

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

02/12/2019

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: 02/13/2019**

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

In Re: Trial to the Court

**TRIAL MINUTE ENTRY  
DAY 10**

Courtroom CCB 1201

10:32 a.m. Trial to the Court continues from February 11, 2019. Claimant United States (US) appears by Counsel Dave Gehlert and Lee Leininger.

The following attorneys are present on behalf of Objectors: Michael Foy 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: Jeniffer Njjar 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.

Scheduling is discussed.

**Objector Freeport Minerals Corporation's case continues:**

Steven W. Carothers is sworn and testifies.

FMC Exhibit 8202 is marked for identification and received in evidence.

US Exhibits 9, 7060 and 7072 are received in evidence upon motion of FMC.

US Exhibit 484 is received in evidence upon motion of FMC.

11:58 a.m. Court stands at recess.

FILED: Deposition of Steven W. Carothers, Ph.D. dated January 25, 2017; Deposition of Steven W. Carothers, Ph.D., Volume II, dated July 13, 2017; Deposition of Steven W. Carothers, Ph.D., Volume III, dated August 2, 2017; Deposition of Steven W. Carothers dated July 12, 2018.

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.

Steven W. Carothers resumes the stand and testifies further.

US Exhibit 364 is received in evidence upon motion of FMC.

US Exhibit 1609 is received in evidence upon motion of FMC.

US Exhibit 550 is received in evidence upon motion of FMC.

US Exhibit 358 is received in evidence upon motion of FMC.

US Exhibit 596 is received in evidence upon motion of FMC.

US Exhibit 528 is received in evidence upon motion of FMC.

US Exhibit 522 is received in evidence upon motion of FMC.

US Exhibit 483 is received in evidence upon motion of FMC.

US Exhibit 518 is received in evidence upon motion of FMC.

2:56 p.m. Court stands at recess.

3:10 p.m. Court reconvenes with respective counsel present.

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

Steven W. Carothers resumes the stand and testifies further.

US Exhibit 376 is received in evidence upon motion of FMC.

US Exhibits 374 and 384 are received in evidence upon motion of FMC.

4:25 p.m. Court stands at recess until February 13, 2019 at 10:30 a.m.

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