

CLERK OF THE SUPERIOR COURT
APACHE COUNTY

24

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

Docket 6417-300

JANUARY 1 – JANUARY 31

Number	Date Filed	Date of Document
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123	01-03-2019	01-03-2019
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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

MINUTE ENTRY

FROM: Special Master Susan Ward Harris

SUMMARY: Minute Entry In re: Correction to Minute Entry of 12/20/2018

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124	01-04-2019	01-03-2019
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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

UNITED STATES' NOTICE OF LAPSE IN APPROPRIATIONS AND REQUEST FOR STAY

FROM: Vanessa Boyd Willard

SUMMARY: The United States provides notice of the lapse in appropriations for the Departments of Justice and Interior, and requests a stay of the upcoming deadlines

PAGES: 4

125	01-09-2019	01-07-2019
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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

ARIZONA STATE LAND DEPARTMENT'S RESPONSE TO THE UNITED STATES' NOTICE OF LAPSE IN APPROPRIATIONS AND REQUEST FOR STAY

FROM: Kevin P. Crestin

SUMMARY: Arizona State Land Department's Response to the United States' Notice of Lapse in Appropriations and Request for Stay

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Docket 6417-300

JANUARY 1 – JANUARY 31

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126 01-11-2019 01-08-2019

IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

ORDER GRANTING IN PART AND DENYING IN PART MOTION FOR STAY

FROM: Special Master Susan Ward Harris

SUMMARY: Certain deadlines and the oral argument scheduled in the next 60 days are stayed and vacated, respectively as specifically set forth below

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127 01-23-2019 01-22-2018

IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

SALT RIVER PROJECT'S INITIAL BRIEF ON DE MINIMIS ISSUES

FROM: Mark A. McGinnis

SUMMARY: The Salt River Project submits its initial brief on the de minimis issues listed by the Special Master in her December 24, 2018 minute entry

PAGES: 40

128 01-24-2019 01-22-2019

IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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CITY OF FLAGSTAFF'S JOINDER IN LCR COALITION'S INITIAL BRIEF ON DE MINIMIS ISSUES AND PARTIAL JOINDER IN SALT RIVER PROJECT'S INITIAL BRIEF ON DE MINIMIS ISSUES

FROM: Alexandra Arboleda

SUMMARY: The City of Flagstaff Joinder in LCR Coalition's Initial Brief on De Minimis Issues and Partial Joinder in Salt River Project's Initial Brief on De Minimis Issues per Special Master's request in December 20, 2018 Minute Entry

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

INITIAL BRIEF OF THE NAVAJO NATION ADDRESSING SUB-ISSUES IDENTIFIED BY THE COURT TO RESOLVE THE QUESTION OF DE MINIMIS TREATMENT OF TRIBAL RESERVED RIGHTS CLAIMS FOR STOCKPONDS, STOCK AND WILDLIFE WATERING

FROM: Judith M. Dworkin

SUMMARY: The Navajo Nation files its initial brief on sub-issues identified by the Court concerning de minimis treatment of the Nation's federal reserved right claims for stockponds, stock and wildlife watering

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130	01-24-2019	01-22-2019
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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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ARIZONA STATE LAND DEPARTMENT'S JOINDER AND SEPARATE BRIEF REGARDING THE POTENTIAL USE OF A DE MINIMIS PROCEEDING TO DETERMINE WATER RIGHTS BASED ON STOCK AND WILDLIFE WATERING ON STOCKPOND USES

FROM: Carrie J. Brennan

SUMMARY: ASLD'S joinder and separate brief regarding the potential use of a de minimis proceeding to determine water rights based on stock and wildlife watering and stockpond uses

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131	01-30-2019	01-29-2019
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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

ORDER SETTING BRIEFING SCHEDULE REGARDING DE MINIMIS CLAIMS

FROM: Special Master Susan Ward Harris

SUMMARY: The United States shall file its initial briefing by February 8, 2019

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE
COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

**UNITED STATES' NOTICE OF RESUMPTION OF APPROPRIATIONS AND MOTION
TO RESET CERTAIN DEADLINES**

FROM: Vanessa Boyd Willard

SUMMARY: The United States provides notice of resumption of appropriations and moves
the reset certain deadlines

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

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FEBRUARY 1 – FEBRUARY 28

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133	02-01-2019	01-29-2019
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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

ORDER SETTING BRIEFING SCHEDULE REGARDING *De Minimis* CLAIMS

FROM: Special Master Susan Ward Harris

SUMMARY: The United States shall files its initial briefing by February 8, 2019

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134	02-11-2019	02-05-2019
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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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ORDER SETTING BRIEFING SCHEDULE REGARDING *De Minimis* CLAIMS

FROM: Special Master Susan Ward Harris

SUMMARY: Briefing schedule and oral argument set for de minimis issue

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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APPLICATION TO WITHDRAW AS CO-COUNSEL FOR THE NAVAJO NATION

FROM: Rodgerick T. Begay

SUMMARY: Application to Withdraw as Co-Counsel for the Navajo Nation and Request to be removed from the Court Approved Mailing List for this matter

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136	02-26-2019	02-25-2019
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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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UNITED STATES' INITIAL BRIEF ON THE POTENTIAL USE OF A DE MINIMIS PROCEEDING TO DETERMINE WATER RIGHTS BASED ON STOCK AND WILDLIFE WATERING AND STOCKPOND USES

FROM: Vanessa Boyd Willard

SUMMARY: The United States files its Initial Brief on De Minimis Issues

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

ORDER APPROVING APPLICATION TO WITHDRAW AS CO-COUNSEL FOR THE NAVAJO NATION

FROM: Special Master Susan Ward Harris

SUMMARY: Order Approving Application to Withdraw as Co-Counsel For The Navajo Nation

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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NOTICE OF PUBLICATION FOR THE PRELIMINARY HYDROGRAPHIC SURVEY REPORT FOR THE NAVAJO RESERVATION

FROM: Kimberly R. Parks

SUMMARY: The Arizona Department of Water Resources ("ADWR") provides notice of filing its Preliminary Hydrographic Survey Report as requested by the Court in the December 28, 2016 Order

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

PRELIMINARY NAVAJO RESERVATION HYDROGRAPHIC SURVEY REPORT

FROM: Kimberly R. Parks

SUMMARY: Preliminary Navajo Reservation Hydrographic Survey Report

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140 03-14-2019 03-13-2019

IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

LCR COALITION'S RESPONSE BRIEF ON *DE MINIMIS* ISSUES

FROM: David A. Brown

SUMMARY: The LCR Coalition provides its response brief on issues posed by the Special Master related to the potential use of a *de minimis* proceeding to determine water rights for stock and wildlife watering and stockpond uses on the Navajo Reservation

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141 03-14-2019 03-13-2019

IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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HOPI TRIBE'S PARTIAL JOINDER IN THE UNITED STATES' INITIAL BRIEF ON THE POTENTIAL USE OF A *DE MINIMIS* PROCEEDING TO DETERMINE WATER RIGHTS BASED ON STOCK AND WILDLIFE WATERING AND STOCKPOND USES

FROM: Colin F. Campbell

SUMMARY: The Hopi Tribe files a partial joinder in the United States' initial brief on the potential use of a *de minimis* proceeding filed February 25, 2019

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142 03-15-2019 03-13-2019

IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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CITY OF FLAGSTAFF'S JOINDER IN LCR COALITION'S RESPONSE TO BRIEF ON *DE MINIMIS* ISSUES AND PARTIAL JOINDER IN SALT RIVER PROJECT'S RESPONSIVE BRIEF ON *DE MINIMIS* ISSUES

FROM: Lee A. Storey

SUMMARY: The City of Flagstaff's Joinder in LCR Coalition's Response Brief on *De Minimis* Issues and Partial Joinder in Salt River Project's Responsive Brief on *De Minimis* Issues

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ARIZONA STATE LAND DEPARTMENT'S JOINDER IN THE LCR COALITION'S RESPONSE BRIEF ON *DE MINIMIS* ISSUES

FROM: Carrie J. Brennan

SUMMARY: Arizona State Land Department's joinder in the LCR Coalition's response brief on issues related to the potential use of a *de minimis* proceeding to determine water rights based on stock and wildlife watering and stockpond uses

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RESPONSE BRIEF OF THE NAVAJO NATION ADDRESSING SUB-ISSUES IDENTIFIED BY THE COURT TO RESOLVE THE QUESTION OF *DE MINIMIS* TREATMENT OF TRIBAL RESERVED RIGHTS CLAIMS FOR STOCKPONDS, STOCK AND WILDLIFE WATERING

FROM: Jeffrey S. Leonard

SUMMARY: The Navajo Nation files its brief responsive to the initial briefing by the parties of sub-issues identified by the Court concerning *de minimis* treatment of the Nation's federal reserved right claims for stockponds, stock and wildlife watering

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145 03-18-2019 03-13-2019

IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

SALT RIVER PROJECT'S RESPONSIVE BRIEF ON *DE MINIMIS* ISSUES

FROM: Mark A. McGinnis

SUMMARY: The Salt River Project submits its responsive brief on the *de minimis* issues listed by the Special Master in her December 24, 2018 minute entry

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UNITED STATES' MOTION TO INITIATE A NAVAJO ALLOTMENTS CONTESTED CASE

FROM: Vanessa Boyd Willard

SUMMARY: The United States files its motion and supporting brief to separate from this subproceeding the water right claims for the approximately 600 allotments in an around the Navajo Reservation and to initiate a separate *Navajo Allotment* contested case after this subproceeding has concluded

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147 04-02-2019 04-01-2019

IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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REQUEST TO AMEND THE COURT'S APPROVED MAILING LISTS

FROM: Andrew "Guss" Guarino

SUMMARY: Request to Amend the Court Approved Mailing Lists

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148 04-02-2019 04-01-2019

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APPLICATION TO WITHDRAW AS CO-COUNSEL FOR THE HOPI TRIBE

FROM: Colin F. Campbell

SUMMARY: Application to Withdraw as Co-Counsel for the Hopi Tribe and Request to be removed from the Court Approved Mailing Lists for these matters

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149 04-02-2019 04-01-2019

IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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NOTICE OF SUBSTITUTION OF COUNSEL WITHIN FIRM AND REQUEST TO BE ADDED TO THE COURT'S APPROVED MAILING LIST

FROM: Grace E. Rebling

SUMMARY: Notice of Substitution of Counsel within Firm and Request to be added to the Court's Approved Mailing List

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150 04-08-2019 04-03-2019

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ORDER GRANTING REQUEST TO AMEND THE COURT’S APPROVED MAILING LIST

FROM: Special Master Susan Ward Harris

SUMMARY: Order Granting Request to Amend the Court’s Approved Mailing List

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151 04-08-2019 04-08-2019

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ORDER APPROVING APPLICATION TO WITHDRAW AS CO-COUNSEL FOR THE HOPI TRIBE

FROM: Special Master Susan Ward Harris

SUMMARY: Order Approving Application to Withdraw as Co-Counsel for the Hopi Tribe

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152 04-08-2019 04-08-2019

IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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ORDER GRANTING SUBSTITUTION OF COUNSEL WITHIN FIRM AND REQUEST TO BE ADDED TO THE COURT’S APPROVED MAILING LIST

FROM: Special Master Susan Ward Harris

SUMMARY: Order Granting Substitution of Counsel Within Firm and Request to be Added to the Court’s Approved Mailing List

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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MINUTE ENTRY

FROM: Special Master Susan Ward Harris

SUMMARY: Minute Entry In re: Oral argument re: *de minimis issues*

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REQUEST TO AMEND THE COURT'S APPROVED MAILING LISTS

FROM: Vanessa Boyd Willard

SUMMARY: Request to Amend the Court Approved Mailing Lists

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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REQUEST TO AMEND COURT-APPROVED MAILING LISTS

FROM: Charles L. Cahoy

SUMMARY: City of Phoenix request to amend Court-Approved Mailing Lists

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LCR COALITION'S RESPONSE TO UNITED STATES' MOTION TO INITIATE A NAVAJO ALLOTMENTS CONTESTED CASE

FROM: Lauren J. Caster

SUMMARY: The LCR Coalition responds to the United States' Motion to Initiate a Navajo Allotments Contested Case

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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ORDER GRANTING REQUEST TO AMEND COURT-APPROVED MAILING LISTS

FROM: Special Master Susan Ward Harris

SUMMARY: Order Granting Request to Amend Court-Approved Mailing Lists

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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ORDER GRANTING REQUEST TO AMEND THE COURT APPROVED MAILING LIST

FROM: Special Master Susan Ward Harris

SUMMARY: Order Granting Request to Amend the Court Approved Mailing List

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**RESPONSE OF THE NAVAJO NATION TO UNITED STATES' MOTION TO INITIATE A
NAVAJO ALLOTMENTS CONTESTED CASE**

FROM: Judith M. Dworkin

SUMMARY: The Navajo Nation files its response to the motion of the United States
requesting the initiation of a contested case to adjudicate water rights claims for lands
allotted to individual Indians within the Navajo Reservation

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

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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ORDER SETTING ORAL ARGUMENT ON UNITED STATES' MOTION TO INITIATE A NAVAJO ALLOTMENTS CONTESTED CASE

FROM: Special Master Susan Ward Harris

SUMMARY: Order Setting Oral Argument on United States' Motion To Initiate A Navajo Allotments Contested Case

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161	05-09-2019	05-06-2019
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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

Case No. 6417-300

ORDER DENYING NAVAJO NATION'S MOTION FOR DE MINIMIS TREATMENT OF TRIBAL RESERVED RIGHTS CLAIMS FOR STOCKPONDS, STOCK AND WILDLIFE WATERING

FROM: Special Master Susan Ward Harris

SUMMARY: Proceedings recommended for de minimis claims in the Silver Creek watershed, but never implemented, will not be modified and adopted to adjudicate claims for the Navajo Nation's claims brought under federal law for water for stock and wildlife on the Navajo Reservation

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162	05-22-2019	05-20-2019
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UNITED STATES' REPLY IN SUPPORT OF MOTION TO INITIATE A NAVAJO ALLOTMENTS CONTESTED CASE

FROM: Andrew "Guss" Guarino

SUMMARY: The United States files its reply in support of the United States Motion to Initiate a Navajo Allotments Contested Case (March 15, 2019) (Allotment Motion)

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

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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NAVAJO NATION'S CITATION OF SUPPLEMENTAL AUTHORITIES RE: UNITED STATES' MOTION TO INITIATE A NAVAJO ALLOTMENTS CONTESTED CASE

FROM: Jeffrey S. Leonard

SUMMARY: The Navajo Nation files its Citation of Supplemental Authorities Re: United States' Motion to Initiate a Navajo Allotments Contested Case

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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LCR COALITION'S COMMENTS ON THE PRELIMINARY NAVAJO RESERVATION HYDROGRAPHIC SURVERY REPORT

FROM: David A. Brown

SUMMARY: The LCR Coalition submits its comments on the Preliminary Navajo Reservation Hydrographic Survey Report

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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ARIZONA STATE LAND DEPARTMENT'S COMMENTS ON THE ARIZONA DEPARTMENT OF WATER RESOURCES' PRELIMINARY HYDROGRAPHIC SURVEY REPORT FOR THE NAVAJO NATION RESERVATION

FROM: Carrie J. Brennan

SUMMARY: ASLD'S comments on ADWR's Preliminary Hydrographic Survey Report for the Navajo Nation Reservation

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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UNITED STATES' NOTICE OF SUBMISSION OF COMMENTS ON THE PRELIMINARY HYDROGRAPHIC SURVEY REPORT FOR THE NAVAJO RESERVATION CONCERNING STOCK AND DCMI WATER RIGHT CLAIMS

FROM: Andrew "Guss" Guarino

SUMMARY: United States' Notice of Submission of Comments on the Preliminary Hydrographic Survey Report for the Navajo Reservation Concerning Stock Water and DCMI Water Right Claims

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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NOTICE OF SUBMISSION OF COMMENTS BY ATKINSON TRADING COMPANY, INC. TO ARIZONA DEPARTMENT OF WATER RESOURCES' PRELIMINARY HYDROGRAPHY SURVEY REPORT FOR THE NAVAJO NATION

FROM: Christina C. Sheehan

SUMMARY: Notice of Submission of Comments by Atkinson Trading Company, Inc. to Arizona Department of Water Resources' Preliminary Hydrography Survey Report for the Navajo Nation

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IN RE THE GENERAL ADJUDICATION OF ALL RIGHTS TO USE WATER IN THE LITTLE COLORADO RIVER SYSTEM AND SOURCE

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NAVAJO NATION'S MOTION FOR ORDER RE: SCHEDULE FOR RESOLUTION OF ISSUES CONCERNING 1) ATTRIBUTES OF FEDERAL RESERVED RIGHTS AND 2) EVIDENCE REQUIRED TO QUANTIFY STOCKPOND, STOCK AND WILDLIFE WATERING CLAIMS

FROM: Jeffrey S. Leonard

SUMMARY: The Navajo Nation moves the Court for an Order establishing the schedule by which it will resolve the issues of the attributes of federal reserved rights and the evidence required to quantify stockpond, stock, and wildlife claims within the *In re Hopi Reservation HSR* contested case

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