

1 WM. MATTHEW DITZHAZY
CITY ATTORNEY
2 CITY OF PALMDALE

3 RICHARDS, WATSON & GERSHON
A Professional Corporation
4 JAMES L. MARKMAN (43536)
jmarkman@rwglaw.com
5 STEVEN R. ORR (136615)
sorr@rwglaw.com
6 355 South Grand Avenue, 40th Floor
Los Angeles, California 90071-3101
7 Telephone: 213.626.8484
Facsimile: 213.626.0078
8
9 Attorneys for Defendant, Cross-Complainant, and
Cross-Defendant
CITY OF PALMDALE

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
12 **COUNTY OF SANTA CLARA**

14 ANTELOPE VALLEY GROUNDWATER | Judicial Council Coordination Proceeding
CASES. | No. 4408
15
16 **CITY OF PALMDALE STATEMENT**
OF CLAIMS
17 Hon. Jack Komar

21 City of Palmdale submits the following statement of claims, as requested by the
22 court:

- 23 **1. Total amount of your groundwater production from 1946 to 2012, by**
24 **year.**
25 None.
26 **2. The amount of imported water you purchased, by year.**
27 None.
28 **3. The amount of return flows generated from the imported water, by year.**

1 None.

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

4 None.

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

6 The City of Palmdale does not claim prescriptive rights.

7 **6. The prescriptive period.**

8 Not applicable.

9 **7. The effect of the filing of Diamond Farming’s and Bolthouse’s original**
10 **lawsuits on your prescriptive rights.**

11 None, as the City of Palmdale does not claim prescriptive rights.

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

14 None.

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

16 Not applicable.

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

18 The City of Palmdale claims future storage rights arising out of the Amargosa Creek
19 storage project, any and all other storage and recovery programs in which the City of
20 Palmdale may become involved, rights to recycled water, and rights to return flows from
21 imported recycled water.

22 Dated: September 6, 2013

RICHARDS, WATSON & GERSHON
A Professional Corporation
JAMES L. MARKMAN
STEVEN R. ORR

24
25 By: 

26 STEVEN R. ORR
27 Attorneys for Defendant, Cross-
28 Complainant, and Cross-Defendant
CITY OF PALMDALE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PROOF OF SERVICE

I, Kelley Herrington, declare:

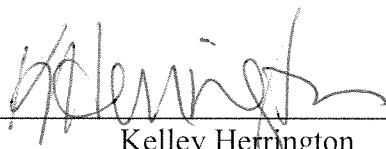
I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Richards, Watson & Gershon, 355 South Grand Avenue, 40th Floor, Los Angeles, California 90071. On September 6, 2013, I served the within documents:

CITY OF PALMDALE STATEMENT OF CLAIMS

- by causing facsimile transmission of the document(s) listed above from (213) 626-0078 to the person(s) and facsimile number(s) set forth below on this date before 5:00 P.M. This transmission was reported as complete and without error. A copy of the transmission report(s), which was properly issued by the transmitting facsimile machine, is attached. Service by facsimile has been made pursuant to a prior written agreement between the parties.
- 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 and affixing a pre-paid air bill, and causing the envelope to be delivered to an agent for delivery, or deposited in a box or other facility regularly maintained by , in an envelope or package designated by the express service carrier, with delivery fees paid or provided for, addressed 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.
- by causing personal delivery by First Legal Support Services, 1511 West Beverly Boulevard, Los Angeles, California 90026 of the document(s) listed above to the person(s) at the address(es) set forth below.

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

Executed on September 6, 2013.



Kelley Herrington