

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

07/15/2015

CLERK OF THE COURT
Form V000

JUDGE MARK H. BRAIN

T. Springston
Deputy

W1-11-3342

FILED: July 20, 2015

In re Aravaipa Canyon
Wilderness Area

W1-11-3342

In re Trial

TRIAL MINUTE ENTRY
DAY 3

Central Court Building – Courtroom 1201

10:47 a.m. Trial to the court before Judge Mark H. Brain continues from July 14, 2015.

The following attorneys appear in-person:

- Sean T. Hood, Shilpa Hunter-Patel, and Brian J. Heiserman on behalf of Freeport Minerals Corporation;
- David Gehlert and R. Lee Leininger on behalf of the United States;
- Scott M. Deeny and Jeffrey R. Heilman on behalf of Salt River Project;
- Joe P. Sparks and Julia M. R. Kolsrud on behalf of the San Carlos Apache Tribe and the Tonto Apache Tribe;
- Janet L. Miller on behalf of the Arizona Department of Water Resources;
- Carrie J. Brennan on behalf of State of Arizona;
- Susan B. Montgomery on behalf of the Yavapai-Apache Nation and Pascua Yaqui Tribe; and
- David A. Brown on behalf of Bayless & Berkalew Company.

Court Reporter, Christine Coaly, is present.

Claimant 1 / US's case continues:

Steven Moore is sworn and testifies.

Steven Moore is excused.

James Fogg is sworn and testifies.

11:56 a.m. Court stands at recess.

1:33 p.m. Court reconvenes with respective counsel and parties present. Counsel, Patrick B. Sigl, on behalf of Salt River Project; and Cynthia S. Campbell, on behalf of City of Phoenix, are now present.

Court Reporter, Christine Coaly, is present.

James Fogg continues to testify.

Claimant 1 / US's exhibit 685 is received in evidence.

Claimant 3 / FMC's exhibits 647 and 361 are received in evidence.

2:49 p.m. Court stands at recess.

3:06 p.m. Court reconvenes with respective counsel and parties present.

Court Reporter, Christine Coaly, is present.

James Fogg continues to testify.

Claimant 3 / FMC's exhibits 359 and 495 are received in evidence.

James Fogg is excused.

Discussion is held regarding witness scheduling.

3:50 p.m. Court stands at recess until 10:30 a.m. July 20, 2015.

A copy of this order is mailed to all persons listed on the court approved mailing list for Contested Case No. W1-11-3342 dated July 20, 2015.