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Attorneys for Cross-Defendant, ADAMS  
BENNETT INVESTMENTS, LLC; Cross-  
Defendants and Cross-Complainants, ANTELOPE  
VALLEY UNITED MUTUALS GROUP  
[comprised of Antelope Park Mutual Water Co.,  
Aqua-J Mutual Water Co., Averydale Mutual Water  
Co., Baxter Mutual Water Co., Bleich Flat Mutual  
Water Co., Colorado Mutual Water Co., Eldorado  
Mutual Water Co., Evergreen Mutual Water Co.,  
Land Projects Mutual Water Co., Landale Mutual  
Water Co., Shadow Acres Mutual Water Co.,  
Sundale Mutual Water Co., Sunnyside Farms  
Mutual Water Co., Tierra Bonita Mutual Water Co.,  
Westside Park Mutual Water Co. and White Fence  
Farms Mutual Water Co.]; and Cross-Defendants,  
MIRACLE IMPROVEMENT CORPORATION  
DBA GOLDEN SANDS MOBILE HOME PARK,  
AKA GOLDEN SANDS TRAILER PARK,  
NAMED AS ROE 1121; SAINT ANDREW'S  
ABBAY, INC., NAMED AS ROE 623; SERVICE  
ROCK PRODUCTS, L.P.; and SHEEP CREEK  
WATER COMPANY

**SUPERIOR COURT OF THE STATE OF CALIFORNIA**

**IN AND FOR THE COUNTY OF LOS ANGELES**

Coordination Proceeding  
Special Title (Rule 1550(b))

**ANTELOPE VALLEY GROUNDWATER  
CASES**

Including Consolidated 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

**CAPTION CONTINUED ON NEXT PAGE**

Judicial Council Coordination  
Proceeding No. 4408

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

**WITNESS LIST OF MEMBERS OF  
CROSS-DEFENDANTS / CROSS-  
COMPLAINANTS, ANTELOPE  
VALLEY UNITED MUTUALS GROUP,  
IN SUPPORT OF PROVE-UP 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

**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

PROVE-UP

Trial Date: August 3, 2015

Time: 10:00 A.M.

Dept.: Dept. 1, Los Angeles

Judge: Hon. Jack Komar

AND RELATED ACTIONS.

Cross-Defendant / Cross-Complainant, members of the **ANTELOPE VALLEY UNITED MUTUALS GROUP** [comprised of Antelope Park Mutual Water Co., Aqua-J Mutual Water Co., Averydale Mutual Water Co., Baxter Mutual Water Co., Bleich Flat Mutual Water Co., Colorado Mutual Water Co., Eldorado Mutual Water Co., Evergreen Mutual Water Co., Land Projects Mutual Water Co., Landale Mutual Water Co., Shadow Acres Mutual Water Co., Sundale Mutual Water Co., Sunnyside Farms Mutual Water Co., Tierra Bonita Mutual Water Co., Westside Park Mutual Water Co. and White Fence Farms Mutual Water Co.] (“Mutuals”), by and through its counsel of record, Michael Duane Davis, Marlene L. Allen-Hammarlund, and Derek R. Hoffman, of GRESHAM SAVAGE NOLAN & TILDEN, PC, submit the following list of potential witnesses, should they be required to present testimony and/or evidence, with respect to the Prove-Up Trial:

1. Non-Expert Witness: Antelope Park Mutual Water Company, Steve Hayes, President.
2. Non-Expert Witness: Antelope Park Mutual Water Company, Donald B. Hamilton, Past-President.
3. Non-Expert Witness: Aqua-J Mutual Water Company, Douglas W. Mead, President.
4. Non-Expert Witness: Averydale Mutual Water Company, Matthew L. Himlin, President.
5. Non-Expert Witness: Averydale Mutual Water Company, Patrick Sprinkle, Past-

- 1 President.
- 2 6. Non-Expert Witness: Baxter Mutual Water Company, Doug Davis, President.
- 3 7. Non-Expert Witness: Baxter Mutual Water Company, Larry G. Gorden.
- 4 8. Non-Expert Witness: Bleich Flat Mutual Water Company, Cassidy Skelton, President.
- 5 9. Non-Expert Witness: Bleich Flat Mutual Water Company, Richard Hague, Vice-
- 6 President.
- 7 10. Non-Expert Witness: Colorado Mutual Water Co., Melody Brown, Secretary/Treasurer.
- 8 11. Non-Expert Witness: El Dorado Mutual Water Company, Murry Sprunger, President.
- 9 12. Non-Expert Witness: El Dorado Mutual Water Company, Jeanne G. Miller,
- 10 Secretary/Treasurer.
- 11 13. Non-Expert Witness: Evergreen Mutual Water Company, Erich Grosse, President.
- 12 14. Non-Expert Witness: Evergreen Mutual Water Company, Robert T. Lemen, Past-
- 13 President.
- 14 15. Non-Expert Witness: Land Projects Mutual Water Co., Costy Von Mossenbach,
- 15 President.
- 16 16. Non-Expert Witness: Landale Mutual Water Company, Frank L. Purcell, President.
- 17 17. Non-Expert Witness: Shadow Acres Mutual Water Company, Tim Sullivan, President.
- 18 18. Non-Expert Witness: Shadow Acres Mutual Water Company, Jeanne G. Miller, Record
- 19 Keeper and Office Manager.
- 20 19. Non-Expert Witness: Sundale Mutual Water Company, Bruce Nelson, President.
- 21 20. Non-Expert Witness: Sunnyside Farms Mutual Water Company, Inc., Linda Enger,
- 22 President.
- 23 21. Non-Expert Witness: Sunnyside Farms Mutual Water Company, Inc., Jeanne G. Miller,
- 24 Record Keeper and Office Manager.
- 25 22. Non-Expert Witness: Tierra Bonita Mutual Water Company, Douglas A. Gaudi,
- 26 President.
- 27 23. Non-Expert Witness: West Side Park Mutual Water Co., Andy Torres, President.
- 28 24. Non-Expert Witness: West Side Park Mutual Water Co., Mary Wood, Board Member.

- 1 25. Non-Expert Witness: White Fence Farms Mutual Water Co., Larry Jacobs, President.  
2 26. Non-Expert Witness: White Fence Farms Mutual Water Co., John Ukkestad, General  
3 Manager.  
4 27. Non-Expert Witness: Antelope Valley United Mutuals Group members, John Ukkestad,  
5 Representative.

6 At the Phase IV Trial, the Mutuals marked and secured the admission of evidence  
7 (documents and information) to establish their organizational status, service areas, groundwater  
8 wells and infrastructure, groundwater production, imported water purchases, capture and  
9 pumping of return flow rights from the imported water, and their intent to produce groundwater  
10 and import water into the Antelope Valley Groundwater Basin in the future.

11 To the extent that the Court determines that the evidence that was admitted in the Phase  
12 IV Trial was admitted only for a limited purpose, the Mutuals intend to move to re-admit the  
13 documents and to call the designated non-expert witness for the applicable Mutual to establish  
14 their organizational status, service areas, groundwater wells and infrastructure, groundwater  
15 production, imported water purchases, capture and pumping of return flow rights from the  
16 imported water, and their intent to produce groundwater and import water into the Antelope  
17 Valley Groundwater Basin in the future for the purposes of the Prove-Up Trial.

18 At this time, the Mutuals estimate that the testimony of each non-expert witness will  
19 encompass approximately thirty (30) minutes of time.

20 The Mutuals also reserve the right to call, depending upon their testimony on direct  
21 examination, the following expert witnesses at the Prove-Up of the Stipulated Judgment and  
22 Physical Solution Trial:

- 23 1. Dennis Williams (non-retained shared expert witness with Public Water Suppliers – as  
24 regards the Physical Solution).  
25 2. Robert Beeby (non-retained shared expert witness with Public Water Suppliers – as  
26 regards reasonable and beneficial use of water).  
27 3. Robert Wagner (non-retained shared expert witness with AVEK and Overlying  
28 Landowners – as regards the physical solution).

1 4. Charles Binder (non-retained shared expert witness with AVEK and Overlying  
2 Landowners – as regards the physical solution).

3 5. David Peterson (non-retained shared expert witness with AVEK and Overlying  
4 Landowners – as to the issues of reasonable and beneficial use of water).

5 At this time, the Mutuals cannot provide an estimate of time for the above non-retained  
6 shared expert witnesses.

7 Dated: April 24, 2015

GRESHAM SAVAGE NOLAN & TILDEN, PC

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By: \_\_\_\_\_

Michael Duane Davis  
Attorneys for Cross-Defendant, ADAMS  
BENNETT INVESTMENTS, LLC; Cross-  
Defendants and Cross-Complainants,  
ANTELOPE VALLEY UNITED MUTUALS  
GROUP [comprised of Antelope Park Mutual  
Water Co., Aqua-J Mutual Water Co., Averydale  
Mutual Water Co., Baxter Mutual Water Co.,  
Bleich Flat Mutual Water Co., Colorado Mutual  
Water Co., Eldorado Mutual Water Co.,  
Evergreen Mutual Water Co., Land Projects  
Mutual Water Co., Landale Mutual Water Co.,  
Shadow Acres Mutual Water Co., Sundale  
Mutual Water Co., Sunnyside Farms Mutual  
Water Co., Tierra Bonita Mutual Water Co.,  
Westside Park Mutual Water Co. and White  
Fence Farms Mutual Water Co.]; and Cross-  
Defendants, MIRACLE IMPROVEMENT  
CORPORATION DBA GOLDEN SANDS  
MOBILE HOME PARK, AKA GOLDEN  
SANDS TRAILER PARK, NAMED AS ROE  
1121; SAINT ANDREW'S ABBEY, INC.,  
NAMED AS ROE 623; SERVICE ROCK  
PRODUCTS, L.P.; and SHEEP CREEK  
WATER COMPANY

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

On April 24, 2015 I served the foregoing document(s) described as **WITNESS LIST OF MEMBERS OF CROSS-DEFENDANTS / CROSS-COMPLAINANTS, ANTELOPE VALLEY UNITED MUTUALS GROUP, IN SUPPORT OF PROVE-UP TRIAL** on the interested parties in this action in the following manner:

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

Dina Sneider

**GRESHAM SAVAGE  
NOLAN & TILDEN**  
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