

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

APACHE CO. SUPERIOR COURT
FILED

NO. _____

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

MAY 29 1991

No. 6417

DECEMBER 3 1988
RICHARD D. LUPKE, CLERK
DEPUTY

RECOMMENDED FORM
FOR OBJECTIONS TO THE
Hydrographic Survey Report for the
Silver Creek Watershed

Please file a separate objection for each watershed file report. Objections to information contained in Volumes 1 & 2 can be stated on one objection form. Objections must be written. Use of this form is suggested. Objections must be received on or before May 29, 1991.

This Objection is directed to Watershed File Report No. 033- 51 - 031 - _____
(please insert no.)

OBJECTOR INFORMATION

Objector's Name: Apache Railway Company
Objector's Address: P.O. Drawer E
Snowflake, Arizona 85937
Objector's Telephone No.: (602) 536-4314

Objector's Watershed File Report No. (if the Objector's claimed water rights are located within the Silver Creek Watershed): 033- _____ - _____ - _____

Or Objector's Statement of Claimant No. (if the Objector's claimed water rights are located outside the Silver Creek Watershed): 39- _____
see attached

STATEMENT OF THE OBJECTION

The following are the main categories of the typical watershed file report (not all watershed file reports have all these categories). Please check the category(ies) of the watershed file report to which you object, and state the reason for the objection on the following page.

Please check appropriate box(es)

- 1. I object to the description of Land Ownership
- 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
- 4. I object to the description of the Diversions for the claimed water right(s)
- 5. I object to the description of the 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)
- 9. I object to the description of Quantities of Use for the claimed water right(s)
- 10. I object to the Explanation provided for the claimed water right(s)
- 11. Other Objections (please state volume number, page number and line number for each objection)
See attached.

The reason for my objection is as follows (please number your objections to correspond to the boxes checked above, please attach supporting information and additional pages as necessary):

CATEGORY NUMBER

See attached.

I hereby make this Objection on this 29th day of May, 1991

[Signature]
Signature of Objector

FOR: Apache Railway Company
(If in a representative capacity)

STATE OF AZ
COUNTY OF Navajo

VERIFICATION
(Must be completed by Objector)

I declare under penalty of perjury that I am a claimant in this proceeding; that I have read the contents of the foregoing Objection and know the contents thereof; and that the information contained in the foregoing Objection is true based on my own personal knowledge, except for 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.

[Signature]
Signature of Objector

SUBSCRIBED AND SWORN to before me this 29 day of May, 1991

[Signature] Howard
Notary Public for the State of AZ
Residing at Snowflake
My commission expires 3-27-95

(SEAL)

CERTIFICATE OF MAILING

(Must be completed if you object to another Claimant's watershed file report. Does not need to be completed if you file an Objection to your own watershed file report or to information contained in Volumes 1 or 2 of the Hydrographic Survey Report.)

I hereby certify that a copy of the foregoing Objection was served upon the following Claimant(s) by mailing true and correct copies thereof on the 29th day of May, 1991, postage prepaid and addressed as follows:

Name: Melvin G. and Ruth A. Riddlebarger
Address: 7705 E. Greenway Road
Scottsdale, Arizona 85260

[Signature]
(Signature of Objector or person mailing in Objector's behalf)

Objections must be filed with the Clerk of the Superior Court in and for Apache County, Apache County Courthouse, P. O. Box 365, St. Johns, AZ 85936, on or before May 29, 1991. This means that the Objection must be received at the Clerk's office no later than 5:00 p.m. on Wednesday, May 29, 1991.

OBJECTIONS OF APACHE RAILWAY COMPANY
TO WATERSHED FILE REPORT NO. 033-51-031
(VOLUME IV, TABLE 2, PAGE 520)

The Arizona Department of Water Resources (the "Department") summarizes the Apache Railway Company's ("Apache Railway") Statement of Claim No. 36-0015026 and Statement of Claimant No. 39-0083032 in Watershed File Report No. 033-51-031 (the "File Report"), a copy of which is attached as Exhibit "A," in the Hydrographic Survey Report for the Silver Creek Watershed (the "HSR"). The File Report identifies Melvin G. and Ruth A. Riddlebarger as the owners of the place of use claimed in Statement of Claim No. 36-0015026 and Statement of Claimant No. 39-0083032. Apache Railway owns a right-of-way for its railroad line at the point of diversion and place of use described in that Statement of Claim and Statement of Claimant.

In the Uses Section of the File Report, the location for PWR #SW001 is described inaccurately. The correct location for PWR #SW001 is NE1/4 NW1/4 SW1/4, Section 10, Township 11 North, Range 22 East.

In the Explanation Section of the File Report, the Department reported that Apache Railway filed Statement of Claim No. 36-0015020. Actually, Apache Railway filed Statement of Claim No. 36-0015026 relative to the claim summarized in the File Report.