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Lesley J. Nash
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June 13, 2016

Clerk of the Superior Court
Apache County
70 West Third South
St. Johns, AZ 85936

ATKINSON TRADING

RECEIVED

JUN 20 2016

LEGAL
DEPT OF WATER RESOURCES

Re: *In re The General Adjudication of All Rights to Use Water in the Little Colorado River System and Source; No. 6417*

Dear Clerk of the Court:

Enclosed please find an original and two copies of the Statement of Objection with attachment *Atkinson Trading Company, Inc.'s Comments to the Final Hopi Hydrographic Survey Report and Request to be Included on any Service List in any Contested Case Relating to the Hopi Hydrographic Survey Report* for filing.

Should you have questions, please do not hesitate to contact me.

Thank you.

Sincerely,

Sandi Horton, Legal Assistant to
Christina C. Sheehan

/sjh

Enclosures

Cc: Hon. Mark H. Brain (via federal express)
Susan Ward Harris (via federal express) ✓
Joseph P. Mentor, Jr./Bill Aloe (via U.S. regular mail)
Vanessa Boyd Willard (via U.S. regular mail)

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

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

NO. 6417

OBJECTION TO THE FINAL
HYDROGRAPHIC SURVEY REPORT
FOR THE HOPI RESERVATION

OBJECTOR

Name: Atkinson Trading Company, Inc.

Address: P.O. Box 2168, Albuquerque, New Mexico 87103

Telephone No.: (505) 848-1868

Statement of Claimant Nos. 39 -84050 and 39-88848

STATEMENT OF OBJECTION

The water right attributes described in Chapter 5 of the Final Hopi Hydrographic Survey Report are listed below. I object to one or more of the proposed water right attributes for the factual and/or legal reasons stated below. A description of the evidence to support those reasons is also provided:

Please see attached comments.

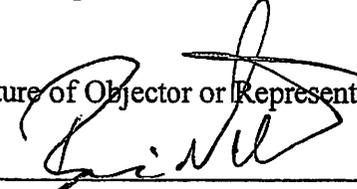
1. Type of Use _____
2. Legal Basis _____
3. Water Sources _____
4. Point of Diversion _____
5. Place of Use _____
6. Date of Priority _____
7. Quantity of Water Use _____

ATTACH ANY ADDITIONAL COMMENTS, INFORMATION OR DOCUMENTATION

VERIFICATION

STATE OF NEW MEXICO
COUNTY OF BERNALILLO

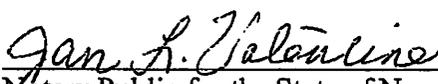
I declare under penalty of perjury that I am a claimant or the duly authorized representative of a claimant. I have read the Statement of Objection and verify, swear, and affirm that the information contained is true based on my personal knowledge, or is believed to be true based on information and belief.

Signature of Objector or Representative


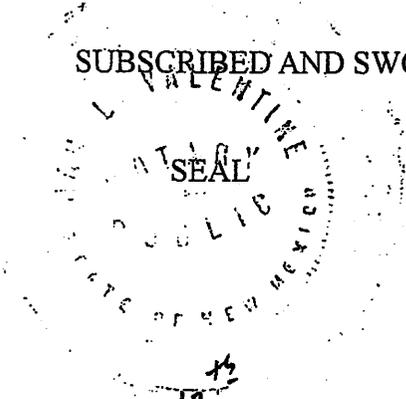
Name PO Box 2168 Albuquerque NM 87103-2168
bhn@modall.com

Address _____

SUBSCRIBED AND SWORN to before me this 13th day of June, 2016


Notary Public for the State of New Mexico

My Commission Expires: 8/12/16



CERTIFICATE OF SERVICE

On this 13 day of June, 2016, I hereby certify that the **original** Objection and **two** copies were filed with:

Clerk of the Superior Court
Apache County
70 West Third South
St. Johns, AZ 85936

On this 13th day of June, 2016, I further certify that a true and correct copy of this Objection was sent by first class mail to:

Joseph P. Mentor, Jr.
Bill Aloe
Mentor Law Group, PLLC
315 Fifth Avenue South, Suite 1000
Seattle, Washington 98104
Counsel for the Hopi Tribe

Vanessa Boyd Willard
Indian Recourses Section, ENRD
United States Department of Justice
Denver Field Office
999 18th South Terrace, Suite 370
Denver, Colorado 80202
Counsel for the United States

Brian K. Nichols
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(505) 848-1852
Brian.nichols@modrall.com
Attorneys for Atkinson Trading Company, Inc.

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

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

Case No. CV 6417

**Atkinson Trading Company, Inc.'s
Comments to the Final Hopi
Hydrographic Survey Report**

DESCRIPTIVE SUMMARY: Comments to the Final Hopi Hydrographic Survey Report and Request to be Included on any Service List in any Contested Case Relating to the Hopi Hydrographic Survey Report

Claimant Nos: Atkinson Trading Company, Inc.; Claims Nos. 39-84050 and 39-88848

NUMBER OF PAGES: 3

DATE OF FILING: June 13, 2016, via Federal Express to the Clerk of the Court, and via U.S. Mail to counsel for the Hopi Tribe and the United States

**ATKINSON TRADING COMPANY, INC.'S
COMMENTS TO THE FINAL HOPI HYDROGRAPHIC SURVEY REPORT AND
REQUEST TO BE INCLUDED ON ANY SERVICE LIST IN ANY CONTESTED CASE
RELATING TO THE HOPI HYDROGRAPHIC SURVEY REPORT**

Pursuant to Ariz. Rev. Stat. Ann. § 45-256(B), the Rules for Proceedings Before the Special Master §6.00 *et seq.* (Nov. 1, 1991), Pretrial Order No. 6 and the Arizona Department of Water Resources' ("ADWR") Objection Booklet, Atkinson Trading Company, Inc. ("ATC") submits the following comments as an attachment to its Statement of Objection form in response to the ADWR's Final Hopi Hydrographic Survey Report ("HSR"). ATC filed Statement of

Claims Nos. 39-84050 and 39-88848 in the Little Colorado River adjudication, and is therefore permitted to file an objection to the HSR.

ATC has both pre-1919 water rights and State of Arizona permitted water rights that could be implicated by any changes to the HSR. By filing these comments, ATC requests to receive notice of, and to be able to participate in, any court proceedings to address objections that are filed in response to the HSR. Accordingly, ATC should receive notice of all objections to the HSR and should be allowed to participate in any future court proceedings regarding the HSR.

Respectfully submitted,

MODRALL, SPERLING HARRIS
& SISK, P.A.

By: _____

Brian K. Nichols

P.O. Box 2168

Albuquerque, New Mexico 87103

bkn@modrall.com

(505) 848-1852

Attorneys for Atkinson Trading Company, Inc.

CERTIFICATE OF SERVICE

The original and two copies of the foregoing sent via Federal Express this 13th day of June 2016 to:

Clerk of the Superior Court
Apache County
P.O. Box 365
St. Johns, AZ 85936

A copy of the foregoing sent via Federal Express this 13th day of June 2016 to:

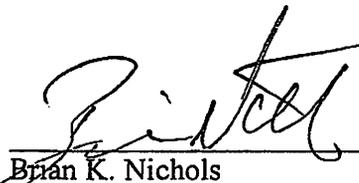
Hon. Mark H. Brain
Judge of the Superior Court
Central Court Building Suite 12A
201 West Jefferson
Phoenix, AZ 85003

Susan Ward Harris
Special Master
Central Court Building, Suite 3A
201 West Jefferson
Phoenix, AZ 85003

Copies of the foregoing were sent by first class mail this 13th day of June 2016 to:

Joseph P. Mentor, Jr.
Bill Aloe
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Seattle, Washington 98104
Counsel for the Hopi Tribe

Vanessa Boyd Willard
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United States Department of Justice
Denver Field Office
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Brian K. Nichols