

# EXHIBIT 6

TO

MEMORANDUM IN SUPPORT OF MOTION IN LIMINE TO ESTABLISH THE UNITED STATES' LEGAL ENTITLEMENT TO A FEDERAL RESERVED WATER RIGHT AND TO LIMIT THE SCOPE OF EVIDENCE NECESSARY AT TRIAL

Civil No. 05-cv-49053

IN THE DISTRICT COURT OF THE UNITED STATES  
IN AND FOR THE SOVEREIGN DISTRICT OF  
CALIFORNIA

UNITED STATES OF AMERICA  
Petitioner,

vs.

9,000.00 ACRES OF LAND SEPARATE  
IN THE COUNTIES OF SAN BERNARDINO  
AND RIVERSIDE, STATE OF CALIFORNIA, and  
THE ALTA VISTA LAND COMPANY, A  
CORPORATION, et al.,  
Defendants.

NO. 204-j Civil

DECLARATION

OF

TAXES

To the Honorable,  
The United States District Court:

Whereas it has become necessary that the land which is the  
subject of captionation in the above entitled proceeding be taken for  
immediate public use by the United States of America, and that the  
title thereto shall vest absolutely and in fee simple in the United  
States of America upon the filing of this declaration in said pro-  
ceeding:

I, therefore, Harry H. Woodring  
Secretary of War of the United States, under and by virtue of the  
provisions of the Act of Congress approved August 12, 1935 (49 Stat.  
512), which authorizes the acquisition by the Secretary of War of land  
suitable and necessary for military purposes, the Act of Congress  
approved July 1, 1937 (50 Stat. 459), which appropriated funds for the  
acquisition of such land, and the Act of Congress approved February 25,  
1901 (31 Stat. 1401), do hereby make and file this Declaration of taxing  
pursuant to said Acts of Congress and by virtue and authority thereof  
do declare that the land described in the petition filed in this pro-  
ceeding, and also shown on the certain map of said land hereto at-  
tached and made a part of this declaration, and the fee simple title

therein as aforesaid, are hereby taken under the authority of said Acts of Congress, and that the use for which the same is admitted is for the purpose described in said Acts, and that the estate hereby taken in said land for public use aforesaid is in fee simple absolute.

And I, Harry H. Woodring, Secretary of War, acting in the capacity aforesaid, hereby state that the sum of money ascertained by me as just compensation for the land is set forth in Schedule "A" annexed to and under a part of this declaration. And I hereby deposit in the registry of this Supreme Court, to the use of the persons in title entitled thereto, the amount of the estimated compensation set forth in said Schedule "A" and on of the opinion that the ultimate award of damages for the taking of said property will be within the limits prescribed by Congress to be paid as a price therefor.

In witness whereof, the petitioner, by its Secretary of War thereunto duly authorized, has caused this declaration to be signed in its name by said Harry H. Woodring Secretary of War, this 12<sup>th</sup> day of December, 1838, A.D., in the City of Washington, District of Columbia.

Harry H. Woodring  
Secretary of War of the  
United States.

31

2024-