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A.V. UNITED MUTUAL GROUP; and Cross-  
7 Defendants, ADAMS BENNETT INVESTMENTS,  
LLC; MIRACLE IMPROVEMENT CORPORATION  
8 dba GOLDEN SANDS MOBILE HOME PARK, aka  
GOLDEN SANDS TRAILER PARK, named as ROE  
9 1121; ST. ANDREW'S ABBEY, INC., named as ROE  
623; SERVICE ROCK PRODUCTS, L.P.; and  
10 SHEEP CREEK WATER COMPANY, INC.

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

14 Coordination Proceeding  
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:

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

) **[PROPOSED] STIPULATION**  
) **REGARDING THE DEPOSITION AND**  
) **TRIAL TESTIMONY OF CROSS-**  
) **DEFENDANT, ST. ANDREW'S ABBEY,**  
) **INC., NAMED HEREIN AS ROE 623**

20 **Los Angeles County Waterworks District**  
**No. 40 v. Diamond Farming Co.**  
21 Superior Court of California, County of Kern,  
Case No. S-1500-CV-254-348

22 **Wm. Bolthouse Farms, Inc. v. City of**  
23 **Lancaster**  
24 **Diamond Farming Co. v. City of Lancaster**  
**Diamond Farming Co. v. Palmdale Water**  
**Dist.**

25 Superior Court of California, County of  
Riverside, consolidated actions, Case Nos. RIC  
26 353 840, RIC 344 436, RIC 344 668

27 AND RELATED ACTIONS.  
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[PROPOSED] STIPULATION REGARDING THE DEPOSITION AND TRIAL TESTIMONY OF CROSS-DEFENDANT,  
ST. ANDREW'S ABBEY, INC., NAMED HEREIN AS ROE 623

1           This *Stipulation Regarding the Deposition and Trial Testimony of Cross-Defendant St.*  
2 *Andrew's Abbey, Inc., a California corporation, named herein as ROE 623*, ("St. Andrew's" or  
3 the "Abbey") is submitted in connection with the depositions of Francis Benedict and Robert A.  
4 Krieger, both of which are currently scheduled for Wednesday, January 23, 2013, at 9:00 a.m.,  
5 and in connection with the Phase 4 Trial which is currently scheduled for Monday, February 11,  
6 2013, in the above matter.

7           St. Andrew's has provided, under penalty of perjury, the facts, information and  
8 documents submitted to the Court and posted on the Court's website on December 21, 2012,  
9 January 4, 2013, and January 15, 2013, including, but not limited to, the following:

10           1.     St. Andrew's operates a Benedictine Monastery of the Congregation of the  
11 Annunciation that was re-established from the Priory of Chengtu, China, to its present location in  
12 1954, under the parent Abbey of Sint Andries Zevenkerken in Brugge, Belgium, within the  
13 Archdiocese of Los Angeles. St. Andrew's is an active California corporation, with an entity  
14 address of Post Office Box 40, Valyermo, CA 93563, which was formed on December 9, 1955.

15                     Reference:     *Cross-Defendant, St. Andrew's Abbey, Inc.'s [Roe 623]* (verified)  
16                     *Information and Materials Responsive to December 12, 2012 Discovery Order for*  
17                     *Phase 4 Trial* (the "*Discovery Responses*"), Paragraphs ("¶") I.1.b., I.1.h.,  
18                     I.3.c.vii; California Secretary of State, Business Entity Detail, dated December 14,  
19                     2012.

20           2.     St. Andrew's properties are situated along Pallet Creek to the northwest of the  
21 community of Valyermo on the north slope of the San Gabriel Mountains. St. Andrew's  
22 properties comprise approximately 1,878 acres collectively located at 31001 North Valyermo  
23 Road in Valyermo, California, and are more specifically identified by the Los Angeles County  
24 Assessor's Information Numbers ("AIN") provided in *St. Andrew's Abbey, Inc.'s [Roe 623]*  
25 *Information and Materials Responsive to December 12, 2012 Discovery Order for Phase 4 Trial*.

26                     Reference:     *Discovery Responses* ¶¶ I.1.a., I.3.b.i, I.3.b.ii., I.3.b.iii.; CoreLogic  
27                     RealQuest Professional Property Detail Reports for each of the twenty-nine (29)  
28

1 parcels owned by St. Andrew's; St. Andrew's Abbey Land Ownership Map  
2 prepared by Krieger & Stewart (March 2, 2012)

3 3. St. Andrew's owned four (4) active groundwater wells during the measurement  
4 period of 2000-2004 and 2011-2012, each with an electric motor driven pump. These wells are  
5 identified as "Well 1", located at 4N/10W-11A1 on AIN 3060-016-002, "Well 2", located at  
6 4N/10W-11A2 on AIN 3060-016-002, the "Nickel's Ranch Well", located at 4N/10W-2Q1 on  
7 AIN 3060-008-017, and the "Caretaker Cabin Well", located on AIN 3061-004-009. St.  
8 Andrew's consistently operated Wells 1 and 2 during the years 2000-2004 and 2011-2012. St.  
9 Andrew's consistently operated the Nickel's Ranch Well and the Caretaker Cabin Well from  
10 2002-2004 and 2011-2012, and its predecessor in interest operated those two wells from 2000-  
11 2001.

12 Reference: *Discovery Responses* ¶¶ I.1.c., I.1.d., I.3.b.iii., I.3.c., I.3.c.i.,  
13 I.3.c.ii., I.3.c.iii., I.3.c.iv., I.3.c.v., I.3.c.vi.; St. Andrew's Abbey Land Ownership  
14 Map prepared by Krieger & Stewart (March 2, 2012); Well Index Card for  
15 Nickel's Ranch Well (State Well No. 4N/10W-2Q1); Well Index Card for Well 1  
16 (State Well No. 4N/10W-11A1); Well Index Card for Well 2 (State Well No.  
17 4N/10W-11A2); Well 2 (State Well No. 4N/10W-11A2) – Department of Water  
18 Resources Water Well Drillers Report No. 78781 (October 31, 1975); Well 1 –  
19 State Water Rights Board notice of assigned State Recordation Number and  
20 Owner's Designation.

21 4. During the years 2000-2004 and 2011-2012, St. Andrew's used the groundwater  
22 produced from Wells 1 and 2 for the provision of a domestic water supply to the Benedictine  
23 monks who live at St. Andrew's and to its guests and visitors. It was also used to irrigate the  
24 apple orchards, pastures, landscaping and minimal garden vegetables grown occasionally to  
25 support the Abbey. During the years 2002-2004 and 2011-2012, St. Andrew's used the  
26 groundwater produced from the Nickel's Ranch Well and Caretaker Cabin Well for the provision  
27 of a domestic water supply to the caretaker residences located at each well.

Reference: *Discovery Responses* ¶¶ I.1.f., I.1.g.

5. Groundwater production for St. Andrew's was determined using Southern California Edison data for Wells 1 and 2 and using an estimated 1 AF/yr for both the Nickel's Ranch Well and Caretaker Cabin Well based upon average annual consumption for domestic use and landscape irrigation. St. Andrew's groundwater production during the years 2000-2004 and 2011-2012, is as follows:

i.	2000:	162 acre feet.
ii.	2001:	244 acre feet.
iii.	2002:	235 acre feet.
iv.	2003:	209 acre feet.
v.	2004:	163 acre feet.
vi.	2011:	149 acre feet
vii.	2012:	201 acre feet

Reference: *Discovery Responses* ¶¶ I.1.c., I.1.e., I.1.i.i., I.1.i.i.1., I.1.i.i.2., I.1.i.i.3.; I.3.a.i., I.3.a.ii., I.3.a.ii.1., I.3.a.ii.2., I.3.a.ii.3., I.3.a.ii.4., I.3.a.ii.5., I.3.a.ii.6., I.3.a.iii., I.3.a.iii.1., I.3.a.iii.2., I.3.a.iii.3.; Well No 1 Hydraulic Test Results (March 30, 2012) (referred to on test report as "Upper Well" and Pump Ref. # 2569); Well No 2 Hydraulic Test Results (March 30, 2012) (referred to on test report as "Lower Well" and Pump Ref. # 2570); Well No 1 Hydraulic Test Results (August 27, 2001) (referred to on test report as "Upper Well" and Hydraulic Test Reference Number 2569); Well No 2 Hydraulic Test Results (August 27, 2001) (referred to on test report as "Lower Well" and Hydraulic Test Reference Number 2570); Multiple Point Test Summary including efficiency rate for Well 1 ("Upper Well" - Reference Number 2569) as of August 20, 2001; Multiple Point Test Summary including efficiency rate for Well 2 ("Lower Well" - Reference Number 2570) as of August 20, 2001; Southern California Edison Electricity Consumption and Billing History Reports: Well 1 (referred to as

1 “Upper Well ref #2569”) for the period of January 1991 – February 2012, and  
2 Well 2 (referred to as “Upper Well ref# 2570”) for the period of January 1991 –  
3 February 2012; *Cross-Defendant, St. Andrew’s Abbey, Inc.’s [Roe 623]* (verified)  
4 *First Supplemental Response to December 12, 2012 Discovery Order for Phase 4*  
5 *Trial* (the “*Supplemental Responses*”), ¶¶ I.1.1.i.1., I.1.1.i.2., I.3.a.; Groundwater  
6 Production Summary Tables 2A and 2B, and Revised Worksheet Table 3,  
7 reflecting use of Edison data for November and December 2012, prepared by  
8 Krieger & Stewart, dated 1/8/2013; Southern California Edison Electricity  
9 Consumption and Billing History Reports: Well 1, for November and December  
10 2012, and Well 2, for November and December 2012; Expert Witness Report  
11 prepared by Robert A. Krieger accompanying *Cross-Defendant, St. Andrew’s*  
12 *Abbey, Inc.’s [Roe 623] Designation of Expert Witnesses Pursuant to December*  
13 *12, 2012 Case Management Order*, filed with the Court on January 4, 2013 (the  
14 “*Expert Witness Report*”), Section 4 – Groundwater Production Figures and  
15 Calculations; *Expert Witness Report*, Section 7 – Edison Data

16 6. St. Andrew’s did not lease any property to anyone during the years 2000-2004  
17 and 2011-2012.

18 Reference: *Discovery Responses* Paragraph ¶ I.2.a.

19 7. The water claimed by St. Andrew’s is an overlying water right. St. Andrew’s  
20 claims no other groundwater rights for purposes of Phase Four trial and claims no return flows.

21 Reference: *Discovery Responses* Paragraph ¶ I.1.j., III.1.a.; *Expert Witness*  
22 *Report*, Section 5 – Annual Notices of Groundwater Extraction

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IT IS SO STIPULATED.

GRESHAM SAVAGE NOLAN & TILDEN, PC

Michael Rauschenberg

CHARLTON WEEKS LLP

Bradley T. Weeks  
Attorneys for Defendant and Cross-Complainant,  
Quartz Hill Water District

1 Dated: January \_\_\_, 2013.

BEST BEST & KRIEGER LLP

2  
3 By: \_\_\_\_\_  
4 Eric L. Garner  
5 Jeffrey V. Dunn  
6 Stefanie D. Hedlund  
7 Attorneys for Cross-Complainant, Los Angeles  
8 County Waterworks District No. 40

9 Dated: January \_\_\_, 2013.

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14 Dated: January \_\_\_, 2013.

MURPHY & EVERTZ

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19 Dated: January \_\_\_, 2013.

20 By: \_\_\_\_\_  
21 John Tootle  
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23 Service Company

24 Dated: January \_\_\_, 2013.

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27 Attorneys for Littlerock Creek Irrigation District,  
28 Palm Ranch Irrigation District, et al.

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[PROPOSED] STIPULATION REGARDING THE DEPOSITION AND TRIAL TESTIMONY OF CROSS-DEFENDANT,  
ST. ANDREW'S ABBEY, INC., NAMED HEREIN AS ROE 623

1 Dated: January \_\_, 2013.

LAGERLOF SENEAL GOSNEY & KRUSE

2  
3 By: \_\_\_\_\_  
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ST. ANDREW'S ABBEY, INC., NAMED HEREIN AS ROE 623



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