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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

**[PROPOSED] ORDER RE ELECTION
FOR PERIODIC PAYMENTS OF THE
AMENDED FINAL JUDGMENT
APPROVING WILLIS CLASS ACTION
SETTLEMENT**

ORDER

On November 15, 2011 the Court held a hearing regarding the election by Littlerock Creek Irrigation District, Palm Ranch Irrigation District, Desert Lake Community Services District, North Edwards Water District, and Los Angeles County Waterworks District No. 40 for periodic payments of the Amended Final Judgment Approving Willis Class Action Settlement at 9:00 a.m., or as soon as the matter could be heard in Department 316 of the Los Angeles County Superior Court. All appearances were stated on the record. Attached as Exhibit "A" is a true and correct copy of the Court's minute order.

IT IS ORDERED that the \$2,075,174.18 award in the Amended Final Judgment Approving the Willis Class Action Settlement shall be paid in periodic payments, as provided in Government Code section 984, as follows:

- 50% (\$1,037,587.09) will be due within 15 days of this order;
- The remaining 50% (\$1,037,587.09) will be paid in 10 annual installments;
- Installment payments will be made on or before November 1st of each year, beginning in 2012;
- The amount of each installment payment will be as follows:
 - November 1, 2012: \$103,758.71
 - November 1, 2013: \$103,758.71
 - November 1, 2014: \$103,758.71
 - November 1, 2015: \$103,758.71
 - November 1, 2016: \$103,758.71
 - November 1, 2017: \$103,758.71
 - November 1, 2018: \$103,758.71
 - November 1, 2019: \$103,758.71
 - November 1, 2020: \$103,758.71
 - November 1, 2021: \$103,758.70
- Interest, at the same rate as one-year United States Treasury bills as of January 1, each year. Each year shall accrue to the unpaid balance of the judgment, and on

each January 1 thereafter throughout the duration of the installment payments the interest shall be adjusted until the judgment is fully satisfied.

- Nothing in this Order shall prevent the parties from agreeing to make a payment on any other terms.
- The court shall retain jurisdiction as provided in Government Code section 984 (e) (4).

Dated: _____

HON. JACK KOMAR

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 October 27, 2011, I served the within document(s):

**[PROPOSED] ORDER RE ELECTION FOR PERIODIC PAYMENTS OF THE
AMENDED FINAL JUDGMENT APPROVING WILLIS CLASS ACTION
SETTLEMENT**



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.

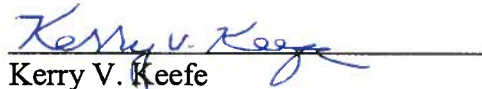


I caused such envelope to be delivered via overnight delivery addressed as indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices.

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 October 27, 2011, at Irvine, California.


Kerry V. Keefe