

1 KAMALA D. HARRIS
Attorney General of California
2 ERIC M. KATZ
Supervising Deputy Attorney General
3 MARILYN H. LEVIN (SBN 92800)
NOAH GOLDEN-KRASNER (SBN 217556)
4 300 South Spring Street, Suite 1702
Los Angeles, CA 90013
5 Telephone: (213) 897-2614
Fax: (213) 897-2802
6 E-mail: Marilyn.Levin@doj.ca.gov
E-mail: Noah.Goldenkrasner@doj.ca.gov
7 *Attorneys for State of California, Santa Monica
Mountains Conservancy, and State of California
8 50th District Agricultural Association*

EXEMPT FROM FILING FEES
[Gov. Code, § 6103]

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA

10 COUNTY OF LOS ANGELES

11
12 **Coordination Proceeding**
13 **Special Title (Rule 3.550(c))**

14 **ANTELOPE VALLEY GROUNDWATER**
15 **CASES**

16 **Included Actions:**

17 **Los Angeles County Waterworks District**
No. 40 v. Diamond Farming Co.
18 **Superior Court of California County of Los**
Angeles, Case No. BC 325 201

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

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

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26 **AND RELATED ACTIONS.**

Judicial Council Coordination
Proceeding No. 4408

Santa Clara Case No. 1-05-CV-049053

DECLARATION OF DANIEL ROBBINS
ON BEHALF OF STATE OF
CALIFORNIA, DEPARTMENT OF
CORRECTIONS AND
REHABILITATION PURSUANT TO
CASE MANAGEMENT ORDER FOR
PHASE IV TRIAL

[Assigned for All Purposes to the Honorable
Jack Komar]

Trial Date: May 28, 2013

OSC re: Approval of Stipulations:
March 15, 2013

Time: 9:00 a.m.
Dept: 1

Action Filed: October 26, 2005

1 I, DANIEL ROBBINS, declare as follows:

2 1. I am the Water and Sewer Plant Supervisor for the Department of Corrections and
3 Rehabilitation (CDCR), an agency of the State of California, one of the parties hereto. I am
4 authorized to make this declaration for and on behalf of CDCR. If called as a witness, I could and
5 would competently testify to each fact herein.

6 2. CDCR owns property located at 44750 60th Street West, Lancaster, County of Los
7 Angeles, that overlies the groundwater basin in the Antelope Valley Adjudication Area
8 (approximately 261.74 acres) (the Property). A true and correct copy of the relevant Order of
9 Condemnation is attached as Exhibit A. CDCR is one of ten State agencies that own property
10 within the Antelope Valley Adjudication Area. This declaration is made on behalf of CDCR
11 only.

12 3. The CDCR currently purchases water from Los Angeles County Waterworks
13 District 40 for its California State Prison at Lancaster in the Antelope Valley. It uses the water for
14 domestic use, housing the inmates at the facilities, fire protection, irrigation and for use by all
15 support staff, including guards at the Property.

16 4. In the year 2011, CDCR purchased approximately 638.65 Acre Feet for the
17 calendar year. For the years 2000-2010 the Department purchased approximately the following
18 amounts in each year:

19 2000 – 890 Acre Feet

20 2001 – 927 Acre Feet

21 2002 – 905 Acre Feet

22 2003 – 889.97 Acre Feet

23 2004 – 927.69 Acre Feet

24 2005 – 1007.98 Acre Feet

25 2006 – 943 Acre Feet

26 2007 – 935.30 Acre Feet

27 2008 – 811.01 Acre Feet

28 2009 – 638.25 Acre Feet

1 2010 – 657.03 Acre Feet

2 A spreadsheet and billing statements of annual water usage are attached hereto as Exhibit
3 B. The spreadsheet represents meter readings as logged on a regular basis by me and/or my
4 colleagues pursuant to our job duties at CDCR. As can be seen from the spreadsheet, the number
5 of inmates and therefore the amount of water used at the facility changes year to year, in some
6 cases quite dramatically.

7 5. CDCR currently purchases water from Los Angeles County Waterworks District
8 40 as established by Water Code section 55338. CDCR owns three inactive wells at the Property:
9 Well numbers 337772, 337777 and 337775. A fourth well (Well Number 337774) was capped on
10 April 8, 1991. CDCR reserves the right to pump groundwater from its wells if and when the Los
11 Angeles County Waterworks District 40 no longer provides it.

12 6. CDCR does not currently produce/pump groundwater at the Property. CDCR lists
13 the above water purchased in lieu of groundwater production and maintains it has a right to pump
14 that water from the groundwater basin as an overliar, but has chosen to purchase the water in
15 order to preserve the aquifer of an overdrafted basin and pursuant to Statute.


16 7. CDCR is also claiming future unexercised rights to water in the groundwater
17 basin. CDCR is seeking a water right in the amount of at least 1,007 Acre Feet per year. In
18 addition to the above uses, future groundwater pumping may be used for well maintenance,
19 emergencies, and supplemental pumping pursuant to Water Code section 55338.

20 8. CDCR is not claiming return flow credits.

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

23 Executed on JANUARY 30, 2013, in LANCASTER, California.

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By: 
DANIEL ROBBINS
Water and Sewer Plant Supervisor
California Department of Corrections and
Rehabilitation