

SUPERIOR COURT OF ARIZONA
APACHE COUNTY

10/30/2018

CLERK OF THE COURT
FORM V000

SPECIAL WATER MASTER SUSAN WARD
HARRIS

A. Hatfield

Deputy

FILED: 11/7/2018

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 27

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: Kathryn Hoover, Jeffrey Leonard, Judith Dworkin, Evan Hiller and Rodgerick Begay 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; Vanessa Willard, Sarah Foley and Cody McBride 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.

Discussion is held concerning the motion to strike Dr. Norton's testimony from September 12, 2018. The parties have had the opportunity to review the transcript, and

stipulate to page 120 beginning at line 8 to page 129 through line 6 being stricken from the record.

The Court inquires if all the parties have had the opportunity to review Navajo exhibit 142. Mr. Leonard requests more time to review. Further discussion will be held regarding Navajo exhibit 142 tomorrow morning.

Dr. James McCord resumes the stand and continues to testify.

Hopi exhibit 53 is received in evidence.

Navajo exhibit 61 is received in evidence.

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.

Ms. Willard discusses potential dates for oral arguments and requests permission to circulate an email with potential dates.

Dr. McCord continues to testify.

Navajo exhibits 62, 63, 64, 65, 66, 72, 73, 74, 75, 76, 77, 78 are received in evidence.

3:00 p.m. The Court stands at recess.

3:15 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.

Dr. McCord continues to testify.

The witness is excused.

Dr. John Leeper is sworn and testifies.

Navajo exhibit 163 is received in evidence.

Discussion is held regarding on the scope of oral arguments. Counsel are to be prepared to discuss the findings of fact that they believe important, their theories of the case, and any legal issues that they believe need to be briefed and/or decided.

4:47 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.