

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

01/11/2019

CLERK OF THE COURT

HONORABLE MARK H. BRAIN

S. Yoder  
Deputy

In Re: The General Adjudication Of All Rights To  
Use Water In The Gila River System And Source  
W-1, W-2, W-3, W-4 (Consolidated)

**FILED: 01/11/2019**

In Re: San Pedro Riparian National Conservation  
Area Contested Case No. W1-11-232

In Re: Motion in *Limine*; Motion for Stay

**MINUTE ENTRY**

Courtroom CCB 1201

10:13.m. This is the time set a status conference and oral argument on motions in *limine*.

Court Reporter Luz Franco is present, and a record of the proceedings is also made digitally.

The following attorneys and parties appear in person: Robert Anderson on behalf of Liberty (Bella Vista Water) Corp; Bill Anger on behalf of the Cities of Scottsdale, Mesa, Glendale, Chandler and Avondale; Carrie Brennan on behalf of the Arizona State Land Department; Kevin Crestin on behalf of the Arizona State Land Department; Michael Foy on behalf of Salt River Project; Dave Gehlert on behalf of the United States; Jeff Heilman on behalf of Salt River Project; Brian Heiserman on behalf of Freeport Minerals; Sean Hood on behalf of Freeport Minerals; Lee Leininger on behalf of the United States; Kimberly Parks on behalf of the Arizona Department of Water Resources; Sara Ransom on behalf of Cochise County; Joe P. Sparks on behalf of the San Carlos Apache Tribe; and William Sullivan on behalf of the City of Sierra Vista and Pueblo Del Sol Water Company.

The following attorneys and parties appear telephonically: David Brown on behalf of Baba Comeri Ranch, St. David; Rodney Held on behalf of Salt River Project; and Jay Tomkus on behalf of the Yavapai-Apache Nation and Pascua Yaqui Tribe.

Argument is heard on the United States' Motion in *Limine* regarding excluding certain evidence not specifically addressed in the Court's November 6, 2017 minute entry order. The motion is joined by Salt River Project and the San Carlos Apache Tribe.

IT IS ORDERED denying the Motion in *Limine*. Objections can be made at trial. The Court confirms that it does not anticipate hearing "impact testimony" at trial.

Discussion is held regarding the United States' Notice of Lapse in Appropriations.

Argument is heard on the United States' oral motion for stay of trial.

IT IS ORDERED denying the motion for stay without prejudice.

IT IS FURTHER ORDERED setting a Status Conference on **Friday, January 18, 2019 at 11:00 a.m.** in this division. Parties wishing to attend the hearing telephonically should call (602) 506-9695, and enter pass code 163622#.

Ms. Ransom requests a court order for the United States to participate in a settlement conference regarding the issue of SPRNCA boundaries. The Court will take up this issue at the hearing on January 18<sup>th</sup>.

11:13 a.m. Matter concludes.

A copy of this minute entry is mailed to all persons listed in the Court-approved mailing list.