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

ANTELOPE VALLEY)	Judicial Council Coordination Proceeding
GROUNDWATER CASES)	No. 4408
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)	Santa Clara Case No. 1-05-CV-049053 Assigned to The Honorable Jack Komar
)	[PROPOSED] ORDER ON AGWA MOTION FOR SUMMARY ADJUDICATION OF ISSUES
)	[CCP § 437c]
)	DATE: January 27, 2014
)	TIME: TBD
)	DEPT.: TBD

The motion of the Antelope Valley Groundwater Agreement Association (“AGWA”) for summary judgment and/or adjudication of issues came on regularly for hearing on January 27, 2014 before the Honorable Jack Komar, Judge of the Superior Court (Ret.), after notice had been duly and regularly given to the United States, all other parties, and their attorneys of record.

After full consideration of the evidence, the separate statements submitted by each party, the authorities submitted by counsel as well as oral arguments, the Court finds there is no triable

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issue of material fact as to the United States’ claim to a federal reserved groundwater right in the native yield of the Basin, and that AGWA is entitled to an order conclusively establishing for the purposes of trial that any federal reserved water right of the United States does not entitle it to a paramount right – beyond a correlative right of any overlying landowner in the Basin – to the native yield of the Basin as a matter of law.

DATED: _____

Honorable Jack Komar
Judge of the Superior Court

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PROOF OF SERVICE

**STATE OF CALIFORNIA,
COUNTY OF SANTA BARBARA**

I am employed in the County of Santa Barbara, State of California. I am over the age of 18 and not a party to the within action; my business address is: 21 E. Carrillo Street, Santa Barbara, California 93101.

On November 13, 2013, I served the foregoing document described as:

[Proposed] Order On AGWA's Motion For Summary Adjudication Of Issues

on the interested parties in this action.

By posting it on the website by 5:00 p.m. on November 13, 2013.

This posting was reported as complete and without error.

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

Executed in Santa Barbara, California, on November 13, 2013.

LINDA MINKY
TYPE OR PRINT NAME



SIGNATURE