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ROSAMOND COMMUNITY SERVICES

12 DISTRICT and LOS ANGELES COUNTY

WATERWORKS DISTRICT NO. 40

13 SUPERIOR COURT OF THE STATE OF CALIFORNIA

14 COUNTY OF LOS ANGELES – CENTRAL DISTRICT

15
16
17 **ANTELOPE VALLEY
GROUNDWATER CASES**

18 **Included Actions:**

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

21 Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co., Superior
Court of California, County of Kern, Case
22 No. S-1500-CV-254-348;

23 Wm. Bolthouse Farms, Inc. v. City of
24 Lancaster, Diamond Farming Co. v. City of
Lancaster, Diamond Farming Co. v.
25 Palmdale Water Dist., Superior Court of
California, County of Riverside, Case Nos.
26 RIC 353 840, RIC 344 436, RIC 344 668

Judicial Council Coordination No. 4408

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

**DECLARATION OF MARK
WILDERMUTH IN SUPPORT OF
MUNICIPAL WATER PROVIDERS'
MOTION TO CERTIFY A DEFENDANT
CLASS**

27
28
ORANGEJDUNN32570.1

1 I, Mark J. Wildermuth, declare as follows:

2
3 1. I am the Principal Engineer and President of Wildermuth Environmental, Inc.
4 ("WEI").

5
6 2. I have 30 years of experience in water resources engineering and planning,
7 including but not limited to, surface and groundwater hydrology and hydraulics, water resources
8 planning and water rights.

9
10 3. I received a Masters of Science in Engineering with an emphasis in Water
11 Resources from the University of California, Los Angeles, in 1976. I am a registered professional
12 civil engineer in the state of California (C32331).

13
14 4. I have been retained by Palmdale Water District and Quartz Hill Water District to
15 provide technical support in surface and groundwater hydrology in connection with the Antelope
16 Valley Groundwater Adjudication. As part of my technical support, I attend and participate in the
17 Technical Expert Committee Meetings held with most experts retained to provide technical
18 assistance in connection with the Antelope Valley Groundwater Adjudication.

19
20 5. At the request of the Technical Expert Committee, WEI was asked to determine
21 the extent of groundwater pumping by "minimal" producers in the Antelope Valley Groundwater
22 Basin Adjudication area determined by the Court in its November 3, 2006 order, ("Adjudication
23 Area").

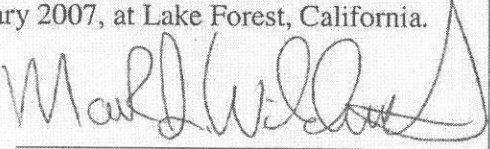
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25 6. Through the use of digital mapping and an associated database with digital
26 mapping of parcels in Los Angeles and Kern County, I was able to determine whether or not
27 individual parcels were unimproved or developed in the Adjudication Area as of approximately
28 July 2006. WEI obtained digital mapping of service areas of large and small municipal water

1 providers in the Adjudication Area to identify parcels outside the service areas of municipal water
2 providers.

3
4 7. I have determined through reviewing digital mapping of all parcels that the
5 Adjudication Area has approximately 187,000 parcels. In Los Angeles County, there are
6 approximately 7,000 improved parcels outside the service areas of municipal water providers; and
7 there are approximately 47,000 unimproved parcels outside the service areas of municipal water
8 providers. Similar numbers for Kern County are still under investigation but are estimated to be
9 one quarter of the Los Angeles County numbers.

10
11 8. By taking only the Los Angeles County parcel information, I estimate there are
12 approximately 54,000 parcels outside municipal water provider service areas. With the estimated
13 Kern County parcels, the total number of Adjudication Area parcels outside municipal water
14 provider service areas could exceed approximately 65,000 parcels.

15
16 I declare under penalty of perjury under the laws of the State of California that the
17 forgoing is true and correct. Executed this 8th day of January 2007, at Lake Forest, California.

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19 

20 Mark J. Wildermuth
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PROOF OF SERVICE

I, Kerry V. Keefe, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 5 Park Plaza, Suite 1500, Irvine, California 92614. On January 10, 2007, I served the within document(s):

DECLARATION OF MARK WILDERMUTH IN SUPPORT OF MUNICIPAL WATER PROVIDERS' MOTION TO CERTIFY A DEFENDANT CLASS



by posting the document(s) listed above to the Santa Clara County Superior Court website in regard to the Antelope Valley Groundwater matter.



by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Irvine, California addressed as set forth below.



by causing personal delivery by ASAP Corporate Services of the document(s) listed above to the person(s) at the address(es) set forth below.



by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

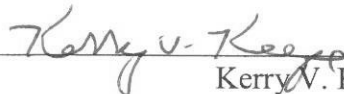


I caused such envelope to be delivered via overnight delivery addressed as indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices.

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

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

Executed on January 10, 2007, at Irvine, California.


Kerry V. Keefe