

1 BEST BEST & KRIEGER LLP
ERIC L. GARNER, Bar No. 130665
2 JEFFREY V. DUNN, Bar No. 131926
SANDRA M. SCHWARZMANN, Bar No. 188793
3 JILL N. WILLIS, Bar No. 200121
5 PARK PLAZA, SUITE 1500
4 IRVINE, CALIFORNIA 92614
TELEPHONE: (949) 263-2600
5 TELECOPIER: (949) 260-0972

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6 OFFICE OF COUNTY COUNSEL
COUNTY OF LOS ANGELES
7 RAYMOND G. FORTNER, JR., Bar No. 42230
COUNTY COUNSEL
8 FREDERICK W. PFAEFFLE, Bar No. 145742
SENIOR DEPUTY COUNTY COUNSEL
9 500 WEST TEMPLE STREET
LOS ANGELES, CALIFORNIA 90012
10 TELEPHONE: (213) 974-1901

11 Attorneys for Plaintiff
LOS ANGELES COUNTY WATERWORKS
12 DISTRICT NO. 40

13 SUPERIOR COURT OF THE STATE OF CALIFORNIA

14 COUNTY OF LOS ANGELES

15
16 Coordination Proceeding
17 Special Title (Rule 1550 (b))

Judicial Council Coordination
Proceeding No. 4408

18 **ANTELOPE VALLEY GROUNDWATER
19 CASES**

20 Included Actions:

NOTICE AND ACKNOWLEDGMENT OF
RECEIPT - CIVIL

21 Los Angeles County Waterworks District No.
40 v. Diamond Farming Co.
Superior Court of California
22 County of Los Angeles, Case No. BC 325 201

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

25 Wm. Bolthouse Farms, Inc. v. City of Lancaster
26 Diamond Farming Co. v. City of Lancaster
Diamond Farming Co. v. Palmdale Water Dist.
27 Superior Court of California, County of
Riverside, consolidated actions, Case Nos.
28 RIC 353 840, RIC 344 436, RIC 344 668

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NOTICE AND ACKNOWLEDGMENT OF RECEIPT - CIVIL

<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (<i>Name, State Bar number, and address</i>): Jeffrey V. Dunn, SBN 131926; Sandra M. Schwarzmann, SBN 188793 Best Best & Krieger LLP 5 Park Plaza, Suite 1500 Irvine, California 92614 TELEPHONE NO: (949) 263-2600 FAX NO. (<i>Optional</i>): (949) 260-0972 E-MAIL ADDRESS (<i>Optional</i>): jeffrey.dunn@bbklaw.com ATTORNEY FOR (<i>Name</i>): Plaintiff, Los Angeles County Waterworks District No. 40</p>	<p style="text-align: center;">FOR COURT USE ONLY</p>
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF Santa Clara STREET ADDRESS: 161 North First Street MAILING ADDRESS: CITY AND ZIP CODE: San Jose, California 95113-1090 BRANCH NAME:</p>	
<p>PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40 DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY; et al.</p>	
<p style="text-align: center;">NOTICE AND ACKNOWLEDGMENT OF RECEIPT—CIVIL</p> <p style="text-align: right;">CASE NUMBER: 105 CV 049053</p>	

TO (*insert name of party being served*): Ruth A. Cumming as Trustee for the Cumming Family Trust

NOTICE

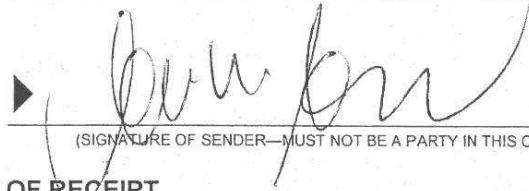
The summons and other documents identified below are being served pursuant to section 415.30 of the California Code of Civil Procedure. Your failure to complete this form and return it within 20 days from the date of mailing shown below may subject you (or the party on whose behalf you are being served) to liability for the payment of any expenses incurred in serving a summons on you in any other manner permitted by law.

If you are being served on behalf of a corporation, an unincorporated association (including a partnership), or other entity, this form must be signed by you in the name of such entity or by a person authorized to receive service of process on behalf of such entity. In all other cases, this form must be signed by you personally or by a person authorized by you to acknowledge receipt of summons. If you return this form to the sender, service of a summons is deemed complete on the day you sign the acknowledgment of receipt below.

Date of mailing: October 26, 2005

SANDRA M. SCHWARZMANN

(TYPE OR PRINT NAME)



(SIGNATURE OF SENDER—MUST NOT BE A PARTY IN THIS CASE)

ACKNOWLEDGMENT OF RECEIPT

This acknowledges receipt of (*to be completed by sender before mailing*):

- 1. A copy of the summons and of the complaint.
- 2. Other (*specify*): (Relating to Los Angeles County Superior Court Case No. BC325201.) See attachment.

(*To be completed by recipient*):

Date this form is signed: November 12, 2005

RUTH A. CUMMING TRUSTEE

(TYPE OR PRINT YOUR NAME AND NAME OF ENTITY, IF ANY, ON WHOSE BEHALF THIS FORM IS SIGNED)



(SIGNATURE OF PERSON ACKNOWLEDGING RECEIPT, WITH TITLE IF ACKNOWLEDGMENT IS MADE ON BEHALF OF ANOTHER PERSON OR ENTITY)

ATTACHMENT

1. Letter to All Interested Parties
2. Amendment to Complaint
3. Self-addressed, postage-paid return envelope

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PROOF OF SERVICE

I, Kerry V. Keefe, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 5 Park Plaza, Suite 1500, Irvine, California 92614. On December 6, 2005, I served the within document(s):

NOTICE AND ACKNOWLEDGMENT OF RECEIPT - CIVIL

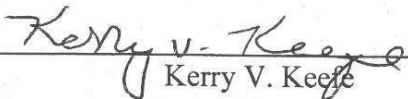
- by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Irvine, California addressed as set forth below.
- by causing personal delivery by ASAP Corporate Services of the document(s) listed above to the person(s) at the address(es) set forth below.
- by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- I caused such envelope to be delivered via overnight delivery addressed as indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices.

(SEE ATTACHED SERVICE LIST)

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

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

Executed on December 6, 2005 at Irvine, California.



Kerry V. Keefe

LAW OFFICES OF
BEST BEST & KRIEGER LLP
5 PARK PLAZA, SUITE 1500
IRVINE, CALIFORNIA 92614

SERVICE LIST

- 1
- 2 Bob H. Joyce, Esq. Attorneys for Diamond Farming Company
LAW OFFICES OF LEBEAU THELEN, LLP (661) 325-1127-Facsimile
3 5001 East Commercenter Drive, Ste. 300
Post Office Box 12092
4 Bakersfield, CA 93389-2092
- 5 Douglas J. Evertz, Esq. Attorneys for City of Lancaster
STRADLING, YOCCA, CARLSON & (949) 725-4100-Facsimile
6 RAUTH
660 Newport Center Drive, Suite 1600
7 Newport Beach, CA 92660-6522
- 8 James L. Markman, Esq. Attorneys for City of Palmdale
RICHARDS WATSON & GERSHON (714) 990-6230-Facsimile
9 Post Office Box 1059
Brea, CA 92822-1059
- 10 Steve R. Orr, Esq. Attorneys for City of Palmdale
11 Bruce G. McCarthy, Esq. (213) 626-0078-Facsimile
RICHARDS WATSON & GERSHON
12 355 South Grand Avenue, 40th Floor
Los Angeles, CA 90071-3101
- 13 Michael Fife, Esq. Attorneys for Eugene B. Nebeker on behalf of
14 HATCH AND PARENT Nebeker Ranch, Inc., Bob Jones on behalf of
21 East Carrillo Street R&M Ranch, Inc., Forrest G. Godde and Steve
15 Santa Barbara, CA 93101-2782 Godde, Gailen Kyle on behalf of Kyle & Kyle
Ranch, Inc. and John Calandri on behalf of
16 Calandri/Sonrise Farms, collectively known as
the Antelope Valley Ground Water Agreement
17 Association ("AGWA")
(805) 965-4333-Facsimile
- 18
- 19 Richard Zimmer, Esq. Attorneys for Bolthouse Properties, Inc.
CLIFFORD & BROWN (661) 322-3508-Facsimile
20 1430 Truxtun Avenue, Suite 900
Bakersfield, CA 93301
- 21 Julie A. Conboy, Esq. Attorneys for Department of Water and Power
22 Department of Water and Power (213) 241-1416-Facsimile
111 North Hope Street
23 Post Office Box 111
Los Angeles, CA 90012
- 24
- 25 Janet Goldsmith, Esq. Attorneys for City of Los Angeles
Kronick, Moskowitz, Tiedemann & Girard (916) 321-4555-Facsimile
26 400 Capitol Mall, 27th Floor
Sacramento, CA 95814-4417
- 27
- 28

- 1 Wayne K. Lemieux, Esq. Attorneys for Littlerock Creek Irrigation
Lemieux & O'Neill District and Palm Ranch Irrigation District
2 2393 Townsgate Road, Suite 201 (805) 495-2787-Facsimile
3 Westlake Village, California 91361
- 4 Thomas Bunn, Esq. Attorneys for Palmdale Water District and
LAGERLOF, SENECAL, BRADLEY, Quartz Hill Water District
5 GOSNEY & KRUSE (626) 793-5900-Facsimile
6 301 North Lake Avenue, 10th Floor
Pasadena, CA 91101-4108
- 7 Henry Weinstock, Esq. Attorneys for Tejon Ranch
NOSSAMAN, GUTHNER, KNOX, ELLIOTT (213) 612-7801-Facsimile
8 LLP
9 445 South Figueroa Street, 31st Floor
Los Angeles, CA 90071
- 10 Wm. Matthew Ditzhazy, Esq. Attorneys for City of Palmdale
City Attorney (805) 267-5178-Facsimile
11 CITY OF PALMDALE
12 Legal Department
38300 North Sierra Highway
Palmdale, CA 93550
- 13 John Tootle, Esq. Attorneys for California Water Service
14 CALIFORNIA WATER SERVICE Company
COMPANY (310) 325-4605-Facsimile
15 2632 West 237th Street
Torrance, CA 90505
- 16 Presiding Judge of the Superior Court of
17 California, County of Los Angeles
County Courthouse
18 111 North Hill Street
Los Angeles, CA 90012-3014
- 19 Chair, Judicial Council of California
20 Administrative Office of the Courts
21 Attn: Appellate & Trial Court Judicial Services
(Civil Case Coordination)
22 455 Golden Gate Avenue
San Francisco, California 94102-3688
- 23 Christopher M. Sanders, Esq. Attorneys for Los Angeles County Sanitation
24 Ellison Schneider & Harris Districts 14 and 20
2015 H Street (916) 447-2166
25 Sacramento, California 95814-3109 (916) 447-3512-Facsimile
- 26 Loretta Slaton, Esq. Attorneys for Air Trust Singapore Limited
27 Law Office of Loretta Slaton (949) 587-2832
2294 Via Puerta, Suite O (949) 855-1959-Facsimile
Laguna Hills, CA 92653
- 28

- 1 Robert Schachter, Esq.
Hitchcock Bowman & Schachter
2 21515 Hawthorne Blvd., Suite 1030
Torrance, CA 90503-6579
3
4 Mark E. Thompson, A.P.C.
Attorney At Law
857 W. Lancaster Blvd.
5 Lancaster, CA 93534-2348
6
7 Barry R. Gore, Esq.
Clarkson, Gore & Marsella
3424 Carson St., Suite 350
8 Torrance, CA 90503
9
10 David McDonnell, Esq.
Attorney At Law
27405 Puerta Real, Suite 360
Mission Viejo, CA 92630
11
12 Stuart I. Schneider, Esq.
Law Office of Stuart I. Schneider
250 N. Westlake Blvd., Suite 240
13 Thousand Oaks, CA 91362
14
15 Wendell Hanks, Esq.
12702 Groveside Avenue
La Mirada, CA 90638
16
17 Manuel Rivas, Jr., Esq.
Law Offices of Friedland Farling & Hecht
18 95 S. Market St., #640
San Jose, CA 95113
19
20 Marvin G. Burns, Esq.
Marvin G. Burns, a Law Corporation
9107 Wilshire Blvd., Suite 800
21 Beverly Hills, CA 90210-5533
22
23 William M. Sloan, Esq.
Morrison & Forester, LLP
425 Market Street
San Francisco, CA 94105-2482
24
25
26
27
28
- Attorneys for Gus A. Barks, Jr. and Peter G. Barks
(310) 540-2202
(310) 540-8734 Facsimile
- Attorneys for Barbara J. Calandri and Barbara J. Calandri Trust
(661) 945-5868
(661) 723-7089 Facsimile
- Attorneys for Ruth Cumming and Ruth A. Cumming as Trustee for the Cumming Family Trust
(310) 542-0111
(310) 214-7254 Facsimile
- Attorneys for Chi S. Haung and Suchu T. Haung
(949) 305-7614
(949) 305-7670 Facsimile
- Attorneys for Lillian Kauffman, and the Kauffman Family Trust
(805) 777-1179
(805) 777-1725 Facsimile
- Attorneys for Wendell Hanks, William Lewis, Mary Lewis (erroneously listed as Lyman Miles, Doe Defendant #111 and Doe Defendant #112)
(562) 943-2721
- Attorneys for Elias Qarmout
(408) 297-5300
(408) 297-0900 Facsimile
- Attorneys for George C. Stevens, Jr., and George C. Stevens, Jr. Trust
(310) 278-6500
(310) 203-9608 Facsimile
- Attorneys for US Borax, Inc.
(415) 268-7000
(415) 268-7522 Facsimile

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23
24
25
26
27
28

Eugene Gabrych
2006 Highway 395
Fallbrook, CA 92028

Marian Gabrych
2006 Highway 395
Fallbrook, CA 92028

Richard E. Lanfield
5755 Sunmist Lane
Yorba Linda, CA 92686

Joan A. Funk
P.O. Box 92990
Chicago, IL 60675

Jack D. Kahlo
P.O. Box 175
Palos Verde, CA 90274

D.J. Twohig
1141 Pomona Road, Unit H
Corona, CA 92882

Agent for Service of Process for Big West Corp.

Patricia A. Recht
1621 Amalfi Drive
Pacific Palisades, CA 90272

Norton P. Recht, Jr.
1621 Amalfi Drive
Pacific Palisades, CA 90272

Leroy D. Bronston
20 Prospect Avenue
Darien, CT 06820

Jacqueline Ackermann
8514 Lindante Dr.
Whittier, CA 90603-1014

W.F. Clunen, Jr.
11937 Vara Place
Granada Hills, CA 91344

W.F. Clunen, Jr. & PC Rev Inter Vivos Trust
11937 Vara Place
Granada Hills, CA 91344

Marygrace H. Santoro Rev Trust Estate
375 Puddingstone Drive
San Dimas, CA 91773

- 1 Marygrace H. Santoro
2 375 Puddingstone Drive
3 San Dimas, CA 91773
- 4 Mark J. Hattam, Esq. Attorneys for Del Sur Ranch LLC
5 Allen Matkins (619) 233-1155
6 501 West Broadway, 15th Floor (619) 233-1158-Facsimile
7 San Diego, CA 92101-3547
- 8 Elliot Luchs, Esq. Attorneys for Genus LP
9 6377 Riverside Avenue, Ste. 200 (951) 274-2484
10 Riverside, CA 92506 (951) 786-3604-Facsimile
- 11 Robert P. Allenby, Esq. Attorneys for Jung N. Tom and Sheng Tom
12 Sullivan, Hill, Lewin, Rez & Engel (619) 233-4100
13 550 West C Street, Ste. 1500 (619) 231-4372-Facsimile
14 San Diego, CA 92101-3540
- 15 R. Lee Leininger, Esq. Attorneys for the United States Department of
16 U.S. Department of Justice Justice
17 Environment and Natural Resources Division (303) 312-7300
18 999 18th Street, Ste. 945 North Tower (303) 312-7331-Facsimile
19 Denver, CO 80202
- 20 Dale Murad, Esq. Attorneys for U.S. Department of the Air Force
21 AFLSA/JACE - Edwards Air Force Base
22 1501 Wilson Blvd., Ste. 629 (703) 696-9166
23 Arlington, VA 22209-2403 (703) 696-9184-Facsimile
- 24 Craig A. Parton, Esq. Attorneys for Mark Santoro, Marygrace H.
25 Price, Postel & Parma LLP Santoro, The Marygrace H. Santoro Revocable
26 200 East Carrillo St., Ste. 400 Trust, Esfandiar Kadivar, Terry Munz, Barry
27 Santa Barbara, CA 93101-2190 Munz, Kathleen Munz, The Arnold R. and
28 Reva R. Munz Family Trust, and Morteza
Foroughi
(805) 962-0011
(805) 965-3978-Facsimile
- Michael Duane Davis, Esq. Attorneys for Service Rock Products
Gresham, Savage, Nolan & Tilden, APC Corporation ("Owl Properties, Inc.")
3750 University Avenue, Ste. 250 (951) 684-2171
Riverside, CA 92501-3335 (951) 684-2150-Facsimile
- Charles M. Stringer, Esq. Attorneys for Western Development
5700 Wilshire Blvd., Ste. 330 (323) 936-9303
Los Angeles, CA 90036 (323) 930-9114-Facsimile