

SUPERIOR COURT OF ARIZONA
APACHE COUNTY

April 24, 2023

CLERK OF THE COURT

SPECIAL WATER MASTER
SHERRI ZENDRI

A. Parmar
Deputy

FILED: April 24, 2023

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

Case No. CV6417-300

In Re: Navajo Nation

**MINUTE ENTRY
TRIAL DAY 1**

Courtroom 613 – East Court Building

9:01 a.m. This is the time set for Trial to Court regarding Phase 1 – DCMI and Stock/Wildlife Watering before Special Water Master Sherri Zendri.

The following attorneys appear in person:

- Jeffrey S. Leonard, Evan Hiller, Judith M. Dworkin, Kathryn Hoover and Candance French on behalf of the Navajo Nation
- Gus Guarino, Emmi Blades, Cody McBride, Rebecca Ross and Katheryn C. Carey on behalf of the United States Department of Justice
- Phillip Londen, Payslie Bowman, Grace Rebling, and Brandon Delgado on behalf of the Hopi Tribe
- Kate Shaffer and Irania Fimbres-Ruiz on behalf of the San Juan Southern Paiute Tribe
- David Brown, J. Albert Brown, Garret Perkins, Brian J. Heiserman, Bradley Pew and Lauren Caster on behalf of the LCR Coalition (“LCRC”)

- Mark McGinnis, Katrina Wilkinson and Stan Lutz on behalf of Salt River Project (“SRP”)
- Carrie Brennan and Kevin Crestin on behalf of the Arizona State Land Department (“ASLD”)
- Lee Storey, Ethan Minkin, Alexandra Arboleda, Luke Erickson, and Christopher Thomas on behalf of the City of Flagstaff
- Maria O’Brien on behalf of the Atkinson Trading Company

Court Reporter, Cindy Mahoney, is present. A record of the proceedings is also made digitally.

Court Reporter, Cindy Mahoney, is sworn to perform the duties of the court reporter.

Counsel for the Navajo Nation, Mr. Leonard, introduces members of the Navajo Nation in attendance today.

The Court addresses the parties as to courtroom protocol and trial schedule.

Counsel for Navajo Nation, Mr. Leonard, presents his opening statement to the Court.

Counsel for the United States, Mr. Guarino, presents his opening statement to the Court.

10:15 a.m. The Court stands in recess.

10:33 a.m. The Court reconvenes with the above-named parties present.

Court Reporter, Cindy Mahoney, is present. A record of the proceedings is also made digitally.

Counsel for the Hopi Tribe, Mr. Londen, presents his opening statement to the Court.

Counsel for the San Juan Southern Paiute Tribe, Ms. Shaffer, presents her opening statement to the Court.

Counsel for LCRC, Mr. Heiserman, presents his opening statement to the Court.

Counsel for SRP, Mr. McGinnis, states that they will be deferring their opening statement to when the Objector’s case begins.

Counsel for ASLD, Ms. Brennan, presents her opening statement to the Court.

Counsel for City of Flagstaff, Ms. Storey, states that they will be deferring their opening statement to when the Objector's case begins.

Counsel for Atkinson Trading Company, Ms. O'Brien, states that they will not be making an opening statement.

Discussion is held regarding the objections to the video testimony of Mr. Zah. City of Flagstaff states that they will waive their objections. Mr. Londen states that the Hopi Tribe is not yet decided. Mr. Leonard states that they are not yet ready to play the video this afternoon.

11:35 a.m. This matter stands in recess until Tuesday, April 25, 2023.

A copy of this minute entry is provided to all parties on the Court approved mailing list.

NOTE: All court proceedings are recorded digitally and not by a court reporter. Pursuant to Local Rule 2.22, if a party desires a court reporter for any proceeding in which a court reporter is not mandated by Arizona Supreme Court Rule 30, the party must submit a written request to the assigned judicial officer at least ten (10) judicial days in advance of the hearing, and must pay the authorized fee to the Clerk of the Court at least two (2) judicial days before the proceeding. The fee is \$140 for a half-day and \$280 for a full day