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Attorneys for Cross-Defendants and Cross-Complainants, ANTELOPE VALLEY UNITED MUTUAL GROUP; Cross-Defendants, MIRACLE IMPROVEMENT CORPORATION dba Golden Sands Mobile Home Park [ROE 1121], SAINT ANDREW'S ABBEY, INC. [ROE 623], SERVICE ROCK PRODUCTS, LP, as successor-in-interest to Owl Properties, Inc., SHEEP CREEK WATER COMPANY, INC.; and unnamed Cross-Defendant ADAMS BENNETT INVESTMENTS, LLC

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

Coordination Proceeding  
Special Title (Rule 1550(b))

Judicial Council Coordination  
Proceeding No. 4408

**ANTELOPE VALLEY  
GROUNDWATER CASES**

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

Including Actions:

**Los Angeles County Waterworks District  
No. 40 v. Diamond Farming Co.**

Superior Court of California, County of Los Angeles, Case No. BC 325 201

**OFFER OF PROOF BY SUNNYSIDE FARMS  
MUTUAL WATER COMPANY (A MEMBER  
OF THE ANTELOPE VALLEY UNITED  
MUTUAL GROUP) OF 2011 AND 2012  
GROUNDWATER PRODUCTION AND  
[PROPOSED] ORDER RE PHASE 4 TRIAL**

**Los Angeles County Waterworks District  
No. 40 v. Diamond Farming Co.**

Superior Court of California, County of Kern, Case No. S-1500-CV-254-348

Trial Date: May 28, 2012  
Time: 9:00 A.M.  
Dept.: TBD  
Judge: Hon. Jack Komar

**Wm. Bolthouse Farms, Inc. v. City of  
Lancaster**

**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

AND RELATED ACTIONS.

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1 **[PROPOSED] ORDER**

2 **THE COURT FINDS THAT** the Offer of Proof made by SUNNYSIDE FARMS  
3 MUTUAL WATER COMPANY is either stipulated to or not materially contested by any party.

4 **THE COURT FURTHER FINDS THAT** the Offer of Proof satisfies the requirements  
5 of this Court for the purposes of the Phase 4 Trial proceedings.

6 **IT IS HEREBY ORDERED** that this Order shall not result in any determination of any  
7 water right, or the reasonableness of SUNNYSIDE FARMS MUTUAL WATER COMPANY's  
8 water use or manner of applying water to the use. This Order will not preclude SUNNYSIDE  
9 FARMS MUTUAL WATER COMPANY from introducing in a later phase evidence to support  
10 its claimed water rights, or any other party to this action from introducing in a later phase  
11 evidence to contest SUNNYSIDE FARMS MUTUAL WATER COMPANY's claimed water  
12 rights, including, without limitation, evidence of water use in years other than 2011 and 2012.  
13 All parties reserve their rights to produce any evidence to support their claimed water rights and  
14 to make any related legal arguments including, without limitation, arguments based on any  
15 applicable constitutional, statutory, or decisional authority.

16 **IT IS FURTHER ORDERED** that pursuant to the Stipulation(s) of the parties to this  
17 action and/or upon the failure of any party to make a valid objection thereto; and based upon the  
18 offer of proof and/or evidence presented to this Court, the groundwater pumping claimed by  
19 SUNNYSIDE FARMS MUTUAL WATER COMPANY for purposes of the Phase 4 trial is as  
20 follows:

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PERIOD	ACRE FEET PER YEAR
Jan. through Dec. 2011	73.5 acre feet
Jan. through Nov. 2012	77.3 acre feet

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25 **IT IS SO ORDERED:**

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27 DATED: \_\_\_\_\_, 2013

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HONORABLE JACK KOMAR

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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.

**OFFER OF PROOF BY SUNNYSIDE FARMS MUTUAL WATER  
COMPANY (A MEMBER OF THE ANTELOPE VALLEY UNITED  
MUTUAL GROUP) OF 2011 AND 2012 GROUNDWATER PRODUCTION  
AND [PROPOSED] ORDER RE PHASE 4 TRIAL**

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

  
DINA SNIDER