

5-RosamondCSD-2

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Exempt from filing fee  
Government Code § 6103

5 Attorneys for Defendant  
Rosamond Community Services District  
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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 FOR THE COUNTY OF LOS ANGELES  
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11 **ANTELOPE VALLEY GROUNDWATER  
CASES**

LASC Case No. BC 325201

12 **Included Actions:**

Judicial Council Coordination  
Proceeding No. 4408

13 Los Angeles County Waterworks District  
No. 40 v. Diamond Farming Co.  
14 Superior Court of California, County of  
Los Angeles, Case No. BC325201;  
15

**CLASS ACTION**

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

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

18 Wm. Bolthouse Farms, Inc. v. City of  
Lancaster, Diamond Farming Co. v. City of  
19 Lancaster, Diamond Farming Co. v. Palmdale  
Water Dist., Superior Court of California  
20 County of Riverside, consolidated actions; Case  
Nos. RIC 353 840, RIC 344 436, RIC 344 668.  
21

**ROSAMOND COMMUNITY SERVICES  
DISTRICT'S STATEMENT OF CLAIMS**

1 Rosamond Community Services District (the "District") submits the following Statement  
2 of Claims, as requested by the Court:

3 **1. Total amount of your groundwater production from 1946 to 2012, by year.**

4 See Exhibit A.

5 **2. The amount of imported water you purchased, by year.**

6 See Exhibit A.

7 **3. The amount of return flows generated from the imported water, by year.**

8 See Exhibit A.

9 **4. The amount of your total groundwater production that is adverse, by year.**

10 See Exhibit A.

11 **5. The date when your prescriptive rights ceased to accrue.**

12 The District contends its prescriptive rights have not ceased to accrue.

13 **6. The prescriptive period.**

14 1946-present.

15 **7. The effect of the filing of Diamond Farming's and Bolthouse's original lawsuits on your**  
16 **prescriptive rights.**

17 These lawsuits cut off the prescriptive period as to properties owned by the respective plaintiffs  
18 and described in the complaints.

19 **8. The total amount of prescriptive rights you claim (without regard to self-help), and the**  
20 **basis for calculation.**

21 2752.49 acre-feet per year. This is the highest amount pumped continuously over a five year  
22 period from 1946 to the present.

23 **9. Against what parties you claim prescriptive rights.**

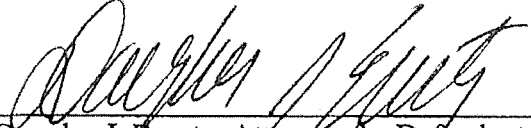
24 All private parties including Wood class, but not including Willis class.

1 **10. Any non-prescriptive rights you claim.**

2 The District claims domestic (Wat. Code §106) and municipal (Wat. Code §106.5) priorities,  
3 storage rights, rights to return flows from imported water, and rights to recycled water.  
4

5 DATED: October 21, 2013

MURPHY & EVERTZ LLP

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7 By:   
8 Douglas J. Evertz, Attorney for Defendant  
9 Rosamond Community Services District  
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**EXHIBIT "A"**

**Rosamond Community Services District  
Historical Supply Sources (1947-2012)  
(ACRE-FEET)**

Year	Groundwater	SWP Deliveries	Return Flows	Adverse Production
1946	54.0	0.0	0.0	54.0
1947	54.0	0.0	0.0	54.0
1948	54.0	0.0	0.0	54.0
1949	54.0	0.0	0.0	54.0
1950	54.0	0.0	0.0	54.0
1951	54.0	0.0	0.0	54.0
1952	54.0	0.0	0.0	54.0
1953	54.0	0.0	0.0	54.0
1954	54.0	0.0	0.0	54.0
1955	54.0	0.0	0.0	54.0
1966	54.0	0.0	0.0	54.0
1967	54.0	0.0	0.0	54.0
1968	54.0	0.0	0.0	54.0
1969	54.0	0.0	0.0	54.0
1970	54.0	0.0	0.0	54.0
1971	54.0	0.0	0.0	54.0
1972	54.0	0.0	0.0	54.0
1973	54.0	0.0	0.0	54.0
1974	54.0	0.0	0.0	54.0
1975	54.0	0.0	0.0	54.0
1976	54.5	0.0	0.0	54.5
1977	383.0	0.0	0.0	383.0
1978	400.0	0.0	0.0	400.0
1979	417.4	21.0	0.0	417.4
1980	433.3	3.0	8.21	433.3
1981	626.1	6.0	1.17	626.1
1982	629.2	11.0	2.35	629.2
1983	416.3	64.0	4.30	416.3
1984	507.6	76.0	25.02	507.6
1985	677.4	50.0	29.72	677.4
1986	721.2	14.0	19.55	721.2
1987	1,092.6	20.0	5.47	1,092.6
1988	800.0	79.0	7.82	800.0
1989	775.0	159.0	30.89	775.0
1990	780.0	464.0	62.17	780.0
1991	1,228.3	467.0	181.42	1,228.3
1992	1,089.9	898.0	182.60	1,089.9
1993	1,025.4	1,294.0	351.12	1,025.4
1994	1,025.4	1,479.0	505.95	1,025.4
1995	825.8	1,649.0	578.29	825.8
1996	2,026.7	768.0	644.76	2,026.7
1997	1,973.3	809.0	300.29	1,973.3
1998	1,540.9	1,015.0	316.32	1,540.9
1999	1,462.7	1,512.0	396.87	1,462.7
2000	1,461.7	1,638.0	591.19	1,461.7

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<b>Year</b>	<b>Groundwater</b>	<b>SWP Deliveries</b>	<b>Return Flows</b>	<b>Adverse Production</b>
2001	2,168.50	981.0	640.46	2,168.50
2002	2,358.8	920.0	383.57	2,358.8
2003	1,769.4	1,219.0	359.72	1,769.4
2004	1,995.0	1,193.0	476.63	1,995.0
2005	1,701.37	1,375.17	466.46	1,701.37
2006	2,212.67	1,302.44	537.69	2,212.67
2007	2,483.34	1,255.17	509.25	2,483.34
2008	2,857.75	893.66	490.77	2,857.75
2009	2,856.52	307.81	349.42	2,856.52
2010	2,752.49	261.16	120.35	2,752.49
2011	2,994.0	336.0 <sup>1</sup>	102.11	2,994.0
2012	2,987.56	35.51	131.38	2,987.56

<sup>1</sup> In 2011, the District banked 1,017 acre feet in the Antelope Valley Water Bank. In 2011, the District ordered an additional 1,000 acre feet.

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**PROOF OF SERVICE**

**ANTELOPE VALLEY GROUNDWATER CASES**  
Judicial Council Coordination, Proceeding No. 4408

Santa Clara Case No. 1-05-CV 049053  
Assigned to the Honorable Jack Komar  
Los Angeles County Superior Court, Central, Dept. 1

I am a resident of the State of California, over 18 years of age and not a party to this action. I am employed in the County of Orange, State of California. My business address is 650 Town Center Drive, Suite 550, Costa Mesa, California 92626.

On October 21, 2013, I served the within document(s):

**ROSAMOND COMMUNITY SERVICES DISTRICT'S STATEMENT OF CLAIMS**

by posting the document(s) listed above to the website <http://www.scefilling.org>, a dedicated link to the Antelope Valley Groundwater Cases; Santa Clara Case No. 1-05-CV 049053, Assigned to the Honorable Jack Komar, said document(s) is electronically served/distributed therewith.

By transmitting via e-mail the document(s) listed above to the e-mail address(es) and/or fax number(s) set forth below on this date.

by placing the document(s) listed above in a sealed Overnight Express envelope/package for overnight delivery at Costa Mesa, California addressed as set forth below.

by causing personal delivery by Nationwide Legal of the document(s) listed above, to the person(s) at the address(es) set forth below.

I am readily familiar with Murphy & Evertz, LLP's practice for collecting and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on the same day that the correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

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

Executed on October 21, 2013, at Costa Mesa, California.

  
Stephanie Pattis