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Attorneys for BOLTHOUSE PROPERTIES, LLC  
and WM. BOLTHOUSE FARMS, INC.

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF LOS ANGELES – CENTRAL DISTRICT

\* \* \*

COORDINATION PROCEEDING  
SPECIAL TITLE (Rule 1550(b))

ANTELOPE VALLEY GROUNDWATER  
CASES

INCLUDED ACTIONS:

LOS ANGELES COUNTY WATERWORKS  
DISTRICT NO. 40 v. DIAMOND FARMING  
COMPANY, et al.,  
Los Angeles Superior Court Case No. BC325201

LOS ANGELES COUNTY WATERWORKS  
DISTRICT NO. 40 v. DIAMOND FARMING  
COMPANY, et al.,  
Kern County Superior Court Case No. S-1500-  
CV-254348

DIAMOND FARMING COMPANY, and W.M.  
BOLTHOUSE FARMS, INC., v. CITY OF  
LANCASTER, et al.,  
Riverside Superior Court Case No. RIC 344436  
[c/w case no. RIC 344668 and 353840]

JUDICIAL COUNCIL COORDINATION PROCEEDING  
No. 4408

CASE NO. 1-05-CV-049053  
*Action Filed: October 26, 2005*

**WITNESS AND EXHIBIT LIST  
SUBMITTED BY BOLTHOUSE  
PROPERTIES, LLC AND WM.  
BOLTHOUSE FARMS, INC. FOR THE  
PROVE-UP TRIAL OF THE STIPULATED  
JUDGMENT AND PHYSICAL SOLUTION**

DATE: August 3, 2015  
TIME: 10:00 a.m.  
DEPT: Los Angeles County Superior Court  
111 N. Hill Street, Room 222  
Los Angeles, CA 90012

1 BOLTHOUSE PROPERTIES, LLC and WM. BOLTHOUSE FARMS, INC. ("Bolthouse")  
2 hereby submit the following list of witnesses and exhibits they may present at the Prove-up Trial on  
3 the Stipulated Judgment and Physical Solution.

4 PREAMBLE

5 This disclosure is necessarily both overbroad and potentially incomplete since the disclosure  
6 and objection date are concurrent. Bolthouse reserves the right to call additional witnesses and to  
7 introduce additional exhibits as necessary to properly support the Stipulated Judgment, Physical  
8 Solution and water rights of Bolthouse depending upon objections, stipulations and rulings of the  
9 court. Likewise, Bolthouse reserves the right to limit witnesses and or evidence as it deems necessary  
10 in its sole discretion, based upon objections, stipulations and rulings of the court. Bolthouse  
11 incorporates by reference as a part of this disclosure, as if set forth at length herein, all responses to  
12 discovery whether court ordered or otherwise, all previous testimony, all exhibits previously  
13 identified or admitted and all deposition transcripts taken in the course of the consolidated actions.  
14 Bolthouse reserves the right to supplement this disclosure as necessary and to call additional  
15 witnesses and or introduce additional evidence for impeachment and for rebuttal. Bolthouse, jointly  
16 discloses the same experts designated by other purveyor and landowner stipulating parties as if  
17 Bolthouse individually had disclosed these witnesses and with all attendant rights to call such  
18 witnesses. Bolthouse makes these disclosures without prejudice and reserving the right to trial and  
19 jury trial on all issues in the event that the Stipulated Judgment and Physical Solution are not  
20 approved in whole or in part, or are not affirmed on appeal in whole or in part, in all respects as if the  
21 trial on these issues had not occurred. Bolthouse is currently unable to provide any meaningful time  
22 estimate but intends to produce witnesses and exhibits as necessary, in a judicially efficient manner  
23 consistent with due process, stipulations and court rulings, to support Bolthouse overlying rights, past  
24 and future water production and use, reasonable and beneficial uses, and to support the Stipulated  
25 Judgment and Physical Solution. Since the disclosures by stipulating parties, non-stipulating parties  
26 and objecting parties are occurring concurrently, the following witnesses are being designated in both  
27 a lay witness and expert witness capacity as may be necessary based upon the issues which may arise  
28 at the hearing of this matter.

1 WITNESSES

- 2 1. Daniel Wilke  
3 Wm. Bolthouse Farms, Inc.  
4 7200 East Brundage Lane  
5 Bakersfield, CA 93307
- 6 2. Darren Filkins  
7 Wm. Bolthouse Farms, Inc.  
8 7200 East Brundage Lane  
9 Bakersfield, CA 93307
- 10 3. Anthony Leggio  
11 Bolthouse Properties, LLC  
12 2000 Oak Street, Suite 250  
13 Bakersfield, CA 93301
- 14 4. Stewart Fleeman  
15 Bolthouse Properties, LLC  
16 2000 Oak Street, Suite 250  
17 Bakersfield, CA 93301
- 18 5. Derek Yurosek  
19 c/o Cottonwood Ag Management  
20 1615 90<sup>th</sup> Avenue North East,  
21 Clyde Hill, WA 98004
- 22 6. Dr. Dennis Williams – (Non-Retained Jointly Disclosed Expert-Judgment and  
23 Physical Solution)
- 24 7. Robert G. Beeby – (Non-Retained Jointly Disclosed Expert-Reasonable and beneficial  
25 use)
- 26 8. David H. Peterson, CEG, CHG -- (Non-Retained Jointly Disclosed Expert-Reasonable  
27 and beneficial use)
- 28 9. Robert Wagner -- (Non-Retained Jointly Disclosed Expert- Judgment and Physical  
Solution)
- 10 10. Charles W. Binder -- (Non-Retained Jointly Disclosed Expert- Judgment and Physical  
Solution)

11 EXHIBITS

- 12 1. Stipulation for Entry of Judgment
- 13 2. Proposed Physical Solution
- 14 3. Declaration of Anthony Leggio In Lieu of Deposition Testimony for Phase 4 Trial  
15 with Exhibits Submitted January 30, 2013
- 16 Exhibit A - APNs and Acreage
- 17 Exhibit B - Titleholder 2000 to Present

Exhibit C - Master Farm Lease Excerpts

Exhibit E-1 - Pump Hours Reading Log – 2005 – 2011

Exhibit E-2 - Pump Hours Summary – 2005 – 2011

Exhibit E-3 - Well Tests Summary – 2002 – 2011

Exhibit E-4 - Well Test Detail for Years:

2006

2007

2008

2009

2010

2011

Exhibit F - Groundwater Production in Acre Feet of Water – 2001 – 2011

Exhibit P - Use of Water/Crops by Ranch – 2001 – 2011

2001-13,771	2002-20,349	2003-24,727	2004-25,293
2005-18,966	2006-17,237	2007-26,812	2008-33,162
2009-23,759	2010-18,740	2011-11,044	2012-14,846

4. Addendum Exhibits E-1 through E-4 to Declaration of Anthony Leggio In Lieu of Deposition Testimony for Phase 4 Trial with Exhibits Submitted May 1, 2013

Exhibit E-1 - Pump Hours Reading Log – 2012

Exhibit E-2 - Pump Hours Summary – 2012

Exhibit E-3 - Well Tests Summary – 2012

Exhibit E-4 - Well Test Detail – 2012

Exhibit F Groundwater Production in Acre Feet of Water – 2012

Exhibit P Use of Water/Crops by Ranch – 2012

5. Addendum Exhibits A, B, C Amended May 8, 2013, Exhibits P-1 and P-2 to Declaration of Anthony Leggio In Lieu of Deposition Testimony for Phase 4 Trial with Exhibits and Errata Submitted May 10, 2013

Exhibit A - APNs and Acreage

Exhibit B - Titleholder 2000 to Present

Exhibit C - Master Farm Lease (Redacted)

Exhibit P-1 - Crop Rotation – 2001 – 2012

Exhibit P-2 - Crop Maps - 2007 - 2012

6. Amended Declaration of Anthony Leggio In Lieu of Deposition Testimony for Phase  
4 Trial with Exhibits Submitted May 29, 2013

Exhibit A - APNs and Acreage

Exhibit B - Titleholder 2000 to Present

Exhibit C - Master Farm Lease

Exhibit M - Applied Crop Water Duties and Irrigation Efficiency Values


Exhibit P Crop Duties and Irrigated Acres by Ranch

\* Bolthouse has identified voluminous landholdings and will provide, in the absence of stipulation or  
if deemed necessary by the court, information proving ownership of its respective properties.

DATED: April 27, 2015

CLIFFORD & BROWN

By

  
RICHARD G. ZIMMER, ESQ.

Attorneys for BOLTHOUSE PROPERTIES, LLC  
and WM. BOLTHOUSE FARMS, INC.

**PROOF OF SERVICE (C.C.P. §1013a, 2015.5)**  
***Antelope Valley Groundwater Cases***  
***Judicial Counsel Coordination Proceeding No. 4408***  
***Santa Clara County Superior Court Case No. 1-05-CV-049053***

I am employed in the County of Kern, State of California. I am over the age of 18 and not a party to the within action; my business address is 1430 Truxtun Avenue, Suite 900, Bakersfield, CA 93301.

On April 27, 2015, I served the foregoing document(s) entitled:


**WITNESS AND EXHIBIT LIST SUBMITTED BY BOLTHOUSE PROPERTIES,  
LLC AND WM. BOLTHOUSE FARMS, INC. FOR THE PROVE-UP TRIAL OF THE  
STIPULATED JUDGMENT AND PHYSICAL SOLUTION**

by posting the document listed above to the Santa Clara Superior Court website in regard to the Antelope Valley Groundwater Matter. All parties listed on the Santa Clara Superior Court in regard to the Antelope Valley Groundwater Matter are hereby incorporated within by this reference.

X BY SANTA CLARA SUPERIOR COURT E-FILED IN COMPLEX  
LITIGATION PURSUANT TO CLARIFICATION ORDER DATED  
OCTOBER 27, 2005.

Executed on April 27, 2015, at Bakersfield, California.

<u>X</u>	(State)	I declare under penalty of perjury under the laws of the State of California that the above is true and correct.
—	(Federal)	I declare that I am employed in the office of a member of the Bar of this Court at whose direction the service was made.

  
\_\_\_\_\_  
SUE HAYS  
{2455-2}