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8 Attorneys for Cross-Defendant MAX WEBB,
9 TRUSTEE OF THE SURVIVOR'S TRUST
10 UNDER THE WEBB TRUST OF 1978, DATED AUGUST 9, 1978
11 (erroneously sued as MAX WEBB, TRUSTEE OF THE WEBB TRUST OF 1978)

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
13 **FOR THE COUNTY OF LOS ANGELES**

14 COORDINATION PROCEEDING
15 SPECIAL TITLE (Rule 1550(b))

16 ANTELOPE VALLEY GROUNDWATER CASES

17 Included Actions:

18 LOS ANGELES COUNTY WATERWORKS
19 DISTRICT NO. 40 v. DIAMOND FARMING
20 COMPANY, et al.,
21 Los Angeles County Superior Court
22 Case No. BC325201

23 LOS ANGELES COUNTY WATERWORKS
24 DISTRICT NO. 40 v. DIAMOND FARMING
25 COMPANY, et al.,
26 Kern County Superior Court
27 Case No. S-1500-CV-254348

28 DIAMOND FARMING COMPANY, and WM
BOLTHOUSE FARMS, INC. v. CITY OF
LANCASTER, et al.,
Riverside County Superior Court
Consolidated actions
Case Nos. RIC344436 [c/w Case Nos. RIC344668 and
RIC353840]

Judicial Council Coordination No. 4408

For filing purposes only:
Santa Clara County
Case No. 1-05-CV-409053
Assigned to The Honorable Jack Komar

**STATEMENT OF CLAIM OF WATER
RIGHT OF CROSS-DEFENDANT
MAX WEBB, TRUSTEE OF THE
SURVIVOR'S TRUST UNDER THE
WEBB TRUST OF 1978, DATED
AUGUST 9, 1978 (ERRONEOUSLY
SUED AS MAX WEBB, TRUSTEE OF
THE WEBB TRUST OF 1978)**

1 Cross-defendant Max Webb, as Trustee of the Survivor's Trust under the Webb Trust of
2 1978, dated August 9, 1978 (erroneously sued as Max Webb, Trustee of the Webb Trust of 1978)
3 (hereinafter referred to as "Cross-Defendant Webb"), hereby respectfully submits his statement of
4 water right claim in compliance with the Court's Order, dated November 16, 2011, as follows:

5 1. The amount of water right claimed: Cross-Defendant Webb, who has not and
6 currently does not pump any water on his properties, lacks historical figures from which he can
7 compute a specific water right claim for this action. Cross-Defendant Webb, however, wishes to
8 preserve his right to make reasonable and beneficial use of the Antelope Valley Groundwater
9 Basin's safe yield water supply, and any surplus water supply, as such amounts are determined by
10 the Court and/or parties in the final resolution of this action.

11 2. The amount of pumping: Cross-Defendant Webb has not and currently does not
12 pump any water from his properties and, therefore, lacks historical figures from which he can
13 compute a specific pumping amount to claim in this action. Nonetheless, Cross-Defendant Webb
14 wishes to preserve his right to pump a reasonable and beneficial amount of water from the Antelope
15 Valley Basin's safe yield water supply, and any surplus water supply, as such amounts are
16 determined by the Court and/or parties in the final resolution of this action.

17 3. The location and source of such pumping: As noted above, Cross-Defendant Webb
18 does not currently pump any water from his properties, but should he do so in the future, the location
19 and source of such pumping are from his properties in the Antelope Valley, as follows: (a)
20 Assessor's Parcel No. 476-051-06, described as the North half of the Southwest Quarter of Section
21 15, Township 10 North, Range 15 West, San Bernardino Meridian in the unincorporated area of the
22 County of Kern, State of California; and (b) Assessor's Parcel No. 476-051-07, described as the
23 South half of the Southwest Quarter of Section 15, Township 10 North, Range 15 West, San
24 Bernardino Meridian in the unincorporated area of the County of Kern, State of California.

25 4. The basis for the computation of claimed pumping: Cross-Defendant Webb is unable
26 to compute a specific pumping amount to claim in this action because he has not, and currently does
27

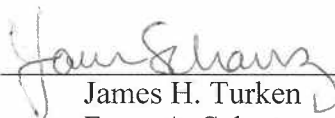
1 not, pump any water from his properties. Cross-Defendant Webb, therefore, seeks to preserve his
2 right to make use of and pump a reasonable and beneficial amount of water from the Antelope
3 Valley Basin's safe yield water supply, and any surplus water supply, as such amounts are
4 determined by the Court and/or parties in the final resolution of this action.

5 5. The time frame for the pumping from which the calculations were made: Not
6 applicable.

7
8 DATED: December 2, 2011

Respectfully submitted,

9 DICKSTEIN SHAPIRO LLP

10 By 
11 James H. Turken
12 Fawn A. Schanz

13 Attorneys for Cross-Defendant MAX WEBB,
14 TRUSTEE OF THE SURVIVOR'S TRUST UNDER
15 THE WEBB TRUST OF 1978, DATED AUGUST 9,
16 1978 (erroneously sued as MAX WEBB, TRUSTEE OF
17 THE WEBB TRUST OF 1978)

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PROOF OF SERVICE

Santa Clara County Case No. I-o50-CV-049053

STATE OF CALIFORNIA)
) ss:
COUNTY OF LOS ANGELES)

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the action. My business address is, 2049 Century Park East, Suite 700, Los Angeles, CA 90067-3109. On December 2, 2011, I served the document(s) on the interested parties in this action as follows:

STATEMENT OF CLAIM OF WATER RIGHT OF CROSS-DEFENDANT MAX WEBB, TRUSTEE OF THE SURVIVOR'S TRUST UNDER THE WEBB TRUST OF 1978, DATED AUGUST 9, 1978 (ERRONEOUSLY SUED AS MAX WEBB, TRUSTEE OF THE WEBB TRUST OF 1978)

BY posting the document(s) listed above to the Santa Clara County Superior Court website in regard to the Antelope Valley Water matter.:

BY OVERNIGHT DELIVERY: By causing such envelope to be deposited or delivered in a box or other facility regularly maintained by Federal Express authorized to receive documents, or delivering to a courier or driver authorized by said express service carrier to receive documents, the copy of the foregoing document in a sealed envelope designated by the express service carrier, addressed as stated above, with fees for overnight (next business day) delivery paid or provided for and causing such envelope to be delivered by said express service carrier on [Insert Date] .

BY FACSIMILE MACHINE: The foregoing document was transmitted to the above-named persons by facsimile transmission from (310) 441-8470 before 5:00 p.m. on said date and the transmission was reported as complete and without error.

BY PERSONAL SERVICE: I caused to be delivered the foregoing document(s) to the addressee(s) specified.

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

Executed on December 2, 2011, at Los Angeles, California.



Vaneta D. BIRTHA