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15 Attorneys for Plaintiff

16 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**  
17 **COUNTY OF LOS ANGELES**

18 Coordination Proceeding Special Title  
19 (Rule 1550(b))

20 ANTELOPE VALLEY GROUNDWATER  
21 CASES

22 RICHARD A. WOOD, an individual, on  
23 behalf of himself and all others similarly  
24 situated,

25 Plaintiff,

26 v.

27 LOS ANGELES COUNTY  
28 WATERWORKS DISTRICT NO. 40; et  
al.

Defendants.

JUDICIAL COUNCIL  
COORDINATION PROCEEDING No.  
4408

Case No.: BC391869

**RICHARD WOOD'S AMENDED  
EX PARTE APPLICATION FOR  
ORDER MODIFYING CLASS  
LIST; DECLARATION OF  
MICHAEL D. MCLACHLAN**

Date: April 1, 2014  
Time: 9:00 a.m.  
Place: telephonic (Courtcall)

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT on April 1, 2014, at 9:00 a.m., Plaintiff  
3 Richard Wood will present the Court with an ex parte application for an order  
4 modifying the class member list.

5 The hearing on this application will occur telephonically by CourtCall, or in  
6 such other location as the Court may designate.

7  
8 DATED: March 27, 2014

LAW OFFICES OF MICHAEL D. McLACHLAN  
LAW OFFICE OF DANIEL M. O'LEARY

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By: \_\_\_\_\_  
Michael D. McLachlan  
Attorneys for Plaintiff

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1           Plaintiff Richard Wood requests that the Court supplement the small  
2 pumper class list of known class members to include the following class  
3 members: Robert Keith Dyas (AIN 473-031-13 & 473-031-14) and David Wada  
4 (APN 3064-007-005). As set forth in the attached Declaration of Michael D.  
5 McLachlan, each of these persons own a parcel of land that meets the small  
6 pumper class definition, but for various reasons, they are not currently included  
7 on the list of known class members.

8  
9 DATED: March 28, 2014

LAW OFFICES OF MICHAEL D. McLACHLAN  
LAW OFFICE OF DANIEL M. O'LEARY

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12 By: \_\_\_\_\_  
13 Michael D. McLachlan  
14 Attorneys for Plaintiff  
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**DECLARATION OF MICHAEL D. McLACHLAN**

I, Michael D. McLachlan, declare:

1. I am one of the appointed class counsel for the Small Pumper Class, and am duly licensed to practice law in California. I make this declaration of my own personal knowledge, except where stated on information and belief, and if called to testify in Court on these matters, I could do so competently.

2. I attach as Exhibit 1 a true and correct copy of the Class Inclusion Request Form sent to me by class member Robert Keith Dyas for Kern County parcels 473-031-13 and 473-031-14. These parcels are not currently on the Small Pumper Class list, but appear to meet the class definition so they should be added to the list.

3. I attach as Exhibit 2 a true and correct copy of the Class Inclusion Request Form and Well Completion Report sent to me by David Wada on behalf of class member Ezekiel United Mission Church relative to Los Angeles County parcel 3064-007-005. This parcel is not currently on the Small Pumper Class list, but appears to meet the class definition so it should be added to the list.

4. I have checked public records and confirmed ownership of these parcels by the forgoing class members.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 28<sup>th</sup> day of March, 2014, at Los Angeles, California.

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Michael D. McLachlan

# **Exhibit 1**

CLASS INCLUSION REQUEST FORM

I Robert Keith Dyas, wish to participate in the class action proceeding known as *Richard A. Wood v. Los Angeles County Waterworks Dist. No. 40 et al.* I own the property identified below, on which I have pumped groundwater after 1946 in an amount less than 25 acre-feet per year in any given year. I am not a shareholder in any mutual water company. This property has produced ground water for many decades.

On this 19 day of March, 2014, at I declare under penalty of perjury the foregoing is true and correct.

Robert Keith Dyas  
Signature

1875 Keith Lane  
Street Address

Rosamond, CA 93560  
City/State/Zip

Kern County APN 473-031-14  
Assessor's Identification Number

CLASS INCLUSION REQUEST FORM

I Robert Keith Dyas, wish to participate in the class action proceeding known as ***Richard A. Wood v. Los Angeles County Waterworks Dist. No. 40 et al.*** I own the property identified below, on which I have pumped groundwater after 1946 in an amount less than 25 acre-feet per year in any given year. I am not a shareholder in any mutual water company. This property has produced ground water for many decades.

On this 19 day of March, 2014, at I declare under penalty of perjury the foregoing is true and correct.

Robert Keith Dyas  
Signature

1975 Keith Lane  
Street Address

Rosamond, CA 93560  
City/State/Zip

Kern County APN 473-031-13  
Assessor's Identification Number

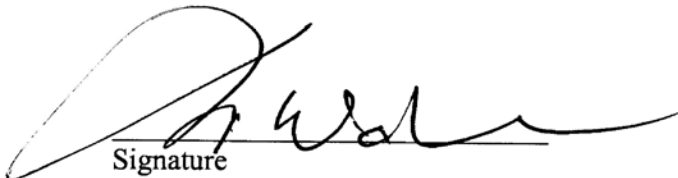
## **Exhibit 2**



CLASS INCLUSION REQUEST FORM

I DAVID WADA wish to participate in the class action proceeding known as ***Richard A. Wood v. Los Angeles County Waterworks Dist. No. 40 et al.*** I own the property identified below, on which I have pumped groundwater after 1946 in an amount less than 25 acre-feet per year in any given year. I am not a shareholder in any mutual water company. This property has had a groundwater well since at least June 2007.

On this 20<sup>th</sup> day of March, 2014, at I declare under penalty of perjury the foregoing is true and correct.

  
Signature

17906 Point Arguello Place  
Street Address

Cerritos, CA 90703  
City/State/Zip

3064-007-005  
Assessor's Identification Number

The free Adobe Reader may be used to view and complete this form. However, software must be purchased to complete, save, and reuse a saved form.

File Original with DWR

# State of California Well Completion Report

Refer to Instruction Pamphlet No. e0078193

DWR Use Only - Do Not Fill In

State Well Number/Site Number

Latitude Longitude

APN/TRS/Other

1 of 1

Well Number 1

Date Work Began 05/20/2007 Date Work Ended 5/30/2007

Local Permit Agency Los Angeles County Lancaster Office

Permit Number 0707952 Permit Date 5/14/07

Geologic Log		
Orientation		Specify
<input checked="" type="radio"/> Vertical	<input type="radio"/> Horizontal	Angle
Drilling Method		Drilling Fluid
<input checked="" type="radio"/> Direct Rotary		<input type="radio"/> Bentonite mud
Description		
Depth from Surface	Feet to Feet	Describe material, grain size, color, etc
0	20	Top Soil
20	557	Sand & Gravel
WELL CASINGS CONTINUED		
440	460	10" Blank LCS .134 6" 0.000
460	480	10" Screen LCS .134 6" Torched Slots 0.020
480	500	10" Blank LCS .134 6" 0.000
500	520	10" Screen LCS .134 6" Torched Slots 0.020
520	540	10" Blank LCS .134 6" 0.000
540	557	10" Screen LCS .134 6" Torched Slots 0.020

**Well Owner**

Name David Wada

Mailing Address 17906 point Arquello Place

City Cerritos State CA Zip 90703

**Well Location**

Address VAC/ Ave. Z-14 & 209th St. West

City Mountwaterman County Los Angeles

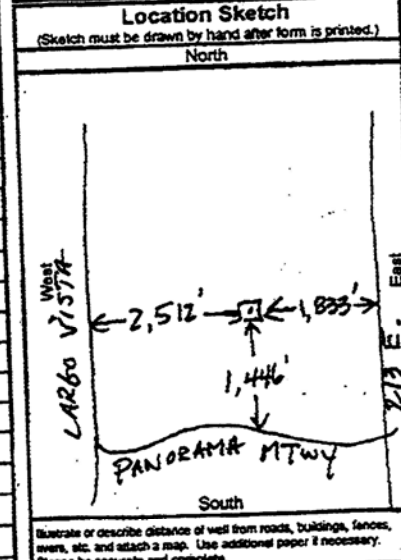
Latitude 34 26 6 N Longitude 117 45 28 W

Dec. Min. Sec. Dec. Min. Sec.

Datum Decimal Lat. Decimal Long.

APN Book 3064 Page 017 Parcel 019

Township 4-N Range 8-W Section 7



- Activity**
- New Well
  - Modification/Repair
  - Deepen
  - Other
  - Destroy
- Describe procedures and materials under "GEOLOGIC LOG"

- Planned Uses**
- Water Supply
    - Domestic  Public
    - Irrigation  Industrial
  - Cathodic Protection
  - Dewatering
  - Heat Exchange
  - Injection
  - Monitoring
  - Remediation
  - Sparging
  - Test Well
  - Vapor Extraction
  - Other

**Water Level and Yield of Completed Well:**

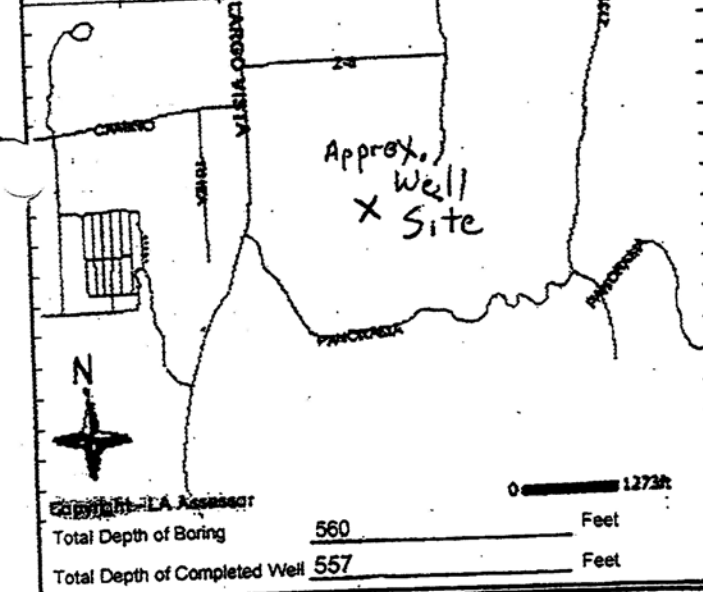
Depth to first water 280 (Feet below surface)

Depth to Static Water Level 180 (Feet) Date Measured 05/30/2007

Estimated Yield \* 15 (GPM) Test Type Constant Rate

Test Length 4.0 (Hours) Total Drawdown (Feet)

\*May not be representative of a well's long term yield.



Total Depth of Boring 560 Feet

Total Depth of Completed Well 557 Feet

Casings							Annular Material				
Depth from Surface	Borehole Diameter	Type	Material	Wall Thickness	Outside Diameter	Screen Type	Slot Size	Depth from Surface	Fill	Description	
Feet to Feet	(Inches)			(Inches)	(Inches)		(Inches)	Feet to Feet			
0	160	10	Blank	Low Carbon Steel	.134	6"	0.000	0	50	Cement	Sanitary Seal
160	240	10	Screen	Low Carbon Steel	.134	6"	0.020	50	547	Filter Pack	3/8" Gravel
240	320	10	Blank	Low Carbon Steel	.134	6"	0.000				
320	380	10	Screen	Low Carbon Steel	.134	6"	0.020				
380	420	10	Blank	Low Carbon Steel	.134	6"	0.000				
420	440	10	Screen	Low Carbon Steel	.134	6"	0.020				

- Attachments**
- Geologic Log
  - Well Construction Diagram
  - Geophysical Log(s)
  - Soil/Water Chemical Analyses
  - Other
- Attach additional information, if it exists.

**Certification Statement**

I, the undersigned, certify that this report is complete and accurate to the best of my knowledge and belief

Name Kenneth J Fryer Jr.

Person, Firm or Corporation 873 1/32 Forest View Road Palmdale CA 93551

City State Zip

Signed [Signature] Date Signed 6-14-07 808909 C-57 License Number

6/14/07

APN# 3064-007-025