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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

Included Actions:
Los Angeles County Waterworks District No. 40 v. Diamond Farming Co. Superior Court of California County of Los Angeles, Case No. BC 325 201 Los Angeles County Waterworks District No. 40 v. Diamond Farming Co. Superior Court of California, County of Kern, Case No. S-1500-CV-254-348 Wm. Bolthouse Farms, Inc. v. City of Lancaster Diamond Farming Co. v. City of Lancaster Diamond Farming Co. v. Palmdale Water Dist. Superior Court of California, County of Riverside, consolidated actions, Case No. RIC 353 840, RIC 344 436, RIC 344 668

Judicial Council Coordination Proceeding No. 4408

Santa Clara Case No. 1-05-CV-049053 Assigned to The Honorable Jack Komar

STIPULATION FOR PHASE IV TRIAL RE 2011-12 GROUNDWATER PUMPING BY JANE HEALY AND HEALY ENTERPRISES, INC.

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ANTELOPE VALLEY

GROUNDWATER CASES

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Jane Healy and Healy Enterprises, Inc., and the parties that have signed this Stipulation agree and stipulate, for the purposes of determining groundwater pumping during 2011 and 2012 for the Phase 4 trial only, as follows:

- 1. Groundwater pumping by Jane Healy and Healy Enterprises, Inc. during the calendar year 2011 was 0 af.
- 2. Groundwater pumping by Jane Healy and Healy Enterprises, Inc. during the calendar year 2012 was 0 af.
- 3. Consistent with the Court's Case Management Order, as amended, for the Phase 4 Four trial of this matter, Jane Healy and Healy Enterprises, Inc. and the undersigned parties reserve, for a future phase of this action, determination of all other facts and legal issues in this action, including but not limited to:
- A. The determination of the groundwater rights of Jane Healy and Healy Enterprises, Inc., including the applicability and application of all constitutional, statutory and decisional law;
- B. The ability to introduce in a later trial phase evidence of water use in years other than 2011 and 2012; and
- C. The determination of the reasonableness of water use by Jane Healy and Healy Enterprises, Inc. during the period 2000 to 2012.

[signatures on following pages]