



STATE OF ARIZONA
NAVIGABLE STREAM ADJUDICATION COMMISSION

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GEORGE MEHNERT
Executive Director

Meeting Minutes
Safford, Graham County
October 14, 2003

COMMISSION MEMBERS PRESENT

Jay Brashear, Earl Eisenhower, James Henness, Cecil Miller.

COMMISSION MEMBERS ABSENT

Dolly Echeverria.

STAFF PRESENT

George Mehnert, Dir; Curtis Jennings, Legal Counsel.

1. CALL TO ORDER.

Chair Eisenhower called the meeting to order at approximately 1:05 p.m.

2. ROLL CALL.

See above.

3. HEARING REGARDING THE NAVIGABILITY OR NON-NAVIGABILITY OF THE GILA RIVER IN GRAHAM COUNTY. Chair explained the need for signing in for guests who wish to speak. Chair indicated that witnesses will not be placed under oath unless the speaker wishes to be placed under oath.

The following people appeared and gave testimony, other information, or asked questions on October 14, 2003: Cheryl Doyle, Mark McGinnis, Bill Staudenmaier, Laurie Hachtel, Steve Wene.

Clarification of time lines were given by Curtis Jennings and the Chairman regarding the start of time for filing post hearing memoranda. Post hearing opening memorandums should be filed within 30 days following the close of taking evidence regarding the entire Gila River. Informational memorandums or other evidence, or written legal argument can be filed with the Commission up to the close of taking of evidence for the entire Gila River.

4. HEARING REGARDING THE NAVIGABILITY OR NON-NAVIGABILITY OF THE SMALL AND MINOR WATERCOURSES IN GRAHAM COUNTY. The following people appeared and gave testimony,

other information, or asked questions on October 14, 2003: Cheryl Doyle, John Wallace, Bill Staudenmaier.

Request by Bill Staudenmaier to postpone the closing of the record and extend by 10 days the due date for the close of receipt of evidence. The Chair clarified that the extension by 10 days of keeping the record open for taking evidence will also extend by 10 days the 30 days for submitting post hearing memorandums.

Motion: To extend the time for taking evidence by 10 days.

Motion by: Jim Henness. Second by: Cecil Miller Vote: All aye.

5. 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.)

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

7. ADJOURNMENT.

Motion: To adjourn.

Motion by: Cecil Miller. Second by: Jim Henness Vote: All aye.

Adjourned at approximately 2:30 p.m.

Respectfully submitted,

George Mehnert, Director, October 16, 2003.