

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

05/16/2019

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: 05/17/2019

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

In Re: Trial to the Court

**TRIAL MINUTE ENTRY
DAY 26**

Courtroom CCB 1201

10:31 a.m. Trial to the Court continues from May 14, 2019. Claimant United States (US) appears by Counsel, Dave Gehlert, Lee Leininger and Jenifer Najjar.

The following attorneys are present on behalf of 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, Sean Hood Lisa McKnight 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 (afternoon only) on behalf of Liberty Utilities (Bella Vista Water).

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

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

United States' rebuttal case continues:

Leslie Arriana Brand is sworn and testifies.

US Exhibit 159 is received in evidence.

US Exhibit 2127 is received in evidence.

US Exhibit 2129 is received in evidence.

US Exhibit 2128 is received in evidence.

US Exhibit 8217 is marked for identification and received in evidence.

US Exhibit 168 is received in evidence upon motion of SRP.

US Exhibit 693 is received in evidence upon motion of SRP.

11:55 a.m. Court stands at recess.

1:33 p.m. Court reconvenes with respective counsel present.

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

The post-trial briefing schedule is discussed.

IT IS ORDERED that simultaneous closing briefs and proposed findings are due by **August 30, 2019**.

IT IS FURTHER ORDERED that any responses/objections are due by **September 27, 2019**. Responses are limited to 15 pages.

Mr. Sullivan is excused and leaves the courtroom.

Leslie Arriana Brand resumes the stand and testifies further.

US Exhibit 164 is received in evidence upon motion of FMC.

2:52 p.m. Court stands at recess.

3:07 p.m. Court reconvenes with respective counsel present.

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

Leslie Arriana Brand resumes the stand and testifies further.

IT IS ORDERED that this matter will be taken under advisement after the deadline for responses/objections to the closing briefs.

3:09 p.m. Trial concludes.

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