



WATER-RIGHT DOCKET

Saguaro National Park

Docket No: 30

FEDERAL RESERVED WATER RIGHTS

Preliminary Docket Information

05-05-1995: water rights summary

WATER RIGHTS SUMMARY

Federal Reserved Rights Saguaro National Park (Rincon Mountain Unit) San Pedro River Adjudication

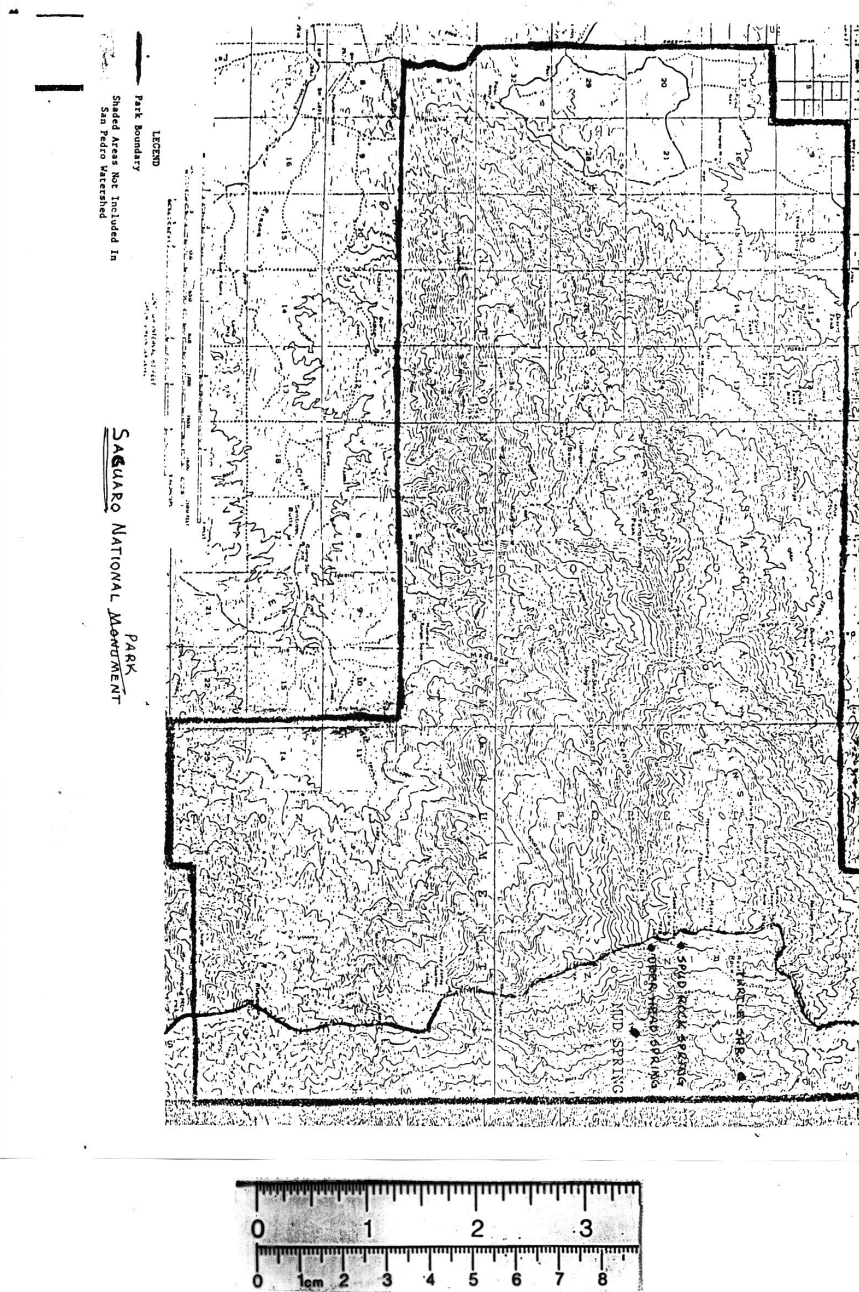
Compiled by William R. Hansen
May 5, 1995

Water Source	Docket No.	Type	Legal Location (1/4, 1/4, 1/4 Sec., Township, Range)	San Pedro SOC#	Date SOC Filed	Type of Right	Priority Date**	State Registration No.	Notes
Deer Head Spring	SAGU-0012	Spring	NESW 20 (4S18E)	39-011134	1/4/82	Federal	3/1/33	None	Wildlife
Mud Spring	SAGU-0013	Spring	NWSW 21 (4S18E)	39-011132	1/4/82	Federal	3/1/33	None	Wildlife
Spud Rock Spring	SAGU-0018	Spring	SWNW 20 (4S18E)	39-011133	1/4/82	Federal	3/1/33	None	WTL, Fire & Suppression
Turkey Creek Spring	SAGU-0023	Spring	NWNE 28 (4S18E)	39-0008184	7/7/82	Federal	3/1/33	36-16929	Stock?, WTL
Turtle Spring	SAGU-0024	Spring	NWSE 16 (4S18E)	39-011131	1/4/82	Federal	3/1/33	None	Wildlife

SOC - Statement of Claimant; State Registration No. - 36 forms for surface waters.

Type of Right and Priority Date - Determined by land ownership and date of reservation or purchase.

** - All five springs were originally located on the Catalina Forest Preserve established July 19, 1907 (34 Stat. 2147; the priority date shown is the date Saguaro National Monument was established (47 Stat. 2557) on March 1, 1933.



113-14

Turkey Creek Spring

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. 39-000 8184
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 Service Coronado NF *Originally Filed by FS on NPS Lands*
(Last) (First) (M.I.)

301 West Congress, Tucson, AZ 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 In-process FS-16927

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. _____, Permit No. _____, Certificate of
Water Right No. _____

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) Stockwater use since 1880's
B. Date water first used for beneficial purposes: Wildlife use since time immemorial.
(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	_____ ac.ft./gallons	From _____ to _____	
Stockwater	<u>.34</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>.14</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.

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

5. 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
200 MAX, ~ 25 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: Turkey Creek tributary to San Pedro River on the San Pedro watershed.
Spring
- B. Point of Diversion (indicate on map): NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28
 Township 14S (N/S), Range 18E (E/W), Gila and Salt River Base and Meridian, County Pima. Ownership USA
- C. Place of use (indicate on map): NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 27
 Township 14S (N/S), Range 18E (E/W), Gila and Salt River Base and Meridian, County Pima. Ownership USA
7. State all other sources of water supply not described in Question 6 of this form.
- A. Type of Source: _____
- B. Location of Source (indicate on map): _____ $\frac{1}{4}$ $\frac{1}{4}$, 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): _____ $\frac{1}{4}$ $\frac{1}{4}$ $\frac{1}{4}$
 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): NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 28, Township 14S (N/S), Range 18E (E/W), Gila and Salt River Base and Meridian, County Pima. Ownership USA
- B. Name of storage reservoir and/or diverting works (if known): Turkey Creek Spring
- C. Maximum capacity: N.A. Ac.Ft.
- D. Maximum depth of water: N.A. ft.

8. E. (1) Year construction began: 1902.
 (2) Year construction completed 1902.
 (3) Date water first stored: N.A. (Month/Year).
- F. If dam, list following:
 (1) Construction material: _____
 (2) Maximum Length: Top _____ ft.; Bottom _____ ft.
 (3) Maximum Width: Top _____ ft.; Bottom _____ ft.
 (4) Maximum Height: _____ ft.
- G. If diverting works, describe: Spring Development, water used on site by wildlife since time immemorial and by cattle since 1880's
9. Distribution works:
 A. If ditch or canal:
 (1) Date construction began: _____
 (Month/Day/Year)
 Date construction completed: _____
 (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 of association or company or such other
 entity: _____
- B. If pipeline:
 (1) Type: _____ (i.e., aluminum, steel, etc.)
 (2) Diameter: _____ inches
 (3) Length of pipeline to first place of use: _____ ft. and total length
 of pipeline: _____ ft.
 (4) Grade (slope) of pipeline: _____
- C. If other, describe: _____
10. Enlargement(s) of 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 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 _____)

)SS

VERIFICATION

(please print Claimant-Affiant's name)

(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

Claimant-affiant representative's
signature

Claimant-affiant signature

Attest:

Claimant-affiant representative's
signature

Subscribed and sworn to before me this
_____ day of _____, 19__.

SEAL

Notary Public or authorized Officer of the
State Land Department

My Commission expires _____

ARIZONA WATER COMMISSION
CENTRAL SECURITY BUILDING
222 N. Central Ave.
Suite 550
Phoenix, Arizona 85004
602-255-1581

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. 39-11131
Filed: 1-4-82 at PM 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: National Park Service, U.S. Government, Department of the Interior
(Last) (First) (M.I.)
450 Golden Gate Avenue, Box 36063, San Francisco, CA 94102 (415) 556-8660
(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. _____, Permit No. _____, Certificate of Water Right No. _____.
 - D. Claim of Water Right for a Stockpond. State Land Department Application No. _____.
 - E. ☒ Other. Describe: Federal Reserve Water Right - Turtle Spring (Saguaro Nat'l Mon.)
3. A. Date of initiation of right: July 19, 1907. (see explanatory)
(Month/Day/Year)
B. Date water first used for beneficial purposes: July 19, 1907.
(Month/Day/Year)
4. Purpose, annual amount and annual period of use: (see explanatory)

Purpose	Amount	Month/Day	Month/Day
Irrigation	_____ ac.ft./gallons	From _____ to _____	_____
Domestic	_____ ac.ft./gallons	From _____ to _____	_____
Stockwater	_____ ac.ft./gallons	From _____ to _____	_____
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 <u>Jan. 1</u> to <u>Dec. 31</u>	_____
Other Uses	☒ _____ ac.ft./gallons	From <u>Jan. 1</u> to <u>Dec. 31</u>	_____
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.

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

5. A.(3) Indicate k or 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: _____
- 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: Natural water supply
for indigenous flora and fauna.
- I. If for other purposes, describe: Fire suppression
6. A. Direct source of public water diverted: _____ tributary to _____
 on the _____ watershed. (see explanatory)
- B. Point of Diversion (indicate on map): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____,
 Township _____ (N/S), Range _____ (E/W), Gila and Salt River Base and
 Meridian, County _____. Ownership _____.
- C. Place of use (indicate on map): NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 16,
 Township 14 (N/S), Range 18 (E/W), Gila and Salt River Base and
 Meridian, County Pima. Ownership National Park Service.
7. State all other sources of water supply not described in Question 6 of this form.
- A. Type of Source: _____ (see explanatory)
- B. Location of Source (indicate on map): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, 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 placed in
 use: _____
 (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): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____,
 Township _____ (N/S), Range _____ (E/W), Gila and Salt River Base
 and Meridian, County _____. Ownership _____.
- B. Name of storage reservoir and/or diverting works (if known): _____
- C. Maximum capacity: _____ Ac.Ft.
- D. Maximum depth of water: _____ ft.

- E. (1) Year construction began: _____
 (2) Year construction completed: _____
 (3) Date water first stored: _____ (Month/Year).
- F. If dam, list following:
 (1) Construction material: _____
 (2) Maximum Length: Top _____ ft.; Bottom _____ ft.
 (3) Maximum Width: Top _____ ft.; Bottom _____ ft.
 (4) Maximum Height: _____ ft.
- G. If diverting works, describe: _____

9. Distribution works:

- A. If ditch or canal:
 (1) Date construction began: _____
 (Month/Day/Year)
 Date construction completed: _____
 (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 of association or company or such other
 entity: _____
- B. If pipeline:
 (1) Type: _____ (i.e., aluminum, steel, etc.)
 (2) Diameter: _____ inches.
 (3) Length of pipeline to first place of use: _____ ft. and total
 length of pipeline: _____ ft.
 (4) Grade (slope) of pipeline: _____
- C. If other, describe: _____

10. Enlargement(s) of 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 works as originally constructed and as enlarged: _____

Explanatory

Item 3. This area of Saguaro National Monument was first reserved as a part of
 the Catalina Forest Preserve on the date shown. Saguaro National Mon.
 was established by Presidential Proclamation on March 1, 1933.

Item 4. The National Park Service claims the entire flow from this source for
 the indicated purposes. The volumetric flow from this source was
 measured at 1.0 gpm on 5/21/81. The estimated annual flow from this
 source is 6.4×10^4 gallons. All water from this source originates
 (continued on the next page)

Explanatory (cont.)

and terminates within the boundaries of Saguaro National Monument.

All uses occur within the Monument boundary.

Item 6. Water from this source is allowed to flow in its natural stream channel
and is not diverted in any manner.

Item 7. There are numerous seeps, tinajas and areas of resurfaced underflow
within the drainage channels located throughout this portion of Saguaro
Nat'l Mon. Although these sources are small in comparison to the source
for which this form is being completed, they are important components
of the Monument's ecosystem. Therefore, the water discharged from these
sources is allowed to flow unrestricted. The National Park Service
claims rights to these waters for the purposes indicated in Item 4.
However, due to the large number, magnitude of flow, and seasonal
nature of these sources, a listing is not practical.

(continued on the next page)

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

STATE OF ARIZONA)

County of _____)

SS

VERIFICATION

(please print Claimant-Affiant's name)

(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. *

Gerard S. Witucki
Claimant-affiant representative's
signature

Gerard S. Witucki
Chief, Division of Water Resources

Attest:

Claimant-affiant representative's
signature



Claimant-affiant signature

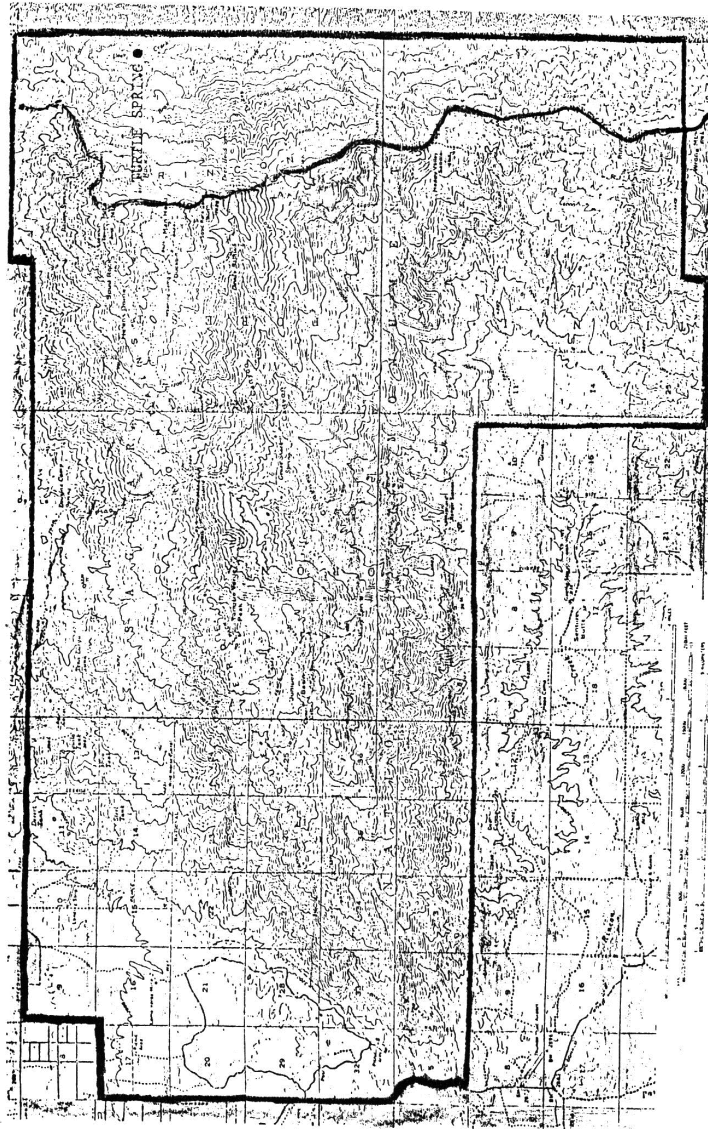
Claimant-affiant signature

Subscribed and sworn to before me this
30th day of November, 1981.

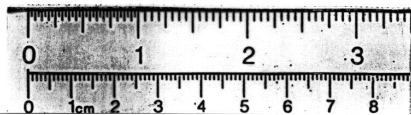
Mary E. Meredith
Notary Public or authorized Employee
of the Arizona Water Commission

My Commission expires 3/26/85

* United States Government
Department of the Interior
National Park Service
Western Regional Office



SAGUARO NATIONAL MONUMENT



ARIZONA WATER COMMISSION
CENTRAL SECURITY BUILDING
222 N. Central Ave.
Suite 550
Phoenix, Arizona 85004
602-255-1581

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. 39-11132Filed: 1-4-82 at PM 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: National Park Service, U.S. Government, Department of Interior
(Last) (First) (M.I.)

450 Golden Gate Avenue, Box 36063, San Francisco, CA 94102 (415) 556-8660
(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. _____, Permit No. _____, Certificate of
Water Right No. _____.

D. Claim of Water Right for a Stockpond. State Land Department Application
No. _____.

E. X Other. Describe: Federal Reserve Water Right - [Mud Spring] (Saguaro Nat'l Mon.)

3. A. Date of initiation of right: July 19, 1907 (see explanatory)
(Month/Day/Year)

B. Date water first used for beneficial purposes: July 19, 1907
(Month/Day/Year)

4. Purpose, annual amount and annual period of use: (see explanatory)

Purpose	Amount	Month/Day	Month/Day
Irrigation	_____ ac.ft./gallons	From _____ to _____	
Domestic	_____ ac.ft./gallons	From _____ to _____	
Stockwater	_____ ac.ft./gallons	From _____ to _____	
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>X</u> _____ ac.ft./gallons	From <u>Jan. 1</u> to <u>Dec. 31</u>	
Other Uses	<u>X</u> _____ ac.ft./gallons	From <u>Jan. 1</u> to <u>Dec. 31</u>	

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.

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

5. A. (a) Indicate kind of crops cultivated: _____
 Character of _____
 B. If for domestic purposes, number of persons: _____, or families: _____
 C. If for stockwater purposes, number and kind of stock watered: _____
 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: Natural water supply
for indigenous flora and fauna
 I. If for other purposes, describe: Fire suppression
6. A. Direct source of public water diverted: _____ tributary to _____
 on the _____ watershed. (see explanatory)
 B. Point of Diversion (indicate on map): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____
 Township _____ (N/S), Range _____ (E/W), Gila and Salt River Base and
 Meridian, County _____ Ownership _____
 C. Place of use (indicate on map): NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 21
 Township 14 (N/S), Range 18 (E/W), Gila and Salt River Base and
 Meridian, County Pima Ownership National Park Service
7. State all other sources of water supply not described in Question 6 of this form.
 A. Type of Source: (see explanatory)
 B. Location of Source (indicate on map): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, 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 placed in
 use: _____
 (Month/Day/Year) (Month/Day/Year)
 (2) Location (10 acre subdivision) (indicate on map): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$
 _____ $\frac{1}{4}$, 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./Gallon
 (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): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____
 Township _____ (N/S), Range _____ (E/W), Gila and Salt River Base
 and Meridian, County _____ Ownership _____
 B. Name of storage reservoir and/or diverting works (if known): _____
 C. Maximum capacity: _____ Ac.Ft.
 D. Maximum depth of water: _____ ft.

- E. (1) Year construction began: _____.
- (2) Year construction completed: _____.
- (3) Date water first stored: _____ (Month/Year).
- F. If dam, list following:
- (1) Construction material: _____.
- (2) Maximum Length: Top _____ ft.; Bottom _____ ft.
- (3) Maximum Width: Top _____ ft.; Bottom _____ ft.
- (4) Maximum Height: _____ ft.
- G. If diverting works, describe: _____

9. Distribution works:

- A. If ditch or canal:
- (1) Date construction began: _____.
- (Month/Day/Year)
- Date construction completed: _____.
- (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 of association or company or such other entity: _____
- B. If pipeline:
- (1) Type: _____ (i.e., aluminum, steel, etc.)
- (2) Diameter: _____ inches.
- (3) Length of pipeline to first place of use: _____ ft. and total length of pipeline: _____ ft.
- (4) Grade (slope) of pipeline: _____.
- C. If other, describe: _____

10. Enlargement(s) of 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 works as originally constructed and as enlarged: _____

Explanatory

Item 3. This area of Saguaro National Monument was first reserved as a part of _____

the Catalina Forest Preserve on 7/19/07. Saguaro Nat'l Mon. was es- _____

tablished by Presidential Proclamation on March 1, 1933. _____

Item 4. The National Park Service claims the entire flow from this source for _____

the indicated purposes. The volumetric flow from this source was _____

measured at less than 0.1 gpm on 5/20/81. The estimated annual flow _____

from this source is 6.4×10^3 gallons. All water from this source _____

(continued on the next page)

Explanatory (cont.)

originates and terminates within the boundaries of Saguaro National Monument. All uses occur within the Monument boundary.

Item 6. Water from this source is allowed to flow in its natural stream channel and is not diverted in any manner.

Item 7. There are numerous seeps, tinajas and areas of resurfaced underflow within the drainage channels located throughout this portion of Saguaro National Mon. Although these sources are small in comparison to the source for which this form is being completed, they are important components of the Monument's ecosystem. Therefore, the water discharged from these sources is allowed to flow unrestricted. The National Park Service claims rights to these waters for the purposes indicated. However, due to the large number, magnitude of flow, and seasonal nature of these sources, a listing is not practical.

(continued on the next page)

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

STATE OF ARIZONA)
County of _____) SS

VERIFICATION

(please print Claimant-Affiant's name)

(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.*

Gerard S. Witucki

Claimant-affiant representative's
signature

Gerard S. Witucki
Chief, Division of Water Resources

Attest:

Claimant-affiant representative's
signature



Claimant-affiant signature

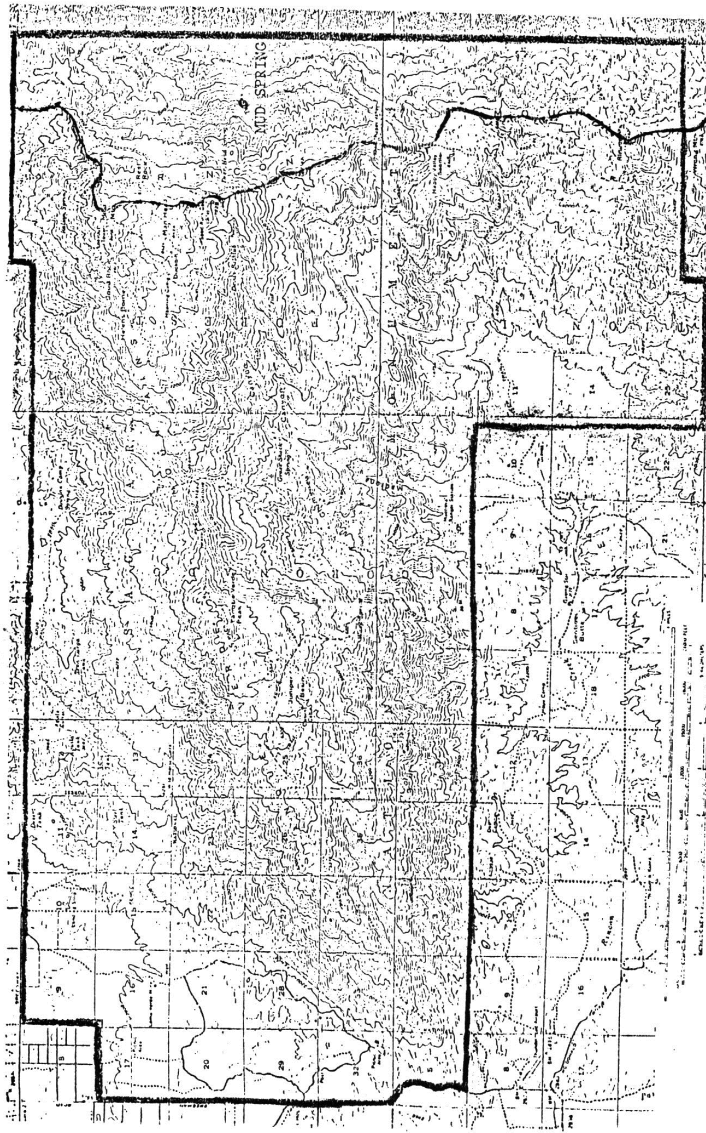
Claimant-affiant signature

Subscribed and sworn to before me this
30th day of November, 1981.

Mary E. Meredith
Notary Public or authorized Employee
of the Arizona Water Commission

My Commission expires 3/26/85

* United States Government
Department of the Interior
National Park Service
Western Regional Office



LEGEND
Park Boundary
Shaded Areas Not Included In
San Pedro Watershed



ARIZONA WATER COMMISSION
CENTRAL SECURITY BUILDING
222 N. Central Ave.
Suite 550
Phoenix, Arizona 85004
602-255-1581

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. 39-11133Filed: 1-4-82 at PM 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: National Park Service, U.S. Government, Department of Interior
(Last) (First) (M.I.)

450 Golden Gate Avenue, Box 36063, San Francisco, CA 94102 (415) 556-8660
(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. _____, Permit No. _____, Certificate of
Water Right No. _____.

D. Claim of Water Right for a Stockpond. State Land Department Application
No. _____.

E. X Other. Describe: Federal Reserve Water Right - Spud Rock Spring (Saguaro N.M.)

3. A. Date of initiation of right: July 19, 1907 (see explanatory)
(Month/Day/Year)

B. Date water first used for beneficial purposes: July 19, 1907
(Month/Day/Year)

4. Purpose, annual amount and annual period of use: (see explanatory)

Purpose	Amount	Month/Day	Month/Day
Irrigation	_____ ac.ft./gallons	From _____ to _____	
Domestic	_____ ac.ft./gallons	From _____ to _____	
Stockwater	_____ ac.ft./gallons	From _____ to _____	
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>X</u> ac.ft./gallons	From <u>Jan. 1</u> to <u>Dec. 31</u>	
Other Uses	<u>X</u> ac.ft./gallons	From <u>Jan. 1</u> to <u>Dec. 31</u>	

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.

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

5. 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: _____
- 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: Natural water supply
for indigenous flora and fauna.
- I. If for other purposes, describe: Fire suppression.
6. A. Direct source of public water diverted: _____ tributary to _____
 on the _____ watershed.
- B. Point of Diversion (indicate on map): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____
 Township _____ (N/S), Range _____ (E/W), Gila and Salt River Base and
 Meridian, County _____ Ownership _____
- C. Place of use (indicate on map): SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20
 Township 14 (N/S), Range 18 (E/W), Gila and Salt River Base and
 Meridian, County Pima Ownership National Park Service
7. State all other sources of water supply not described in Question 6 of this form.
- A. Type of Source: (see explanatory)
- B. Location of Source (indicate on map): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, 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 placed in
 use: _____ (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): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____
 Township _____ (N/S), Range _____ (E/W), Gila and Salt River Base and
 Meridian, County _____ Ownership _____
- B. Name of storage reservoir and/or diverting works (if known): _____
- C. Maximum capacity: _____ Ac.Ft.
- D. Maximum depth of water: _____ ft.

- E. (1) Year construction began: _____
 (2) Year construction completed: _____
 (3) Date water first stored: _____ (Month/Year).
- F. If dam, list following:
 (1) Construction material: _____
 (2) Maximum Length: Top _____ ft.; Bottom _____ ft.
 (3) Maximum Width: Top _____ ft.; Bottom _____ ft.
 (4) Maximum Height: _____ ft.
- G. If diverting works, describe: _____
9. Distribution works:
- A. If ditch or canal:
 (1) Date construction began: _____
 (Month/Day/Year)
 Date construction completed: _____
 (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 of association or company or such other
 entity: _____
- B. If pipeline:
 (1) Type: _____ (i.e., aluminum, steel, etc.)
 (2) Diameter: _____ inches.
 (3) Length of pipeline to first place of use: _____ ft. and total
 length of pipeline: _____ ft.
 (4) Grade (slope) of pipeline: _____
- C. If other, describe: _____
10. Enlargement(s) of 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 works as originally constructed and as enlarged: _____

Explanatory

- Item 3. This area of Saguaro National Monument was first reserved as a part of

 the Catalina Forest Preserve on the date indicated. Saguaro National

 Monument was established by Presidential Proclamation on March 1, 1933.

- Item 4. The National Park Service claims the entire flow from this source for

 the indicated purposes. The volumetric flow from this source was

 measured at less than 0.1 gpm on 5/20/81. The estimated annual flow

 from this source is 6.4×10^3 gallons. All water from this source

 (continued on the next page)

Explanatory (cont.)

originates and terminates within the boundaries of Saguaro National Monument. All uses occur within the Monument boundary.

Item 6. Water from this source is allowed to flow in its natural stream channel and is not diverted in any manner.

Item 7. There are numerous seeps, tinajas and areas of resurfaced underflow within the drainage channels located in this portion of Saguaro National Monument. Although these sources are small in comparison to the source for which this form is being completed, they are important components of the Monument's ecosystem. Therefore, the water discharged from these sources is allowed to flow unrestricted. The National Park claims rights to these waters for the purposes indicated in Item 4. Due to the large number, magnitude of flow, and seasonal nature of these sources, a listing is not practical.

(continued on the next page)

STATE OF ARIZONA)

County of _____)

SS

VERIFICATION

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

(please print Claimant-Affiant's name)

(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.*

Gerard S. Witucki

Claimant-affiant representative's
signature

Gerard S. Witucki
Chief, Division of Water Resources

Attest:

Claimant-affiant representative's
signature



Claimant-affiant signature

Claimant-affiant signature

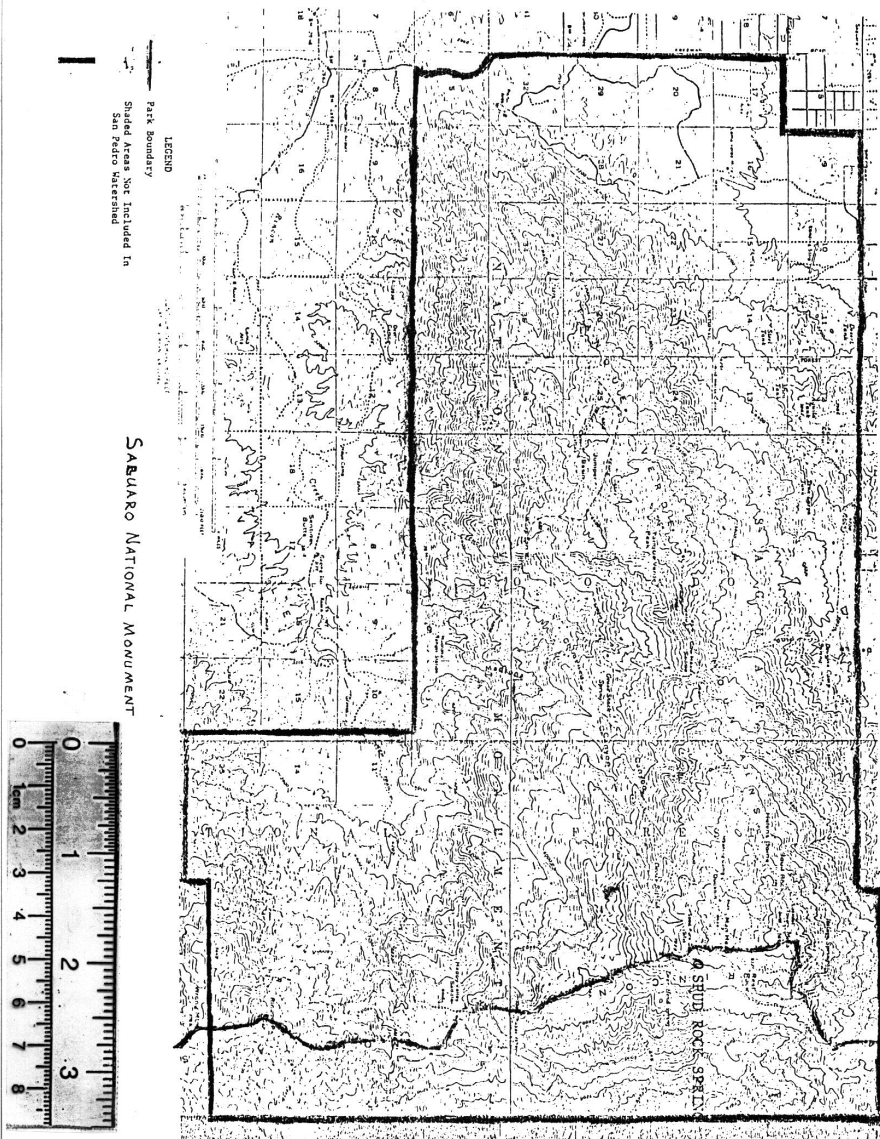
Subscribed and sworn to before me this
30th day of November, 1981.

Mary E. Meredith

Notary Public or authorized Employee
of the Arizona Water Commission

My Commission expires 3/26/85

* United States Government
Department of the Interior
National Park Service
Western Regional Office



ARIZONA WATER COMMISSION
CENTRAL SECURITY BUILDING
222 N. Central Ave.
Suite 550
Phoenix, Arizona 85004
602-255-1581

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. 39-11134
Filed: 1-4-82 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: National Park Service, U.S. Government, Department of Interior
(Last) (First) (M.I.)

450 Golden Gate Avenue, Box 36063, San Francisco, CA 94102 (415) 556-8660
(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. _____, Permit No. _____, Certificate of
Water Right No. _____.
- D. Claim of Water Right for a Stockpond. State Land Department Application
No. _____.
- E. X Other. Describe: Federal Reserve Water Right - [Deer Head Spring] (Saguaro N.M.)

3. A. Date of initiation of right: July 19, 1907. (see explanatory)
(Month/Day/Year)

B. Date water first used for beneficial purposes: July 19, 1907.
(Month/Day/Year)

4. Purpose, annual amount and annual period of use: (see explanatory)

Purpose	Amount	Month/Day	Month/Day
Irrigation	_____ ac.ft./gallons	From _____ to _____	
Domestic	_____ ac.ft./gallons	From _____ to _____	
Stockwater	_____ ac.ft./gallons	From _____ to _____	
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>X</u> _____ ac.ft./gallons	From <u>Jan. 1</u> to <u>Dec. 31</u>	
Other Uses	<u>X</u> _____ ac.ft./gallons	From <u>Jan. 1</u> to <u>Dec. 31</u>	

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.

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

5. 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: _____
- 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: Natural water supply
for indigenous flora and fauna.
- I. If for other purposes, describe: Fire suppression
- A. Direct source of public water diverted: _____ tributary to _____
 on the _____ watershed. (see explanatory)
- B. Point of Diversion (indicate on map): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____
 Township _____ (N/S), Range _____ (E/W), Gila and Salt River Base and
 Meridian, County _____ Ownership _____
- C. Place of use (indicate on map): _____ NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 20
 Township 14 (N/S), Range 18 (E/W), Gila and Salt River Base and
 Meridian, County Pima Ownership National Park Service
- State all other sources of water supply not described in Question 6 of this form.
- A. Type of Source: _____ (see explanatory)
- B. Location of Source (indicate on map): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, 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 placed in
 use: _____
 (Month/Day/Year) (Month/Day/Year)
- (2) Location (10 acre subdivision) (indicate on map): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ $\frac{1}{4}$
 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)
- Water storage reservoir and/or diverting works:
- A. Location (indicate on map): _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____
 Township _____ (N/S), Range _____ (E/W), Gila and Salt River Base and
 Meridian, County _____ Ownership _____
- B. Name of storage reservoir and/or diverting works (if known): _____
- C. Maximum capacity: _____ Ac.Ft.
- D. Maximum depth of water: _____ ft.

- E. (1) Year construction began: _____.
- (2) Year construction completed: _____.
- (3) Date water first stored: _____ (Month/Year).
- F. If dam, list following:
- (1) Construction material: _____
- (2) Maximum Length: Top _____ ft.; Bottom _____ ft.
- (3) Maximum Width: Top _____ ft.; Bottom _____ ft.
- (4) Maximum Height: _____ ft.
- G. If diverting works, describe: _____
- Distribution works:
- A. If ditch or canal:
- (1) Date construction began: _____ (Month/Day/Year)
- Date construction completed: _____ (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 of association or company or such other entity: _____
- B. If pipeline:
- (1) Type: _____ (i.e., aluminum, steel, etc.)
- (2) Diameter: _____ inches
- (3) Length of pipeline to first place of use: _____ ft. and total length of pipeline: _____ ft.
- (4) Grade (slope) of pipeline: _____
- C. If other, describe: _____
- Enlargement(s) of 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 works as originally constructed and as enlarged: _____

Explanatory

Item 3. This portion of Saguaro National Monument was first reserved as a part of the Catalina Forest Preserve on the date shown. Saguaro Nat'l Mon. was established by Presidential Proclamation on March 1, 1933.

Item 4. The National Park Service claims the entire flow from this source for the indicated purposes. The volumetric flow from this source was measured at 8.0 gpm on 5/20/81. The estimated annual flow is 2.2 x 10⁶ gallons. All water from this source originates and terminates (continued on the next page)

Explanatory (cont.)

within the boundaries of Saguaro National Monument. All uses occur within the Monument boundary.

Item 6. Water from this source is allowed to flow in its natural stream course and is not diverted in any manner.

Item 7. There are numerous seeps, tinajas and areas of resurfaced underflow within the drainage channels located throughout this portion of Saguaro National Monument. Although these sources are small in comparison to the source for which this form is being completed, they are important components of the Monument's ecosystem. Therefore, the water discharged from these sources is allowed to flow unrestricted. The National Park Service claims rights to these waters for the purposes indicated in

Item 4. However, due to the large number, magnitude of flow, and seasonal nature of these sources, a listing is not practical.

(continued on the next page)

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

STATE OF ARIZONA)
)SS
County of _____)

VERIFICATION

(please print Claimant-Affiant's name)

(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

Gerard S. Witucki
Claimant-affiant representative's
signature

Claimant-affiant signature

Gerard S. Witucki
Chief, Division of Water Resources

Attest:

Claimant-affiant representative's
signature

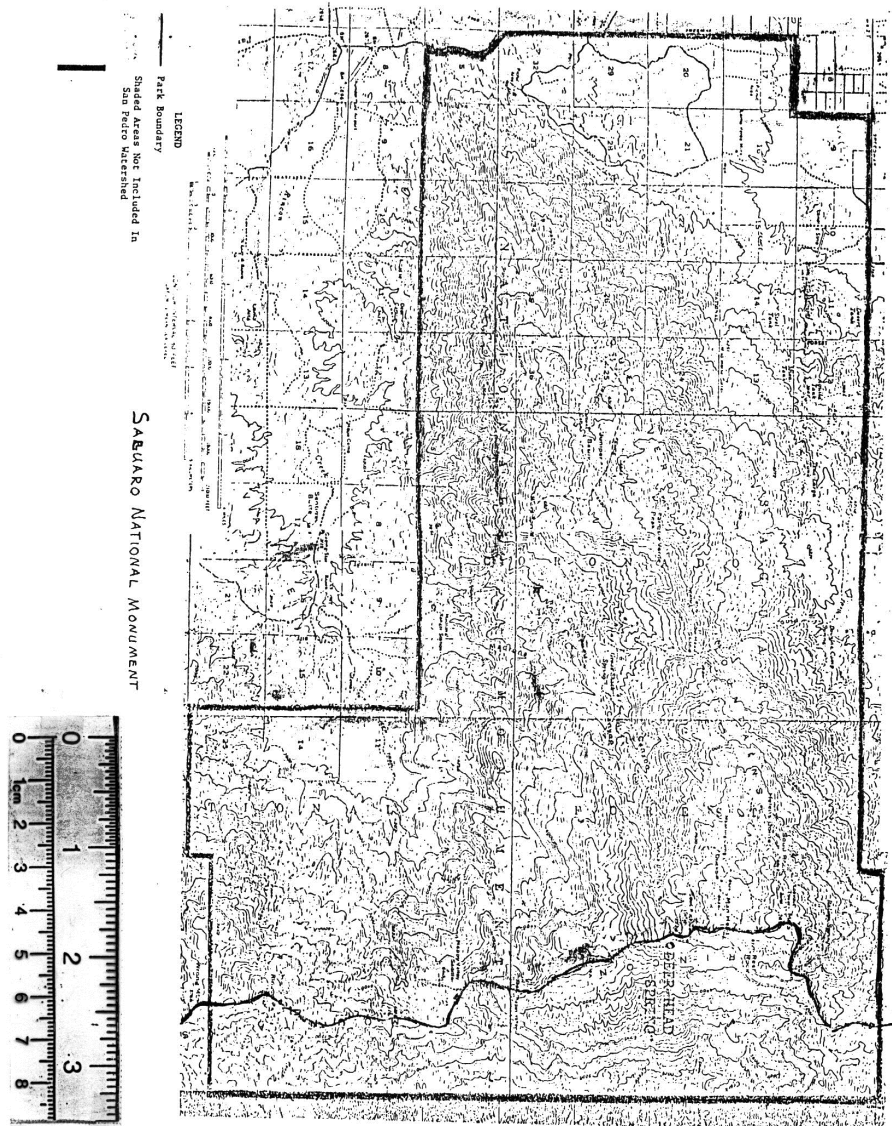


* United States Government
Department of the Interior
National Park Service
Western Regional Office

Subscribed and sworn to before me this
30th day of November, 1981.

Mary E. Meredith
Notary Public & authorized Employee of
the Arizona Water Commission

My Commission expires 3/26/85



NATIONAL PARK SERVICE LAWS

23. Saguaro

An Act to provide for increases in appropriation ceilings and boundary changes in certain units of the National Park System, and for other purposes. (90 Stat. 2732) (P.L. 94-578)

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE III—MISCELLANEOUS PROVISIONS

* * * * *

SAGUARO NATIONAL MONUMENT

SEC. 307. (a) The boundary of the Saguaro National Monument is hereby revised to include the area as generally depicted on the map entitled "Boundary Map, Saguaro National Monument, Pima County, Arizona", numbered 151-91,001-C, and dated July 1976, which map shall be on file and available for public inspection in the Offices of the National Park Service, Department of the Interior. The Secretary of the Interior may acquire property within the revised boundary by donation, purchase, transfer from any other Federal agency, exchange, or by any other means. The monument shall hereafter be administered in accordance with the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 1 et seq.), as amended and supplemented.

(b) There is authorized to be appropriated not to exceed \$1,700,000 in the acquisition of lands and interests added to the Saguaro Monument pursuant to subsection (a).

* * * * *

Approved October 21, 1976.

An act to designate certain lands within units of the National Park System as wilderness; to revise the boundaries of certain of those units; and for other purposes. (90 Stat. 2692) (P.L. 94-567)

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in accordance with section 3(c) of the Wilderness Act (78 Stat. 890; 16 U.S.C. 1132(c)), the following lands are hereby designated as wilderness, and shall be administered by the Secretary of the Interior in accordance with the applicable provisions of the Wilderness Act.

* * * * *

(j) Saguaro National Monument, Arizona, wilderness comprising seventy-one thousand four hundred acres, depicted on a map entitled "Wilderness Plan, Saguaro National Monument, Arizona", numbered 151-20,003-D

NATIONAL MONUMENTS

and dated May 1976, to be known as the Saguaro Wilderness.

SEC. 2. A map and description of the boundaries of the areas designated in this Act shall be on file and available for public inspection in the office of the Director of the National Park Service, Department of the Interior, and in the office of the Superintendent of each area designated in the Act. As soon as practicable after this Act takes effect, maps of the wilderness areas and descriptions of their boundaries shall be filed with the Interior and Insular Affairs Committees of the United States Senate and House of Representatives, and such maps and descriptions shall have the same force and effect as if included in this Act: *Provided*, That correction of clerical and typographical errors in such maps and descriptions may be made.

SEC. 3. All lands which represent potential wilderness additions, upon publication in the Federal Register of a notice by the Secretary of the Interior that all uses thereon prohibited by the Wilderness Act have ceased, shall thereby be designated wilderness.

SEC. 6. The areas designated by this Act as wilderness shall be administered by the Secretary of the Interior in accordance with the applicable provisions of the Wilderness Act governing areas designated by that Act as wilderness areas, except that any reference in such provisions to the effective date of the Wilderness Act shall be deemed to be a reference to the effective date of this Act, and, where appropriate, any reference to the Secretary of Agriculture shall be deemed to be a reference to the Secretary of the Interior.

* * * * *

Approved October 20, 1976.

66. Saguaro National Monument

Establishment: Proclamation (No. 2032) of March 1, 1933.....

Page
289BY THE PRESIDENT OF THE UNITED STATES OF AMERICA
A PROCLAMATION

[No. 2032—Mar. 1, 1933—47 Stat. 2557]

WHEREAS a certain area within the Catalina Division of the Coronado National Forest in the State of Arizona and certain adjacent lands are of outstanding scientific interest because of the exceptional growth thereon of various species of cacti, including the so-called giant cactus, it appears that the public interest will be promoted by reserving as much land as may be necessary for the proper protection thereof as a national monument.

NOW, THEREFORE, I, Herbert Hoover, President of the United States of America, by virtue of the power in me vested by section 2 of the act of Congress approved June 8, 1906 (34 Stat. 225), entitled "AN ACT For the preservation of American antiquities," do proclaim that there are hereby reserved from all forms of appropriation under the public land laws, subject to all valid existing rights, and the right of the State of Arizona to select for the use of the University of Arizona all or any portions of secs. 11, 14, 22, 28, and E. ½ 21, T. 14 S., R. 16 E. of the Gila and Salt River meridian, and set apart as a national monument, the following-described tracts of lands in the State of Arizona:

GILA AND SALT RIVER MERIDIAN

T. 14 S., R. 16 E., secs. 8 to 17 inclusive, secs. 20 to 29 inclusive, and secs. 32 to 36 inclusive.

T. 14 S., R. 17 E., secs. 7 to 36 inclusive.

T. 14 S., R. 18 E., secs. 7, 8, 9, secs. 16 to 21 inclusive, and secs. 28 to 33 inclusive.

T. 15 S., R. 16 E., secs. 1 to 5 inclusive.

T. 15 S., R. 17 E., secs. 1 to 6 inclusive and secs. 11, 12, 13, 14, 23, and 24.

T. 15 S., R. 18 E., secs. 4 to 9 inclusive and secs. 16 to 21 inclusive.

The reservation made by this proclamation is not intended to prevent the use of the lands now within the Coronado National Forest for national-forest purposes under the proclamation establishing the Coronado National Forest, and the two reservations shall both be effective on the land withdrawn; but the national monument hereby established shall be the dominant reservation, and any use of the land which interferes with the preservation or protection as a national monument is hereby forbidden.

Warning is hereby given to all unauthorized persons not to appropriate, injure, deface, remove, or destroy any feature of this national monument, or to locate or settle on any of the lands reserved by this proclamation.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 1 day of March, in the year of our Lord nineteen hundred and thirty-three, and of the Independence of the United States of America the one hundred and fifty-seventh.

HERBERT HOOVER.

By the President:
HENRY L. STIMSON,
Secretary of State.



United States Department of the Interior

NATIONAL PARK SERVICE

Water Resources Division
1201 Oak Ridge Drive, Suite 250
Fort Collins, Colorado 80525-5596

August 8, 2001

IN REPLY REFER TO:

L54 (2380)

SAGU/Water Rights

Memorandum

To: Superintendent, Saguaro National Park

From: Chief, Water Rights Branch

Subject: Order and Partial Decree for Springs in the San Pedro River Adjudication

Please find attached the Order and Partial Decree of Stipulated Water Rights: San Pedro River Watershed (Saguaro National Park Monument [Rincon Mountain Unit]) and the abstracts from the referenced stipulation. The partial decree recognizes federal reserved water rights for Turkey Creek, Turtle, Mud, Spud Rock, and Deer Head Springs in the Rincon Mountain Unit contained within the San Pedro River Adjudication.

The NPS originally filed Statement of User Claims in the San Pedro River Adjudication in 1982. The NPS and several objectors entered into a stipulation defining the attributes of the water rights in 1996. This partial decree recognizes our rights to the five springs and represents the first recognition of federal reserved rights for any NPS unit in Gila River General Adjudication.

The five springs have a priority date of March 1, 1933 (the date of reservation) and may be used for wildlife, park administration including drinking and sanitation for visitors and Park Service personnel, maintenance of Park Service buildings, facilities and vehicles, and similar uses/firefighting. Because the five springs are located in the headwaters of the Rincon Mountains it is unlikely they will be threatened by future development around the park and, therefore, it is unlikely that long-term monitoring to protect these rights is required.

If you have any questions with regard to the Order or the abstracts please call Bill Hansen, of my staff, at (970) 225-3532.

Enclosures: (6) [SAGU Dockets (12, 13, 18, 23, 24, 30) and Adjudication File]

cc: SAGU – Weesner
IMRO – Wade, Ladd, Reber
2380 (email) – Soukup, Kliwinski, Kimball, Flora, Jackson, McGlothlin

Owen Williams
5/26/95

Dan B. Kimball
NGP

May 26, 1995

L54(479)
CORO/SAGU Water Rights

Memorandum

To: Regional Director, Western Region
From: Chief, Water Resources Division
Subject: Trip Report for Travel to Coronado National Memorial on May 1-2, 1995

The attached trip report concerns travel by Bill Hansen and Larry Martin to Coronado National Memorial (CORO). The purpose of their trip was to (1) resolve differences in National Park Service and Forest Service water rights claims for the San Pedro River Adjudication with park staff and representatives from the Coronado National Forest and the Department of Justice, (2) discuss the withdrawal of objections filed by a prior owner of CORO land, and (3) to conduct a field reconnaissance of wells to determine the need for groundwater monitoring.

If you have any questions, please contact Bill Hansen at (970)225-3532.

Attachment

cc: CORO - Superintendent
SAGU - Superintendent, Wessner
SOAR - Davis
Southwest Cluster - Kunkle
SOL - Swan
DoJ - DuBois
FS - LeFevre

May 26, 1995

L54(479)
CORO/SAGU Water Rights

Memorandum

To: Chief, Water Resources Division
Through: Chief, Water Rights Branch
From: Bill Hansen, Hydrologist, Water Rights Branch
Subject: Trip Report for Travel to Coronado National Memorial on May 1-2, 1995

PURPOSES: (1) To resolve differences in National Park Service (NPS) and Forest Service water rights claims for the San Pedro River Adjudication with park staff and representatives from the Coronado National Forest (CNF) and the Department of Justice (DoJ), (2) discuss the withdrawal of claims filed by a prior owner of Coronado National Memorial (CORO) land, (3) and to conduct a field reconnaissance of wells to determine the need for groundwater monitoring.

ITINERARY: Hansen departed Ft. Collins, CO., on April 30, 1995 and returned on May 2, 1995. Martin departed Ft. Collins, CO., on May 1, 1995 and returned on May 2, 1995.

CONTACTS:

Ed Lopez, Superintendent, CORO
Bill Smith, Ranger, CORO
Scott Sticha, Ranger, CORO
Robert LeFevre, Hydrologist, CNF
Jim DuBois, Attorney, DoJ
Margaret Baumkirchner, Ex-landowner and grazing permittee

DISCUSSION:

On May 1, 1995, I met with Lopez, Smith, LeFevre, and DuBois, to review and resolve duplicate water rights claims filed by the CNF and NPS in the San Pedro River Adjudication. The Special Master in the San Pedro River Adjudication has ordered the United States to evaluate duplicate claims, and meet with objectors to NPS claims, to

determine if objections can be resolved. The DoJ is then ordered to prepare a summary of NPS water right claims and issues which may move forward for litigation.

Many of the NPS water sources were acquired from the Forest Service. Duplicate claims for water sources were filed by the CNF and the NPS while the grazing allotments were jointly managed. The responsibility for managing grazing has since been transferred to the NPS. Legal locations were reviewed by the group to resolve conflicts and to determine which agency should hold the water rights claim. The attached table displays a summary of the agreed upon locations, claim numbers, date Statement of Claimant (SOC) filed, priority date, and type of use. The group identified duplicate claims for Brown Allotment well, Joe's Spring #3 (aka Unnamed spring), and Hazel well (aka Mine Shaft or Shift well). It was agreed the CNF would withdraw claims to the three water sources because they are located on NPS lands.

DuBois, LeFevre, and I then discussed Turkey Creek Spring located in the Rincon Mountain Unit of SAGU. Staff from SAGU were invited to the meeting but declined due to conflicting schedules. Five claims were filed by the United States in the San Pedro River Adjudication for water sources located in SAGU. Even though the spring is located on NPS lands, the claim for Turkey Creek Spring was filed by the CNF for livestock and wildlife purposes for use on the Happy Valley grazing allotment. No claim was filed by the NPS. There has been a long standing dispute between the CNF and NPS as to whether the grazing permittee could be authorized to continue using the spring. The CNF has argued that the use has occurred for years and should continue. The NPS has argued that the use is in violation of NPS policy and legislative authorities and could not continue after 1993.

According to Meg Wessner at SAGU, the permittee has not used the spring and diversion system since 1992-93. In addition, LeFevre stated that a fire in 1994 damaged the pipeline prohibiting use without substantial repairs. As a result of the fire, the pasture historically containing the livestock drinker is now fenced to eliminate grazing while the area is revegetated. LeFevre said the CNF is considering alternative water sources (including pumping water from a well to the pasture) which would eliminate the need for water from Turkey Creek Spring. The CNF would like to use the fenced area as a separate pasture in the future if water is available; if water is not available or developed, grazing will be discontinued. DuBois, LeFevre and I agreed that the claim would be assigned to the NPS because the spring is located in SAGU.

DuBois, Lopez and I then discussed CORO's present and future administrative water needs and how they would be claimed in the Adjudication. I agreed to review consumptive use computations prepared by the Water Rights Branch and amend the claim if necessary. DuBois will review the information and determine how to claim administrative uses in the San Pedro River Adjudication. It was agreed that Headquarters Well (the primary water source for CORO) captures percolating groundwater and therefore, should not be considered in the Adjudication. We discussed the potential for amending the NPS claim for the three springs to include a Federal reserved water right for present and future

administrative purposes. Such a claim would provide flexibility for change applications in the future.

After lunch, Lopez, DuBois and I met with Mrs. Baumkirchner to discuss the Adjudication process and conflicting claims for 3 wells previously owned by the Baumkirchners. The wells (Baumkirchner #2 and #3, and Zalesk) were located on lands purchased by the NPS on March 20, 1980. The Baumkirchner's filed SOC's in 1982 and did not withdraw their claims or assign the claims to the NPS when the land was transferred. It was agreed that the NPS should claim the wells and would assist Mrs. Baumkirchner in preparing a draft letter to the Arizona Department of Water Resources (ADWR) notifying them of the circumstances and intent to withdraw the claims.

On May 2, I was joined by Larry Martin, Water Operations Branch, and met with Lopez, Smith, and Sticha. The purpose of the meeting was to discuss CORO's concerns regarding increased groundwater development on the park's east boundary. The park is concerned that this development will impact resource values in CORO, including the Headquarters well (the primary water source for CORO).

We discussed available information including well logs, local and regional geology and hydrogeology, and park water needs. An initial review of facts indicate that the topographic position of the park and water sources minimizes the potential for impacts from groundwater development. It appears that much of the groundwater is derived from precipitation and local runoff in the headwaters of CORO. The group agreed a monitoring program would be beneficial to collect baseline data, confirm the direction of groundwater movement, correlate groundwater levels with precipitation, and assess future impacts of development. The group conducted a field reconnaissance of wells in CORO (see attached table), except for the Coronado well #4 and wells on the Richard's property, to assess the potential for measuring static water levels. Depth to water was measured, where possible, for each well. It was agreed that the WRD would review available information and provide CORO with a groundwater monitoring plan.

Action Items:

- 1) Update the water rights dockets and work with the DoJ in preparing a response and status report for the Court in the San Pedro River Adjudication. Responsible party - Hansen. Completed.
- 2) Review the CORO's present and future consumptive use computations and amend the water rights claim if necessary. Responsible party - Hansen. Completed.

3) Prepare a draft letter for the Baumkirchner's to the ADWR which notifies them of their intent to withdraw their SOC's for wells purchased by the NPS. Responsible party - Hansen. Completed.

4) Send DuBois information and legislation regarding the sale and lease of water by the NPS. Also send DuBois copies of the Environmental Assessment and correspondence regarding the FS's use of Turkey Creek Spring. Responsible party - Hansen. To be completed by May 31, 1995.

5) Provide copies of each water right docket to CORO. Responsible party - Hansen. Completed.

6) Prepare a groundwater monitoring plan for CORO to monitor long-term impacts of nearby development. Responsible party - Martin. To be completed by May 31, 1995.

WATER RIGHTS SUMMARY

**Federal Reserved Rights
Saguaro National Park (Rincon Mountain Unit)
San Pedro River Adjudication**

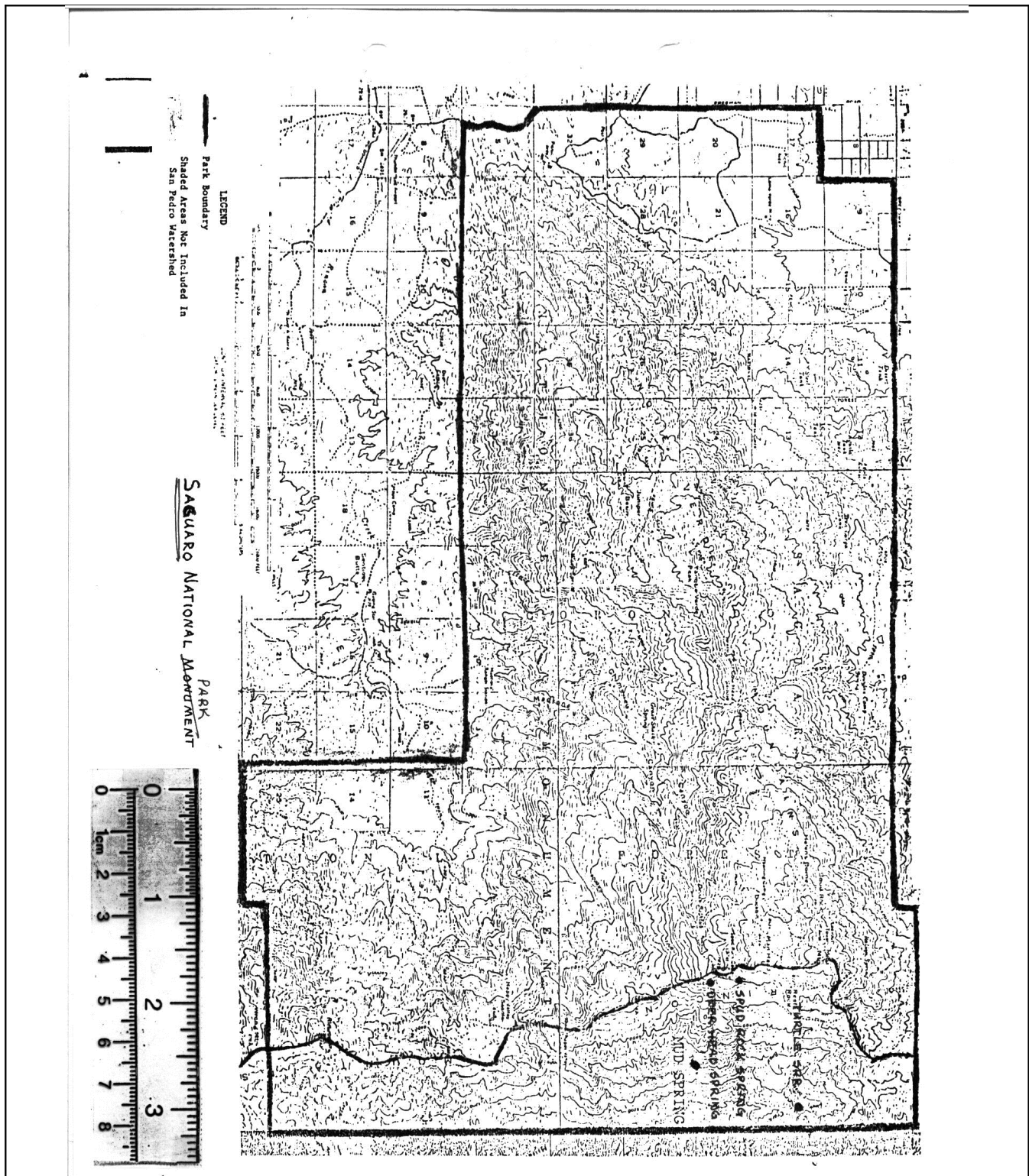
**Compiled by William R. Hansen
May 5, 1995**

Water Source	Docket No.	Type	Legal Location (1/4,1/4,1/4 Sec., Township, Range)	San Pedro SOC#	Date SOC Filed	Type of Right	Priority Date **	State Registration No.	Notes
Deer Head Spring	SAGU-0012	Spring	NESW 20 (14S18E)	39-011134	1/4/82	Federal	3/1/33	None	Wildlife
Mud Spring	SAGU-0013	Spring	NWSW 21 (14S18E)	39-011132	1/4/82	Federal	3/1/33	None	Wildlife
Spud Rock Spring	SAGU-0018	Spring	SWNW 20 (14S18E)	39-011133	1/4/82	Federal	3/1/33	None	WL, Fire Suppression
Turkey Creek Spring	SAGU-0023	Spring	NWNE 28 (14S18E)	39-0008184	1/4/82	Federal	3/1/33	36-16929	Stock?, WL
Turtle Spring	SAGU-0024	Spring	NWSE 16 (14S18E)	39-011131	1/4/82	Federal	3/1/33	None	Wildlife

SOC - Statement of Claimant; State Registration No. - 36 forms for surface waters.

Type of Right and Priority Date - Determined by land ownership and date of reservation or purchase.

** - All five springs were originally located on the Catalina Forest Preserve established July 19, 1907 (34 Stat. 2147; the priority date shown is the date Saguaro National Monument was established (47 Stat. 2557) on March 1, 1933.



Docket Information

Number of Documents in Docket 41

Documents Dated from 11/30/1981 to 5/26/1995

Docket Compiled: 6/9/2016