

Michael Duane Davis, SBN 093678 Marlene Allen-Hammarlund, SBN 126418 **GRESHAM SAVAGE NOLAN &** 2 TILDEN, A Professional Corporation 3750 University Avenue, Suite 250 Riverside, CA 92501-3335 3 Telephone: (951) 684-2171 4 Facsimile: (951) 684-2150 5 Attorneys for Cross-Defendant, 6 SHEEP CREEK WATER COMPANY, INC. SUPERIOR COURT OF THE STATE OF CALIFORNIA 8 IN AND FOR THE COUNTY OF LOS ANGELES 9 Coordination Proceeding **Judicial Council Coordination** 10 Special Title (Rule 1550(b)) Proceeding No. 4408 11 ANTELOPE VALLEY GROUNDWATER Santa Clara Case No. 1-05-CV-049053 **CASES** Assigned to the Honorable Jack Komar 12 Department 17 13 **Including Actions:** PROOF OF SERVICE 14 Los Angeles County Waterworks District No. 40 v. Diamond Farming Co. Superior Court of California, County of Los DATE: October 3, 2008 15 Angeles, Case No. BC 325 201 TIME: 9:00 a.m. DEPT: 17 16 Los Angeles County Waterworks District No. 40 v. Diamond Farming Co. 17 Superior Court of California, County of Kern, Case No. S-1500-CV-254-348 18 19 Wm. Bolthouse Farms, Inc. v. City of Lancaster Diamond Farming Co. v. City of Lancaster 20 Diamond Farming Co. v. Palmdale Water Dist. Superior Court of California, County of 21 Riverside, consolidated actions, Case Nos. RIC 22 353 840, RIC 344 436, RIC 344 668 23 AND RELATED ACTIONS. 24 25 III26 111 27 111 28 111

GRESHAM SAVAGE NOLAN & TILDEN A PROFESSIONAL CORPORATION 3750 UNIVERSITY AVE, SUITE 250 RIVERSIDE, CA 92501-3335 (951) 684-2171

305784 L

-1-

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF RIVERSIDE

Re: ANTELOPE VALLEY GROUNDWATER CASES

Los Angeles County Superior Court Judicial Council Coordinated

Proceedings No. 4408; Santa Clara County Superior Court Case No. 1-05-CV-049053

I am employed in the County of Riverside, State of California. I am over the age of 18 years and not a party to the within action; my business address is: 3750 University Avenue, Suite 250, Riverside, CA 92501-3335.

On September 10, 2008, I served the foregoing document(s) described as follows:

NOTICE OF MOTION AND MOTION TO BE EXCLUDED FROM THE ANTELOPE VALLEY GROUNDWATER ADJUDICATION, OR, IN THE ALTERNATIVE, FOR RECOGNITION OF ITS PRIOR RIGHTS TO THE WATERS OF SHEEP CREEK

MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF SHEEP CREEK WATER COMPANY'S MOTION TO BE EXCLUDED FROM THE ANTELOPE VALLEY GROUNDWATER ADJUDICATION, OR, IN THE ALTERNATIVE, FOR RECOGNITION OF ITS PRIOR RIGHTS TO THE WATERS OF SHEEP CREEK

REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF SHEEP CREEK WATER COMPANY'S MOTION TO BE EXCLUDED FROM THE ANTELOPE VALLEY GROUNDWATER ADJUDICATION, OR, IN THE ALTERNATIVE, FOR RECOGNITION OF ITS PRIOR RIGHTS TO THE WATERS OF SHEEP CREEK

DECLARATION OF MICHAEL DUANE DAVIS IN SUPPORT OF SHEEP CREEK WATER COMPANY'S MOTION TO BE EXCLUDED FROM THE ANTELOPE VALLEY GROUNDWATER ADJUDICATION, OR, IN THE ALTERNATIVE, FOR RECOGNITION OF ITS PRIOR RIGHTS TO THE WATERS OF SHEEP CREEK

DECLARATION OF CHRIS CUMMINGS, GENERAL MANAGER OF SHEEP CREEK WATER COMPANY, INC., IN SUPPORT OF SHEEP CREEK WATER COMPANY'S MOTION TO BE EXCLUDED FROM THE ANTELOPE VALLEY GROUNDWATER ADJUDICATION, OR, IN THE ALTERNATIVE, FOR RECOGNITION OF ITS PRIOR RIGHTS TO THE WATERS OF SHEEP CREEK

DECLARATION OF DR. RAM ARORA, HYDROGEOLOGIST, IN SUPPORT OF SHEEP CREEK WATER COMPANY'S MOTION TO BE EXCLUDED FROM THE ANTELOPE VALLEY GROUNDWATER ADJUDICATION, OR, IN THE ALTERNATIVE, FOR RECOGNITION OF ITS PRIOR RIGHTS TO THE WATERS OF SHEEP CREEK

[PROPOSED] ORDER GRANTING SHEEP CREEK WATER COMPANY'S MOTION TO BE EXCLUDED FROM THE ANTELOPE VALLEY GROUNDWATER ADJUDICATION; OR, IN THE ALTERNATIVE, FOR RECOGNITION OF ITS PRIOR RIGHTS TO THE WATERS OF SHEEP CREEK

23

24

25

26

27

28

2

3

4

5

6

7

8

9

GRESHAM SAVAGE NOLAN & TILDEN A PROFESSIONAL CORPORATION 3750 UNIVERSITY AVE., SUITE 250 RIVERSIDE, CA 92501-3335 (951) 684-2171 Antelope Valley Groundwater Cases.

on the interested parties in this action in the following manner:

I

8

13

14 15

16

17

18 19

20

21 22

23

24

25 26

27

28

10 11 Honorable Jack Komar Santa Clara County Superior Court 191 North First Street, Dept. 17C San Jose, CA 95113

the ordinary course of business, addressed as follows:

C.C.P. §1013(c), with delivery fees fully prepaid or provided for.

Superior Court of California [Original Documents to be filed at this location] County of Los Angeles Stanley Mosk Courthouse, Dept. 1, Room 534 111 North Hill Street Los Angeles, CA 90012

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

Executed on September 10, 2008, at Riverside, California.

BY ELECTRONIC SERVICE – I posted the document(s) listed above to the

BY MAIL - I served a true copy of the document(s) listed above in a sealed

Santa Clara County Superior Court website, http://www.scefiling.org, in the action of the

envelope and placed for collection and mailing following the usual business practice of the

correspondence for mailing. Under that practice, it would be deposited with the United States

Postal Service with postage thereon fully prepaid at Riverside, California, on the same day in

to be delivered by hand to the office of the addressee via overnight delivery pursuant to

(X) BY EXPRESS MAIL/OVERNIGHT DELIVERY - I caused such envelope

Firm. I am "readily familiar" with the Firm's practice of collection and processing