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9 Attorneys for Cross-Defendant,
10 SHEEP CREEK WATER COMPANY, INC.

11 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
12 **IN AND FOR THE COUNTY OF LOS ANGELES**

13 Coordination Proceeding
14 Special Title (Rule 1550(b))

) Judicial Council Coordination
) Proceeding No. 4408

15 ANTELOPE VALLEY GROUNDWATER
16 CASES

) Santa Clara Case No. 1-05-CV-049053
) Assigned to the Honorable Jack Komar
) Department 17

17 Including Actions:

) **CROSS-DEFENDANT SHEEP CREEK**
) **WATER COMPANY, INC'S NOTICE OF**
) **INTENT TO PARTICIPATE IN PHASE**
) **II TRIAL**

18 Los Angeles County Waterworks District No.
19 40 v. Diamond Farming Co.
20 Superior Court of California, County of Los
21 Angeles, Case No. BC 325 201

) DATE: October 6, 2008
) TIME: 9:00 a.m.
) DEPT: 1 [Los Angeles]
) JUDGE: Hon. Jack Komar

22 Los Angeles County Waterworks District No.
23 40 v. Diamond Farming Co.
24 Superior Court of California, County of Kern,
25 Case No. S-1500-CV-254-348

26 Wm. Bolthouse Farms, Inc. v. City of
27 Lancaster
28 Diamond Farming Co. v. City of Lancaster
Diamond Farming Co. v. Palmdale Water Dist.
Superior Court of California, County of
Riverside, consolidated actions, Case Nos. RIC
353 840, RIC 344 436, RIC 344 668

29 AND RELATED CROSS-ACTIONS.

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that SHEEP CREEK WATER COMPANY intends to participate in the Phase II Trial, presently scheduled to start on October 6, 2008 at 9:00 a.m. in Department 1, Los Angeles Superior Court.

This notice is given based on the conference call of counsel with Judge Komar on September 19, 2008 at 2:30 p.m., and presumes that SHEEP CREEK WATER COMPANY's *Motion to be Excluded from the Antelope Valley Ground Water Adjudication, or, in the Alternative, for Recognition of its Prior Rights to the Waters of Sheep Creek* is not either sooner satisfactorily resolved or the hearing on the *Motion* is not sooner continued to a date following the Phase II Trial, on terms whereby SHEEP CREEK WATER COMPANY does not waive its rights have the issues raised in the *Motion* later determined.

Dated: September 19, 2008

GRESHAM SAVAGE NOLAN & TILDEN,
A Professional Corporation

By: 
Michael Duane Davis
Marlene L. Allen-Hammarlund
Attorneys for Cross-Defendant,
SHEEP CREEK WATER COMPANY, INC.

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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.

(X) **BY ELECTRONIC SERVICE** – I posted the document(s) listed above to the Santa Clara County Superior Court website, <http://www.scefiling.org>, in the action of the Antelope Valley Groundwater Cases,

Executed on September 19, 2008, at Riverside, California.

TERI D. GALLAGHER