



STATE OF ARIZONA  
NAVIGABLE STREAM ADJUDICATION COMMISSION

1700 West Washington, Room 304, Phoenix, Arizona 85007

Phone (602) 542-9214 FAX (602) 542-9220

JANET NAPOLITANO  
Governor

E-mail: [streams@mindspring.com](mailto:streams@mindspring.com) Web Page: <http://www.azstreambeds.com>

GEORGE MEHNERT  
Executive Director

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MEETING MINUTES  
Florence, Pinal County, March 9, 2004

**COMMISSION MEMBERS PRESENT**

Jay Brashear, Dolly Echeverria, Earl Eisenhower, Jim Henness, and Cecil Miller.

**COMMISSION MEMBERS ABSENT**

None.

**STAFF PRESENT**

George Mehnert, and Commission Legal Counsel Curtis Jennings.

**1. CALL TO ORDER.**

Chair Eisenhower called the meeting to order at approximately 10:00 a.m.

**2. ROLL CALL.**

See above.

**3. APPROVAL OF MINUTES (discussion and action).**

A. January 27, 2004 Maricopa County.

Motion by: Jim Henness Second by: Dolly Echeverria

Motion: To approve the minutes of January 27, 2004. Vote: All aye.

**4. HEARING REGARDING THE NAVIGABILITY OR NON-NAVIGABILITY OF THE GILA RIVER 03-007-NAV.**

Testimony or other information was presented by Cheryl Doyle representing the State Land Department and by Alan Gookin, Engineer and John Heston, Attorney, representing the Gila River Indian Community. Physical documentary evidence was submitted by Mr. Gookin. (Please refer to agenda item number 8 regarding the testimony of Mr. Gookin and Mr. Heston.)

**5. HEARING REGARDING THE NAVIGABILITY OR NON-NAVIGABILITY OF THE SAN PEDRO RIVER 03-004-NAV.**

Testimony or other information was presented by Cheryl Doyle representing the State Land Department who stated her information would be the same as she had stated regarding item number 4 regarding the navigability or non-navigability of the Gila River.

At the end of the hearing regarding this matter Chairman Eisenhower announced that the taking of testimony and other evidence was closed.

**6. HEARING REGARDING THE NAVIGABILITY OR NON-NAVIGABILITY OF THE SANTA CRUZ RIVER 03-002-NAV.**

Testimony or other information was presented by Cheryl Doyle representing the State Land Department who stated her information would be the same as she had stated regarding item number 4 regarding the navigability or non-navigability of the Gila River.

At the end of the hearing regarding this matter Chairman Eisenhower announced that the taking of testimony and other evidence was closed.

**7. HEARING REGARDING THE SMALL AND MINOR WATERCOURSES IN PINAL COUNTY 04-007-NAV.**

Testimony or other information was presented by Cheryl Doyle representing the State Land Department who stated her information would be the same as she had stated regarding item number 4 regarding the navigability or non-navigability of the Gila River, and in addition discussed the small and minor watercourse report. In response to a question by Curtis Jennings Cheryl Doyle stated that the climatic and weather conditions at the time of the study were essentially the same as in 1912.

At the end of the hearing regarding this matter Chairman Eisenhower announced that the taking of testimony and other evidence was closed.

**8. CALL FOR PUBLIC COMMENT (comment sheets).**

*(Pursuant to Attorney General Opinion No. 199-006 [R99-002]. Public Comment: Consideration and discussion of comments and complaints from the public. Those wishing to address the Commission need not request permission in advance. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.)*

Alan Gookin asked permission to speak regarding agenda item number 4, the Gila River. Mr. Gookin indicated he had arrived late and had missed the presentation regarding the Gila River. He asked the Commission's indulgence and that they return to the Gila River matter so he could provide testimony and other evidence. The chair agreed and Mr. Gookin presented testimony and documentary physical evidence.

The Chairman restated that this is the final opportunity to submit testimony or other evidence regarding the navigability or non-navigability of the San Pedro and Santa Cruz Rivers.

**9. FUTURE AGENDA ITEMS AND ESTABLISHMENT OF FUTURE HEARINGS AND OTHER MEETINGS.**

**10. ADJOURNMENT.**

Motion by: Cecil Miller Second by: Jim Henness

Motion: To adjourn. Vote: All aye.

Meeting adjourned at approximately 10:55 a.m.

Respectfully submitted,



George Mehnert, Director

March 10, 2004