

W111003325

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. 11505 001 or Catalogued Well No. _____
(please insert no.) (please insert no.)

92 MAY 15 PM 1:21
FILED
BY JUDITH ALLEN, CLERK
DEP

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):
11505 001

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: Robert F. Kramme
Route 1 Bonita
Address: _____
Willcox, AZ 85643

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.

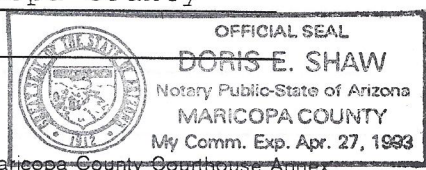
Gordon E. Collins
Signature of Objector or Objector's Representative

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

Doris 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.: 11505 001

<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
The Arizona State Land Department objects that previously submitted, amended or corrected information is not reflected in the HSR. The complete use and diversion location of 39-7039 in the Applicable Filings and Decrees section should be Lot 5 (NWSW) 6 080S 200E.	200, 400
The Arizona State Land Department objects that the following SOC, which claimed two uses, was given only one PWR. A PWR should be assigned for each use. 39-13200	200, 400, 600, 700, 800

Incorrect locations for SP010, SP009 and SW008 are listed in the DWR Analysis of Filings and Decrees section of this WFR. The correct location of SP010 (39-7040) is SESE 6 8S 20E, SP009 (39-7039) is Lot 5(NWSW) 6 8S 20E and SW008 (39-7042) is NWNE 8 8S 20E.

200, 400,
600, 700

The Arizona State Land Department objects to DWR's failure to assign a PWR to the following claim(s) in the PWR summary: 39-7031, 39-7032, 39-7033, 39-7041, 39-13197.

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800

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Objector's Name: ARIZONA STATE LAND DEPARTMENT
Objector's Address: 1616 W. Adams, Phoenix, AZ 85007
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STATE OF ARIZONA
COUNTY OF Maricopa

VERIFICATION (must be completed by objector)

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Name: Joseph D. Marco
8751 E. Rockcliff Rd.
Address: _____
Tucson, AZ 85715

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. Colhuis
Signature of Objector or Objector's Representative

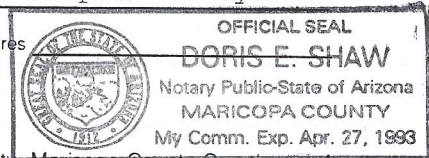
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Doris E. Shaw
Notary Public for the State of Arizona

Residing at Maricopa County

My commission expires _____

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92 MAY 15 PM 1:2
FILED
JUDITH ALLEN, CLERK
DEP
B. J. Anderson

ATTACHMENT

WATERSHED FILE REPORT NO.: 11505 001

<u>OBJECTION(S)</u>	<u>UNIFORM CODE(S)</u>
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800

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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. W1-11-003325

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. 115-05-____-001 or Catalogued Well No. _____
(please insert no.) (please insert no.)

OBJECTOR INFORMATION

92 MAY 14 AM 11:48
FILED
BY J. D. [unclear]
JUDICIAL ADMINISTRATION
DEPT

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

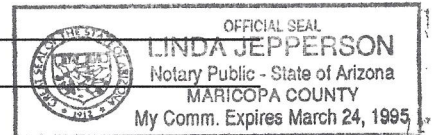
I declare under penalty of perjury that I am a claimant in this proceeding or the duly-authorized representative of a claimant; that I have read the contents of this Objection (both sides and any attachments) and know the contents thereof; and that the information contained in the Objection is true based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



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

WFR CATEGORY 8 - PWR SUMMARY

The Salt River Project objects to the apparent date of first use assigned to this Potential Water Right (PWR). Previous filings, in this case, filings made pursuant to the Water Rights Registration Act (WRRRA), are the evidentiary foundation for the priority date associated with a water right. The Watershed File Report fails to set forth sufficient historical evidence to refute the date of priority claimed in the WRRRA filing matched to this PWR. In the absence of such evidence, the apparent date of first use for this PWR should be the date claimed in the WRRRA filing (0920). This objection applies to: SP002 and SP003.

* * * *

The Salt River Project objects to the apparent date of first use assigned to this Potential Water Right (PWR). Previous filings, including certificates of water right, are the evidentiary foundation for the priority date associated with a water right. This PWR has been matched to a certificate of water right only. The apparent date of first use for this PWR should be the priority date set forth in the certificate, unless sufficient historical evidence indicates a contrary date.

The Watershed File Report fails to articulate sufficient historical evidence to refute the priority date set forth in the certificate matched to this PWR. In the absence of such evidence, the apparent date of first use assigned to this PWR should be the date set forth in the certificate (0920). This objection applies to: SP010.

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No. W111003325

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JUDICIAL ALLEN, CLERK
 BY *S. Bergeson*
 FILED
 02 MAY 14 AM 9:20

This objection is directed to Watershed _____ or Catalogued Well No. _____
 File Report or Zone 2 Well Report No. 11505 001
 (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:

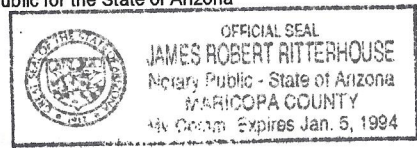
Name: SLD
 Address: 1616 W. ADAMS STREET
 PHOENIX AZ 85007

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 S. Cox _____
 Signature of Objector or Objector's Representative

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

James R. Rittal
 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.)

13

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)
- 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)

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 does not show Water Rights Registration for each Zone 1 Potential Water Right (420).
- 2) HSR does not show a quantity of water in AFA for Statement of Claimant (478).
- 2) HSR does not show location of POU for Statement of Claimant (478).
- 2) HSR does not show a location of POU for pre-filing(s) (430).
- 2) HSR does not show a Well Registration filing (420).
- 4) Impoundment of water interferes with senior federal and Indian water rights (1150).
- 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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FILED
92 MAY 15 PM 1:21
JUDITH ALLEN, CLERK
BY *[Signature]* DEP

OBJECTOR INFORMATION

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

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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: Kaibab Industries
4602 E. Thomas Rd.
Address: _____
Phoenix, AZ 85018

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.

[Signature]
Signature of Objector or Objector's Representative

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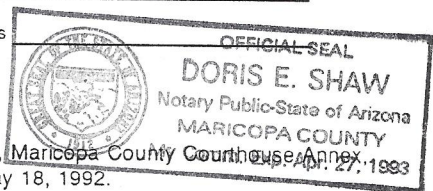
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File Report or Zone 2 Well Report No.
11505 001

FILED
92 MAY 18 AM 10:45
JUDITH ALLEN, CLERK
BY
D. [Signature]

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:

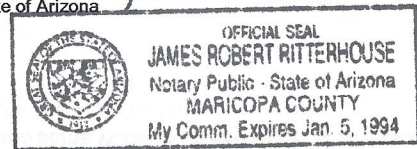
Name: SLD
Address: 1616 W. ADAMS STREET
PHOENIX AZ 85007

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 [Signature]
Signature of Objector or Objector's Representative

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

James R. Ritterhouse
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.)

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 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

W. F. R. No. 115-05-001

State Land Department

ATTACHMENT

STATEMENT OF THE OBJECTION

11. Other objections. Claim date. Vol. 6, Table 4, Page 106.

REASON FOR OBJECTION

11. The HSR (Vol. 6, Table 4, Page 106) shows Pre-Filing Number 36-0005071 with an 1883 claim date, and twelve Pre-Filing Numbers with an 1884 claim date:

36-0005067	36-0005070	36-0005074	36-0005445
36-0005068	36-0005072	36-0005075	36-0005446
36-0005069	36-0005073	36-0005444	36-0005448

The HSR shows at the same page 13 Filing Numbers with an 1884 claim date:

39-0007030	39-0007037	39-0007042	39-0013200
39-0007034	39-0007038	39-0013195	
39-0007035	39-0007039	39-0013196	
39-0007036	39-0007040	39-0013198	

The HSR shows Filing No. 39-0012022 with a 1910 claim date, but shows no diversion or use location nearer than a section number nor quantity of water in AFA (478).

The state of Arizona did not exist in 1883, 1884, or 1910. 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 1883, 1884, or 1910 claim date (900).

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