



STATE OF ARIZONA  
NAVIGABLE STREAM ADJUDICATION COMMISSION

1700 West Washington, Room B54, Phoenix, Arizona 85007

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

JANICE K. BREWER  
Governor

E-mail: [nav.streams@ansac.az.gov](mailto:nav.streams@ansac.az.gov) Web Page: <http://www.ansac.az.gov>

GEORGE MEHNERT  
Executive Director

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**REGULAR SESSION MEETING MINUTES**  
**Phoenix, Arizona, June 29, 2012**

**COMMISSION MEMBERS PRESENT**

Earl Eisenhower, Jim Henness, Cecil Miller (10 minutes late), Wade Noble

**COMMISSION MEMBERS ABSENT**

None.

**STAFF PRESENT**

Fred Breedlove Attorney, George Mehnert Director

**1. CALL TO ORDER.**

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

**2. Roll Call.**

See above for members present and absent.

**3. Approval of the Regular Session Minutes of June 29,2012 (discussion and action).**

No Discussion.

Motion by: Jim Henness Second by: Wade Noble

Motion to accept minutes as submitted. Vote: All aye.

**4. Approval of the Executive Session Minutes of June 29,2012 (discussion and action).**

No Discussion.

Motion by: Jim Henness Second by: Wade Noble

Motion to accept minutes as submitted. Vote: Vote not called for.

Matter not voted on.

**5. Executive session for the purpose of obtaining legal advice regarding the six remand cases, agenda items numbers 6 through 11.**

Motion by: Wade Noble Second by: Jim Henness

Motion to go into executive session to receive legal advice regarding agenda items 6 through 11. Vote: All Aye .

Chairman indicated that following return from executive session he would invite any attendee 5 minutes to speak on whatever issue they would like.

Entered Executive Session at approximately 10:15A.M.

6. **Consideration of pending case; Lower Salt River 03-005-NAV (discussion and action).**
7. **Consideration of pending case; Upper Salt River 04-008-NAV (discussion and action).**
8. **Consideration of pending case; Gila River 03-007-NAV (discussion and action).**
9. **Consideration of pending case; Verde River 04-009-NAV (discussion and action).**
10. **Consideration of pending case; San Pedro River 03-004-NAV (discussion and action).**
11. **Consideration of pending case; Santa Cruz River 03-002-NAV (discussion and action).**

Returned from Executive Session to Regular Session at approximately 11:05

After returning from executive session, the Chairman with the assistance of commission Attorney called for additional legal memorandums discussing the issue of ordinary and natural conditions of the six remand cases, as well as other issues that may have previously been addressed in other legal memorandums, as explained by the commission attorney. These legal memorandums have a return date of September 7, 2012. Discussion regarding legal memorandums and comments from attendees continued.

**12. Call for Public Comment.**

No public comment.

**13. Future meeting dates and future agenda items.**

The Chairman indicated that the Commission planned to hold a meeting on September 28, 2012, following receipt of legal memorandums due September 7, 2012, and pending readiness of commissioners, confirmation of a meeting location, and availability of commissioners.

**14. ADJOURNMENT.**

Motion by: Wade Noble

Second by: Jim Hennes

Motion: To adjourn.

Vote: All aye.

Meeting adjourned at approximately 11:40 AM.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "George Mehnert". The signature is fluid and cursive, with a long horizontal stroke at the end.

George Mehnert, Director  
Navigable Stream Adjudication Commission.  
July 2, 2012