

W111002761

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA

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

No. W1.W2.W3 & W4

MANDATORY FORM FOR OBJECTIONS TO
The Hydrographic Survey Report for
The San Pedro River Watershed

Please file a separate objection for each Watershed File Report, Zone 2 Well Report or Catalogued Well Report. Objections to information contained in Volume 1 of the HSR can be stated on one objection form. Objections must be written. Use of this form, or a computer facsimile, is required. Objections must be received on or before May 18, 1992.

This objection is directed to Watershed File Report or Zone 2 Well Report No. 11314 005 or Catalogued Well No. _____
(please insert no.) (please insert no.)

OBJECTOR INFORMATION

Objector's Name: ARIZONA STATE LAND DEPARTMENT
Objector's Address: 1616 W. Adams, Phoenix, AZ 85007
Objector's Telephone No.: (602) 542-3500

Objector's Watershed File Report or Zone 2 Well Report No. (if the Objector's claimed water rights are within the San Pedro River Watershed):
11314 005

Or Objector's Catalogued Well Number (if the Objector's claimed water rights appear only in Volume 8 of the HSR):

Or Objector's Statement of Claimant No. (if the Objector's claimed water rights are located outside the San Pedro River Watershed):

39 - _____

STATE OF ARIZONA
COUNTY OF Maricopa

VERIFICATION (must be completed by objector)

I hereby make this Objection. I certify that, if required, a copy of the foregoing Objection was served upon the following Claimant(s) by mailing true and correct copies thereof on the 15th day of May, 1992, postage prepaid and addressed as follows:

Name C. Zay & Dorothy Clopton
3018 E. Seneca
Address _____
Tucson, AZ 85716

I declare under penalty of perjury that I am a claimant in this proceeding or the duly-authorized representative of a claimant, that I have read the contents of this Objection (both sides and any attachments) and know the contents thereof; and that the information contained in the Objection is true based on my own personal knowledge, except those portions of the Objection which are indicated as being known to me on information and belief and as to those portions, I believe them to be true.

Glendon E. Colburn
Signature of Objector or Objector's Representative

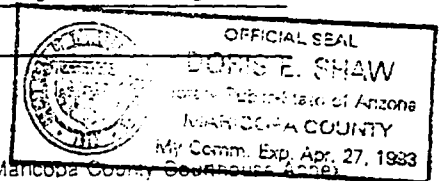
SUBSCRIBED AND SWORN to before me this 5th day of May, 1992

Joseph E. Shaw

Notary Public for the State of Arizona

Residing at: Maricopa County

My commission expires _____



(The above section must be completed if you object to another claimant's Watershed File Report, Zone 2 Well Report or Catalogued Well Report. It does not need to be completed if you file an objection to your own Watershed File Report, Zone 2 Well Report, Catalogued Well Report, or to information contained in Volume 1 of the Hydrographic Survey Report.)

Objections must be filed with the Clerk of the Superior Court in and for Maricopa County, Maricopa County Courthouse Annex, 3345 W. Durango Street, Phoenix, AZ 85009, on or before May 18, 1992.

ATTACHMENT

WATERSHED FILE REPORT NO.: 11314 005

<u>OBJECTION(S)</u>	<u>UNIFORM CODE(S)</u>
The Arizona State Land Department objects to claims of water rights or filings listed in this WFR which were not submitted by the Arizona State Land Department. However, it does not object to claims filed by lessees provided that the lessee has filed the claim "by and for the State of Arizona."	300, 400, 500, 800, 1100
The Arizona State Land Department objects to DWR's methodology and determination of apparent first use date within the PWR summary of this WFR.	200, 900
The Arizona State Land Department objects to DWR's methodology and determination of claim date within the Applicable Filings and Decrees section of this WFR.	200, 900
The Arizona State Land Department objects to DWR's methodology and determination of stockwatering locations in this WFR. A stockwatering use should include the stockpond and reaches of the stream above the stockpond within the WFR.	200, 400, 600, 700, 800

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This objection is directed to Watershed _____ or Catalogued Well No. _____
File Report or Zone 2 Well Report No. 11314 005
(please insert no.) (please insert no.)

OBJECTOR INFORMATION

Objector's Name: Gila River Indian Community San Carlos Apache Tribe; Tonto Apache Tribe; Yavapai-Apache Indian Community, Camp Verde Reservation
C/O Cox & Cox C/O Sparks & Siler, P.C.
Objector's Address: Suite 300 Luhrs Tower, P.O. Box 4245 7503 First Street
Phoenix, AZ 85030 Scottsdale, AZ 85251
Objector's Telephone: (602) 254-7207 (602) 949-1988

Objector's Watershed File Report or Zone 2 Well Report No. (if the Objector's claimed water rights are within the San Pedro River Watershed):

Or Objector's Catalogued Well Number (if the Objector's claimed water rights appear only in Volume 8 of the HSR):

Or Objector's Statement of Claimant No. (if the Objector's claimed water rights are located outside the San Pedro River Watershed):

39-11-05478	39-05-41142	39-07-12652	39-07-12676	39-05-50058	39-07-12169
39-U8-60083	39-L8-36340	39-L8-37360	39-U8-63614	39-07-12675	39-05-50059

STATE OF ARIZONA

VERIFICATION (must be completed by objector)

COUNTY OF MARICOPA

I hereby make this Objection. I certify that, if required, a copy of the foregoing Objection was served upon the following Claimant(s) by mailing true and correct copies thereof on the 18 day of May, 1992, postage prepaid and addressed as follows:

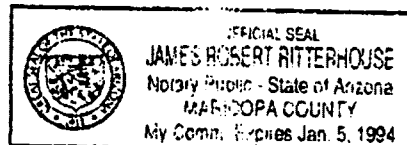
Name: SLD
Address: 1616 W. ADAMS STREET
PHOENIX AZ 85007

I declare under perjury that I am a claimant in this proceeding or the duly-authorized representative of a claimant; that I have read the contents of this Objection (both sides and any attachments) and know the contents thereof, and that the information contained in the Objection is true based on my own personal knowledge, except those portions of the Objection which are indicated as being known to me on information and belief and, as to those portions, I believe them to be true.

Alfred L. Cox James R. Rutterhouse
Signature of Objector or Objector's Representative

SUBSCRIBED AND SWORN to before me this 11 day of May, 1992.

James R. Rutterhouse
Notary Public for the State of Arizona



(The above section must be completed if you object to another claimant's Watershed File Report, Zone 2 Well Report, or Catalogued Well Report. It does not need to be completed if you file an objection to your own Watershed File Report, Zone 2 Well Report, Catalogued Well report; or to information contained in Volume 1 of the Hydrographic Survey Report.)

STATEMENT OF THE OBJECTION

The following are the main categories of the typical Watershed File Report (Zone 2 Well Reports and some Watershed File Reports lack certain categories). Please check the category(ies) to which you object, and state the reason for the objection on the back of this form.

- 1. I object to the description of **Land Ownership**
- X 2. I object to the description of **Applicable Filings and Decrees**
- 3. I object to the description of **DWR's Analysis of Filings and Decrees**
- X 4. I object to the description of **Diversions** for the claimed water right(s)
- 5. I object to the description of **Uses** for the claimed water right(s)
- 6. I object to the description of **Reservoirs** used for the claimed water right(s)
- 7. I object to the description of **Shared Uses & Diversions** for the claimed water right(s)
- 8. I object to the **PWR (Potential Water Right) Summary** of the claimed water right(s)
- X 9. I object to the description of **Quantities of Use** for the claimed water right(s)
- X 10. I object to the **Explanation** provided for the unclaimed water right(s)
- 11. Other Objections (please state volume, page and line number for each objection)

REASON FOR OBJECTION

The reason for my objection is as follows (please number your objections to correspond to the boxes checked above; please attached supporting information and additional pages as necessary. The following objection(s) are based upon information and belief:

CATEGORY
NUMBER

- 4) The use of the water claimed depletes water for senior federal and Indian water rights (1150).
- 9) HSR does not show a claimed water use rate (1000).
- 2) HSR shows that quantities of water in AFA from filing(s) and/or pre-filing(s) are inconsistent (478)(430).
- 2) HSR shows that locations of POUs from filing(s) and/or pre-filing(s) are inconsistent (478)(430).
- 2) HSR shows that claim dates from filing(s) and/or pre-filing(s) are inconsistent (478)(430).
- 10) Claimed uses were not found by DWR (830).
- 2) The historical record does not support the early claim date(s) (900).
- 2) HSR shows that locations of PODs from filing(s) and/or pre-filing(s) are inconsistent (478)(430).

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Phoenix, AZ 85030 Scottsdale, AZ 85251
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39-U8-60083 39-L8-36340 39-L8-37360 39-U8-63614 39-07-12675 39-05-50059

STATE OF ARIZONA

VERIFICATION (must be completed by objector)

COUNTY OF MARICOPA

I hereby make this Objection. I certify that, if required, a copy of the foregoing Objection was served upon the following Claimant(s) by mailing true and correct copies thereof on the 18 day of May, 1992, postage prepaid and addressed as follows:

Name: SLD
Address: 1616 W. ADAMS STREET
PHOENIX AZ 85007

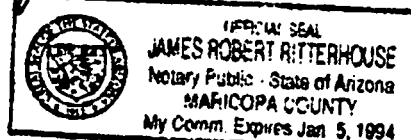
I declare under perjury that I am a claimant in this proceeding or the duly-authorized representative of a claimant; that I have read the contents of this Objection (both sides and any attachments) and know the contents thereof; and that the information contained in the Objection is true based on my own personal knowledge, except those portions of the Objection which are indicated as being known to me on information and belief and, as to those portions, I believe them to be true.

Alfred S. Cox [Signature]

Signature of Objector or Objector's Representative

SUBSCRIBED AND SWORN to before me this 11 day of May 1992.

James R. Ritterhouse
Notary Public for the State of Arizona



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WFR No. 113-14-005

State Land Department

ATTACHMENT

STATEMENT OF THE OBJECTION

11. Other Objections. Claim date. Vol. 5, Table 2, Page 225.

REASON FOR THE OBJECTION

11. The HSR shows (Vol. 5, Table 2, Page 225) four pre-Filing Numbers with an 1884 claim date:

36-0005239 36-0005240 36-0005583 36-0005585

The HSR shows at the same page four Filing Numbers with an 1884 claim date:

39-0007421 39-0007422 39-0013353 39-0013355

At the same page, the HSR shows three Pre-Filing Numbers with a 1905 claim date:

36-0064063 36-0064065 36-0064067

At the same page, the HSR shows four Filing Numbers with a 1905 claim date:

39-0003353 39-0003355 39-0003356 39-0011760

The state of Arizona did not exist in 1884 or in 1905. The United States admitted

Arizona as a state in 1912, at which time it conveyed public domain lands to the new state. The historic record does not substantiate the 1884 or the 1905 claim date (900).

The use of the water claimed depletes water for senior federal and Indian water rights (1150).