

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

01/30/2019

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: 01/31/2019

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

In Re: Trial to the Court

**TRIAL MINUTE ENTRY
DAY THREE**

Courtroom CCB 1201

FILED: Deposition of William Miller, Ph.D., Volume II, dated June 12, 2018;
Deposition of Mark Dixon, Ph.D., Volume II, dated June 11, 2018; Deposition of Justin
Huntington dated November 30, 2018.

US Exhibit 8195 is marked for identification prior to commencement of trial.

10:33 a.m. Trial to the Court continues from January 29, 2019. Claimant United States
(US) appears by Counsel Dave Gehlert and Lee Leininger (morning only).

The following attorneys are present for Objectors: Michael Foy, Jeff Heilman and Lisa
McKnight 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).

Counsel present for other parties: Bill Anger on behalf of the Cities of Scottsdale, Mesa, Glendale, Chandler and Avondale; and Kimberly Parks on behalf of the Arizona Department of Water Resources; and David Negri (morning only) on behalf of the Justice Department.

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

Claimant's case continues:

Mark Dixon, having previously been sworn, resumes the stand and testifies further.

US Exhibit 298 is received in evidence.

US Exhibit 704 is received in evidence upon motion of SRP.

US Exhibit 29 is received in evidence upon motion of FMC.

12:00 p.m. Court stands at recess.

1:32 p.m. Court reconvenes respective counsel present.

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

Mark Dixon resumes the stand and testifies further.

FMC Exhibit 8196 is marked for identification.

FMC Exhibit 8196 is offered but not received in evidence at this time.

2:54 p.m. Court stands at recess.

3:13 p.m. Court reconvenes with respective counsel present.

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

US Exhibit 144 is received in evidence upon motion of FMC.

FMC Exhibit 8197 is marked for identification.

US Exhibit 24 is received in evidence upon motion of FMC.

FMC Exhibit 8198 is marked for identification.

US Exhibits 6460-6495 are received in evidence upon motion of FMC.

US Exhibit 1829 is received in evidence upon motion of FMC.

4:31 p.m. Court stands at recess until January 31, 2019 at 10:30 a.m.

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