

SUPERIOR COURT OF ARIZONA
APACHE COUNTY

10/08/2018

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER SUSAN WARD
HARRIS

A. Hatfield

Deputy

FILED: 10/15/2018

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 17

MINUTE ENTRY

Courtroom: ECB 613

Prior to commencement of today's proceeding, Marilyn Fredericks is sworn to act as interpreter of the Hopi Language.

10:29 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; 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; Sarah Foley on behalf of the United States Department of Justice; Grace Rebling, Phillip Londen and Colin Campbell on behalf of the Hopi Tribe.

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

LET THE RECORD REFLECT that the portions of Hopi exhibit 876 as ordered in evidence on October 5, 2018 have been submitted to the above named clerk and are identified as Hopi exhibit 3878, in evidence.

LET THE RECORD FURTHER REFLECT that the status of Hopi exhibit 876 remains marked for identification, not in evidence.

LET THE RECORD REFLECT that the portions of Hopi exhibit 938 as ordered in evidence on October 5, 2018 have been submitted to the above named clerk and are identified as Hopi exhibit 3879, in evidence.

LET THE RECORD FURTHER REFLECT that the status of Hopi exhibit 938 remains marked for identification, not in evidence.

LET THE RECORD REFLECT that the portions of Hopi exhibit 941 as ordered in evidence on October 5, 2018 have been submitted to the above named clerk and are identified as Hopi exhibit 3880, in evidence.

LET THE RECORD FURTHER REFLECT that the status of Hopi exhibit 941 remains marked for identification, not in evidence.

Discussion is held regarding the proposed redactions of the expert report marked as Hopi exhibit 193 prepared by Dr. Ferguson, a Hopi witness.

Counsel for Navajo Nation is directed to submit a revised electronic file to the courtroom clerk of the redacted version for identification.

Discussion is held regarding the proposed redactions of Hopi Witness Dr. Eiselt's expert report, Hopi exhibit 89.

Counsel for the Lower Colorado River Coalition is directed to submit a proposed redacted electronic file of Dr. Eiselt's report which will be discussed on October 10, 2018.

Tim Nuvangyaoma is sworn and testifies.

Hopi exhibits 1017 and 1018 are received in evidence.

11:59 a.m. The Court stands at recess.

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

Court reporter, Vanessa Gartner, is present and a record of the proceedings is made digitally.

Tim Nuvangyaoma continues to testify.

Discussion is held regarding proposed redactions of Hopi exhibits 1279 and 184. Counsel for the Hopi Tribe is directed to submit an electronic version to the clerk of the exhibits as the Hopi Tribe as redacted.

The Court takes Judicial Notice of Hopi Exhibit 3881, *Approval of Hopi Tribal Government Organizational Chart and Resolution H-118-2015*, which has been marked for identification. Counsel for the Hopi Nation is directed to submit an electronic file to the courtroom clerk containing the redacted version.

The witness is excused.

Wallace Youvella is sworn and testifies.

3:01 p.m. The Court stands at recess.

3:16 p.m. Court reconvenes with the parties and respective counsel present.

Court reporter, Vanessa Gartner, is present and a record of the proceedings is made digitally.

Wallace Youvella continues to testify.

The witness is excused.

3:31 p.m. Court is adjourned until 10:30 a.m. tomorrow morning.

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