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10 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
11 **IN AND FOR THE COUNTY OF MARICOPA**  
12

13 IN RE THE GENERAL ADJUDICATION  
14 OF ALL RIGHTS TO USE WATER IN  
15 THE GILA RIVER SYSTEM AND  
16 SOURCE

17 W-1 (Salt)  
18 W-2 (Verde)  
19 W-3 (Upper Gila)  
20 W-4 (San Pedro)  
21 (Consolidated)

22 Contested Case No. W1-106

23 **ARIZONA DEPARTMENT OF**  
24 **WATER RESOURCES' NOTICE OF**  
25 **FILING REPORT**

26 Special Master Susan Ward Harris

**CONTESTED CASE NAME:** *In re Subflow Technical Report, Verde River Watershed*

**HSR INVOLVED:** None

**DESCRIPTIVE SUMMARY:** The Arizona Department of Water Resources provides notice of filing its report regarding a potential *de minimis* classification for domestic uses in the Verde River watershed as requested in the Minute Entry Order dated March 4, 2020.

**NUMBER OF PAGES:** Three and 117-page attachment

**DATE OF FILING:** December 3, 2021

1 In the Minute Entry Order filed March 4, 2020, the Court requested that the  
2 Arizona Department of Water Resources (“ADWR”) analyze the claimed and potential  
3 domestic water uses in the Verde River watershed and their potential impact on the  
4 available water sources to determine whether certain types of domestic uses may  
5 potentially be considered *de minimis* uses of water.<sup>1</sup>

6 A *de minimis* water use means “a water use found to be sufficiently small so that  
7 the costs of a detailed adjudication of the use outweigh the benefits that would result.”<sup>2</sup>  
8 *De minimis* water uses may be adjudicated in simplified and expedited proceedings by  
9 assigning uniform water right characteristics to those water uses.<sup>3</sup>

10 ADWR hereby provides notice of filing its report recommending that the Court  
11 consider a *de minimis* classification for domestic water uses of  $\leq$  one acre-foot per year  
12 per household in the Verde River watershed. If the Court agrees that this type of domestic  
13 use in the Verde River watershed may potentially be a *de minimis* use of water, then such  
14 domestic uses will be included in ADWR’s forthcoming technical report along with other  
15 types of potentially *de minimis* uses of water, such as stock and wildlife watering uses.<sup>4</sup>

16 ADWR’s report is attached to the original of this Notice being filed with the Clerk  
17 (Attachment A) and is being posted to ADWR’s web site at:

18 <https://new.azwater.gov/adjudications>.

23 <sup>1</sup> March 4, 2020 Minute Entry Order at 6.

24 <sup>2</sup> Memorandum Decision, Findings of Fact, and Conclusions of Law for Group 1 Cases  
25 Involving Stockwatering, Stockponds, and Domestic Uses, filed November 14, 1994 in  
26 Contested Case No. W1-11-19 at 5.

<sup>3</sup> *Id.*

<sup>4</sup> March 4, 2020 Minute Entry Order at 6.

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**DATED** this 3rd day of December, 2021.

ARIZONA DEPARTMENT OF WATER  
RESOURCES

  
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Kimberly R. Parks, Deputy Counsel

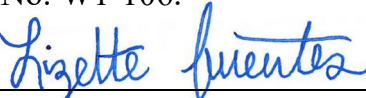
**ORIGINAL** of the foregoing Notice and attachment  
hand-delivered on December 3, 2021, to:

Clerk of the Maricopa Superior Court  
Attn: Water Case  
601 W. Jackson Street  
Phoenix, Arizona 85003

**COPY** of the foregoing Notice and attachment  
hand-delivered on December 3, 2021, to:

Special Master Susan Ward Harris  
Maricopa County Superior Court  
Central Court Building  
201 West Jefferson Street, Suite 3A  
Phoenix, AZ 85003-2205

**COPIES** of the foregoing Notice sent by first-class  
mail on December 3, 2021 to all parties on the  
court-approved mailing list for Contested Case  
No. W1-106.

  
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