

SUPERIOR COURT OF ARIZONA  
APACHE COUNTY

December 21, 2020

CLERK OF THE COURT

SPECIAL WATER MASTER  
SUSAN WARD HARRIS

T. DeRaddo

Deputy

In re: Hopi Reservation HSR  
Contested Case No. CV 6417-203

FILED: 1/8/2021

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

**TRIAL MINUTE ENTRY  
DAY 41**

Courtroom: CCB 301

9:00 a.m. Trial to the Court continues from December 17, 2020. The following attorneys and parties appear virtually/telephonically via the GoToMeeting format:

- Colin Campbell, Grace Rebling, Phillip Londen and Payslie Bowman for the Hopi Tribe
- Sarah Foley, Cody McBride, and Rebecca Ross for the United States Department of Justice, Indian Resources Section
- Brian J. Heiserman, and Bradley J. Pew for LCR Coalition
- Mark A. McGinnis and Hannah Woner for the Salt River Project
- Sarah Ransom on behalf of the City of Flagstaff
- Carrie J. Brennan for the Arizona State Land Department
- Jeffrey S. Leonard, Judith M. Dworkin, Evan F. Hiller, and Kathryn Hoover for the Navajo Nation
- Doreen McPaul, Attorney General for the Navajo Nation
- Michelle Brown-Yazzie and Kimberly Dutcher, Deputy Attorneys General for the Navajo Nation
- Kimberly Parks observing for ADWR
- Frederick Lomayesva, General Counsel for the Hopi Tribe

Court Reporter, Jovanna Roman, is present. A record of the proceedings is also made digitally.

Ms. Brennan reports that one of her witnesses, Mr. Lowman, cannot testify January 27, 2021, the date previously agreed to due to unforeseen circumstances. The LCR Coalition has no objection to allowing Mr. Lowman to testify on January 11, 2021, when Bill Loughlin was scheduled to testify. Mr. Loughlin will testify on January 27, 2021. No other party has objections to allowing Mr. Lowman to testify earlier.

Pete Gallegos continues to testify from December 17, 2020.

The witness is excused.

Delwin Wengert is sworn and testifies.

The following LCR Coalition Exhibits are received in evidence: LCR 137, LCR 138, LCR 117 and LCR 112.

LCR Coalition Exhibit 1088 is received in evidence.

LCR Coalition Exhibits 467 and 974 are received in evidence.

The following LCR Coalition Exhibits (2018 Community Water Systems reports) are received in evidence: LCR 101 (Flagstaff); LCR 1026 (Winslow); LCR 1068 (Holbrook); LCR 1053 (Snowflake); LCR 1040 (Taylor); LCR 1041 (Sweetwater Ranch); LCR 990 (Springerville); LCR 1002 (Show Low); LCR 1014 (Eagar); and LCR 972 (St. Johns).

LCR Coalition Exhibits 116 and 148 are received in evidence.

10:30 a.m. The Court stands at recess.

10:45 a.m. Court reconvenes with the parties and respective counsel present.

Court Reporter, Jovanna Roman, is present. A record of the proceedings is also made digitally.

Delwin Wengert continues to testify.

LCR Exhibits 144 and 157 are received in evidence.

Hopi Exhibits 3979 and 4037 are received in evidence.

LCR Coalition's Exhibits 151 and 159 are received in evidence. H

Hopi Exhibit 4002 is received in evidence.

State Land Department Exhibit 431 is received in evidence.

12:00 p.m. The Court stands at recess.

1:30 p.m. Court reconvenes with the parties and respective counsel present.

Court Reporter, Kristin DeCases is present. A record of the proceedings is also made digitally.

Delwin Wengert continues to testify.

LCR Coalition's Exhibit 986 is received in evidence.

3:02 p.m. The Court stands at recess until December 22, 2020 at 9:00 p.m.

A copy of this order is mailed to all persons listed on the Court approved mailing list for Contested Case No. CV 6417-203.