

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

August 28, 2026

CLERK OF THE COURT

SPECIAL WATER MASTER
SHERRI ZENDRI

S. Ortega
Deputy

In Re: The General Adjudication
of All Rights to Use Water in the
Gila River System and Source
W-1-00-001234 (Consolidated)

FILED: August 31, 2026

In Re: *ASARCO Irrigation Claims*
Contested Case No. W1-11-002801

BENCH TRIAL – DAY FIVE

East Court Building – Courtroom 613

9:01 a.m. Trial to the Court continues from August
27, 2026 before Special Water Master Sherri Zendri.

The following parties/attorneys are present:

- Sean T. Hood, William Klain, and Kaitlin Smith, on behalf of American Smelting and Refining Company (“ASARCO”)
- Andrew “Guss” Guarino on behalf of the U.S. Department of Justice, Environment and Natural Resources Division
- Merrill C. Godfrey, Christina Makarova Quiggle, and Radiance Campbell, on behalf of the Gila River Indian Community (“GRIC”)
- Alexander Ritchie, Laurel A. Hermann, Jana Sutton, and Bernardo Velasco, on behalf of the San Carlos Apache Tribe
- Katrina Wilkinson and Kathryn Ust on behalf of the Salt River Project (“SRP”)

Court Reporter, Danielle Griffin, having been previously sworn to perform the duties of the court reporter, is present. A record of the proceeding is also made digitally.

LET THE RECORD REFLECT that Objectors have standing objections to various exhibits during Mr. Burtell's testimony as outlined on the record, and the Court takes notice of the same.

Discussion is held regarding exhibits.

ASARCO's exhibits 142 and 143 are received in evidence.

ASARCO's case continues.

Scott Snyder resumes the stand and testifies further.

ASARCO's exhibit 146 is received in evidence.

ASARCO's exhibit 147 is received in evidence.

ASARCO's exhibit 148 is received in evidence.

ASARCO's exhibit 149 is received in evidence.

ASARCO's exhibit 150 is received in evidence.

ASARCO's exhibit 151 is received in evidence.

ASARCO's exhibit 152 is received in evidence.

ASARCO's exhibit 153 is received in evidence.

ASARCO's exhibit 154 is received in evidence.

ASARCO's exhibit 155 is received in evidence.

ASARCO's exhibit 156 is received in evidence.

ASARCO's exhibit 157 is received in evidence.

ASARCO's exhibit 163 is received in evidence.

ASARCO's exhibit 160 is received in evidence.

ASARCO's exhibit 161 is received in evidence.

ASARCO's exhibit 162 is received in evidence.

ASARCO's exhibit 159 is received in evidence.

ASARCO's exhibit 158 is received in evidence.

Upon motion of Gila River Indian Community, ASARCO's exhibits 327, 319, 329, 331, 325, and 318 are received in evidence.

10:10 a.m. Court stands at recess.

10:26 a.m. Court reconvenes with the respective parties and counsel present.

Court Reporter, Danielle Griffin, is present. A record of the proceeding is also made digitally.

Upon motion of Gila River Indian Community, ASARCO's exhibits 317, 320, 321, 322, 323, 324, 326, 328, and 330, are received in evidence.

Gila River Indian Community's exhibits 118, 119, 120, 121, 122, 123, and 124, are received in evidence.

Scott Snyder continues testifying.

Gila River Indian Community's exhibit 33 is received in evidence.

11:47 a.m. Court stands at recess.

1:00 p.m. Court reconvenes with the respective parties and counsel present.

Court Reporter, Danielle Griffin, is present. A record of the proceeding is also made digitally.

Scott Snyder continues testifying.

The witness is excused.

Christopher John Garrett is affirmed and testifies.

ASARCO's exhibit 230 is received in evidence.

2:21 p.m. Court stands at recess.

2:35 p.m. Court reconvenes with the respective parties and counsel present.

Court Reporter, Danielle Griffin, is present. A record of the proceeding is also made digitally.

Christopher John Garrett continues testifying.

Mr. Klain motions the Court for the admission of .pdf pages 6 and 7 of ASARCO's exhibit 6 containing the bullet points of the criteria, and discussion is held. There being no objection,

LET THE RECORD FURTHER REFLECT that ASARCO shall provide a new exhibit containing just the criteria discussed on the record which consists of .pdf pages 6 and 7 of exhibit 6. At such time as ASARCO provides the new exhibit, it shall be received in evidence.

4:01 p.m. Court stands at recess until **9:00 a.m. on August 31, 2026.**

A copy of this minute entry will be sent to all people on the court-approved mailing list for this matter.