

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

01/29/2019

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: 01/30/2019**

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

In Re: Trial to the Court

**TRIAL MINUTE ENTRY  
DAY TWO**

Courtroom CCB 1201

10:33 a.m. Trial to the Court continues from January 28, 2019. Claimant United States (US) appears by Counsel Dave Gehlert (afternoon only) and Lee Leininger.

The following attorneys are present on behalf of Objectors: Joe P. Sparks on behalf of the San Carlos Apache Tribe; Michael Foy, Jeff Heilman and Lisa McKnight on behalf of Salt River Project (SRP); 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).

Counsel present for other parties: Bill Anger on behalf of the Cities of Scottsdale, Mesa, Glendale, Chandler and Avondale; David Negri on behalf of the Justice Department; and 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.

Discussion is held regarding the exhibits offered by Mr. Leininger at the close of yesterday's proceedings. Exhibit 2482 was incorrectly identified as 8482. There being no objections,

US Exhibits 1, 14, 45, 79, 82, 513, 975, 1044, 2200, 2296, 2482, 4716 and 8192 are received in evidence.

LET THE RECORD REFLECT that Exhibit 79 was previously received in evidence upon motion of SRP.

**Claimant's case continues:**

William Thomas Childress, having previously been sworn, resumes the stand and testifies further.

FMC Exhibit 6996 is offered; an objection is sustained and the exhibit is not received in evidence.

12:01 p.m. Court stands at recess.

1:29 p.m. Court reconvenes with the parties and respective counsel present.

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

William Thomas Childress resumes the stand and testifies further.

Mark Dixon is sworn and testifies.

US Exhibit 363 is received in evidence.

US Exhibit 350 is received in evidence.

US Exhibit 170 is received in evidence.

2:59 p.m. Court stands at recess.

3:15 p.m. Court reconvenes with the parties and respective counsel present.

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

Mark Dixon resumes the stand and testifies further.

US Exhibit 26 is received in evidence.

US Exhibit 506 is received in evidence.

US Exhibit 5412 is received in evidence.

US Exhibit 5391 is received in evidence.

US Exhibit 8194 is received in evidence.

US Exhibit 6425 is received in evidence.

US Exhibit 369 is received in evidence.

4:30 p.m. Court stands at recess until January 30, 2019 at 10:30 a.m.

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