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8

9 **SUPERIOR COURT OF CALIFORNIA**
10 **COUNTY OF LOS ANGELES - CENTRAL DISTRICT**

11 Coordination Proceeding
12 Special Title (Rule 1550(b))

) Judicial Council Coordination Proceeding
) No. 4408

13 **ANTELOPE VALLEY**
14 **GROUNDWATER CASES**

) (For Filing Purposes Only: Santa Clara
) County Case No.: 1-05-CV-049053)

15 Included Actions:

) Assigned for All Purposes To:
) Judge: Hon. Jack Komar

16 *Los Angeles County Waterworks District*
No. 40 v.
Diamond Farming Co., et al.
17 Los Angeles County Superior Court, Case
No. BC 325 201

) (Filing Fees Exempt, Per Gov't Code § 6103)

18 *Los Angeles County Waterworks District*
19 *No. 40 v.*
Diamond Farming Co., et al.
20 Kern County Superior Court, Case No.
S-1500-CV-254-348

) **SUPPLEMENTAL DECLARATION OF**
) **PHELAN PINON HILLS COMMUNITY**
) **SERVICES DISTRICT FOR PHASE**
) **FOUR**

21
22 *Wm. Bolthouse Farms, Inc. v. City of*
23 *Lancaster*
Diamond Farming Co. v. City of Lancaster
24 *Diamond Farming Co. v. Palmdale Water*
Dist.
25 Riverside County Superior Court,
26 Consolidated Action, Case Nos. RIC 353
840, RIC 344 436, RIC 344 668

) Phase Four Trial Date: May 28, 2013

27 AND RELATED CROSS-ACTIONS
28

SUPPLEMENTAL DECLARATION OF PPHCSD FOR PHASE FOUR

DECLARATION OF DON BARTZ

I, Don Bartz, declare as follows:

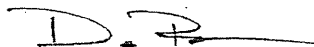
1. I am the General Manager for Phelan Piñon Hills Community Services District ("PPHCSD"), which is a party to this groundwater adjudication commonly referred to as the Antelope Valley Groundwater Cases. I make this Declaration on behalf of PPHCSD in further support of PPHCSD in the Phase Four proceedings. I have personal knowledge of the facts set forth in this Declaration, and if called as a witness, could and would testify competently to such facts under oath.

2. My declaration submitted in this matter on or about January 31, 2013 provided at paragraph 10 the quantity of water produced by Well 14 through November 30, 2012, pursuant to the Court's then-existing orders for these proceedings. Attached as Exhibit D to that same declaration was the data (i.e., the Well Log) for Well 14 for the month of December 2012, which may be used to determine the quantity of water produced by Well 14 for that particular month.

3. I have performed that calculation consistent with my training and experience and as I did for the quantities identified at paragraph 10 of my January 31, 2013 declaration. That calculation leads to a quantity of 79.53 acre feet of water produced by Well 14 during the month of December 2012, which brings Well 14's total water production for the year 2012 to 1,035.26 acre feet.

Executed on this 29th day of May 2013, at Phelan, California.

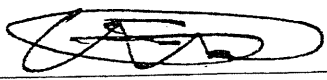
I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.



Don Bartz

ALESHIRE & WYNDER, LLP

Dated: May 29, 2013

By: 

Wesley A. Miliband
Attorneys for Cross-Defendant and
Cross-Complainant,
Phelan Piñon Hills Community
Services District

2
3 **PROOF OF SERVICE**

4 I, Linda Yarvis,

5 I am employed in the County of Orange, State of California. I am over the age of 18 and
6 not a party to the within action. My business address is 18881 Von Karman Avenue, Suite 1700,
Irvine, CA 92612.

7 On May 29, 2013, I served the within document(s) described as **SUPPLEMENTAL**
8 **DECLARATION OF PHELAN PIÑON HILLS COMMUNITY SERVICES DISTRICT FOR**
PHASE FOUR as follows:

9 (ELECTRONIC SERVICE) By posting the document(s) listed above to the Santa Clara
County Superior Court website in regard to Antelope Valley Groundwater matter pursuant to the
10 Court's Clarification Order. Electronic service and electronic posting completed through
www.scefiling.org.

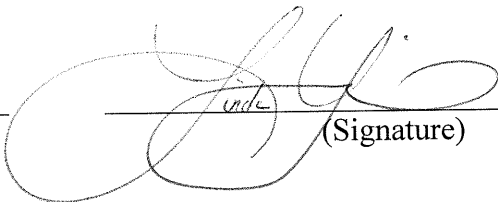
11 (BY MAIL) By placing a true copy of the foregoing document(s) in a sealed envelope
12 addressed as set forth above. I placed each such envelope for collection and mailing following
ordinary business practices. I am readily familiar with this Firm's practice for collection and
13 processing of correspondence for mailing. Under that practice, the correspondence would be
deposited with the United States Postal Service on that same day, with postage thereon fully
14 prepaid at Irvine, California, in the ordinary course of business. I am aware that on motion of the
party served, service is presumed invalid if postal cancellation date or postage meter date is more
15 than one day after date of deposit for mailing in affidavit.

16 (BY OVERNIGHT DELIVERY) I deposited in a box or other facility regularly maintained
by Overnight Express, an express service carrier, or delivered to a courier or driver authorized by
17 said express service carrier to receive documents, a true copy of the foregoing document(s) in a
sealed envelope or package designated by the express service carrier, addressed as set forth above,
18 with fees for overnight delivery paid or provided for.

19 Executed on May 29, 2013, at Irvine, California.

20 I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct.

21
22 Linda Yarvis
(Type or print name)



(Signature)