

SUPERIOR COURT OF ARIZONA
APACHE COUNTY

1/12/2021

CLERK OF THE COURT

SPECIAL WATER MASTER
SUSAN WARD HARRIS

S. Ortega

Deputy

FILED: 1/19/2021

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

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

In re: Trial to Court

TRIAL MINUTE ENTRY – DAY 44

Courtroom: CCB 301

9:00 a.m. Trial to the Court continues from January 11, 2021.

The following attorneys and parties appear by video/telephone through the GoToMeeting platform:

- Colin Campbell, Grace Rebling, Phillip Londen and Payslie Bowman for the Hopi Tribe
- Vanessa Boyd Willard, Cody McBride, Emmi Blades, and Rebecca Ross for the United States Department of Justice, Indian Resources Section
- Sarah Foley for the United States Department of the Interior
- Brian J. Heiserman, David A. Brown, Lauren J. Caster, Bradley J. Pew for LCR Coalition
- Mark A. McGinnis and Hannah Woner for the Salt River Project
- Carrie J. Brennan and Kevin Crestin for the Arizona State Land Department (“ASLD”)
- Lee A. Storey, Sara Ransom, Alexandra Arboleda, and Ethan B. Minkin for the City of Flagstaff
- Jeffrey S. Leonard, Judith M. Dworkin, Evan F. Hiller, and Kathryn Hoover for the Navajo Nation

Court Reporter Scott Coniam is present. A record of the proceeding is also made digitally.

The Court addresses LCR exhibits 1150, 1469 and 1470. LCR Exhibit was admitted into evidence on October 13, 2020. LCR Exhibits 1469 and 1470 were noted as received by the clerk on December 7, 2020. To avoid any confusion regarding the status of LCR Exhibits 1429 and 1470, the December 7, 2020 minute entry will be corrected to show that LCR exhibits 1150, 1469 and 1470 were received in evidence on December 7, 2020, Day 33.

Procedural matters are discussed.

LCR Coalition's case continues.

Paul Ramsey is sworn and testifies.

LCR Coalition exhibits 973, 975, 976, 977, and 978 are received in evidence.

Counsel for the Hopi Tribe makes an offer of proof on the record.

Hopi Tribe exhibits 4075, 4076, 4077, 4078, 4079, 4080, 4081, 4082, 4083, 4085, 4086, and LCR exhibits 364 and 365 are received in evidence.

10:32 a.m. Court stands at recess.

10:46 a.m. Court reconvenes with respective counsel present.

Court Reporter Scott Coniam is present. A record of the proceeding is also made digitally.

Paul Ramsey continues to testify.

Hopi Tribe exhibit 4090 is received in evidence.

The witness is excused.

11:25 a.m. Court stands at recess.

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

Court Reporter Teri Veres is present. A record of the proceeding is also made digitally.

Timothy Clark Westover is sworn and testifies.

LCR Coalition exhibits 1027, 1028, 1029, and 1030 are received in evidence.

Counsel for the Hopi Tribe makes an offer of proof on the record.

Hopi Tribe exhibits 4095, 4096, 4097, 4098, 4099, 4100, 4101, 4102, 4104, 4111, 4112, and 4113 are received in evidence.

Counsel for the Hopi Tribe makes an offer of proof on the record.

Hopi Tribe exhibit 4109 and LCR Coalition exhibit 1034 are received in evidence.

The witness is excused.

Discussion is held regarding Julie Harrison's deposition.

Based on the matter presented and without objections,

LCR Coalition exhibits 356, 1070, 1071, 1072, 1074, 1075, 1076, 1077, 1078, 1079, and 1473 are received in evidence.

Court and counsel will further discuss LCR Coalition exhibit 1473 tomorrow morning prior to trial.

2:57 p.m. Court stands at recess until **Wednesday, January 13, 2021 at 9:00 a.m.**

A copy of the minute entry will be sent to all parties on the Court approved mailing list.