

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

W1-11-000245

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.

111 20 050

(please insert no.)

or Catalogued Well No.

(please insert no.)

92 MAY 18 AM 8:53
FILED
BY S. Burgh
DEP

OBJECTOR INFORMATION

Objector's Name: City of Mesa
Objector's Address: P.O. Box 1466, Mesa, Arizona 85211-1466
Objector's Telephone No.: (602) 644-2343

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):
39-18-37263-37640,
39-07-7828

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

Name: Huachuca City Municipal Water Supply
Address: 500 North Gonzales Blvd.
Huachuca City, AZ 85616

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.

Stephen J. Burgh
Signature of Objector or Objector's Representative

SUBSCRIBED AND SWORN to before me this 15th day of May, 1992

Carla Wagner

Notary Public for the State of Arizona

Residing at Mesa

My commission expires 10-25-95

(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 to Objection re Huachuca City Municipal
Water Supply, WFR # 111-20-050

- 11 Objector has objected to Volume 1, page 555, lines 8-23, of the San Pedro HSR for the reason that the investigation and method of reporting data employed by DWR is insufficient to determine whether an appropriable surface water right has been lost through forfeiture and abandonment. (143) In addition, "discontinued use" or "forfeiture and abandonment" have no legal application to groundwater rights, A.R.S. § 45-401 et. seq.; DWR has arbitrarily exempted certain classes of water users from reporting "discontinued uses"; DWR's methods of investigating and reporting "discontinued uses" fail to distinguish between a true case of non-use and a case where the place of use has changed; and DWR has incorrectly assumed that non-use of water is a relative factor in the examination of municipal water rights, A.R.S. § 45-152(B)(4). This WFR contains a claim which is representative of the DWR practices which were described in Volume 1. (1218)
- 11 Objector has objected to Volume 1, page 559, lines 13-23, of the San Pedro HSR for the reason that DWR has reported a "place of use" for municipal surface water rights. This information is not a necessary component of a municipal surface water right. Compare A.R.S. § 45-152(B)(1) with A.R.S. § 45-152(B)(4). The incorrect inference arising from the method DWR used to report municipal uses is that the appurtenancy doctrine applies to municipal uses. Also, as to municipal service area groundwater wells, the place of use is limited only by the reasonable use

doctrine. See A.R.S. § 45-453. (143) This WFR contains a water right claim which is representative of Objector's underlying objection. (700, 1218)

- 11 Objector has objected to Volume 1, pages 267-304 and C-87, all lines, for the reason that DWR has attempted to apply water conservation limitations and measures to municipal water rights, placed artificial limitations on the growth of municipal water rights, and placed quantity limitations on groundwater rights which conflict with the reasonable and beneficial use standards applicable to groundwater rights. Finally, DWR has been arbitrary and capricious in treating domestic uses differently than municipal uses. (116, 160). This WFR contains a claim which is representative of the DWR practices which were described in Volume 1. (540, 810, 1010, 1030, 1040, 1218)

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
W111000245

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

Please use 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.

111-20-050

Catalogued Well No.

OBJECTOR INFORMATION

Objector's Name: City of Phoenix
Objector's Address: Suite 800
251 W. Washington St.
Phoenix, AZ 85003

Objector's Telephone: (602)-262-6761

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): N/A

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

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

39-07-7927; 39-05-50153 through 39-05-50155; 39-L8-37666 through 39-L8-37691

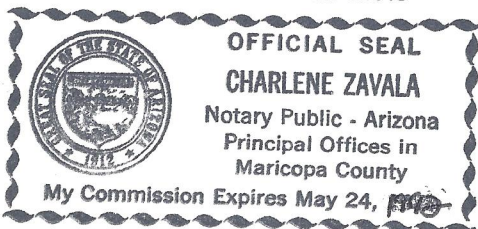
STATE OF ARIZONA
COUNTY OF MARICOPA

VERIFICATION

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

HUACHUCA CITY MUNI. WATER
& SUPPLY
500 N. GONZALES BLVD.

HUACHUCA CITY AZ 85616



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; 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.

M. James Callahan

Signature of Objector or Objector's Representative

SUBSCRIBED AND SWORN to before me this 18th day of May, 1992

Charlene Zavala

Notary Public for the State of Arizona
Residing at: Phoenix, Maricopa County, Arizona
My commission expires: MAY 24, 1992

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.

92 MAY 18 PM 3:57 FILED
JUDITH ALLEN CLERK BY [Signature] DEP

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**
- X 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)
- X 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 & Diversion** for the claimed water right(s)
- X 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)
- X 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
Numbers

2
3
4
5
8
11

Attachment to Watershed File Report: 111-20-050

PHOENIX OBJECTS TO CATEGORY 4 FOR THE REASON THAT: DWR FAILS TO DEPICT THE BRIGHTLINE ON THE REGIONAL MAP WHICH DEPICTS THE HUACHUCA CITY MUNICIPAL WATER SUPPLY, SO THAT IT IS IMPOSSIBLE TO EVALUATE DWR'S CONCLUSION THAT THE WELLS FALL IN ZONE 2. (510)

PHOENIX OBJECTS TO CATEGORY 11 FOR THE REASON THAT: A SIMILAR OBJECTION IS MADE BY PHOENIX TO VOLUME 9. (510)

THE WATERSHED FILE REPORT RELATES TO THE HUACHUCA CITY MUNICIPAL WATER SUPPLY (MAJOR USER CODE 1218)

Attachment to Watershed File Report: 111-20-050

PHOENIX OBJECTS TO CATEGORY 2 FOR THE REASON THAT: DWR REPORTS THE 1957 WELL CONSTRUCTION DATE INCLUDED ON THE STATEMENTS OF CLAIMANT AS THE CLAIMED PRIORITY DATE, CHARACTERIZING IT AS "CLEARLY STATED INFORMATION," YET ON THESE TWO SAME STATEMENTS OF CLAIMANT FILED BY THE TOWN OF HUACHUCA CITY, ONE LEAVES THE PRIORITY DATE BLANK THE OTHER STATES 1967. (471)

PHOENIX OBJECTS TO CATEGORY 11 FOR THE REASON THAT: A SIMILAR OBJECTION IS MADE BY PHOENIX TO VOLUME 1, PAGES 579-580 AND 582. (146) THE WATERSHED FILE REPORT RELATES TO THE TOWN OF HUACHUCA CITY (MAJOR USER CODE 1218).

Attachment to Watershed File Report: 111-20-050

Phoenix objects to Categories 3 and 8 for the reason that: DWR uses well construction information provided on a Statement of Claimant to assign an apparent date of first use to MU001 yet DWR fails to investigate and report well registration information pertaining to these claims. (410)

Phoenix objects to Category 3 for the reason that: DWR reports the 1957 well construction date included on the Statement of Claimants as the claimed priority date, characterizing it as "clearly stated information," yet on those two Statement of Claimant's filed by the Town of Huachuca City one leaves the priority date blank and the other states 1967. (430)

Phoenix objects to Category 5 for the reason that: DWR assigns the Town of Huachuca City's wells to Zone 2 without regard to either the amount of stream depletion attributable to each well or the amount of time necessary for depletion to occur and without regard to the magnitude or immediacy of impact to aquifers underlying federal reservations. (532)

Phoenix objects to Category 8 for the reason that: DWR reports an apparent quantity for MU001 which reflects the quantity of water delivered, rather than the quantity pumped, so that transmission losses in the water delivery system are improperly excluded from the Potential Water Right. (1040)

The Watershed File Report relates to the Huachuca City Municipal Supply. (Major Use Code 1218)

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

No. W1, W2, W3 & W4
Contested Case No. W1-11-000245

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. 111-20-___-050 or Catalogued Well No. _____
(please insert no.) (please insert no.)

OBJECTOR INFORMATION

Objector's Name: Salt River Project
Objector's Address: Post Office Box 52025
Phoenix, Arizona 85072-2025
Objector's Telephone No: (602) 236-2210

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 Watershed):
39-07 01040, 01041, 01206, 01207, 01998
39-05 50053, 50054, 50055
39-L8 35212, 35213

STATE OF Arizona
COUNTY OF Maricopa

VERIFICATION (must be completed by objector)

I hereby make this Objection. I certify that, if required, copy of the foregoing Objection was served upon the following Claimant(s) by mailing true and correct copies thereof on the 14th day of May, 1992, postage prepaid and addressed as follows:

Name: HUACHUCA CITY MUNI. WATER
Address: 500 N. GONZALES BLVD.
HUACHUCA CITY, AZ 85616

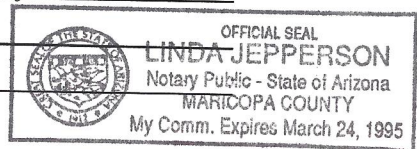
I declare under penalty of perjury that I am a claimant in this proceeding or the duly-authorized representative of a claimant; that I have read the contents of this Objection (both sides and any attachments) and know the contents thereof; and that the information contained in the Objection is true based on by 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.

David C. Roberts
Signature of Objector or Objector's Representative

SUBSCRIBED AND SWORN to before me this 1st day of May, 1992.

Linda Jepperson
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.

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
- 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 the 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)

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 ATTACHMENT 1

In this attachment the uniform code designated by the

Special Master in accordance with Case Management

Order No. 1 is shown in parenthesis following each

objection statement.

ATTACHMENT 1

The following objection is directed to the Huachuca City Municipal Water Supply. The corresponding major user number for the Huachuca City Municipal Water Supply is 1218.

WFR CATEGORY 11 - OTHER

The Salt River Project objects to the reporting format and content of Zone 2 Well Reports. In Watershed File Reports (WFRs) for water uses supplied by surface water or Zone 1 wells, DWR regularly includes information pertaining to claims, applicable filings and decrees, an analysis of such claims, filings and decrees, a Potential Water Right (PWR) summary and a quantity or quantities of use. By contrast, Zone 2 Well Reports contain "Water Use Numbers" instead of PWRs, fail to include or analyze relevant information pertaining to applicable filings and decrees, and fail to report or analyze claimed uses, dates and quantities.

In order to avoid premature and unnecessary distinctions between water uses supplied by Zone 2 wells and those supplied by surface water or Zone 1 wells, DWR should report the same types of information for all uses, regardless of their source of supply, until the application of state and federal law to groundwater is clearly and finally resolved.

It is the Salt River Project's position that water use from a Zone 2 well should be adjudicated in the same manner as other surface water diversions. Thus, a PWR or PWRs should have been created for this use. Therefore, the term "Potential Water Right" (PWR) has been used in place of DWR's "Water Use Number" in the objections set forth below. Likewise, the term "Watershed File Report" (WFR) is used in place of "Zone 2 Well Report" in those objections (0200).

WFR CATEGORY 8 - PWR SUMMARY

The Salt River Project objects to the assignment of a single Potential Water Right (PWR) for this use. Previous filings, where available, are the evidentiary foundation for the attributes of a water right. Where water use has increased incrementally over time and increases are not attributable to a previous filing, a new PWR should be created for the amount of each unattributable increase, with an apparent date of first use as of the date of increase.

The Watershed File Report does not match any previous filings to this PWR. Accordingly, this PWR should be assigned an amount reflecting the initial quantity of use. A separate PWR should be created for each additional increase, with a date of apparent first use as of the date of each increase (0930,1090). This objection applies to: MU001.

WFR CATEGORY 9 - QUANTITIES OF USE

The Salt River Project objects to the failure of DWR to calculate a diversion rate for this Potential Water Right (PWR). All PWRs assigned a point or points of diversion should be assigned a separate diversion rate for each point of diversion. Diversion rates should be calculated at the point of diversion and should include conveyance losses (1010). This objection applies to: MU001.

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

Contested Case File: W111000245
Major User No. 1218

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. 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.

92MAY 12 AM 9:34
FILED
BY JUDITH ALLEN, CLERK
DEP

This objection is directed to Watershed
File Report or Zone 2 Well Report No.

111-20-050

or Catalogued Well No.

(please insert no.)

(please insert no.)

OBJECTOR INFORMATION

Objector's Name:
United States of America

Co-Objector's Name:
Gila River Indian Community
c/o Cox & Cox

Co-Objector's Name:
San Carlos Apache Tribe; Tonto
Apache Tribe; Yavapai-Apache Indian
Community; Camp Verde Reservation
c/o Sparks & Siler, P.C.

Objector's Address:
601 Pennsylvania Ave.
Washington, D.C. 20004

Co-Objector's Address:
Suite 300 Luhrs Tower
Phoenix, AZ 85003

Co-Objector's Address:
7503 First Street
Scottsdale, AZ 85251

Objector's Telephone No.:
(202) 272-4059 / 272-6978

Co-Objector's Telephone No.:
(602) 254-7207

Co-Objector's Telephone No.:
(602) 949-1998

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):

111-19-009

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

VERIFICATION (must be completed by objector)

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.

111-20-050
Name: HUACHUCA CITY MUNI. WATER
SUPPLY
TOWN OF HUACHUCA CITY
Address: 500 N. GONZALES BLVD.
HUACHUCA CITY AZ 85616

Gary B. Randall
Signature of Objector or Objector's Representative

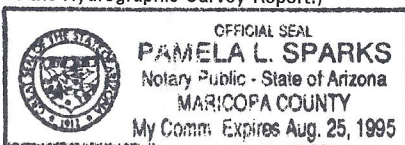
Alfred S. Cox
Signature of Co-Objector or Co-Objector's Representative

Joe Sparks
Signature of Co-Objector or Co-Objector's Representative

SUBSCRIBED AND SWORN to before me this 17th day of May, 1992.

Pamela L. Sparks

(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.)



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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**.
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):

2. The claimant and/or ADWR fail(s) to associate this claim with a pre-adjudication water filing as required by Arizona statute. (SM 420)

Adjudication filings associated with this WFR contain inaccurate or incomplete information. (SM 478)

The use of water listed under this Watershed File Report is challenged because it interferes with downstream federal reserved rights and is contrary to state and federal law. (SM 560)

One or more of the POD legal descriptions listed in the WFR is too general. (SM 623) (3900031280000)

One or more of the filings or pre-filings as reported in this WFR is missing a place of use legal description. (SM 720) (3900113230000)

One or more of the POU legal descriptions listed in the WFR is too general. (SM 720) (3900031280000; MU001)

Applicable or potentially applicable filings indicate a volume of actual or claimed use less than the volume estimated by ADWR (both maximum observed and regional use for irrigation PWR's). The claimant is not entitled to more than actually used or claimed. (SM 1000)

The claimant associated with this Watershed File Report has expanded the claimed volume without providing documentation to support such expansion. (SM 1090)

3. Adjudication filings associated with this WFR contain inaccurate or incomplete information. (SM 478)
4. The diversion is not associated with a POU. It may be unused, discontinued or not applicable and should not be assigned a water right. (SM 600)

8. The claimant and/or ADWR fail(s) to associate this claim with a pre-adjudication water filing as required by Arizona statute. (SM 420)

The use of water listed under this Watershed File Report is challenged because it interferes with downstream federal reserved rights and is contrary to state and federal law. (SM 560)

One or more of the POD legal descriptions listed in the WFR is too general. (SM 623) (3900031280000)

The legal description for the place of use of a potential water right listed by ADWR is not fully supported by applicable filings. (SM 720) (MU001000; MU001001; MU001002; MU001003; MU001004; MU001005; MU001006)

One or more of the POU legal descriptions listed in the WFR is too general. (SM 720) (3900031280000; MU001)

Applicable or potentially applicable filings indicate a volume of actual or claimed use less than the volume estimated by ADWR (both maximum observed and regional use for irrigation PWR's). The claimant is not entitled to more than actually used or claimed. (SM 1000)

9. Applicable or potentially applicable filings indicate a volume of actual or claimed use less than the volume estimated by ADWR (both maximum observed and regional use for irrigation PWR's). The claimant is not entitled to more than actually used or claimed. (SM 1000)

The claimant associated with this Watershed File Report has expanded the claimed volume without providing documentation to support such expansion. (SM 1090)

11. The Potential Water Rights for this Watershed File are not fully documented in the HSR. A description of the claimants' PWR is not contained in any of the Watershed File Reports in Volumes 3 through 6. Also, applicable filings are not described and annual volume used is over-estimated. (SM 200)

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MANDATORY FORM FOR OBJECTIONS TO
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The San Pedro River Watershed

No. W111000245

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.

MAY 13 AM 8:41
FILED
JUDITH ALLEN, CLERK
SUPERIOR COURT
MARICOPA COUNTY

This objection is directed to Watershed _____ or Catalogued Well No. _____
File Report or Zone 2 Well Report No. 11120 050
(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
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 13 day of May, 1992, postage prepaid and addressed as follows:

Name: HUACHUCA CITY MUNI. WATER
Address: 500 N. GONZALES BLVD.
HUACHUCA CITY AZ 85616

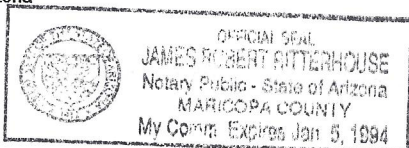
I declare under perjury that I am a claimant in this proceeding or the duly-authorized representative of a claimant; that I have read the contents of this Objection (both sides and any attachments) and know the contents thereof, and that the information contained in the Objection is true based on my 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
Joe Sparks

Signature of Objector or Objector's Representative

SUBSCRIBED AND SWORN to before me this 13 day of May 1992.

James R. Rutter
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.)

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.

STATEMENT OF THE OBJECTION

- 1. I object to the description of Land Ownership

X 2. I object to the description of Applicable Filings and Decreases

- 3. I object to the description of DWR's Analysis of Filings and Decreases

X 4. I object to the description of Diversions for the claimed water right(s)

X 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 unclaimed water right(s)

- 11. Other Objections (please state volume, page and line number for each 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 (150).

2 HSR does not show a well registration filing (420).

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

2 Not all wells have applicable statement of claimants (475).

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

25 MAY 13 11:09 AM '11

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
W1-11-000245

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. 111 - 20 - ___ - 050
(please insert no.) or Catalogued Well No. _____
(please insert no.)

92MAY 11 PM 12:52
JUDITH ALLEN, CLERK
DEP
BY
J. Campbell

OBJECTOR INFORMATION

Objector's Name: Magma Copper Company (1267) ASARCO Incorporated (1263)
Objector's Address: 7400 North Oracle Rd P.O. Box 8
Suite 200 Hayden, Arizona 85235
Tucson, Arizona 85704
Objector's Telephone No.: (602) 575-5600 (602) 356-7811

* The names, addresses and telephone numbers of Objectors' attorneys are on the back of this form.

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):
Magma Copper Company: 113-08-XXXX-022, et al. ✓
ASARCO Incorporated: 114-01-XXXX-005, et al. ✓

Or Objector's Catalogued Well Number (if the Objector's claimed water rights appear only in Volume 8 of the HSR):
NOT APPLICABLE

Or Objector's Statement of Claimant No. (if the Objector's claimed water rights are located outside the San Pedro River Watershed):
39 - NOT APPLICABLE

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 forgoing Objection was served upon the following Claimant(s) by mailing true and correct copies thereof on the 11th day of May, 1992, postage prepaid and addressed as follows:

Name HUACHUCA CITY MUNI. WATER
& SUPPLY
Address TOWN OF HUACHUCA CITY
500 N. GONZALES BLVD.
HUACHUCA CITY, AZ 85616

Major user code: 1218

(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)

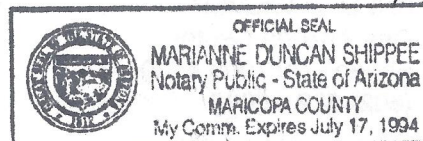
I declare under penalty of perjury that I am a claimant in this proceeding or the duly-authorized representative of a claimant; that I have read the contents of this Objection (both sides and any attachments) and know the contents thereof; and that the information contained in the Objection is true based 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.

Jeffrey W. Crockett
Signature of Objector's Representative (Magma)

Juni O'Brien King
Signature of Objector's Representative (ASARCO)

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

Marianne Duncan Shippee



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**
- 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: 4, 8 and 11

Magma Copper Company ("Magma") and ASARCO Incorporated ("ASARCO") submit this objection as co-objectors.

Magma and ASARCO object to the inclusion of groundwater in this Adjudication because groundwater is not subject to claims based on federal law (Uniform Objection Code Nos. 561, 562 and 1134). In addition, this objection is intended to preserve this issue until such time as it is resolved by the Arizona Supreme Court. (Uniform Objection Code No. 1130)

While this objection pertains to a specific Zone 2 Well Report number ("Zone 2 Report"), Magma and ASARCO are objecting to each Zone 2 Report that classifies a well as a "Zone 2 Well", that extends federal reserved rights to groundwater pumped from the Zone 2 Well(s), or that otherwise creates a presumption that groundwater withdrawals from the well(s) significantly affect federal reserved rights.

With respect to this particular Zone 2 Report, Magma and ASARCO presently believe that groundwater withdrawn from the subject well(s) does not significantly diminish water otherwise available to a federal reservation and therefore is not subject to the Gila Adjudication. However, should it be determined that groundwater withdrawn from the well(s) does significantly diminish water otherwise available to a federal reservation, Magma and ASARCO object to such use where such groundwater withdrawal interferes with paramount water rights of Magma or ASARCO. (Uniform Objection Code Nos. 1135, 1136 and 1150)

Magma and ASARCO are also filing this objection to obtain notice and an opportunity to be heard on all issues in the event that claims to the groundwater referenced in claimant's Zone 2 Report are adjudicated.

Attorneys for Magma:

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Carlos D. Ronstadt (006468)
Jeffrey W. Crockett (012672)
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(602) 382 - 6000

Attorneys for ASARCO:

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