

SUPERIOR COURT OF ARIZONA
APACHE COUNTY

10/01/2018

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER SUSAN WARD
HARRIS

A. Hatfield

Deputy

FILED: 10/10/2018

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 13

MINUTE ENTRY

Courtroom: ECB 613

10:31 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; David Brown 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; Cody McBride and Vanessa Willard on behalf of the United States Department of Justice; Grace Rebling, and Colin Campbell on behalf of the Hopi Tribe; Kimberly Parks on behalf of the Arizona Department of Water Resources.

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

Claimant 2 Hopi Tribe presents its case.

Dr. Charles Adams is sworn and testifies.

Hopi Exhibit 782 is received into evidence.

Hopi Exhibit 3872 is marked for identification.

Hopi Exhibit 3872 is received into evidence.

Hopi Exhibit 783 is received as an offer of proof.

Ms. Rebling moves the Court to strike the testimony of Dr. Norton in regards to U.S. Exhibit page 36. Discussion is held.

Ms. Willard requests time to review the transcript of Dr. Norton's testimony at issue and propose appropriate redactions.

The Court ruled that the United States and the Hopi Tribe shall obtain a copy of the transcript of Dr. Norton's testimony and file proposed redactions for consideration.

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

1:31 p.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.

Mr. Hiller moves the Court to strike the testimony of Dr. Adams about a Hopi room court found in an unpublished manuscript obtained after the date of Dr. Adam's deposition and not disclosed to counsel for the Hopi Tribe or to counsel for any of the objecting parties.

The Court denies the motion.

Dr. Charles Adams continues to testify.

The witness is excused.

Kenneth Calhoun is sworn and testifies.

Hopi exhibit 97 is received in evidence.

Hopi exhibit 93 is received in evidence.

Hopi exhibits 2135, 1112, 1202, and 2136 are received in evidence.

Hopi exhibit 3873 is marked for identification and received in evidence.

The witness is excused.

Discussion is held regarding the testimony of Lionel Puhuyesva.

Discussion is held regarding the trial schedule.

3:05 p.m. The Court stands at recess. Court will reconvene tomorrow at 10:30 a.m.

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