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Hopis Conclude Testimony in First Phase of Little Colorado River Adjudication

Closing Arguments Set for Dec. 17 and 18

Hopi witnesses and experts concluded their testimony recently in the first phase of a water rights trial that is both one of the longest-running court cases in Arizona history and also potentially will have the biggest impact on the future of the Hopi.

More than 30 witnesses testified about the Hopi past and present use of water on the Hopi Reservation before Special Master Susan Ward Harris. The Court has set closing arguments in the trial Dec. 17 and 18.

The Hopi case has been separated into three trials, the current one on past and present water use on the Hopi Reservation; the next trial (in 2019) focused on water needs for the Hopi Reservation to serve as a livable and permanent homeland for future generations; and a third trial for the Hopi lands south of the Hopi Reservation. The date for the third trial has not been set.

The Little Colorado River stream adjudication began in 1978 to determine conflicting water rights in the basin. There are many competing demands for water, including the Hopi Tribe, who has lived in the area the longest; the Navajo Nation; the United States government; non-Indian communities (such as Flagstaff, Winslow, Show Low, Snowflake, Springerville, St. Johns, and Holbrook); commercial and industrial interests (such as Salt River Project and Arizona Public Service); and numerous other individual and commercial interests.

The stream adjudication is designed to quantify claimants' water rights, both federal and state law rights, and to determine claimants' priority to the limited water supplies in the Little Colorado River basin. As the Little Colorado River stream adjudication does not involve claims to the Colorado River, which is outside the basin, the Hopi Tribe's claim to Colorado River water is not part of this adjudication.

Although the Little Colorado River stream adjudication began 40 years ago, the rights of the claimants to water have not yet been determined. The Hopi Tribe's water rights in the Little Colorado River basin were the first to be heard in the current phase of the trials, which began in September.

Witnesses, including Tribal leaders, have appeared in the Maricopa County Superior Court over the past nine weeks to tell the Hopi story--the long history and unique culture of the Hopi people, and the vital role that water has played in sustaining Hopi life, culture and religion.

Due to actions of the U.S. Government, which serves as a trustee for both the Hopi and Navajo Tribes, since 1882 the Hopi Tribe is surrounded geographically by the Navajo Nation in northern Arizona.

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