

SUPERIOR COURT OF ARIZONA
APACHE COUNTY

10/22/2018

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER SUSAN WARD
HARRIS

A. Hatfield

Deputy

FILED: 11/06/2018

In re: the General Adjudication
of All Rights to Use Water in the
Little Colorado River System and Source

CV 6417-203

In re: Hopi Reservation HSR

In re: Trial to the Court Day 24

MINUTE ENTRY

Courtroom: ECB 613

10:30 a.m. This is the time set for Trial to the Court before Special Water Master Susan Ward Harris.

The following attorneys and parties appear in-person: Jeffrey Leonard, Judith Dworkin and Evan Hiller on behalf of the Navajo Nation; Carrie Brennan and Kevin Crestin on behalf of the Arizona State Land Department; Lauren Caster, Bradley Pew and Brian Heiserman on behalf of the LCR Coalition; Erin Byrnes and Lee Storey on behalf of the City of Flagstaff; R. Jeffrey Heilman and Mark McGinnis on behalf of Salt River Project; Andrew Guarino on behalf of the United States Department of Justice; Grace Rebling, Phillip Londen and Colin Campbell on behalf of the Hopi Tribe; Kimberly Parks on behalf of the Arizona Department of Water Resources.

Court reporter, Barbara Stockford, is present and a record of the proceedings is made digitally.

Discussion is held regarding the Treaty of Guadalupe Hidalgo as it pertains to water rights.

Further discussion is held regarding the Navajo Nation's Amended Witness List and Trial Schedule.

11:11 a.m. The Court stands at recess.

11:35 a.m. Court reconvenes with the parties and respective counsel present.

Court reporter, Barbara Stockford, is present and a record of the proceedings is made digitally.

Dr. Dale Whittington is sworn and testifies.

Hopi exhibit 850 is received in evidence.

12:01 p.m. The Court stands at recess.

1:33 p.m. Court reconvenes with the parties and respective counsel present.

Court reporter, Marylynn Lemoine, is present and a record of the proceedings is made digitally.

Discussion is held concerning LCRC's Bench Memorandum regarding Spanish law issues.

Dr. Dale Whittington continues to testify.

LET THE RECORD REFLECT that the portions of Hopi exhibit 175 as ordered admitted on October 16, 2018 has been submitted to the above named clerk and is identified as Hopi exhibit 3898, in evidence.

LET THE RECORD REFLECT that the portions of Hopi exhibit 179 as ordered in evidence on October 16, 2018 has been submitted to the above named clerk and is identified as Hopi exhibit 3899, in evidence.

3:02 p.m. The Court stands at recess.

3:18 p.m. Court reconvenes with the parties and respective counsel present.

Court reporter, Marylynn Lemoine, is present and a record of the proceedings is made digitally.

Dr. Dale Whittington continues to testify.

Witness is excused.

Mr. Leonard moves to strike the testimony of Dr. Michael Hanemann.

The Court denies the motion to strike.

Dr. Michael Hanemann is sworn and testifies.

Hopi exhibit 840 is received in evidence.

LET THE RECORD REFLECT that the portions of Hopi exhibit 182 as ordered admitted on October 16, 2018 has been submitted to the above named clerk and is identified as Hopi exhibit 3900, in evidence.

LET THE RECORD REFLECT that the portions of Hopi exhibit 185 as ordered admitted on October 16, 2018 has been submitted to the above named clerk and is identified as Hopi exhibit 3901, in evidence.

The witness is excused.

4:11 p.m. Court is adjourned until 10:30 a.m. October 23, 2018.

A copy of this order is mailed to all persons listed on the Court approved mailing list for Contested Case No. CV6417-203.