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October 30, 2008

FILE NO.
27175-02

VIA POSTING TO COURT WEBSITE

To All Counsel

Re: ***Antelope Valley Groundwater Litigation***
Santa Clara County Superior Court Case No. 1-05-CV-049053
Judicial Council Coordination Proceeding 4408

Dear Counsel:

During Anaverde LLC's ("Anaverde") ex parte hearing for trial continuance on October 24, 2008, various scheduling issues were discussed with the Court. Counsel for Anaverde inquired whether the parties' required Anaverde to call a witness simply to testify regarding Anaverde's property boundaries. In an effort to streamline the trial, scheduled to reconvene on November 3, 2008, the Court suggested that the parties stipulate as to Anaverde's boundary line.

To effectuate the Court's request, please find attached a regional map for the City of Palmdale on which the Anaverde property boundaries are delineated. The map was created by a licensed surveyor, SIKAND, the surveying company that prepared the original survey and ALTA/ASCM Land Title Survey ("ALTA Survey") in 2002 and 2007, respectively. The Anaverde Ranch property boundary line is superimposed on the regional map in accordance with the legal description contained in the 2007 ALTA Survey, also attached. Mr. Bill Brown, Senior Project Surveyor at SIKAND, prepared the attached map, entitled "Aerial Photograph with Boundary Overlay for Anaverde Ranch," on October 29, 2008. Mr. Brown is a licensed land surveyor, L.S. 8103, and has been licensed since September 2006. Mr. Brown prepared the ALTA Survey in March 2007 (and subsequently revised the ALTA Survey in June and August of 2007). Therefore, Mr. Brown has personal knowledge of the Anaverde property boundary and created the attached map as a true and accurate reflection of Anaverde's property boundary lines.

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Please provide written notice as soon as possible, but not later than October 31, 2008 by 5 p.m., if anyone will not agree to stipulate to the accuracy and admissibility of the attached map and ALTA/ASCM Land Title Survey. If no objections are raised, I will post a stipulation to the Court's website prior to the morning of trial, to be signed by all parties.

Very truly yours,

/s/

Kimberly A. Huangfu
LEWIS BRISBOIS BISGAARD & SMITH LLP

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