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COUNTY WATERWORKS DISTRICT NO. 40

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

**ANTELOPE VALLEY
GROUNDWATER CASES**

Included Actions:
Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co., Superior
Court of California, County of Los
Angeles, Case No. BC 325201;

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, Case Nos.
RIC 353 840, RIC 344 436, RIC 344 668

Judicial Council Coordination No. 4408

CLASS ACTION

Santa Clara Case No. 1-05-CV-049053
Assigned to The Honorable Jack Komar

**DECLARATION OF EFREN CHAVEZ IN
LIEU OF DEPOSITION TESTIMONY FOR
PHASE 4 TRIAL**

DECLARATION

I, Efren Chavez, declare:

1. I am a party to this action. In lieu of deposition testimony for the Phase 4 trial, I am providing this declaration. This declaration applies only to the categories I have filled in. The items left blank or crossed out do not apply to me. I have personal knowledge of each fact herein and would testify competently thereto under oath.

Property Ownership and Parcel Size

2. I own property that overlies the Antelope Valley Area of Adjudication as decided by this Court. The land is in Los Angeles County and is identified by the following APN/APNs: Parcel 1: 3076-008-002; Parcel 2: 3279-007-021.

3. I claim groundwater rights only as to the properties listed in Paragraph 2.

4. For each APN/APNs identified above, the total acreage by parcel is as follows: Parcel 1: 3076-008-002=25.7 acres; Parcel 2: 3279-007-021=10 acres.

5. For each APN/APNs identified above I owned the property during the following time period: Parcel 1: 3076-008-002, since 2001 to the present; Parcel 2: 3279-007-021, from 2004-2007.

6. The following are all individuals/entities appearing on the title for the above identified APN/APNS from Jan 1, 2000 to the present: Efren Chavez for Parcel 1: 3076-008-002, from 2001 to the present; Efren Chavez for Parcel 2: 3279-007-021, from 2004-2007.

7. For each individual/entity identified in paragraph 6 that individual/entity appeared on the title during the following time: Efren Chavez for Parcel 1: 3076-008-002, from 2001 to the present; Efren Chavez for Parcel 2: 3279-007-021, from 2004-2007.

Leases

N/A. I (declarant or party affiliated with declarant) have not and do not lease property to any party in the Basin, and have not and do not lease property from any other party in the Basin.

Water Meter Records

N/A.

State Water Project Purchases

1 N/A.

2 **Pump Tests/ Electric Records**

3 N/A.

4 **Pump Tests/Diesel Records**

5 N/A.

6 **Crop Duties and Irrigated Acres**

7 33. In order to calculate water use on the properties referenced above, I rely on the amount of
8 acres in irrigation on the properties referenced above multiplied by the crop duty identified in the
9 Summary Expert Report, Appendix D-3: Table 4, a true and correct copy of which is attached to
10 this declaration as Exhibit M.

11 34. The total amount of irrigated acres and type of crops on the properties referenced above
12 by APN for the years 2000-2004, 2011 and 2012 are described in Exhibit N. A true and correct
13 copy of Exhibit N is attached hereto and incorporated herein.

14 **Other Sources of Water**

15 N/A.

16 **Use of Water** *(Complete for each APN. If water for used for multiple purposes, identify*
17 *the amount of water for each use.)*

18 36. I used an estimated 25.7 acre-feet of water on APNs# 3076-008-002 in 2000. The water
19 was used to grow grapes and for the 20 acres of vineyards on my property.

20 37. I used an estimated 25.7 acre-feet of water on APNs# 3076-008-002 in 2001. The water
21 was used to grow grapes and for the 20 acres of vineyards on my property.

22 38. I used an estimated 25.7 acre-feet of water on APNs# 3076-008-002 in 2002. The water
23 was used to grow grapes and for the 20 acres of vineyards on my property.

24 39. I used an estimated 25.7 acre-feet of water on APNs# 3076-008-002 in 2003. The water
25 was used to grow grapes and for the 20 acres of vineyards on my property.

26 40. I used an estimated 25.7 acre-feet of water on APNs# 3076-008-002 and 10 acre-feet of
27 water on APNs# 3279-007-021 in 2004. The water was used to grow grapes and for the 20 acres
28 of vineyards on my property.

1 41. I used an estimated 25.7 acre-feet of water on APNs# 3076-008-002 in 2011. The water
2 was used to grow grapes and for the 20 acres of vineyards on my property.

3 42. I used an estimated 25.7 acre-feet of water on APNs# 3076-008-002 in 2012. The water
4 was used to grow grapes and for the 20 acres of vineyards on my property.

5 43. Other than what is declared hereinabove, I did not produce or use water within the
6 Antelope Valley Area of Adjudication for 2000-2004, 2011, and 2012.

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8 I declare under penalty of perjury under the laws of the State of California that the
9 foregoing is true and correct. Executed this 24 day of January 2013, at LANCASTER,
10 California.

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