



WATER-RIGHT DOCKET

Saguaro National Park

Docket No: 6

FREEMAN DUG WELL

State Water Rights Documentation

10-28-1987: statement of claimant form for domestic use: upper santa cruz river watershed

	STATEMENT OF CLAIMANT FORM FOR DOMESTIC USE	For Departmental Use Only
	UPPER SANTA CRUZ RIVER WATERSHED	File No. 39- <u>78812</u>
	SUPERIOR COURT OF MARICOPA COUNTY	Date Filed: <u>11-2-87</u>
		WFN _____
1. Claimant Name: <u>United States of America, National Park Service (Saguaro NM)</u> Claimant Address: <u>Western Regional Office, P.O. Bx 36063</u> City <u>San Francisco</u> State: <u>Ca.</u> Zip Code <u>94102</u> Telephone <u>(415) 556-8660</u>		
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. _____, 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: <u>December 6, 1951</u> (month/day/year)		
4. Source of Water: A. ☐ Stream: name _____, tributary to _____ B. ☐ Spring: name _____, tributary to _____ C. ☐ Lake or Reservoir: name _____, tributary to _____ D. ☒ Groundwater		
5. A. Legal description of the Point of Diversion: County <u>Pima</u>, Section <u>5</u>, Township <u>15</u> S, Range <u>16</u> E Legal Subdivision: <u>SW 1/4, NW 1/4, NE 1/4</u> of the Section B. Legal Description of Place of Use: (one of the following) County _____, Section _____, Township _____ N/S, Range _____ E/W ____ 1/4, ____ 1/4, ____ 1/4 of the Section, or Parcel I.D. _____, or Subdivision Name _____ Block No. _____ Lot No. _____		
6. If there are Irrigation, Stockpond or Other Uses supplied from the point of diversion, describe: _____		
7. Means of Diversion: A. ☐ Instream pump. B. ☐ Gravity flow into ditch, canal or pipeline. C. ☒ Well: Arizona Department of Water Resources Well Registration No. 55- <u>629102</u> D. ☐ Other, describe: _____		

8. Number of persons n/a or dwellings _____ served by this use.

9. Annual Volume Claimed: n/a acre-feet

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

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? Work days. (415) 556-1036

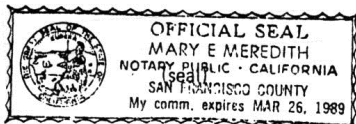
12. Additional comments: Serves as back-up well.

(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), John D. Cherry, on behalf of the United States of America, _____
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.



My Commission Expires:
March 26, 1989

John D. Cherry 10/28/87
Subscribed and sworn to before me this 28th day
of October, 1987.
Witness my hand and official seal.

Mary E. Meredith
Mary E. Meredith Notary Public

or,
Authorized Personnel of the Department of Water Resources

filed
11/2/87

SUPERIOR COURT OF MARICOPA COUNTY, ARIZONA

IN THE MATTER OF THE APPLICATION OF THE UNITED STATES OF AMERICA FOR
RESERVED AND APPROPRIATED WATER RIGHTS IN THE UPPER SANTA CRUZ RIVER
GENERAL ADJUDICATION.

I. Name and address of Applicant:

United States of America
c/o National Park Service
Western Regional Office
P.O. Box 36063
450 Golden Gate Avenue
San Francisco, CA 94102

II. The United States of America hereby claims water rights in those portions of the National Monuments described below which are encompassed by this adjudication. The United States claims reserved rights under the legislation which designates or enlarges the areas known as Saguaro National Monument and Tumacacori National Monument. The United States further claims additional water rights under state law for whatever purposes might have been added by the designation of portions of Saguaro National Monument as wilderness areas.

A. Saguaro National Monument.

1. Reserved Water Rights. (See Exhibits SAGU #1a and #1b.)

- a. Purpose. To secure favorable conditions of water flow; to preserve objects of scientific interest; to secure the benefits of wilderness; and to provide for the administration of and visitation to the monument.
(Exhibits SAGU #2, #3, #4, #5, and #6.)
- b. Sources. All surface and ground water sources including rivers, perennial and intermittent streams, springs, seeps, lakes, pools, tinajas, confined and unconfined aquifers and other natural sources of water on and under lands reserved from the public domain.
- c. Locations of Current Diversions and Uses on Reserved Land.
 - 1) Legal description of the current points of diversion
 - a) Kenner Well -- NW 1/4 SW 1/4 SW 1/4, Section 4, T 15S, R 16E, G&SRB&M.
 - b) Manning Camp Spring -- NE 1/4 SE 1/4 SE 1/4, Section 30, T 14S, R 17E, G&SRB&M.
 - c) Madrona Pack Base Well -- NW 1/4 SW 1/4 SE 1/4, Section 4, T 15S, R 17E, G&SRB&M (Registration No. 55-629099).

- d) Tucson Mountain Park Well -- SW 1/4 SW 1/4 SW 1/4, Section 34, T 13S, R 11E, G&SRB&M (Registration No. 55-629094).
 - e) North Slope-Section 25 Well -- NE 1/4 SE 1/4 NW 1/4, Section 25, T 13S, R 11E, G&SRB&M (Registration No. 55-629097).
 - f) Pictured Rocks Road-Section 7 Well -- NE 1/4 SE 1/4 NW 1/4, Section 7, T 13S, R 12E, G&SRB&M (Registration No. 55-629096).
- 2) Legal description of the current places of use. The legal descriptions listed in II.A.1.c.1) represent the places of use for the listed points of diversion.
 - 3) Current purposes of use. The current purposes of use are those identified in II.A.1.a. above.
 - 4) Water requirements. See II.A.1.e. below.
- d. Dates of Priority. (See Exhibits SAGU #1a and #1b.) July 19, 1907, for lands reserved by Presidential Proclamation No. 27 (Exhibit SAGU #2); April 29, 1929, for lands reserved by Recreational Withdrawal No. 21 (Exhibits SAGU #7 and #8); March 1, 1933, for lands reserved by Presidential Proclamation No. 2032 (Exhibit SAGU #3); November 15, 1961, for lands reserved by Presidential Proclamation No. 3439 (Exhibit SAGU #9); October 20, 1976, for lands reserved by the Act of that date (Exhibit SAGU #6); and October 21, 1976, for lands reserved by the Act of that date (Exhibit SAGU #10).
- e. Amount of Water Claimed:
- 1) Surface and ground water (non-consumptive). The United States of America claims, except as provided in subparagraphs 2) and 3) below, the right to that minimum amount of surface and ground water occurring on and under those portions of Saguaro National Monument reserved from the public domain which is necessary to fulfill the purposes described in II.A.1.a. above as follows. The government will (a) at the time of proof present evidence relating to the minimum amount of water necessary to fulfill such purposes, or (b) in the event recognized under state law, seek a decree of an unquantified reserved right, permitting a general right to enjoin users of a junior priority that may adversely affect or injure the purposes of the reservation, or to enjoin users as otherwise permitted under state law.

- 2) Quantifiable present and future administrative uses (consumptive). The United States of America claims the right to divert and use 19 AF/annum from surface and ground water sources for picnic areas, visitor centers, concessions and other visitor-use areas; park administration facilities, shop, maintenance and storage facilities, ranger stations, entrance stations, visitor contact stations, employee residences, and attendant facilities; lawns surrounding park buildings and structures and other public-use areas to offset heavy human impact; construction of roads and trails; revegetation activities; and waste water treatment facilities.
 - 3) Non-quantifiable present and future administrative uses (consumptive). The United States of America claims the right to use non-quantifiable amounts of water for controlling and suppressing wildfire and structural fires.
2. Appropriative Water Rights. The United States of America claims water rights under Arizona state law for beneficial purposes in Saguaro National Monument as follows (see certificates attached).
- a. Red Hills Section 36 Well -- Registration No. 55-629095.
 - b. Lockyer Well -- Registration No. 55-629098.
 - c. CCC Well -- Registration No. 55-629100.
 - d. Freeman Drilled Well -- Registration No. 55-629101.
 - e. Freeman Dug Well -- Registration No. 55-629102.
 - f. Genemata Well -- Registration No. 55-629103.
 - g. Old Superintendent's Well -- Registration No. 55-629104.
 - h. Baker Well #2 (Headquarters Supply Well) -- Registration No. 55-629105.
 - i. Headquarters Well No. 2 -- Registration No. 55-629106.
 - j. Greene Well -- Registration No. 55-629107.
- B. Tumacacori National Monument.
1. Appropriative Water Rights. The United States of America claims water rights under Arizona state law for beneficial purposes in Tumacacori National Monument as follows (see certificates attached).

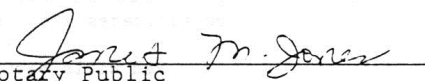
- a. Well No. 1 -- Registration No. 55-629109.
- b. Well No. 2 (Headquarters Well) -- Registration No. 55-629110.
- c. Well No. 3 -- Registration No. 55-629111.

III. Notarized Statement.

I, Patrick Barry, on behalf of the United States of America, National Park Service, the claimant named in this claim, do hereby certify under penalty of perjury, that I have read the information contained and statements made herein and to the best of my knowledge and belief they are true, correct and complete.


PATRICK BARRY
Attorney, Department of Justice

Subscribed and sworn to before me this 2nd day of November, 1987.


Notary Public

My Commission Expires:

11-12-87

DEPARTMENT OF WATER RESOURCES
99 EAST VIRGINIA AVENUE
PHOENIX, ARIZONA 85004

REGISTRATION OF EXISTING WELLS

READ INSTRUCTIONS ON BACK OF THIS FORM BEFORE COMPLETING

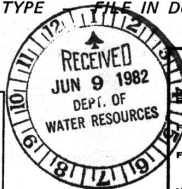
PRINT OR TYPE FILE IN DUPLICATE

Secrecy: The United States gives this information to the State in the interest of the State has power to regulate the rights of the United States to the use of water.

REGISTRATION FEE (CHECK ONE)

EXEMPT WELL (NO CHARGE) ☒

NON-EXEMPT WELL - \$10.00 ☐



FOR OFFICE USE ONLY

REGISTRATION NO. 629102

FILE NO. D(15-16)5abc

FILED 6-9-82 AT (DATE) (TIME)

INA

AMA 75N

1. Name of Registrant:

National Park Service, Western Region, Water Resources Division
450 Golden Gate Avenue, Box 36063 San Francisco, CA 94102
(Address) (City) (State) (Zip)

2. File and/or Control Number under previous groundwater law:

(File Number) 35- (Control Number)

3. a. The well is located within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 5, of Township 15 S N/S, Range 16 E E/W, G & SRB & M, in the County of Pima.

b. If in a subdivision: Name of subdivision _____
Lot No. _____, Address _____

4. The principal use(s) of water (Examples: irrigation - stockwater - domestic - municipal - industrial)

Unused

5. If for irrigation use, number of acres irrigated from well _____

6. Owner of land on which well is located. If same as Item 1, check this box ☒

(Address) (City) (State) (Zip)

7. Well data (If data not available, write N/A)

- a. Depth of Well N/A feet
- b. Diameter of casing none inches
- c. Depth of casing none feet
- d. Type of casing none
- e. Maximum pump capacity N/A gallons per minute.
- f. Depth to water dry feet below land surface.
- g. Date well completed N/A
(Month) (Day) (Year)

8. The place(s) of use of water. If same as Item 3, check this box ☐

$\frac{1}{4}$ $\frac{1}{4}$ $\frac{1}{4}$, Section _____ Township _____ Range _____
 $\frac{1}{4}$ $\frac{1}{4}$ $\frac{1}{4}$, Section _____ Township _____ Range _____
Saguaro National Monument (Rincon Mountain Unit) - Freeman Dug Well

Attach additional sheet if necessary.

9. DATE JUN 3 1982 SIGNATURE OF REGISTRANT

GERARD S. WITUCKI
CHIEF, DIVISION OF WATER RESOURCES

(Sgd) Gerard S. Witucki

acquired 12/06/1951

CHANGE OF WELL INFORMATION

Registration Number 55 629102I request the following information be changed in Well File Number D(15-16)5abc

Date _____, 19____ Signature of Well Owner _____

STATEMENT OF CHANGE OF WELL OWNERSHIP

I, _____, state that I am (no longer) the (new) owner of the well described below:

Township _____ Range _____ Section _____, _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ $\frac{1}{4}$

Registration #55-_____ File No. _____

Previous Owner _____ New Owner _____

Address _____ Address _____

City _____ State _____ Zip _____ City _____ State _____ Zip _____

NOTE: ARS 45-593 requires that the Department be notified of change of well ownership and that the well owner is required to keep the Department's Well Registration records current and accurate. Well data and ownership changes must be submitted within 30 days after changes take place.

NOTE: SAVE THIS FORM TO REPORT FUTURE
CHANGES IN OWNERSHIP OR WELL
DATA SUCH AS PUMP CAPACITY, ETC.

Other Supporting Information

RMR



United States Department of the Interior

NATIONAL PARK SERVICE

WESTERN REGION

450 GOLDEN GATE AVENUE, BOX 36063
SAN FRANCISCO, CALIFORNIA 94107

JUN 9 '82

IN REPLY REFER TO:

L54 (WR-RNW)

June 4, 1982

Mr. Wesley E. Steiner, Director
Department of Water Resources
99 E. Virginia Avenue
Phoenix, Arizona 85004

Reference: Arizona Groundwater Management Act
(1980), A.R.S. 45-593

Dear Mr. Steiner:

Enclosed are the completed well registration forms for existing wells within the State of Arizona owned by the United States Government, Department of the Interior, National Park Service, Western Region. These forms have been completed for the following areas: Casa Grande National Monument (1 well), Chiricahua National Monument (8 wells), Coronado National Memorial (6 wells), Fort Bowie National Historic Site (1 well), Grand Canyon National Park (no wells), Lake Mead National Recreation Area (14 wells), Montezuma Castle National Monument (3 wells), Organ Pipe Cactus National Monument (21 wells), Petrified Forest National Park (3 wells), Saguaro National Monument (14 wells), Tonto National Monument (1 well), Tumacacori National Monument (3 wells), Tuzigoot National Monument (1 well), and Walnut Canyon National Monument (1 well). The location of these National Park Service areas are shown on the enclosed map (in red).

Of the total 77 wells being registered, 12 wells have a pump capacity exceeding 35 gallons per minute and therefore payment in the amount of \$120.00 (\$10.00 X 12) will be forwarded to your office by the U.S. Treasury Department under separate cover as the registration fee for these non-exempt wells.

If there are any questions with regards to this matter, or if we can be of further assistance, please contact Gerard S. Witucki, Chief, Division of Water Resources, (415) 556-8660, of this Office.

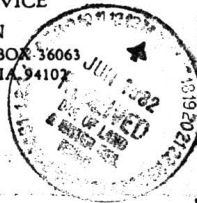
Sincerely yours,

FOR (Sgd) John D. Cherry

Howard H. Chapman
Regional Director, Western Region

Enclosures

See attached sheet for bcc's



Rocky Mountain Regional Office	Initial & Date
Regional Director	
Deputy Regional Director	
Administration	
Park Operations	ML
Plan & Resource Pres.	
Coop Prog	
Communications & P.A.	
EEO	
Oper Eval	
Action Taken	

bcc's sent to:

Superintendent, Casa Grande, w/respective encls., w/blank form & w/o map
Superintendent, Chiricahua/Fort Bowie, w/respective encls., w/blank form & w/o map
Superintendent, Coronado, w/respective encls., w/blank form & w/o map
Superintendent, Grand Canyon, w/o encls.
-- Superintendent, Lake Mead, w/respective encls., w/blank form & w/o map
Superintendent, Montezuma Castle/Tuzigoot, w/respective encls., w/blank form & w/o map
Superintendent, Organ Pipe Cactus, w/respective encls., w/blank form & w/o map
Superintendent, Petrified Forest, w/respective encls., w/blank form & w/o map
Superintendent, Saguaro, w/respective encls., w/blank form & w/o map
Superintendent, Tonto, w/respective encls., w/blank form & w/o map
Superintendent, Tumacacori, w/respective encls., w/blank form & w/o map
Superintendent, Walnut Canyon, w/respective encls., w/blank form & w/o map
General Superintendent, Southern Arizona Group, w/respective encls., w/blank form & w/o map
Field Solicitor, San Francisco Office - Attn: J. Burke, w/encls. & w/blank form
Field Solicitor, Phoenix Office - Attn: W. Swan, w/map, w/blank form & w/example of
completed form
Regional Director, Rocky Mountain Region - Attn: W. McKeel, w/map, w/blank form &
w/example of completed form
Regional Director, Southwest Region - Attn: G. Moore, w/map, w/blank form & w/example
of completed form
(WR)AF, w/SF 1034, w/o encls.



United States Department of the Interior

NATIONAL PARK SERVICE

WESTERN REGION

450 GOLDEN GATE AVENUE, BOX 36063
SAN FRANCISCO, CALIFORNIA 94102

IN REPLY REFER TO:

L54 (RNW)

April 20, 1982

Memorandum

To: All Superintendents, Arizona Areas, Western Region

From: ~~ACTING~~ Regional Director, Western Region

Subject: Arizona Groundwater Management Act, required filings

In compliance with the Arizona Groundwater Management Act of 1980, we are required to register all existing wells within the State on or before June 12, 1982, see enclosure.

The Field Solicitor's Office has advised us that registration of existing wells on National Park Service lands should be made either as a matter of comity, in the case of Federal reserved water rights, or as a matter of compliance with Arizona State law, in the case of Federal non-reserved water rights.

The Division of Water Resources has begun to compile the necessary information for the filings, and in the process may be contacting your offices for further information. They will submit this material to the State.

Information which you feel the Division of Water Resources may not have, concerning recently changed well conditions, pump capacities, etc., should be relayed as soon as possible to the Division of Water Resources at 556-8660.

If you have any questions concerning the well registration requirements, please do not hesitate to contact Mr. Witucki and his staff.

W. Russell White

Enclosure

cc:
General Superintendent, SOAR



UNITED STATES
DEPARTMENT OF THE INTERIOR

OFFICE OF THE SOLICITOR
SAN FRANCISCO FIELD OFFICE
450 GOLDEN GATE AVENUE, BOX 36064
SAN FRANCISCO, CALIFORNIA 94102

April 9, 1982

Memorandum

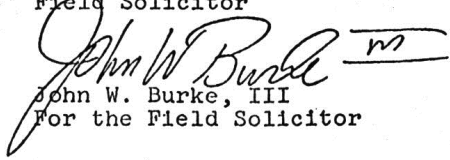
To: Regional Director, Western Region, National Park Service
From: Field Solicitor, San Francisco
Subject: Arizona Groundwater Management Act; Required Filings

This memorandum is a follow-up to several conversations which our office has had with members of your Water Resources Division on compliance with Arizona's Groundwater Management Act (1980). This act requires, inter alia, that all existing wells be registered with the State on or before June 12, 1982. ARS 45-593. While there is a legitimate question as to whether or not this provision applies to wells on Federal lands, the Department has taken the position that as a matter of comity, it will file notices of Federal reserved water rights with appropriate state agencies. See memorandum dated February 29, 1980, from Deputy Solicitor to Assistant Secretaries, Fish and Wildlife and Parks, and Land and Water Resources, "Guidance from the Department of Justice on Water Rights Filings." For Federal non-reserved water rights, the Department has taken the position that there is insufficient legal basis for the assertion of these rights and that State water law, both substantive and procedural, must be followed for claiming or asserting this type of water right. See memorandum dated September 11, 1981, from Solicitor to Secretary, "Non-Reserved Water Rights -- United States Compliance with State Law."

The consequence of the foregoing memoranda is that registration of existing wells on NPS lands should be made with the State before the June 1982 deadline either as a matter of comity or as a matter of procedural and substantive compliance with Arizona State law.

If our office can be of assistance in this matter, please do not hesitate to contact us.

Ralph G. Mihan
Field Solicitor


John W. Burke, III
For the Field Solicitor

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

RECEIVED	
DESIGNATION REGIONAL OFFICE	
JAN 25 1982	
DATE	TIME
D	
BRUCE BABBITT, Governor	
WESLEY E. STEINER, Director	
1/4 1/22	
January 4, 1982	
PA	
MC	
EC	
PB	
20M	

Dear Well Owner:

Arizona's new Groundwater Management Act requires that all existing wells, regardless of size, be registered with the Department of Water Resources by June 14, 1982. An existing well is one that was drilled prior to June 12, 1980, and which has not been abandoned or sealed. Included are wells which were not completed by June 12, 1980, even though a Notice of Intent to Drill was filed with the Department.

For your convenience, enclosed are the registration forms and the information from your well file. If the information is still correct, simply transfer it to the new form. If the information needs to be updated, please do so on these forms. Be sure to file all forms in duplicate so we can return one copy to you.

There is no fee to register "exempt" wells with a pump capacity not exceeding 35 gallons per minute. "Non-exempt" wells, those with a pump capacity greater than 35 gallons per minute, cost \$10 each to register.

If you own additional wells for which we did not provide data, we probably do not have those wells in our records, or they are filed under another name. In the event you no longer own the well, please forward this information to the new owner.

If you have any questions about well registration, feel free to call us at 255-1546. The toll free number in Arizona is 1-800-352-5464.

Thank you for your cooperation.

Sincerely,

W. Don Maughan
W. Don Maughan
Deputy Director

WDM/CLL/
Enclosure

Think Conservation!

Office of Director 255-1554

Administration 255-1550, Water Resources and Flood Control Planning 255-1566, Dam Safety 255-1541,
Flood Warning Office 255-1548, Water Rights Administration 255-1581, Hydrology 255-1586.

D5039 SWC

WR47
L54-L

September 26, 1956

Memorandum

To: Regional Director, Region Three
From: Chief, Water Resources Section
Subject: Location Surveys, Baker Well and Freeman Spring, Saguaro N.M.

With his memorandum of August 10, Mr. Kell sent two advance prints, of which one is returned, of the locations of Baker Well, and Freeman Spring, with requests for comments.

The Baker Well and Freeman Spring are sources for two different water systems, and each part of the print should be made part of a complete plan of the existing and/or proposed water system. The drawing for Baker Well should include all land from the west line of Section 31 easterly to and including the area of use. The drawing for Freeman Spring may only need to show the northeast quarter of Section 5 if the use is all to be included in that area. To fit drawings of the prescribed size the scales may have to be reduced.

At this time, with only surface waters subject to appropriation in Arizona, the data for Baker Well is only for record purposes, and they need not be completed in the final form. It would be better to add the tie to section corner, to Drawing NM-SAG-2041, also project the section lines thereon, and then supply new prints for the assemblies of Docket 1 in your office, the Monument, and here.

It may be desirable to obtain a multifoil print of Drawing 2041 or a later one showing the same area, to use for the revised drawing for Docket 1 because it is noted that larger pipe sizes have been installed than originally planned. It would also be well to get the reproduced tracing with extra space to right, remove existing right margin, and complete developed area if it extends beyond the area now included. The signature blocks along left margin could be removed, and that margin moved to right to keep the total 36" length of drawing. The Monument boundary, and boundary of Federal tract covered by the deed, should also be shown.

It is also evident that the United States should have a right-of-way along the county road. If one has been granted, a copy of the instrument should be provided for each assembly of the docket, and the right-of-way should be noted on the drawing by reference to grantor and the date.

It is also evident that we do not have all the data on the stock watering tank at the well. A pipe connection should be shown. In addition, the tank is too high for stock use unless partially buried, which suggests a probable additional pipe and watering trough. This leads to the question of who uses the tank, and whether there is a permit of which copies should be included in the docket.

Attached is copy of the Completion Report of May 1956, which should be added to the docket. This relates to improvements at the headquarters. We should also have a record of the dates and costs of construction of the main water system and pump installation. The date of that construction, capacity of pump, and cost of water system from diversion to, and including the reservoir, are most important.

All of this work, as outlined, is premature as a water right project. It should be done as a Water Right Investigation and Administration Project under M&P Account 0140 (143.2). Since all those funds are being used in water resources investigations, any charges under 347 should be kept to the minimum which will ultimately constitute part of the cost of establishing the water right as a capital investment.

The drawing for Freeman Spring is a different matter. The water is subject to appropriation now. In addition, we should include the claim in those for Federal Intervention in Arizona v. California.

General instructions for water right maps are given on page 166 and a sample drawing outline is shown on four unnumbered pages in front of page 187 in Administrative Procedure Act, Title 25, Land Department, August 1953, of which Mr. Barton must have a copy for which I think we paid \$3.00. The specific title of the drawing should be "Freeman Spring Diversion for (give name of area or development) Saguaro National Monument".

As shown on the returned print, the water course should be shown from the spring to the adjacent creek, and the name of creek and direction of flow should be shown. The drawing should also indicate that flow is to the Santa Cruz River through Rialto Creek or Pantano Wash, as the case may be. In preparing the drawing, it is suggested that the draftsman also refer to the water right maps in the Grand Canyon National Park and Petrified Forest National Monument dockets for models which have been accepted.

In addition to the drawing, we need a measurement of the flow of the spring, with date. The flow is probably only 65% of the average

which we should claim, because of the prolonged drought conditions. We should also know where the spring flow terminates on the ground surface, if it does, and whether the flow of the adjacent creek is permanent or only intermittent. The drawing should also show these facts, and how far beyond the limits of the drawing the creek flow becomes permanent, if necessary.

SIGNED)

A. van V. Dunn
Chief, Water Resources Section

Attachments 2

Copy to: Superintendent Saguaro, w/c attachment
Western Office of Design and Construction, w/c attachment
✓ Mr. Dunn

AvVDunn:let

WR Copy
In reply refer to:
LS4 SAGU-L

Region Three
Santa Fe, New Mexico

May 12, 1953

Memorandum

To: Director
From: Regional Chief, Land and Recreation Planning
Subject: Information Regarding Seven Springs, Saguaro

In reply to Mr. Dunn's memorandum of July 3, 1951, we have attached copies of Superintendent King's memorandum of March 30, giving information on the following springs:

- | | |
|-------------------------------|--|
| 1. Freeman Spring | NE $\frac{1}{4}$ Sec. 5, T. 15 S., R. 16 E. |
| 2. Douglas Camp Spring | SE $\frac{1}{4}$ Sec. 8, T. 14 S., R. 17 E. |
| 3. Manning Camp Spring | NE $\frac{1}{4}$ Sec. 24, T. 14 S., R. 17 E. |
| 4. Spud Rock Spring | NE $\frac{1}{4}$ Sec. 19, T. 14 S., R. 18 E. |
| 5. Happy Valley Saddle Spring | SE $\frac{1}{4}$ Sec. 5, T. 15 S., R. 18 E. |
| 6. Deer Head Spring | SE $\frac{1}{4}$ Sec. 20, T. 14 S., R. 18 E. |
| 7. Mud Spring | SE $\frac{1}{4}$ Sec. 21, T. 14 S., R. 18 E. |

Mr. Gastellum has checked with the State Engineer's office and there are no water rights filings on any of the above springs. We have attached a supply of forms obtained from the State Engineer by Mr. Gastellum for any action Mr. Dunn feels should be taken after he has reviewed the data supplied by Mr. King.

(SIGNED)

Milton J. McColm
Regional Chief of Land
and Recreation Planning

In duplicate /

Attachments 2

Copy to: Gen. Supt., SWNM (2)

COPY

COPY

March 30, 1953

MEMORANDUM

To: General Superintendent
From: Superintendent, Saguaro
Subject: Water Rights, Saguaro

According to Mr. Castellum's memorandum of March 27, 1953, he checked with the State Engineer's office and found no record of applications for the several springs in Saguaro National Monument. The following information relates to specific information requested in Mr. Davis' memorandum of August 7, 1951:

Freeman Spring NE $\frac{1}{4}$ Sec. 5, T. 15 S., R. 16 E.

1. Water does not flow away from spring.
2. Tributary to Rincon Creek.
5. 50 Gallons per day for wildlife.
6. Estimate that development would produce 50 gallons per day.

Douglas Camp SE $\frac{1}{4}$ Sec. 8, T. 14 S., R. 17 E.

1. Water does not flow away from spring.
2. Tributary to Fillito Creek.
5. 50 gallons per day for wildlife.
6. Estimate that development could produce 50 gallons per day.

Manning Camp Spring NE $\frac{1}{4}$ Sec. 24, T. 14 S., R. 17 E.

1. In a wet season it will run at an estimated rate of 5 gallons per minute and will empty into the main creek a distance of approximately 100 feet. In a dry season it has been known to dry up entirely.
2. Tributary to Chiminea Creek.
5. Estimate that a minimum of 150 gallons per day necessary for domestic use at Manning Camp during the summer season.
6. No additional increase in flow anticipated.

Spud Rock Spring NE $\frac{1}{4}$ Sec. 19, T. 14 S., R. 18 E.

1. Water does not flow away from spring.
2. Tributary to Bear Creek.
3. 50 gallons per day estimated use by wildlife.
6. 50 gallons estimated increase by developing.

Happy Valley Saddle Spring

SE $\frac{1}{4}$ Sec. 5, T. 15 S., R. 18 E.

1. Water does not flow away from spring except when wet season occurs.
2. Tributary of Rincon Creek.
5. 25 gallons per day estimated use by wildlife.
6. Estimate development would increase production by 25 gallons.

Deer Head Spring

SE $\frac{1}{4}$ Sec. 20, T. 14 S., R. 18 E.

1. Water does not flow away from spring, but ground surface is moist for a distance of 50 feet below spring.
2. Tributary of Bear Creek.
5. Estimate use by wildlife at 50 gallons per day.
6. Estimate development will increase production by 50 gallons per day.

Mud Spring

SE $\frac{1}{4}$ Sec. 21, T. 14 S., R. 18 E.

1. Water does not flow away from spring.
2. Tributary of Bear Creek.
5. 50 gallons per day estimated use by wildlife.
6. 50 gallons per day estimated increase after development.

None of the springs listed have a measurable flow of water away from the source except the Manning Camp Spring. I believe that in each case there would be a considerable increase in water production, if properly developed. We have accomplished some development on the Manning Camp spring which has proven adequate for the past several seasons for domestic consumption. However this spring was practically dry during the latter part of June in 1948.

Samuel A. King
Superintendent

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UNITED STATES
DEPARTMENT OF THE INTERIOR

In reply refer to:
154 SAGU

NATIONAL PARK SERVICE
Southwestern National Monuments
P. O. Box 1728
Santa Fe, New Mexico

August 7, 1951

Memorandum

To: Superintendent, Saguaro
From: General Superintendent
Subject: Water Rights, Saguaro

On June 11 I transmitted a copy of a memorandum to the Regional Director prepared by Regional Counsel Barton regarding seven springs at Saguaro National Monument. These springs are named and described as follows:

Freeman Spring	NE $\frac{1}{4}$ Sec. 5, T. 15 S., R. 16 E.
Douglas Camp	SE $\frac{1}{4}$ Sec. 8, T. 14 S., R. 17 E.
Manning Camp	NE $\frac{1}{4}$ Sec. 24, T. 14 S., R. 17 E.
Spud Rock Cabin	NE $\frac{1}{4}$ Sec. 19, T. 14 S., R. 18 E.
Mud Springs	SE $\frac{1}{4}$ Sec. 21, T. 14 S., R. 18 E.
Happy Valley Saddle	SE $\frac{1}{4}$ Sec. 5, T. 15 S., R. 18 E.
Deer Head Spring	SE $\frac{1}{4}$ Sec. 20, T. 14 S., R. 18 E.

We also have a letter to you from Roger D. Morris, Acting Forest Supervisor, dated June 28, advising that the Forest Service has nothing in its records to indicate any appropriation was ever made of the waters from these springs by the Coronado National Forest.

There is attached a copy of Mr. Dunn's memorandum of July 3 relating to the spring development program at Saguaro. Will you check with State Engineer C. H. W. Smith at your first opportunity and determine whether any filings have been made on any springs within the boundaries of the monument, and particularly the seven described in the above list. We suggest that a personal check with Mr. Smith's office will be advisable rather than sending a list to his office by mail. In the meantime, you should again review Mr.

Barton's memorandum of May 28 and as soon as practicable, submit the information requested, especially that covered by points 1, 2, 5, and 6. The general location of the springs mentioned under items 3 and 4 was covered by the description of the springs furnished by you on the PCP sheet.

John M. Davis
General Superintendent

Attachment

Copy to: Director
Regional Director



UNITED STATES
DEPARTMENT OF THE INTERIOR
NATIONAL PARK SERVICE
WASHINGTON 25, D. C.

In reply refer to:
LSH SAGU

July 3, 1951

Memorandum

To: Regional Director, Region Three
From: Chief, Water Resources Branch
Subject: Water Rights, Saguare National Monument

This refers to the memorandum of May 28 for you from the Regional Counsel with regard to a spring development program, and the memorandum of June 21 for the Regional Forester from Mr. Ratcliff.

Mr. Barton's excellent memorandum covers the matter from one angle, but Mr. Ratcliff introduces the idea that there may have been some developments in the thirties, with related filing of Federal water claims.

There was, of course, no ground for filing a water claim unless a spring was developed or to be developed. Accordingly, it will be helpful to check with the State Engineer to see if any filings were made within the Monument, and also to make field inspection at each known spring to determine what improvements may have been made. With this information, including filing numbers, if any, we will proceed to assemble water right dockets.

(SGD.) A. VAN V. DUNN

A. van V. Dunn
Chief, Water Resources Branch

In duplicate

AvanVDunn: sh

C O P Y

UNITED STATES DEPARTMENT OF AGRICULTURE
Forest Service
Coronado National Forest

E
WATER RESOURCES, Coronado
Water Rights

June 28, 1951

Mr. Sam King
National Park Service
Saguaro National Monument
Tucson, Arizona

Dear Mr. King:

Reference is made to your list of springs which you furnished to this office to ascertain the existence of any water rights.

We have nothing in our records to indicate that any appropriation was ever made of the waters of these springs by the Coronado National Forest.

Very truly yours,

WM. H. WOODS, JR., Forest Supervisor

By ROGER D. MORRIS Acting

Docket Information

Number of Documents in Docket 23

Documents Dated from 4/7/1951 to 11/2/1987

Docket Compiled: 6/8/2016