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Attorneys for BOLTHOUSE PROPERTIES, LLC

SUPERIOR COURT OF CALIFORNIA

COUNTY OF SANTA CLARA

\* \* \*

COORDINATION PROCEEDING	)	Judicial Council Coordination
SPECIAL TITLE (Rule 1550(b))	)	Proceeding No. 4408
	)	
<b>ANTELOPE VALLEY GROUNDWATER</b>	)	CASE NO. 1-05-CV-049053
<b>CASES</b>	)	
	)	
INCLUDED ACTIONS:	)	
	)	<b>RESPONSE TO TRANSMITTAL OF</b>
LOS ANGELES COUNTY WATERWORKS	)	<b>PROPOSED AMENDED ORDER</b>
DISTRICT NO. 40 v. DIAMOND	)	
FARMING COMPANY, et al.,	)	
Los Angeles Superior Court	)	
Case No. BC325201	)	
	)	
LOS ANGELES COUNTY WATERWORKS	)	<b>DATE:</b> February 14, 2007
DISTRICT NO. 40 v. DIAMOND	)	<b>TIME:</b> 9:00 a.m.
FARMING COMPANY, et al.,	)	<b>DEPT:</b> D-1, Room 534
Kern County Superior Court	)	
Case No. S-1500-CV-254348	)	
	)	
	)	Location:
DIAMOND FARMING COMPANY, and	)	
W.M. BOLTHOUSE FARMS, INC., v.	)	Los Angeles Superior Court
CITY OF LANCASTER, et al.,	)	Central District
Riverside Superior Court	)	111 North Hill Street
Case No. RIC 344436 [c/w case no.	)	Los Angeles, CA 90012
RIC 344668 and 353840]	)	
	)	
ROSAMOND COMMUNITY SERVICES	)	
DISTRICT,	)	
	)	
CROSS-COMPLAINANT,	)	

1 TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that BOLTHOUSE PROPERTIES, LLC, makes the  
3 following opposition/response to Palmdale Water District and  
4 Quartz Hill Water District's Transmittal of Proposed Amended  
5 Order.

6 1. The eastern boundary of the Area of Adjudication should  
7 pursuant to the Court's Order After Hearing on Jurisdictional  
8 Boundaries, page 4, lines 15 & 16, be the western edge of Mojave  
9 Area of Adjudication.

10 2. Certain non-alluvial areas exist within the proposed  
11 post hearing Area of Adjudication submitted with the Transmittal  
12 of Proposed Amended Order. It is unclear from the Transmittal of  
13 Proposed Amended Order whether these areas are intended to be  
14 included in the Area of Adjudication. Attached as Exhibit "A" is  
15 a copy of Exhibit 2 to the Transmittal of Proposed Amended Order  
16 with the non-alluvial areas identified.

17 3. BOLTHOUSE PROPERTIES, LLC reserves the right to request  
18 that areas be added or excluded as appropriate based upon factual  
19 and expert evaluation as indicated in the Order After Hearing on  
20 Jurisdictional Boundaries.

21 DATED: February 7, 2007

22 CLIFFORD & BROWN

23  
24 By:

  
RICHARD G. ZIMMER, ESQ.

T. MARK SMITH, ESQ.

Attorneys for BOLTHOUSE PROPERTIES, LLC

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I am a resident of the County aforesaid; I am over the age of eighteen years and not a party to the within entitled action; my business address is 1430 Truxtun Avenue, Suite 900, Bakersfield, California, 93301.

On February 7, 2007, I served the **RESPONSE TO TRANSMITTAL OF PROPOSED AMENDED ORDER** on the interested parties in said action.

(xx) BY SANTA CLARA SUPERIOR COURT E-FILING IN COMPLEX LITIGATION  
PURSUANT TO CLARIFICATION ORDER DATED OCTOBER 27, 2005.

( ) VIA FACSIMILE - [C.C.P. § 1013(e)]; - The telephone number of the sending facsimile machine was (661) 322-3508. The telephone(s) number of the receiving facsimile machine(s) is listed below. The Court, Rule 2004 and no error was reported by the machine. Pursuant to California Rules of Court, Rule 2006(d), the machine was caused to print a transmission record of the transmission, a copy of which is attached hereto.

( ) VIA OVERNIGHT DELIVERY on the date below stated, pursuant to CCP §1013(c)(d), I deposited such envelope with delivery fees fully prepaid with **CALIFORNIA OVERNIGHT**.

( ) BY MAIL I am readily familiar with the business' practice for collection and processing of correspondence and documents for mailing with the United States Postal Service. Under that practice, the correspondence and documents would be deposited with the United States Postal Service that same day, with postage thereon fully prepaid, in the ordinary course of business at Bakersfield, California.

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

Executed on February 7, 2007, at Bakersfield, California.

Rosemary Myers  
ROSEMARY MYERS