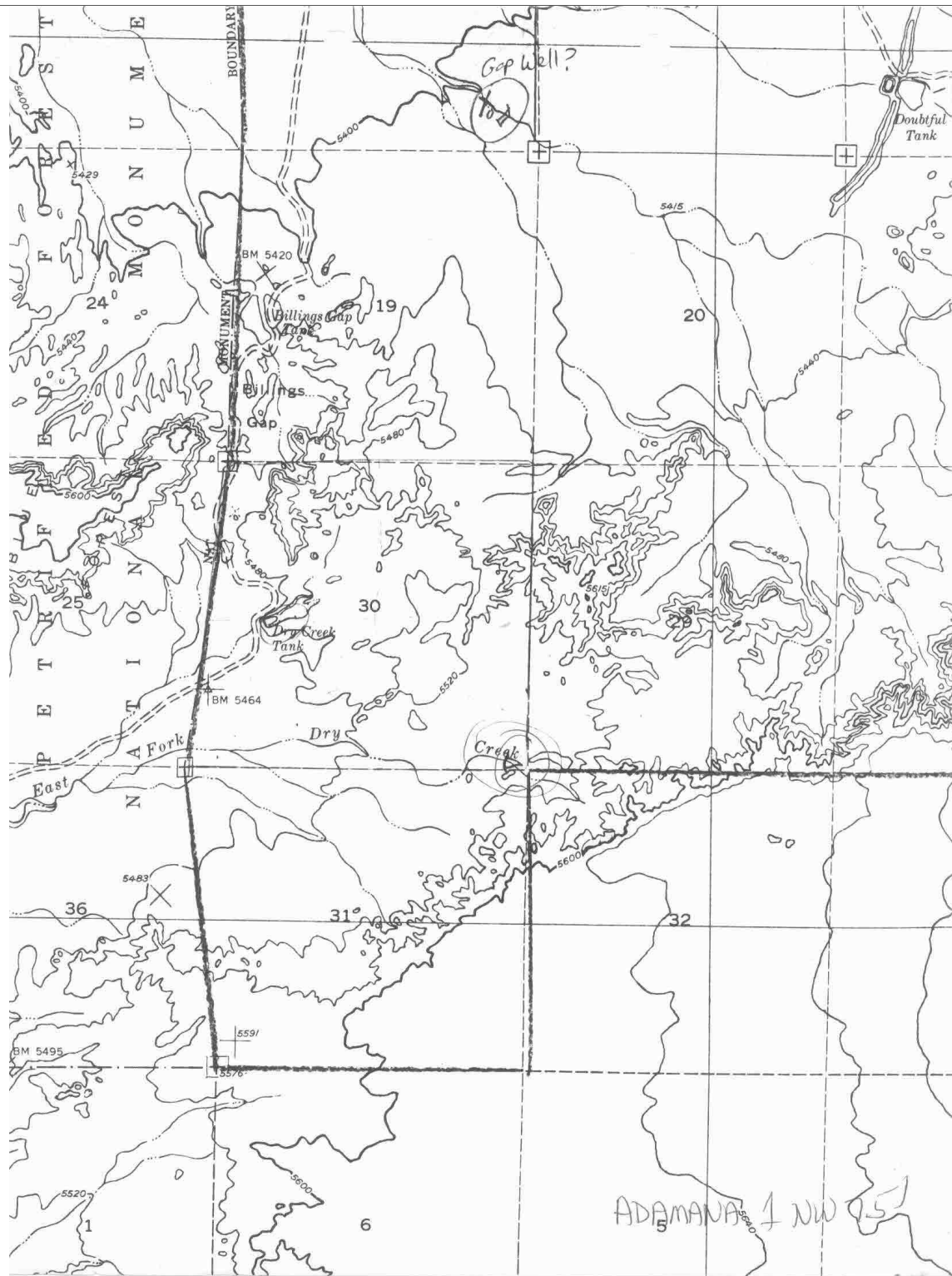
c. CONTAINMENTS and CONVEYANCES

(1.) Tanks and Troughs(sketch)	No. 1.	No. 2.	No. 3.	No. 4.	No. 5.
(a) Length (in feet)					
(b) Width or Diameter					
(c) Depth - Present:					
Maximum:					
(d) Capacity:					
(e) Shape:					
(f) Bird Ramp?					
(g) Cover?					
(h) Outside height					
(2.) Pipes, Ditches, Flumes, Etc.					
	To 1st Use	2nd Use	3rd Use	4th Use	5th Use
(a) Length					
(b) Diameter					
(c) Slope					
(d) Material					
(e) Depth					
(f) Width					

e. REMARKS:

SPW







CEDAR TANK "B"
(Silt Trap)
3-20-82

Docket Information

Number of Documents in Docket 28

Documents Dated from 5/15/1978 to 8/28/2007

Docket Compiled: 2/9/2012