

January 23, 2013

Kindly be advised by this letter of the following facts relative to the 308.98 acre parcel of land owned by Tierra Bonita Ranch Company.

- A. The property consists of two (2) parcels of land.
- B. The land together measure 308.98 acres. (NET)
- C. The two parcels are noted by APN numbers:
 - 1) 3386-027-001 2) 3386-028-007
- D. The land has been owned and operated for farming continually for the years 1958-2012, a period of 54 years.
- E. In the 25 years of 1958-1983, the farming consisted of growing alfalfa on 250 acres.
- F. Using an alfalfa water requirement factor of 7.65, the amount of water pumped for this farming operation would have been: 250 (acres) x 7.65 (alfalfa factor for water) which equals 1913 acre feet of water used per year. Documentation of farming for years 1998-2012 is herein provided.
- G. After 1983 farming was continued but documentation is only available for the 15 years of 1998 thru 2012. There are three wells that pump water on this piece of land. Designated as follows:
 - Well #1 - 200 horse power electric well - documentation provided.
 - Well #2 - 200 horse power electric well - documentation provided.
 - Well #3 - 400 horse power diesel well - 2 diesel oil bills provided.

STATEMENT FOR 2011 AND 2012 PROVIDED

By _____
Samuel Kremen

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6 DISTRICT NO. 40

**EXEMPT FROM FILING FEES
UNDER GOVERNMENT CODE
SECTION 6103**

7 **OFFICE OF COUNTY COUNSEL**
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13
14 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
15 **COUNTY OF LOS ANGELES**

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17 **ANTELOPE VALLEY**
GROUNDWATER CASES
18 Included Actions:
19 Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co., Superior
20 Court of California, County of Los
Angeles, Case No. BC 325201;
21 Los Angeles County Waterworks District
22 No. 40 v. Diamond Farming Co., Superior
Court of California, County of Kern, Case
23 No. S-1500-CV-254-348;
24 Wm. Bolthouse Farms, Inc. v. City of
Lancaster, Diamond Farming Co. v. City of
25 Lancaster, Diamond Farming Co. v.
Palmdale Water Dist., Superior Court of
26 California, County of Riverside, Case Nos.
RIC 353 840, RIC 344 436, RIC 344 668

Judicial Council Coordination No. 4408
CLASS ACTION
Santa Clara Case No. 1-05-CV-049053
Assigned to The Honorable Jack Komar

**STIPULATION IN LIEU OF DEPOSITION
TESTIMONY FOR PHASE 4 TRIAL**

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"), and TERRA BONITA RANCH CO. hereby enter into the following stipulation with SAMUEL KREMEN, SUPERVISING PARTNER

Whereas, for purposes of the Phase 4 trial the above parties wish to enter into the following stipulation in lieu of taking depositions;

Whereas, SAMUEL KREMEN has signed the attached Declaration of STIPULATION SAMUEL KREMEN under penalty of perjury;

NOW, THEREFORE, in consideration and on the basis of the foregoing recitals, the Public Water Suppliers and TERRA BONITA RANCH enter into the following stipulation:

1. Based on the attached Declaration of SAMUEL KREMEN the Public Water Suppliers will forego taking the deposition of SAMUEL KREMEN during discovery for the Phase 4 trial set for February 11, 2013;

2. The attached Declaration may be used in the same manner at trial as a deposition transcript executed under penalty of perjury by SAMUEL KREMEN

3. The Public Water Suppliers reserve the right to depose SAMUEL KREMEN during discovery for subsequent trial phases or in the event the Court continues the Phase 4 trial to a date other than February 11, 2013; and

4. The Public Water Suppliers reserve their right to challenge the testimony of SAMUEL KREMEN at trial.

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Dated: January __, 2013

BEST BEST & KRIEGER LLP

By

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LOS ANGELES COUNTY
WATERWORKS DISTRICT NO. 40

Dated: January __, 2013

By

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STEVEN ORR
Attorneys for Cross-Defendant
CITY OF PALMDALE

Dated: January __, 2013

By

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

Dated: January __, 2013

By

WAYNE LEMIEUX
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LITTLEROCK CREEK IRRIGATION
DISTRICT AND PALM RANCH
IRRIGATION DISTRICT

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Dated: January __, 2013

By _____
THOMAS BUNN III
Attorneys for Cross-Defendant
PALMDALE WATER DISTRICT

Dated: January __, 2013

By _____
BRADLEY T. WEEKS
Attorneys for Cross-Defendant
QUARTZ HILL WATER DISTRICT

Dated: January __, 2013

By _____
JOHN TOOTLE
Attorneys for Cross-Defendant
CALIFORNIA WATER SERVICE
COMPANY

Dated: January __, 2013

By Samuel Kremen