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| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): JEFFREY V. DUNN SBN 131926; STEFANIE D. HEDLUND SBN 239787 Best Best & Krieger, LLP - Irvine 5 Park Plaza, #1500 Irvine, CA 92614 TELEPHONE NO.: (949) 263-2600 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): CROSS-COMPLAINANTS | FOR COURT USE ONLY |
| SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: Room 109 CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: Central District, Stanley Mosk Courthouse | |
| PLAINTIFF/PETITIONER: Los Angeles County Waterworks District No. 40, et al. DEFENDANT/RESPONDENT: Diamond Farming Company, et al. | |
| REQUEST FOR (Application) <input checked="" type="checkbox"/> Entry of Default <input type="checkbox"/> Clerk's Judgment <input type="checkbox"/> Court Judgment | CASE NUMBER: 4408 |

1. TO THE CLERK: On the complaint or cross-complaint filed
- a. on (date): August 21, 2008
 - b. by (name): Los Angeles County Waterworks District No. 40, et al.
 - c. Enter default of defendant (names): See Exhibit "A" attached hereto.
 - d. I request a court judgment under Code of Civil Procedure sections 585(b), 585(c), 989, etc., against defendant (names):

(Testimony required. Apply to the clerk for a hearing date, unless the court will enter a judgment on an affidavit under Code Civ. Proc., § 585(d).)

- e. Enter clerk's judgment
 - (1) for restitution of the premises only and issue a writ of execution on the judgment. Code of Civil Procedure section 1174(c) does not apply. (Code Civ. Proc., § 1169.)
 - Include in the judgment all tenants, subtenants, named claimants, and other occupants of the premises. The *Prejudgment Claim of Right to Possession* was served in compliance with Code of Civil Procedure section 415.46.
 - (2) under Code of Civil Procedure section 585(a). (Complete the declaration under Code Civ. Proc., § 585.5 on the reverse (item 5).)
 - (3) for default previously entered on (date):

2. Judgment to be entered.

| | <u>Amount</u> | | <u>Credits acknowledged</u> | | <u>Balance</u> |
|------------------------------|---------------|---------|-----------------------------|---------|----------------|
| a. Demand of complaint..... | \$ | \$ | | \$ | 0.00 |
| b. Statement of damages * | | | | | |
| (1) Special | \$ | \$ | | \$ | 0.00 |
| (2) General | \$ | \$ | | \$ | 0.00 |
| c. Interest | \$ | \$ | | \$ | 0.00 |
| d. Costs (see reverse) | \$ | 0.00 \$ | | \$ | 0.00 |
| e. Attorney fees | \$ | \$ | | \$ | 0.00 |
| f. TOTALS | \$ | 0.00 \$ | | 0.00 \$ | 0.00 |

g. Daily damages were demanded in complaint at the rate of: \$ _____ per day beginning (date): _____
 (* Personal injury or wrongful death actions; Code Civ. Proc., § 425.11.)

3. (Check if filed in an unlawful detainer case) Legal document assistant or unlawful detainer assistant information is on the reverse (complete item 4).

Date: 12/13/2010

Stefanie D. Hedlund

(TYPE OR PRINT NAME)



(SIGNATURE OF PLAINTIFF OR ATTORNEY FOR PLAINTIFF)

| | | |
|---------------------------|---|-------------------------|
| FOR COURT USE ONLY | (1) <input type="checkbox"/> Default entered as requested on (date): (2) <input type="checkbox"/> Default NOT entered as requested (state reason): | Clerk, by _____, Deputy |
|---------------------------|---|-------------------------|

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|---|----------------------|
| PLAINTIFF/PETITIONER: Los Angeles County Waterworks District No. 40, et al. | CASE NUMBER: 4408 |
| DEFENDANT/RESPONDENT: Diamond Farming Company, et al. | |

4. **Legal document assistant or unlawful detainer assistant (Bus. & Prof. Code, § 6400 et seq.).** A legal document assistant or unlawful detainer assistant did did not for compensation give advice or assistance with this form. (If declarant has received any help or advice for pay from a legal document assistant or unlawful detainer assistant, state):

- a. Assistant's name:
- b. Street address, city, and zip code:
- c. Telephone no.:
- d. County of registration:
- e. Registration no.:
- f. Expires on (date):

5. **Declaration under Code of Civil Procedure Section 585.5 (required for entry of default under Code Civ. Proc., § 585(a)).** This action

- a. is is not on a contract or installment sale for goods or services subject to Civ. Code, § 1801 et seq. (Unruh Act),
- b. is is not on a conditional sales contract subject to Civ. Code, § 2981 et seq. (Rees-Levering Motor Vehicle Sales and Finance Act).
- c. is is not on an obligation for goods, services, loans, or extensions of credit subject to Code Civ. Proc., § 395(b).

6. **Declaration of mailing (Code Civ. Proc., § 587).** A copy of this Request for Entry of Default was

- a. not mailed to the following defendants, whose addresses are unknown to plaintiff or plaintiff's attorney (names):
- b. mailed first-class, postage prepaid, in a sealed envelope addressed to each defendant's attorney of record or, if none, to each defendant's last known address as follows:
 (1) Mailed on (date): 12/13/2010
 (2) To (specify names and addresses shown on the envelopes):
 Please see attached Attachment to Proof of Service

I declare under penalty of perjury under the laws of the State of California that the foregoing items 4, 5, and 6 are true and correct.
Date: 12/13/2010

Stefanie D. Hedlund

 (TYPE OR PRINT NAME)

▶ 

 (SIGNATURE OF DECLARANT)

7. **Memorandum of costs (required if money judgment requested).** Costs and disbursements are as follows (Code Civ. Proc., § 1033.5):

- a. Clerk's filing fees \$
- b. Process server's fees \$
- c. Other (specify): \$
- d. \$
- e. TOTAL \$ 0.00

- f. Costs and disbursements are waived.
- g. I am the attorney, agent, or party who claims these costs. To the best of my knowledge and belief this memorandum of costs is correct and these costs were necessarily incurred in this case.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
Date: 12/13/2010

Stefanie D. Hedlund

 (TYPE OR PRINT NAME)

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 (SIGNATURE OF DECLARANT)

8. **Declaration of nonmilitary status (required for a judgment).** No defendant named in item 1c of the application is in the military service so as to be entitled to the benefits of the Servicemembers Civil Relief Act (50 U.S.C. App. § 501 et seq.).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
Date: 12/13/2010

Stefanie D. Hedlund

 (TYPE OR PRINT NAME)

▶ 

 (SIGNATURE OF DECLARANT)

EXHIBIT "A"

Enter default of defendant (names):

| | |
|----------------------------|------------------------------|
| SELMA BARTFAY, ROE 730 | BENSKY LIVING TRUST, ROE 746 |
| FRANCISCO BATINO, ROE 732 | MARK BENZ, ROE 747 |
| NANCY BAUER, ROE 733 | GAYLYN BERGLUND, ROE 750 |
| A BEASLEY, ROE 734 | ARY BIERS, ROE 754 |
| TERESA BECARRA, ROE 735 | ROBERT BIERS, ROE 755 |
| WILLIAM BECK, ROE 736 | ALFONS BIMBIRIS, ROE 758 |
| IKUKO BECKER, ROE 737 | VERA BIMBIRIS, ROE 759 |
| BETTY BEDERIO, ROE 739 | MELVIN BITTNER, ROE 760 |
| BEATRIZ BELISARIO, ROE 740 | CATHERINE BLACK, ROE 763 |
| LUIS BELISARIO, ROE 741 | ANITA BLANCHARD, ROE 764 |
| BELL TR, ROE 742 | BETTY BLILEY, ROE 767 |
| BEVERLY BELLANCA, ROE 743 | EUGENE BLILEY, ROE 768 |
| CECILIA BELTRAN, ROE 744 | KENNETH BERGLUND, ROE 751 |

ATTACHMENT TO PROOF OF SERVICE

| | |
|--|--|
| SELMA BARTFAY, ROE 730 9156 EL AZUL CIR FOUNTAIN VALLEY CA 92708-4403 | BENSKY LIVING TRUST, ROE 746 2121 BRIARWOOD CT RICHLAND, WA 99354-2013 |
| FRANCISCO BATINO, ROE 732 1663 SCOTTSDALE RD BEAUMONT CA 92223-8553 | MARK BENZ, ROE 747 PO BOX 1049 LITTLEROCK CA 93543-1049 |
| NANCY BAUER, ROE 733 166 EL PAJARO NEWBURY PARK CA 91320-1006 | GAYLYN BERGLUND, ROE 750 918 E PALMDALE BLVD PALMDALE CA 93550-4712 |
| A BEASLEY, ROE 734 337 HOLMWOOD DR NEWPORT BEACH CA 92663-4145 | ARY BIERS, ROE 754 6302 E WINCHCOMB DR SCOTTSDALE AZ 85254-3241 |
| TERESA BECARRA, ROE 735 13306 JUDD ST PACOIMA CA 91331-2425 | ROBERT BIERS, ROE 755 6302 E WINCHCOMB DR SCOTTSDALE AZ 85254-3241 |
| WILLIAM BECK, ROE 736 411 MONARCH BAY DR MONARCH BEACH CA 92629-3448 | ALFONS BIMBIRIS, ROE 758 751 E PARKCENTER BLVD APT 103 BOISE ID 83706-6535 |
| IKUKO BECKER, ROE 737 24124 CENSOR AVE HARBOR CITY CA 90710-1717 | VERA BIMBIRIS, ROE 759 751 E PARKCENTER BLVD APT 103 BOISE ID 83706-6535 |
| BETTY BEDERIO, ROE 739 405 WESTMINSTER AVE ALHAMBRA CA 91803-1033 | MELVIN BITTNER, ROE 760 2326 SUNSET DR ESCONDIDO CA 92025-7018 |
| BEATRIZ BELISARIO, ROE 740 1014 S LUCERNE BLVD LOS ANGELES CA 90019-6801 | CATHERINE BLACK, ROE 763 PO BOX 1278 ROSAMOND CA 93560-1278 |
| LUIS BELISARIO, ROE 741 1014 S LUCERNE BLVD LOS ANGELES CA 90019-6801 | ANITA BLANCHARD, ROE 764 1066 NEPTUNE AVE ENCINITAS CA 92024-1424 |
| BELL TR, ROE 742 4652 SWEETSER RD ROSAMOND CA 93560-6454 | BETTY BLILEY, ROE 767 18507 CHATSWORTH ST NORTHRIDGE CA 91326-3141 |
| BEVERLY BELLANCA, ROE 743 5841 CATHY AVE ROSAMOND CA 93560-7233 | EUGENE BLILEY, ROE 768 18507 CHATSWORTH ST NORTHRIDGE CA 91326-3141 |
| CECILIA BELTRAN, ROE 744 507 N ST LATHROP CA 95330-9562 | KENNETH BERGLUND, ROE 751 918 E PALMDALE BLVD PALMDALE, CA 93550-4712 |

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PROOF OF SERVICE

I, Jennifer M. Maguire, 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, 400 Capitol Mall, Suite 1650, Sacramento, California 95814. On December 13, 2010, I served the within document(s):

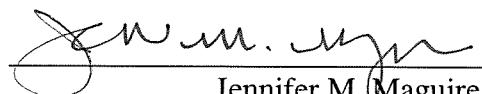
REQUEST FOR ENTRY OF DEFAULT

- by posting the document(s) listed above to the Santa Clara County Superior Court website in regard to the Antelope Valley Groundwater matter.
- 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.

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 13, 2010, at Sacramento, California.



Jennifer M. Maguire