

JUN 6 2016

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

SECRETED BY
2016 MAY 31 AM 9:

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

NO. 6417

APACHE COUNTY CLERK
APACHE CO SUPERIOR CT

OBJECTION TO THE FINAL
HYDROGRAPHIC SURVEY REPORT
FOR THE HOPI RESERVATION RECEIVED
(Deadline to file: June 15, 2016)

JUN 13 2016

OBJECTOR

LEGAL
DEPT OF WATER RESOURCES

Name David and Diane O'GRADY

Address 3675 E Jaguar Ave, Gilbert, AZ 85298

Telephone No. 480-586-0152

Statement of Claimant No. 39- 94967

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:

1. Type of Use Domestic, Agricultural &/or Animal husbandry
2. Legal Basis Prior use
3. Water Sources Cocouino Aquifer
4. Point of Diversion infringement or restriction of our right of access to the Cocouino Aquifer.
5. Place of Use 5786 Whirlwind Drive, Overgaard, Arizona, 85933
6. Date of Priority September 11, 2009
7. Quantity of Water Use (15) Fifteen acre feet per year

ATTACH ANY ADDITIONAL COMMENTS, INFORMATION OR DOCUMENTATION

STATE OF Arizona
County of Maricopa

VERIFICATION

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.

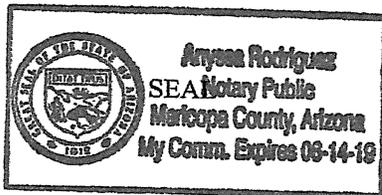
Signature of Objector or Representative

Daniel M. Harty & Diane M. O'Keefe
Name

3675 E Jeger Ave, Gilbert AZ
Address

85298

SUBSCRIBED AND SWORN to before me this 20th day of May, 2016.



[Signature]
Notary Public for the State of Arizona
My Commission Expires 06.14.2019

CERTIFICATE OF SERVICE

On this ____ day of _____, 201__, 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 ____ day of _____, 201__, 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

Final Hopi HSR Objection

May 19, 2016

I/we, Diane and David O'Grady, object to any possible infringement or restriction on our right to access water for domestic, agricultural or animal husbandry use from the Coconino Aquifer upon which our 12.5 acre properties designated 2013002286 and 20130022A7 on the Navajo County Accessor records, with the property address of 5186 Whirlwind Drive, Overgaard, AZ, 85933. This property resides in the community of Antelope Valley, AZ, specifically located outside of the Hopi Reservation Lands. Our objection specifically is to the language in the proposed Final Hopi HSR wherein they seek to claim water both inside and outside of their reservation lands. We pray the court affirms the Minute Order of November 4, 2004 wherein the court limited the Hopi claims to the Hopi Reservation Lands.

This objection does not seek to in any way restrict or inhibit the Hopi, Navajo or United States party litigants water access or use but only to preserve in perpetuity our relatively insignificant access and utilization of the deep Coconio Aquifer as specified above.

Thank you for your consideration in this matter.

Respectfully submitted,

David O'Grady



Diane O'Grady

