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Attorneys for Delmar D. Van Dam,
Gertrude J. Van Dam, and Gary Van Dam

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES**

Coordination Proceeding
Special Title (Rule 1550(b))

**ANTELOPE VALLEY
GROUNDWATER CASES**

Included Actions:

Los Angeles County Waterworks District
No. 40 v. Diamond
FARMING/IRRIGATION Co.
Superior Court of California
County of Los Angeles, Case No. BC
325201

Los Angeles County Waterworks District
No. 40 v. Diamond
FARMING/IRRIGATION Co.
Superior Court of California, County of
Kern, Case No. S-1500-CV 254348

Wm. Bolthouse Farms, Inc. v. City of
Lancaster Diamond
FARMING/IRRIGATION Co. v. City of
Lancaster Diamond
FARMING/IRRIGATION Co. v. Palmdale
Water Dist. Superior Court of California,
County of Riverside, consolidated actions,
Case Nos. RIC 353840, RIC 344436, RIC
344668

Judicial Council Coordination Proceeding
No. 4408

SC Case No. 105CV 049053
Assigned to Hon. Jack Komar

**STIPULATION WITH DELMAR D. VAN
DAM, GERTRUDE J. VAN DAM, AND
GARY VAN DAM FOR PHASE 4 TRIAL**

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STIPULATION

Los Angeles Waterworks District No. 40, City of Palmdale, City of Lancaster, Littlerock Creek Irrigation District, Palm Ranch Irrigation District, Palmdale Water District, Quartz Hill Water District, Rosamond Community Services District, and California Water Service Company (collectively, the "Public Water Suppliers") hereby enter into the following stipulation with Delmar D. Van Dam, Gertrude J. Van Dam, and Gary Van Dam (collectively, "VAN DAMS".)

This Stipulation is entered pursuant to the Fifth Amended Case Management Order for Phase 4 Trial. This Stipulation is only for the purpose of determining groundwater pumping during 2011 and 2012. This stipulation shall not result in any determination of any water right, or the reasonableness of any party's water use or manner of applying water to the use. This Stipulation will not preclude any party from introducing in a later trial phase evidence to support its claimed water rights including, without limitation, evidence of water use in year other than 2011 and 2012. All parties reserve their rights to produce any evidence to support their claimed water rights and make any related legal arguments including, without limitation arguments based on any applicable constitutional, statutory, or decisional authority.

The parties hereto hereby stipulate that groundwater pumped by VAN DAMS was 9,840 acre-feet in 2011 and 10,023 acre-feet in 2012.

Dated: May 21, 2013

BEST BEST & KRIEGER LLP

By Jeffrey V. Dunn
ERIC GARNER
JEFFREY V. DUNN
STEFANIE D. HEDLUND
Attorneys for Cross-Complainant
LOS ANGELES COUNTY
WATERWORKS DISTRICT NO. 40

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Dated: May 23, 2013

By 

JAMES L. MARKMAN
STEVEN ORR
Attorneys for Cross-Defendant
CITY OF PALMDALE

Dated: May ____, 2013

By _____
DOUGLAS J. EVERTZ
Attorneys for Cross-Defendant
CITY OF LANCASTER AND ROSAMOND
COMMUNITY SERVICES DISTRICT

Dated: May ____, 2013

By _____
WAYNE LEMIEUX
Attorneys for Cross-Defendant
LITTLE ROCK CREEK IRRIGATION
DISTRICT AND PALM RANCH
IRRIGATION DISTRICT

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Attorneys for Cross-Defendant
PALMDALE WATER DISTRICT

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QUARTZ HILL WATER DISTRICT

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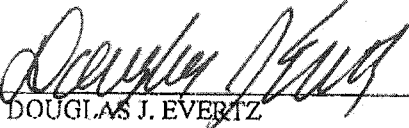
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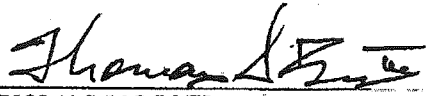
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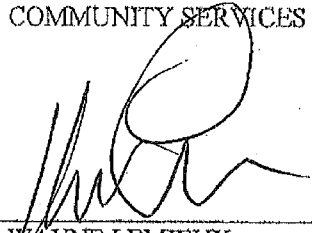
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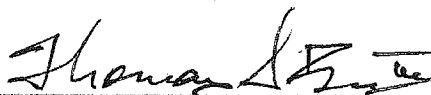
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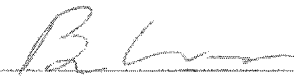
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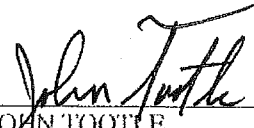
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By


JOHN TOOTLE
Attorneys for Cross-Defendant
CALIFORNIA WATER SERVICE
COMPANY

Dated: May 21, 2013

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF KERN

I, ERIN L. LINDSEY, declare: I am and was at the times of the service hereunder mentioned, over the age of eighteen (18) years, and not a party to the within cause. My business address is 1800 30th Street, Fourth Floor, Bakersfield, CA 93301.

On May 23 2013, I caused the below listed document(s) entitled as: **STIPULATION WITH DELMAR D. VAN DAM, GERTRUDE J. VAN DAM, AND GARY VAN DAM FOR PHASE 4 TRIAL**, to be served on the parties via the following service:

X (BY POSTING) I posted the document listed above to the Santa Clara Superior Court website regarding the Antelope Valley Groundwater matter pursuant to the Court's Clarification Order. Electronic service posting completed through www.scefiling.org.

X (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on May 23, 2013, at Bakersfield, California.


ERIN L. LINDSEY