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

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

No. W111002404

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. 11305 004 (please insert no.) or Catalogued Well 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: FS - CORONADO

Address: 301 W. CONGRESS

TUCSON AZ 85701

(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.)

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

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

OFFICIAL SEAL
JAMES ROBERT RITTERHOUSE
Notary Public - State of Arizona
MARICOPA COUNTY
My Comm. Expires Jan 5, 1994

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.

STATEMENT OF THE OBJECTION

The following the are 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**
- ☒ 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 **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)
- ☒ 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, 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 attach supporting information and additional pages as necessary):

CATEGORY NUMBER

See Attached

Attachment to Objection re FS Coronado
WFR# 113-05-004

2. HSR does not show a location of POU for pre-filing(s) (430)

2. The HSR shows that quantities of water in AFA from filing(s) and/or pre-filing(s) are inconsistent. (478)(430)

2. The historical record does not support the early claim date(s) (900)

4. Use of the water claimed depletes water for senior federal and Indian water rights (1150)

9. HSR does not show claimed water use rate. (1000)

10. Claimed uses were not found by DWR. (830)

WFR No 113-05-004

United States Forest Service

ATTACHMENT

OBJECTION 11. Other Objections (please state volume, page and line number for each objection)

Vol. 5, Table 2 page 62.

Reason No. 11: The HSR shows (Vol. 5, Table 2, Page 62) four Filing Numbers with an 1895 claim date:

36-0081052

39-0081053

39-0004471

39-0004477

The United States did not reserve a water use priority date earlier than the date when Coronado National Forest was reserved. The president proclaimed the Coronado National Forest on July 2, 1908. The historic record does not substantiate the 1895 claim date. (900)

WFR No. 113-05-004

United States Forest Service

ATTACHMENT

Objection 5 = description of Uses

Reason 5 = The HSR shows (Vol. 5, Table 2, Page 62) three Filing Numbers with no use location information whatsoever:

36-0024079

36-0081052

36-0081053

No use location = no claim.

Filing Number 36-0081045 and Filing Number 39-0004482 both claim domestic and stock uses with a 1914 claim date, but ADWR found: "FILINGS 36-81045 & 39-4482 - CLAIM DOMESTIC AND STOCKWATERING USES. NO DOMESTIC OR STOCKWATERING USES WERE FOUND AT THE CLAIMED LOCATION." (830)

WFR No 113-05-004
ATTACHMENT

OBJECTION 11. Other Objections (please state volume, page and line number for each objection)

[Vol. 2, page 2, lines 61-62 of text]; and Vol. 5, Table 2 page 62, lines 1-2, 14-15, 29, 34, 40-41, 49 [for filing 36-0024079 Threeway Spring] numbering continuously exclusive of headings.

Reason No. 11: The United States did not reserve a water use priority date (1880) earlier than the date when Coronado National Forest was reserved. The president proclaimed the Coronado National Forest on July 2, 1908. The historic record does not substantiate the claim date. (900)

RECEIVED MAY 8 1992

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

W1 11 002404

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. 113 · 05 · 004 · ____ (please insert no.)

or Catalogued Well No. ____ (please insert no.)

OBJECTOR INFORMATION

Objector's Name: united States of America, USDA Forest Service

Objector's Address: Coronado National Forest, 300 W. Congress, Tucson AZ 85701

Objector's Telephone No. (602) 670-6483

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):

113 · 05 · 004 · ____

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 ____

COUNTY OF ____

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 18th day of May, 1992, postage prepaid and addressed as follows:

Name Joyce & Virgil Mercer

Address Box 158

Mammoth, Az. 85618

(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.)

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.

Gary B. Randall

Signature of Objector or Objector's Representative

SUBSCRIBED AND SWORN to before me this 8th day of May, 1992.

Karen Thomas

Notary Public for the State of ____

Residing at ____

My commission expires ____

OFFICIAL SEAL
KAREN THOMAS
NOTARY PUBLIC - STATE OF ARIZONA
MARICOPA COUNTY
My Comm. Expires Aug. 13, 1993

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.

STATEMENT OF THE OBJECTION

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☐ 10. I object to the **Explanation** provided for the claimed 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 attach supporting information and additional pages as necessary):

CATEGORY NUMBER	
1	See attached for objections to category 1.

WATERSHED FILE REPORT NO. 113-05-004

STATEMENT OF OBJECTIONS

ALLOTTEE - Mercer, Joyce & Virgil

Category No. 1 - Land Ownership - 320

The following claims are challenged on the basis that the claimant is not the landowner. If the court determines that the entitlements must be held by the landowner, the United States respectfully requests the court to substitute the United States, USDA Forest Service as the owner of the entitlements so as to not forfeit the priority date and to not work a hardship on the lessee or permittee claimants.

36-0081045
36-0081052
36-0081053
39-0004471
39-0004477
39-0004482
4A-0001229