



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 Web Page: <http://www.azstreambeds.com>

GEORGE MEHNERT
Executive Director

MEETING MINUTES

Holbrook, Arizona, April 25, 2005

COMMISSION MEMBERS PRESENT

Earl Eisenhower, Jim Hennes, and Cecil Miller.

COMMISSION MEMBERS ABSENT

Jay Brashear, Dolly Echeverria

STAFF PRESENT

George Mehnert, and Commission Legal Counsel Curtis Jennings.

1. CALL TO ORDER.

Chair Eisenhower called the meeting to order at approximately 3:01 p.m.

2. ROLL CALL.

See above.

3. APPROVAL OF MINUTES (discussion and action).

A. March 29, 2005, Yavapai County.

Motion by: Cecil Miller Second by: Jim Hennes

Motion: To approve the minutes of March 29, 2005.

Vote: All aye.

4. HEARING REGARDING THE NAVIGABILITY OR NON-NAVIGABILITY OF THE SMALL AND MINOR WATERCOURSES IN NAVAJO COUNTY, 05-006-NAV. Cheryl Doyle of the State Land

Department and Engineer Jon Fuller appeared.

5. HEARING REGARDING THE NAVIGABILITY OR NON-NAVIGABILITY OF THE LITTLE COLORADO RIVER, 05-007-NAV.

Cheryl Doyle of the State Land Department indicated the prepared statement she read regarding item #4 applied to all of today's hearings, and Engineer Jon Fuller appeared.

6. HEARING REGARDING THE NAVIGABILITY OR NON-NAVIGABILITY OF THE PUERCO RIVER, 05-008-NAV. Cheryl Doyle of the State Land Department indicated the prepared statement she read

regarding item #4 applied to all of today's hearings, and Engineer Jon Fuller appeared.

7. BUDGET AND COMMISSION STATUS UPDATE.

The Director indicated that the Commission's budget status has not changed and that the Commission has transferred \$7,000.00 to the State Land Department to help pay the costs of the Engineers the State Land Department hires on contract and who write reports and testify at Commission hearings.

8. HEARINGS UPDATE.

The Chair, the Commissioners and the Director discussed the remaining evidentiary hearings, following those in Navajo and Apache Counties, including those in Coconino County, La Paz County, Mohave County, and Maricopa County. Coconino County: Small and Minor Watercourses and the Little Colorado River. La Paz County: Bill Williams and Santa Maria Rivers. Mohave County: Big Sandy, Bill Williams, Santa Maria, and Virgin Rivers, and Burro Creek. Maricopa County: Small and Minor Watercourses and the Agua Fria, Gila, Hassayampa, Upper Salt, and Verde Rivers.

9. CALL FOR PUBLIC COMMENT (comment sheets).

(Pursuant to Attorney General Opinion No. I99-006 [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.) Quinn Smith who indicated he was a resident of Show Low, Arizona, asked what the Commission does. Chairman Eisenhower briefly explained the hearings process and history of the Commission and Commission Attorney Curtis Jennings included a more detailed historical explanation of the Commission including legal history as well.

10. FUTURE AGENDA ITEMS AND ESTABLISHMENT OF FUTURE HEARINGS AND OTHER MEETINGS.

The Commission decided it would hold the hearings in Coconino County on July 12, 2005, and would take an overnight trip to Mohave and La Paz

Counties on hold hearings in those counties on August 9 and 10, 2005, respectively.

Commissioner Henness made a motion to go into Executive Session to obtain legal advice.

Motion by: Jim Henness Second by: Cecil Miller

Motion: To go into Executive Session to obtain legal advice.

Vote: All aye.

The Commission entered into Executive Session at approximately 4:22 p.m. and exited Executive Session at approximately 4:30 p.m./

11. ADJOURNMENT.

Motion by: Cecil Miller Second by: Jim Henness

Motion: To adjourn.

Vote: All aye.

Meeting adjourned at approximately 4:31 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "George Mehnert". The signature is stylized and cursive.

George Mehnert, Director

April 28, 2005