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10 LITTLEROCK CREEK IRRIGATION DISTRICT, PALM RANCH IRRIGATION DISTRICT,
11 NORTH EDWARDS WATER DISTRICT, DESERT LAKE COMMUNITY SERVICES DISTRICT,
12 LLANO DEL RIO WATER CO., LLANO MUTUAL WATER CO., BIG ROCK MUTUAL WATER
13 CO.

14 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

15 **IN AND FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT**

16 Coordinated Proceeding
17 Special Title (Rule 1550(b))

) **Judicial Council Coordination No. 4408**

18 ANTELOPE VALLEY GROUNDWATER
19 CASES

) Santa Clara Case No. 1-05-CV-049053
) Assigned to the Honorable Jack Komar – Dept. 12

20 Included Actions:

) **LITTLEROCK CREEK IRRIGATION
DISTRICT'S DECLARATION IN LIEU OF
DEPOSITION FOR PHASE 4 TRIAL**

21 Los Angeles County Waterworks District No. 40
22 v. Diamond Farming Co. Los Angeles County
23 Superior Court Case No. BC 325201;

24 Los Angeles County Waterworks District No. 40
25 v. Diamond Farming Co., Kern County Superior
26 Court, Case No. S-1500-CV-234348;

27 Wm. Bolthouse Farms, Inc. v. City of Lancaster
28 Diamond Farming Co. v. City of Lancaster v.
Palmdale Water District, Riverside County
Superior Court, Consolidated Actions, Case Nos.
RIC 353840, RIC 344436, RIC 344668

AND RELATED CROSS-ACTIONS

DECLARATION

1 I, Brad Bones, declare:

2
3 1. I am General Manager for Littlerock Creek Irrigation District (“District”), a party to this
4 action. In lieu of deposition testimony for the Phase 4 trial, I am providing this declaration. This
5 declaration applies only to the categories I have filled in. The items left blank or indicated as
6 “inapplicable” out do not apply to the District. Except where stated on information and belief, I have
7 personal knowledge of each fact herein and would testify competently thereto under oath.

8 **Property Ownership and Parcel Size**

9 2. Littlerock Creek Irrigation District owns property that overlies the Antelope Valley Area of
10 Adjudication as decided by this Court. The land is in Los Angeles County and is identified by the
11 following APNs: Attached hereto and incorporated herein by reference is a true and correct copy of
12 Exhibit A, a chart setting forth such data.

13 3. Littlerock Creek Irrigation District claims groundwater rights, but it does not use its water
14 on its own parcels. It uses water pumped on its parcels for distribution to its customers. (See Paragraph
15 35.) It is a public water purveyor. Wells 10, 11, 12 and 6A are wells presently in use. Well 1 is an
16 agricultural- use well. The APN number for the property containing well 12 is APN 3046-027-270.

17 4. For each APN identified above and in Exhibit A, the total acreage by parcel is as follows:
18 See Exhibit A, attached hereto and incorporated herein by reference. Exhibit B is omitted, because
19 Exhibit A contains the total acreage by parcel.

20 5. For each APN identified in Exhibit A and paragraph 3, Littlerock Creek Irrigation District
21 owned the property during the following time period: Throughout the time period relevant to this
22 discovery and relevant to Phase 4 of Trial.

23 6. The following are all individuals/entities appearing on the title for the above identified
24 APN/APNS from Jan 1, 2000 to the present: Littlerock Creek Irrigation District.

25 7. For each individual/entity identified in paragraph 6 that individual/entity appeared on the
26 title during the following time: Littlerock Creek Irrigation District.

1 **Leases**

2 8.-18. Not applicable. Exhibits C and D are inapplicable.

3 **Water Meter Records**

4 19. Littlerock Creek Irrigation District measures the groundwater production on the above
5 referenced properties by a SCADA meter system which continually measures well levels. Exhibit E
6 contains certain SCADA and meter records for 2000-2004 and 2011-2012. A true and correct copy of
7 Exhibit E is attached hereto and incorporated herein.

8 20. Exhibit F charts set forth the total yearly production amounts by metered water well on the
9 above referenced properties for the years 2000-2004, 2011, and 2012. A true and correct copy of Exhibit
10 F is attached hereto and incorporated herein.

11 **State Water Project ("SWP") purchases**

12 21. Littlerock Creek Irrigation District has purchased SWP water from SWP for use by
13 Littlerock Creek Irrigation District to sell to its customers for irrigation use only. Exhibit G contains
14 SWP's summary of historical purchases of water.

15 22. Exhibit G, charts, set forth the total yearly SWP water deliveries to the District for use on
16 customer property for the years 1997 to 2008. A true and correct copy of Exhibit G chart is attached
17 hereto and incorporated herein. (See sections identifying District.) Littlerock Creek Irrigation District
18 does not purchase water from other sources other than SWP. Exhibit H was not needed because the data
19 is contained in Exhibit G.

20 **Pump Tests/ Electric Records**

21 23.-27. Not applicable, and Exhibits I and J are not applicable. Responding parties relied on
22 meters and SCADA system.

23 **Pump Tests/Diesel Records**

24 28.-31. Not applicable. Exhibits K and L - not applicable. Responding parties relied on meters
25 and SCADA system.

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Crop Duties and Irrigated Acres

33.-34. Not applicable. Exhibits M-N - not applicable. Responding parties relied on meters and SCADA system.

Other Sources of Water

35. On the properties referenced above, Responding party received water from sources other than groundwater pumped within the Basin or State Water Project Water. One source of Responding party's asserted water usage is from subsurface flow from a known and definite channel since approximately the late 1800's. The estimated average annual amount pumped from this source is approximately 300 acre feet. District has not pumped from this source since approximately 1998. However, District has asserted a right to pump from this source in excess of 300 acre feet per year. An estimated average of approximately 313 af of water annually is diverted from the dam, approximately half of which is used to recharge wells. District also has a license to divert water, license number 2407. In its separate discovery responses, District has asserted groundwater rights based on prescription, rights to return flows, appropriative rights, California Water Code sections 106, 106.3, and 106.5, in lieu pumping rights, surface water rights, imported water and the return flows therein, and salvaged water and the return flows. Attached hereto as Exhibit O is a copy of a license for diversion and use of water. Responding party attaches a true and correct copy of its groundwater extraction reports and dam diversion reports as Exhibit P.


Use of Water (Complete for each APN. If water for used for multiple purposes, identify the amount of water for each use.)

36.-42. Littlerock Creek Irrigation District is a public water purveyor. Its water is not used to irrigate its own property. Its property is used for water production. On information and belief, customer

1 use of pumped water is for domestic and municipal uses within responding party's service area, and
2 agricultural use as estimated in "Farming Acreage for Littlerock Creek" submitted on December 21, 2012
3 with District's Discovery Response. When water was imported, imported water was used for irrigation on
4 customer property. Customer use of water for agriculture has decreased since 2010. A true and correct
5 copy of a map of the boundaries of responding party's service area is attached hereto as Exhibit Q.

6 43. Other than what is declared hereinabove and attached hereto, Littlerock Creek Irrigation
7 District has not produced or used water within the Antelope Valley Area of Adjudication for 2000-2004,
8 2011, and 2012.

9 I declare under penalty of perjury under the laws of the State of California that the foregoing is
10 true and correct. Executed this 31st day of January 2013, at Littlerock, California.

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14 Brad Bones, Declarant
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