

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

03/05/2019

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: 03/06/2019

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

In Re: Trial to the Court

**TRIAL MINUTE ENTRY
DAY 16**

Courtroom CCB 1201

10:42 a.m. Trial to the Court continues from March 4, 2019. Claimant United States (US) appears by Counsel Lee Leininger.

The following attorneys are present on behalf of Objectors: Jeff Heilman and Lisa McKnight (afternoon only) on behalf of Salt River Project (SRP); Joe P. Sparks on behalf of the San Carlos Apache Tribe; Brian Heiserman and Sean Hood on behalf of Freeport Minerals Corporation (FMC); Carrie Brennan and Kevin Crestin on behalf of the Arizona State Land Department; Sara Ransom on behalf of Cochise County (CC); William Sullivan on behalf of the City of Sierra Vista and Pueblo Del Sol Water Company (SVP); and Robert Anderson on behalf of Liberty Utilities (Bella Vista Water).

Other counsel present: Kimberly Parks on behalf of the Arizona Department of Water Resources.

Court Reporter Barbara Stockford is present, and a record of the proceedings is also made digitally.

Freeport Minerals Corporation's case continues:

US Exhibits 287 and 1925 are received in evidence upon motion of FMC.

LET THE RECORD REFLECT that US Exhibit 287 was previously received in evidence on March 4, 2019.

Richard Thomas Burtell, having previously been sworn, resumes the stand and testifies further.

US Exhibit 601 is received in evidence upon motion of FMC.

FMC Exhibit 8203 is marked for identification and received in evidence.

FMC Exhibit 8204 is marked for identification and received in evidence.

FMC Exhibit 8205 is marked for identification and received in evidence.

FMC Exhibit 8206 is marked for identification and received in evidence.

FMC Exhibit 8207 is marked for identification and received in evidence.

FMC Exhibit 8208 is marked for identification and received in evidence.

FMC Exhibit 6983 is received in evidence.

US Exhibit 2408 is received in evidence.

US Exhibit 2406 is received in evidence.

FMC Exhibit 8209 is marked for identification and received in evidence.

FMC Exhibit 8210 is marked for identification and received in evidence.

US Exhibit 1042 is received in evidence.

US Exhibit 1148 is received in evidence.

11:59 a.m. Court stands at recess.

1:31 p.m. Court reconvenes with respective counsel present.

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

Richard Thomas Burtell resumes the stand and testifies further.

US Exhibit 855 is received in evidence upon motion of FMC.

US Exhibit 323 is received in evidence upon motion of FMC.

US Exhibit 694 is received in evidence upon motion of FMC.

FMC Exhibit 6833 is received in evidence upon motion of Cochise County.

3:05 p.m. Court stands at recess.

Cochise County Exhibit 8211 is marked for identification.

3:21 p.m. Court reconvenes with respective counsel present.

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

Richard Thomas Burtell resumes the stand and testifies further.

4:36 p.m. Court stands at recess until March 6, 2019 at 10:30 a.m.

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