

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>JEFFREY V. DUNN SBN 131926; STEFANIE D. HEDLUND SBN 239787</b> Best Best & Krieger, LLP - Irvine 5 Park Plaza, #1500 Irvine, CA 92614 TELEPHONE NO.: (949) 263-2600 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>CROSS-COMPLAINANTS</b>	<b>FOR COURT USE ONLY</b>															
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: 111 North Hill Street MAILING ADDRESS: Room 109 CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME: Central District, Stanley Mosk Courthouse																
PLAINTIFF/PETITIONER: Los Angeles County Waterworks District No. 40, et al. DEFENDANT/RESPONDENT: Diamond Farming Company, et al.																
<table border="0" style="width: 100%;"> <tr> <td style="width: 20%;"><b>REQUEST FOR</b></td> <td style="width: 10%;"><input checked="" type="checkbox"/></td> <td style="width: 30%;">Entry of Default</td> <td style="width: 10%;"><input type="checkbox"/></td> <td style="width: 30%;">Clerk's Judgment</td> </tr> <tr> <td><b>(Application)</b></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td></td> <td><input type="checkbox"/></td> <td>Court Judgment</td> <td colspan="2" style="border: 1px solid black; text-align: center;"><b>AMENDED</b></td> </tr> </table>	<b>REQUEST FOR</b>	<input checked="" type="checkbox"/>	Entry of Default	<input type="checkbox"/>	Clerk's Judgment	<b>(Application)</b>						<input type="checkbox"/>	Court Judgment	<b>AMENDED</b>		CASE NUMBER: <b>4408</b>
<b>REQUEST FOR</b>	<input checked="" type="checkbox"/>	Entry of Default	<input type="checkbox"/>	Clerk's Judgment												
<b>(Application)</b>																
	<input type="checkbox"/>	Court Judgment	<b>AMENDED</b>													

1. TO THE CLERK: On the complaint or cross-complaint filed
- on (date): August 21, 2008
  - by (name): Los Angeles County Waterworks District No. 40, et al.
  - ☒ Enter default of defendant (names): See Exhibit "A," Attachment to Exhibit "A," and Proofs of Service/Notices and Acknowledgements of Receipt attached hereto.
  - ☐ I request a court judgment under Code of Civil Procedure sections 585(b), 585(c), 989, etc., against defendant (names):

(Testimony required. Apply to the clerk for a hearing date, unless the court will enter a judgment on an affidavit under Code Civ. Proc., § 585(d).)

- ☐ Enter clerk's judgment
  - ☐ for restitution of the premises only and issue a writ of execution on the judgment. Code of Civil Procedure section 1174(c) does not apply. (Code Civ. Proc., § 1169.)
 

☐ Include in the judgment all tenants, subtenants, named claimants, and other occupants of the premises. The Prejudgment Claim of Right to Possession was served in compliance with Code of Civil Procedure section 415.46.
  - ☐ under Code of Civil Procedure section 585(a). (Complete the declaration under Code Civ. Proc., § 585.5 on the reverse (item 5).)
  - ☐ for default previously entered on (date):

2. Judgment to be entered.	Amount	Credits acknowledged	Balance
a. Demand of complaint.....	\$	\$	0.00
b. Statement of damages *			
(1) Special .....	\$	\$	0.00
(2) General .....	\$	\$	0.00
c. Interest .....	\$	\$	0.00
d. Costs (see reverse) .....	0.00 \$	\$	0.00
e. Attorney fees .....	\$	\$	0.00
f. TOTALS .....	0.00 \$	0.00 \$	0.00

g. Daily damages were demanded in complaint at the rate of: \$ \_\_\_\_\_ per day beginning (date): \_\_\_\_\_  
 (\* Personal injury or wrongful death actions; Code Civ. Proc., § 425.11.)

3. ☐ (Check if filed in an unlawful detainer case) Legal document assistant or unlawful detainer assistant information is on the reverse (complete item 4).

Date: 2/15/12

Stefanie D. Hedlund

(TYPE OR PRINT NAME)



(SIGNATURE OF PLAINTIFF OR ATTORNEY FOR PLAINTIFF)

- (1) ☐ Default entered as requested on (date):  
 (2) ☐ Default NOT entered as requested (state reason):

**FOR COURT  
USE ONLY**

Clerk, by \_\_\_\_\_, Deputy

PLAINTIFF/PETITIONER: Los Angeles County Waterworks District No. 40, et al.	CASE NUMBER: 4408
DEFENDANT/RESPONDENT: Diamond Farming Company, et al.	

4. **Legal document assistant or unlawful detainer assistant (Bus. & Prof. Code, § 6400 et seq.).** A legal document assistant or unlawful detainer assistant ☐ did ☐ did not for compensation give advice or assistance with this form.  
(If declarant has received **any** help or advice for pay from a legal document assistant or unlawful detainer assistant, state):

- a. Assistant's name: \_\_\_\_\_  
b. Street address, city, and zip code: \_\_\_\_\_  
c. Telephone no.: \_\_\_\_\_  
d. County of registration: \_\_\_\_\_  
e. Registration no.: \_\_\_\_\_  
f. Expires on (date): \_\_\_\_\_

5. ☐ **Declaration under Code of Civil Procedure Section 585.5 (required for entry of default under Code Civ. Proc., § 585(a)).**  
This action

- a. ☐ is ☐ is not on a contract or installment sale for goods or services subject to Civ. Code, § 1801 et seq. (Unruh Act),  
b. ☐ is ☐ is not on a conditional sales contract subject to Civ. Code, § 2981 et seq. (Rees-Levering Motor Vehicle Sales and Finance Act).  
c. ☐ is ☐ is not on an obligation for goods, services, loans, or extensions of credit subject to Code Civ. Proc., § 395(b).

6. **Declaration of mailing (Code Civ. Proc., § 587).** A copy of this *Request for Entry of Default* was

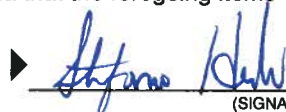
- a. ☐ **not mailed** to the following defendants, whose addresses are **unknown** to plaintiff or plaintiff's attorney (names):  
b. ☒ **mailed** first-class, postage prepaid, in a sealed envelope addressed to each defendant's attorney of record or, if none, to each defendant's last known address as follows:  
(1) Mailed on (date): \_\_\_\_\_ (2) To (specify names and addresses shown on the envelopes): \_\_\_\_\_

Original Request for Entry of Default was previously mailed to defendants listed on Exhibit "A" at addresses listed on Attachment to Exhibit "A" in December 2010. Amended Request for Entry of Default is being electronically served on defendants listed on Exhibit "A." Please see attached Proof of Electronic Service.

I declare under penalty of perjury under the laws of the State of California that the foregoing items 4, 5, and 6 are true and correct.  
Date: 2/15/12

Stefanie D. Hedlund

(TYPE OR PRINT NAME)

► 

(SIGNATURE OF DECLARANT)

7. **Memorandum of costs (required if money judgment requested).** Costs and disbursements are as follows (Code Civ. Proc., § 1033.5):

- a. Clerk's filing fees .....\$  
b. Process server's fees .....\$  
c. Other (specify): .....\$  
d. ....\$  
e. **TOTAL** .....\$ 0.00

f. ☒ Costs and disbursements are waived.

g. I am the attorney, agent, or party who claims these costs. To the best of my knowledge and belief this memorandum of costs is correct and these costs were necessarily incurred in this case.

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

Date: 2/15/12

Stefanie D. Hedlund

(TYPE OR PRINT NAME)

► 

(SIGNATURE OF DECLARANT)

8. ☒ **Declaration of nonmilitary status (required for a judgment).** No defendant named in item 1c of the application is in the military service so as to be entitled to the benefits of the Servicemembers Civil Relief Act (50 U.S.C. App. § 501 et seq.).

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

Date: 2/15/12

Stefanie D. Hedlund

(TYPE OR PRINT NAME)

► 

(SIGNATURE OF DECLARANT)

EXHIBIT "A"	
DAVID BUSHNELL, ROE 597	HIGH DESERT INVESTMENTS LLC, ROE 613
FRANK A LANE, ROE 612	CARL PROCTOR JR., ROE 615
DOROTHY ETTA DELIA, ROE 601	QWEST ENGINEERING INC., ROE 616
JOHN P RUSK, ROE 602	ROBERT A. STONER PROPERTIES, ROE 619
HAMID AMERI, ROE 606	RONALD H. CARTER/AUDREY M. CARTER FAMILY TRUST, ROE 620
LUTZ ISSLEIB, ROE 607	CLARENCE E SHETLER, ROE 621
ERLINDA KOO, ROE 609	1ST AND 41ST WEST LLC, ROE 625

ATTACHMENT TO EXHIBIT "A"

DAVID BUSHNELL, ROE 597 CALANDRIE SONRISE FARMS 43511 70TH STREET E. LANCASTER, CA 93534	HIGH DESERT INVESTMENTS LLC, ROE 613 1270 W 1130 S STE 145 OREM, UT 84058-3833
FRANK A LANE, ROE 612 42220 10TH ST W STE 101 LANCASTER, CA 93534-7075	CARL PROCTOR JR., ROE 615 5149 E AVENUE H LANCASTER, CA 93535
DOROTHY ETTA DELIA, ROE 601 44127 90TH ST E LANCASTER, CA 93535-8404	QWEST ENGINEERING INC., ROE 616 19182 STEWART ST HUNTINGTON BEACH, CA 92648-2210
JOHN P RUSK, ROE 602 44127 90TH STE LANCASTER, CA 93535-8404	ROBERT A. STONER PROPERTIES, ROE 619 CALANDRIE SONRISE FARMS 43511 70TH STREET E. LANCASTER, CA 93534
HAMID AMERI, ROE 606 10200 MASON AVE STE 105 CHATSWORTH, CA 91311-3303	RONALD H. CARTER/AUDREY M. CARTER FAMILY TRUST, ROE 620 31902 FOXFIELD DR WESTLAKE VILLAGE, CA 91361-4202
LUTZ ISSLEIB, ROE 607 CALANDRIE SONRISE FARMS 43511 70TH STREET E. LANCASTER, CA 93534	CLARENCE E SHETLER, ROE 621 CALANDRIE SONRISE FARMS 43511 70TH STREET E. LANCASTER, CA 93534
ERLINDA KOO, ROE 609 680 CADIZ ST MONTEREY PARK, CA 91754-2635	1ST AND 41ST WEST LLC, ROE 625 3470 WILSHIRE BLVD STE 1020 LOS ANGELES, CA 90010-3910

# COPY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L. GARNER 130065</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1600 IRVINE CA</b>  TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	FOR COURT USE ONLY  <h2 style="margin: 0;">ORIGINAL FILED</h2> FEB 2 2008  <h3 style="margin: 0;">LOS ANGELES SUPERIOR COURT</h3> CASE NUMBER: <div style="font-size: 1.5em; font-family: cursive;">JCC No 4408</div> Ref. No. or File No.: <b>26345.00001</b>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street, Room 162 MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME:	
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b> DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>	
<b>PROOF OF SERVICE OF SUMMONS</b>	

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the (specify documents):  
 Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric353840); Complaint to Quiet Title (mc011330); Model Answer to Complaint an All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (roe 597)
3. a. Party served (specify name of party as shown on documents served):  
**DAVID BUSHNELL**
- b. ☒ Person (other than the party in Item 3a) served on behalf of an entity or as an authorized agent (and not a person under Item 5b whom substituted service was made) (specify name and relationship to the party named in Item 3a):
4. Address where the party was served:  
**CALANDRIE SONRISE FARMS, 43611 70TH Street, EAST LANCASTER, CA 93534**
5. I served the party (check proper box)
  - a. ☐ by personal service. I personally delivered the documents listed in Item 2 to the party or person authorized to receive service of process for the party (1) on (date): (2) at (time):
  - b. ☒ by substituted service. On (date): 1/18/2008 (2) at (time): 10:27 AM I left the documents listed in Item 2 with or in the presence of (name and title or relationship to person indicated in Item 3):  
**JOHN DOE EMPLOYEE/PERSON IN CHARGE, A white male approx. 40-45 years of age 5'8"-5'10" in height weighing 180-200 lbs with brown hair**
    - (1) ☒ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2) ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3) ☐ (physical address unknown) a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
    - (5) ☒ I attach a declaration of diligence stating actions taken first to attempt personal service.



PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	CASE NUMBER: 4408
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET AL.	105 CV 049053

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,  
 (1) on (date): (2) from (city):  
 (3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30)  
 (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)
- d. ☐ by other means (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☒ as an individual defendant.  
 b. ☐ as the person sued under the fictitious name of (specify):  
 c. ☐ as occupant  
 d. ☐ On behalf of (specify):  
 under the following Code of Civil Procedure section:
- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other  |

7. Person who served papers

- a. Name: Larry Chavez  
 b. Address: 261 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012  
 c. Telephone number: 213-621-8888  
 d. The fee for service was: \$125.00  
 e. I am:  
 (1) ☐ not a registered California process server.  
 (2) ☐ exempt from registration under Business and Professions Code section 22350(b).  
 (3) ☒ registered California process server:  
 (i) ☐ owner ☐ employee ☒ independent contractor  
 (ii) ☒ Registration No.: 5484  
 (iii) ☒ County: Los Angeles

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

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 1/30/2008

Larry Chavez  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
 (SIGNATURE)



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L. GARNER 130066</b> <b>Best Best &amp; Krieger (PFA)</b> <b>6 PARK PLAZA, SUITE 1600 IRVINE CA</b> TELEPHONE NO.: FAX NO. (Optional): EMAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		FOR COURT USE ONLY     
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME:		
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		CASE NUMBER: <b>4408</b> <b>105 CV 049053</b>
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>		Ret. No. or File No.: <b>26345.00001</b>
<b>DECLARATION OF REASONABLE DILIGENCE</b>		

Party to Serve:  
**DAVID BUSHNELL**

Documents:  
Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric353840); Complaint to Quiet Title (mc011330); Model Answer to Complaint on All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (roe 697)

Service Address:  
**CALANDRIE SONRISE FARMS, 43511 70TH Street, EAST LANCASTER, CA 93534**

I declare the following attempts were made to effect service by personal delivery:  
 1/16/2008 8:11:00 AM: No Access at business  
 1/17/2008 9:20:00 AM: No Access at business  
 1/17/2008 4:20:00 PM: No Access at business

Person who served papers:  
**Larry Chavez**  
**261 S. Figueroa Street, SUITE 200, LOS ANGELES, CA 90012**  
**213-621-9999**

I am a registered California process server  
 Registration No.: **5484**  
 County: **Los Angeles**

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

Date: **1/30/2008**

**Larry Chavez**  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
 (SIGNATURE)

Order No. **4830853 RAN**



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address):  <b>ERIC L GARNER 130685</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1500 IRVINE CA</b>  TELEPHONE NO.: E-MAIL ADDRESS (Optional): FAX NO. (Optional): ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	FOR COURT USE ONLY
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b>  STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles California 90012</b> BRANCH NAME:	
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b> DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>	CASE NUMBER: <b>4408 / 105 CV 049053</b>
<b>DECLARATION OF MAILING</b>	REF. NO.: <b>28345.00001</b>

The undersigned hereby declares: that I am over 18 years of age and not a party to this action. I am a resident of or employed in the county where the mailing took place.

My business address is 10601 Civic Center Drive #10 Rancho Cucamonga, CA 91730.

That on 01/30/2008, after substituted service was made, I mailed the following documents: **AMENDED SUMMONS ON ORIGINAL COMPLAINT; FIRST AMENDED CROSS COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; COMPLAINT TO QUIET TITLE (RIC353840); COMPLAINT TO QUIET TITLE (MC011330); MODEL ANSWER TO COMPLAINT AN ALL CROSS-COMPLAINTS; LETTER FROM BEST BEST & KRIEGER DATED JANUARY 14, 2008; AMENDMENT TO COMPLAINT (ROE 597)** to the servee in this action by placing a true copy thereof enclosed in a sealed envelope with postage prepaid for first class mail and placing the envelope for collection and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in Rancho Cucamonga, CA.

That I addressed the envelope as follows:

**DAVID BUSHNELL  
CALANDRIE SONRISE FARMS  
43511 70TH ST  
EAST LANCASTER CA 93534**

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

That I executed this declaration: **Feb 1 2008**, at Rancho Cucamonga, CA.

  
 Declarant: **Alicia Rosales**

**DECLARATION OF MAILING**

Order No. 4830863 RAN





# COPY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L. GARNER 130865</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1500 IRVINE CA</b>		FOR COURT USE ONLY	
TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		<h2 style="margin: 0;">ORIGINAL FILED</h2>	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: _____ CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME: _____		<b>FEB 3 2008</b> <h2 style="margin: 0;">LOS ANGELES</h2> <h3 style="margin: 0;">SUPERIOR COURT</h3>	
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		CASE NUMBER: <b>JCC No 4408</b>	
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>		Ref. No. or File No.: <b>26345.00001</b>	
<b>PROOF OF SERVICE OF SUMMONS</b>			

1. At the time of service I was at least 18 years of age and not a party to this action. *Dept 1*
2. I served copies of the (specify documents):  
 Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric353840); Complaint to Quiet Title (mc011330); Model Answer to Complaint an All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (801)
3. a. Party served (specify name of party as shown on documents served):  
**DOROTHY ETIA DELIA**
- b. ☐ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):
4. Address where the party was served:  
**44127 90TH Street E, LANCASTER, CA 93535-8404**
5. I served the party (check proper box)
  - a. ☐ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): (2) at (time):
  - b. ☒ by substituted service. On (date): **1/18/2008** (2) at (time): **10:48 PM** I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):  
**Mynard Alan co-occupant, A white male approx. 65-66 years of age 5'2"-5'4" in height weighing 140-160 lbs with gray hair**
    - (1) ☐ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2) ☒ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3) ☐ (physical address unknown) a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
    - (5) ☒ I attach a declaration of diligence stating actions taken first to attempt personal service.

**PROOF OF SERVICE OF SUMMONS**

Order No. 4830657 RAN



PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	CASE NUMBER: 4408/105 CV 049053
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET AL.	

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,  
 (1) on (date): (2) from (city):  
 (3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30)  
 (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)  
 d. ☐ by other means (specify means of service and authorizing code section):  
☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☒ as an individual defendant.  
 b. ☐ as the person sued under the fictitious name of (specify):  
 c. ☐ as occupant  
 d. ☐ On behalf of (specify):  
 under the following Code of Civil Procedure section:
- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.80 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other  |

7. Person who served papers

- a. Name: Larry Chavez  
 b. Address: 261 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012  
 c. Telephone number: 213-821-8989  
 d. The fee for service was: \$125.00  
 e. I am:  
 (1) ☐ not a registered California process server.  
 (2) ☐ exempt from registration under Business and Professions Code section 22350(b).  
 (3) ☒ registered California process server:  
 (i) ☐ owner ☐ employee ☒ independent contractor  
 (ii) ☒ Registration No.: 6484  
 (iii) ☒ County: Los Angeles

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

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 1/23/2008

Larry Chavez  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
 (SIGNATURE)



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L. GARNER 130665</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1600 IRVINE CA</b> TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		FOR COURT USE ONLY     
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: _____ CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME: _____		
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		CASE NUMBER <b>4408/105 CV 049053</b>
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL</b>		Ref. No. or File No.: <b>26345.00001</b>
<b>DECLARATION OF REASONABLE DILIGENCE</b>		

Party to Serve:  
**DOROTHY ETTA DELIA**

Documents:  
 Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric363840); Complaint to Quiet Title (mc011330); Model Answer to Complaint on All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (601)

Service Address:  
 44127 90TH Street E, LANCASTER, CA 93535-8404

I declare the following attempts were made to effect service by personal delivery:  
 1/15/2008 6:31:00 PM: Per co-resident, subject not at home at this time.  
 1/16/2008 5:20:00 AM: No Access to subject's door (gated entrance)  
 1/17/2008 1:10:00 PM: No Access to subject's door (gated entrance)

Person who served papers:  
**Larry Chavez**  
 261 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012  
 213-621-9999

I am a registered California process server  
 Registration No.: **5464**  
 County: **Los Angeles**

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

Date: 1/23/2008

**Larry Chavez**  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
 (SIGNATURE)

Order No. 4830657 RAN



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address):  <b>ERIC L GARNER 130666</b> <b>Best Best &amp; Krieger (PFI)</b> <b>8 PARK PLAZA, SUITE 1800 IRVINE CA</b>		FOR COURT USE ONLY
TELEPHONE NO.:  E-MAIL ADDRESS (Optional):  ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	FAX NO. (Optional):	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES  STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles California 90012</b> BRANCH NAME:		
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b> DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL</b>		CASE NUMBER: <b>4408 / 105 CV 049053</b>
<b>DECLARATION OF MAILING</b>		REF. NO.: <b>26345.00001</b>

The undersigned hereby declares: that I am over 18 years of age and not a party to this action. I am a resident of or employed in the county where the mailing took place.

My business address is 10601 Civic Center Drive #10 Rancho Cucamonga, CA 91730.

That on 01/30/2008, after substituted service was made, I mailed the following documents:  
**AMENDED SUMMONS ON ORIGINAL COMPLAINT; FIRST AMENDED CROSS COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; COMPLAINT TO QUIET TITLE (RIC353840); COMPLAINT TO QUIET TITLE (MC011330); MODEL ANSWER TO COMPLAINT AN ALL CROSS-COMPLAINTS; LETTER FROM BEST BEST & KRIEGER DATED JANUARY 14, 2008; AMENDMENT TO COMPLAINT (001)** to the servee in this action by placing a true copy thereof enclosed in a sealed envelope with postage prepaid for first class mail and placing the envelope for collection and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in Rancho Cucamonga, CA.

That I addressed the envelope as follows:

**DOROTHY ETTA DELIA**  
**44127 90TH ST E**  
**LANCASTER CA 93536-8404**

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

That I executed this declaration: Jan 30 2008, at Rancho Cucamonga, CA.

  
 Declarant: Alicia Rosales

**DECLARATION OF MAILING**

Order No. 4830657 RAN



# COPY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L. GARNER 130885</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1500 IRVINE CA</b>		FOR COURT USE ONLY  <div style="font-size: 24pt; font-weight: bold;">ORIGINAL FILED</div>  <div style="font-size: 18pt;">FEB 2 2008</div>  <div style="font-size: 18pt; font-weight: bold;">LOS ANGELES SUPERIOR COURT</div>
TELEPHONE NO.:	FAX NO. (Optional):	
EMAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME:		
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		CASE NUMBER: <div style="font-size: 24pt; font-family: cursive;">JCC No 4408</div>
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL</b>		Ref. No. or File No.: <b>26345.00001</b>
<b>PROOF OF SERVICE OF SUMMONS</b>		

1. At the time of service I was at least 18 years of age and not a party to this action. Dept 1
  
2. I served copies of the (specify documents):  
 Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric363840); Complaint to Quiet Title (mc011330); Model Answer to Complaint an All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (roe 802)
  
3. a. Party served (specify name of party as shown on documents served):  
**JOHN P RUSK**
- b. ☐ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):
  
4. Address where the party was served:  
**44127 90TH Street E, LANCASTER, CA 93635-8404**
  
5. I served the party (check proper box)
  - a. ☐ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): (2) at (time):
  - b. ☒ by substituted service. On (date): 1/18/2008 (2) at (time): 10:48 PM I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):  
**Mynard Alan co-occupant, A white male approx. 65-65 years of age 6'2"-5'4" in height weighing 140-160 lbs with gray hair**
    - (1) ☐ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2) ☒ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3) ☐ (physical address unknown) a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date):  
 from (city): or ☐ a declaration of mailing is attached.
    - (5) ☒ I attach a declaration of diligence stating actions taken first to attempt personal service.

**PROOF OF SERVICE OF SUMMONS**

Order No. 4830658 RAN



PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	CASE NUMBER: 4408
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET AL.	105 CV 049053

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in Item 2 to the party, to the address shown in Item 4, by first-class mail, postage prepaid,  
 (1) on (date): (2) from (city):  
 (3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30)  
 (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)  
 d. ☐ by other means (specify means of service and authorizing code section):  
☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☒ as an individual defendant.  
 b. ☐ as the person sued under the fictitious name of (specify):  
 c. ☐ as occupant  
 d. ☐ On behalf of (specify):  
 under the following Code of Civil Procedure section:
- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.48 (occupant)                            |
|   | <input type="checkbox"/> other  |

7. Person who served papers

- a. Name: Larry Chavez  
 b. Address: 261 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012  
 c. Telephone number: 213-621-9999  
 d. The fee for service was: \$125.00  
 e. I am:  
 (1) ☐ not a registered California process server.  
 (2) ☐ exempt from registration under Business and Professions Code section 22350(b).  
 (3) ☒ registered California process server:  
 (i) ☐ owner ☐ employee ☒ independent contractor  
 (ii) ☒ Registration No.: 6464  
 (iii) ☒ County: Los Angeles

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

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 1/23/2008

Larry Chavez  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
 (SIGNATURE)



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L. GARNER 130668</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1500 IRVINE CA</b> TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		FOR COURT USE ONLY     
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: _____ CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME: _____		
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b> DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>		
<b>DECLARATION OF REASONABLE DILIGENCE</b>		CASE NUMBER: <b>4408/105 CV 049053</b> Ref. No. or File No.: <b>26345.00001</b>

Party to Serve:  
**JOHN P RUSK**

Documents:  
 Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric363840); Complaint to Quiet Title (mc011330); Model Answer to Complaint on All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (roe 602)

Service Address:  
**44127 90TH Street E, LANCASTER, CA 93536-3404**

I declare the following attempts were made to effect service by personal delivery:  
 1/16/2008 6:31:00 PM: Per co-resident, subject not at home at this time  
 1/16/2008 5:20:00 AM: No Access to subject's door (gated entrance)  
 1/17/2008 11:02:00 PM: No Access to subject's door (gated entrance)


Person who served papers:  
**Larry Chavez**  
**261 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012**  
**213-621-9999**

I am a registered California process server  
 Registration No.: **6464**  
 County: **Los Angeles**

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

Date: **1/23/2008**

**Larry Chavez**  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
 (SIGNATURE)

Order No. 4830656 RAN



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address):  <b>ERIC L GARNER 130985</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1600 IRVINE CA</b>  TELEPHONE NO.: E-MAIL ADDRESS (Optional): FAX NO. (Optional): ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	FOR COURT USE ONLY
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles California 90012</b> BRANCH NAME:	
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b> DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>	CASE NUMBER: <b>4408 / 105 CV 049053</b>
<b>DECLARATION OF MAILING</b>	REF. NO.: <b>25345.00001</b>

The undersigned hereby declares: that I am over 18 years of age and not a party to this action. I am a resident of or employed in the county where the mailing took place.

My business address is 10601 Civic Center Drive #10 Rancho Cucamonga, CA 91730.

That on 01/30/2008, after substituted service was made, I mailed the following documents:  
**AMENDED SUMMONS ON ORIGINAL COMPLAINT; FIRST AMENDED CROSS COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; COMPLAINT TO QUIET TITLE (RIC353840); COMPLAINT TO QUIET TITLE (MC011330); MODEL ANSWER TO COMPLAINT AN ALL CROSS-COMPLAINTS; LETTER FROM BEST BEST & KRIEGER DATED JANUARY 14, 2008; AMENDMENT TO COMPLAINT (ROE 602)** to the servee in this action by placing a true copy thereof enclosed in a sealed envelope with postage prepaid for first class mail and placing the envelope for collection and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in Rancho Cucamonga, CA.

That I addressed the envelope as follows:

**JOHN P RUSK**  
**44127 90TH ST E**  
**LANCASTER CA 93535-8404**

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

That I executed this declaration: **Jan 30 2008**, at Rancho Cucamonga, CA.

  
 Declarant: **Alicia Rosales**

**DECLARATION OF MAILING**

Order No. 4830658 RAN





ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address). <b>ERIC L GARNER 130665</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1600 IRVINE CA</b> TELEPHONE NO _____ FAX NO (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): <b>ANTELOPE VALLEY GROUNDWATER CASES</b>		FOR COURT USE ONLY <b>INFORMED COPY</b> <b>OF ORIGINAL FILED</b> <b>Los Angeles Superior Court</b> <b>SEP 16 2008</b> JUDGE: <i>H. A. Clarke</i> , Executive Officer/Clerk CLERK: <i>St. Orietta Robinson</i> , Deputy	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES. STREET ADDRESS: <b>111 N. HILL ST</b> MAILING ADDRESS: <b>ROOM 109</b> CITY AND ZIP CODE: <b>LOS ANGELES 90012</b> BRANCH NAME: <b>STANLEY MOSK UNLIMITED CIVIL</b>		CASE NUMBER: <b>4408</b>	
PLAINTIFF/PETITIONER: <b>ANTELOPE VALLEY GROUNDWATER CASES</b>		Ref. No. or File No.: <b>AMERI, HAMID</b>	
DEFENDANT/RESPONDENT: _____		<b>PROOF OF SERVICE OF SUMMONS</b>	

- At the time of service I was at least 18 years of age and not a party to this action.
- I served copies of the (specify documents):  
**Summons on First Amended Cross-complaint; Notice of Trial; First-amended Cross-complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Model Answer to Complaint and All Cross-complaints; Letter Dated 8/20/08**
- Party served (specify name of party as shown on documents served):  
**HAMID AMERI**
  - ☐ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):
- Address where the party was served:  
**2408 PANORAMA Lane, ROSAMOND, CA 93560**
- I served the party (check proper box)
  - ☒ **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): **9/5/2008** (2) at (time): **5:54 PM**
  - ☐ **by substituted service.** On (date): (2) at (time): I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):
    - ☐ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - ☐ (physical address unknown) a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
    - ☐ I attach a declaration of diligence stating actions taken first to attempt personal service.



PLAINTIFF/PETITIONER: ANTELOPE VALLEY GROUNDWATER CASES	CASE NUMBER:
DEFENDANT/RESPONDENT:	4408

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,  
 (1) on (date): (2) from (city):  
 (3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30)  
 (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)  
 d. ☐ by other means (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☒ as an individual defendant.  
 b. ☐ as the person sued under the fictitious name of (specify):  
 c. ☐ as occupant  
 d. ☐ On behalf of (specify):

under the following Code of Civil Procedure section:

- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other  |

7. Person who served papers

- a. Name: Jackie Brazeal  
 b. Address: 3845 Stockdale Hwy., Ste 101, Bakersfield, CA 93309  
 c. Telephone number: 661-837-4506  
 d. The fee for service was: \$185.00  
 e. I am:

- (1) ☐ not a registered California process server.  
 (2) ☐ exempt from registration under Business and Professions Code section 22350(b).  
 (3) ☒ registered California process server:

- (i) ☐ owner ☐ employee ☒ independent contractor  
 (ii) ☒ Registration No.: 476  
 (iii) ☒ County: Kern

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

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 9/8/2008

Jackie Brazeal  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

(SIGNATURE)



# COPY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L GARNER 130866</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1600 IRVINE CA</b>  TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	FOR COURT USE ONLY  <h2 style="margin: 0;">ORIGINAL FILED</h2>  FEB 2 2008  <h2 style="margin: 0;">LOS ANGELES SUPERIOR COURT</h2>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES  STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: _____ CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME: _____	CASE NUMBER: <div style="font-size: 1.5em; font-family: cursive;">JCC No. 4408</div>
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b> DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>	Ref. No. or File No.: <b>26346.00001</b>
<b>PROOF OF SERVICE OF SUMMONS</b>	

Dept 1

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the (specify documents):  
 Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric353840); Complaint to Quiet Title (mc011330); Model Answer to Complaint an All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (roe 607)
3. a. Party served (specify name of party as shown on documents served):  
**LUTZ ISSLEIB**  
 b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):
4. Address where the party was served:  
**CALANDRIE SONRISE FARMS, 43611 70TH Street, EAST LANCASTER, CA 93634**
5. I served the party (check proper box)
  - a. ☐ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): (2) at (time):
  - b. ☒ by substituted service. On (date): **1/16/2008** (2) at (time): **10:27 AM** I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):  
**JOHN DOE EMPLOYEE/PERSON IN CHARGE, A white male approx. 40-45 years of age 5'8"-5'10" in height weighing 180-200 lbs with brown hair**
    - (1) ☒ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2) ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3) ☐ (physical address unknown) a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
    - (5) ☒ I attach a declaration of diligence stating actions taken first to attempt personal service.

**PROOF OF SERVICE OF SUMMONS**

Order No. 4830663 RAN



PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	CASE NUMBER: 4408 / 105 CV 049053
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET AL.	

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid.  
 (1) on (date): (2) from (city):  
 (3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30)  
 (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)  
 d. ☐ by other means (specify means of service and authorizing code section):  
☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☒ as an individual defendant.  
 b. ☐ as the person sued under the fictitious name of (specify):  
 c. ☐ as occupant  
 d. ☐ On behalf of (specify):  
 under the following Code of Civil Procedure section:
- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.80 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other  |

7. Person who served papers

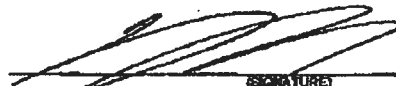
- a. Name: Larry Chavez  
 b. Address: 281 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012  
 c. Telephone number: 213-621-9999  
 d. The fee for service was: \$125.00  
 e. I am:  
 (1) ☐ not a registered California process server.  
 (2) ☐ exempt from registration under Business and Professions Code section 22350(b).  
 (3) ☒ registered California process server:  
 (i) ☐ owner ☐ employee ☒ independent contractor  
 (ii) ☒ Registration No.: 5464  
 (iii) ☒ County: Los Angeles

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

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 1/30/2008

Larry Chavez  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
 (SIGNATURE)





ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address):  <b>ERIC L. GARNER 130665</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1500 IRVINE CA</b>  TELEPHONE NO.: E-MAIL ADDRESS (Optional): FAX NO. (Optional): ATTORNEY FOR (Plaintiff): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	FOR COURT USE ONLY
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles California 90012</b> BRANCH NAME:	
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b> DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>	CASE NUMBER: <b>4408 / 05 CV 049053</b>
<b>DECLARATION OF MAILING</b>	REF. NO.: <b>26345.00001</b>

The undersigned hereby declares: that I am over 18 years of age and not a party to this action. I am a resident of or employed in the county where the mailing took place.

My business address is 10601 Civic Center Drive #10 Rancho Cucamonga, CA 91730.

That on 01/30/2008, after substituted service was made, I mailed the following documents:  
**AMENDED SUMMONS ON ORIGINAL COMPLAINT; FIRST AMENDED CROSS COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; COMPLAINT TO QUIET TITLE (RIC353840); COMPLAINT TO QUIET TITLE (MC011330); MODEL ANSWER TO COMPLAINT AN ALL CROSS-COMPLAINTS; LETTER FROM BEST BEST & KRIEGER DATED JANUARY 14, 2008; AMENDMENT TO COMPLAINT (ROE 607)** to the serves in this action by placing a true copy thereof enclosed in a sealed envelope with postage prepaid for first class mail and placing the envelope for collection and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in Rancho Cucamonga, CA.

That I addressed the envelope as follows:

**LUTZ ISSLEIB**  
**CALANDRIE SONRISE FARMS**  
**43511 70TH ST**  
**EAST LANCASTER CA 93534**

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

That I executed this declaration: **Feb 1 2008**, at Rancho Cucamonga, CA.

  
 Declarant: **Alicia Rosales**

**DECLARATION OF MAILING**

Order No. 4830863 RAN.



# COPY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L GARNER 120666</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1500 IRVINE CA</b>  TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	FOR COURT USE ONLY  <h2 style="margin: 0;">ORIGINAL FILED</h2> <b>FEB 2 2008</b>  <b>LOS ANGELES</b> <b>SUPERIOR COURT</b>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: _____ CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME: _____	CASE NUMBER: <div style="font-size: 1.5em; font-family: cursive;">JCC No 4408</div>
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	Ref. No. or File No.: <b>26345.00001</b>
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL</b>	
<b>PROOF OF SERVICE OF SUMMONS</b>	

1. At the time of service I was at least 18 years of age and not a party to this action. Dept 1
2. I served copies of the (specify documents):  
 Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric353840); Complaint to Quiet Title (mc011330); Model Answer to Complaint on All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (roe 609)
3. a. Party served (specify name of party as shown on documents served):  
**ERLINDA KOO**
- b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):
4. Address where the party was served:  
**CALANDRIE BONRISE FARMS, 43511 70TH Street, EAST LANCASTER, CA 90012**
5. I served the party (check proper box)
  - a. ☐ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): (2) at (time):
  - b. ☒ by substituted service. On (date): 1/18/2008 (2) at (time): 10:27 AM I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):  
**JOHN DOE EMPLOYEE/PERSON IN CHARGE, A white male approx. 40-45 years of age 5'8"-5'10" in height weighing 180-200 lbs with brown hair**
    - (1) ☒ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2) ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3) ☐ (physical address unknown) a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
    - (5) ☒ I attach a declaration of diligence stating actions taken first to attempt personal service.

PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	CASE NUMBER: 2408/15 CV 049053
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET AL.	

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,  
 (1) on (date): (2) from (city):  
 (3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30)  
 (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)  
 d. ☐ by other means (specify means of service and authorizing code section):  
☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☒ as an individual defendant.  
 b. ☐ as the person sued under the fictitious name of (specify):  
 c. ☐ as occupant  
 d. ☐ On behalf of (specify):  
 under the following Code of Civil Procedure section:
- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other  |

7. Person who served papers

- a. Name: Larry Chavez  
 b. Address: 261 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012  
 c. Telephone number: 213-621-9999  
 d. The fee for service was: \$125.00  
 e. I am:  
 (1) ☐ not a registered California process server.  
 (2) ☐ exempt from registration under Business and Professions Code section 22350(b).  
 (3) ☒ registered California process server:  
 (i) ☐ owner ☐ employee ☒ independent contractor  
 (ii) ☒ Registration No.: 5464  
 (iii) ☒ County: Los Angeles

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

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 1/31/2008

Larry Chavez  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
 (SIGNATURE)





ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L GARNER 130885</b> <b>Best Best &amp; Krieger (PFI)</b> <b>6 PARK PLAZA, SUITE 1500 IRVINE CA</b> TELEPHONE NO.: FAX NO. (Optional): EMAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		FOR COURT USE ONLY	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME:			
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		CASE NUMBER: <b>4458 / 105 CV 049053</b>	
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>			
<b>DECLARATION OF REASONABLE DILIGENCE</b>		Ref. No. or File No.: <b>26345.00001</b>	

Party to Serve:  
**ERLINDA KOO**

**Documents:**

Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric363840); Complaint to Quiet Title (mc011330); Model Answer to Complaint an All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (roe 809)

**Service Address:**

**CALANDRIE SONRISE FARMS, 43611 70TH Street, EAST LANCASTER, CA 90012**

I declare the following attempts were made to effect service by personal delivery:

1/16/2008 8:11:00 AM: No Access at business

1/17/2008 9:20:00 AM: No Access at business

1/17/2008 4:20:00 PM: No Access at business

**Person who served papers:**

**Larry Chavez**

**261 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012**

**213-621-8989**

I am a registered California process server

Registration No.: **6464**

County: **Los Angeles**

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

Date: **1/31/2008**

**Larry Chavez**  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
 (SIGNATURE)

Order No. 4830885 RAN



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address):  <b>ERIC L. GARNER 130666</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1600 IRVINE CA</b>  TELEPHONE NO.: E-MAIL ADDRESS (Optional): FAX NO. (Optional): ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	FOR COURT USE ONLY
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles California 90012</b> BRANCH NAME:	
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b> DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>	CASE NUMBER <b>4/108 / 106 CV 049063</b>
<b>DECLARATION OF MAILING</b>	REF. NO.: <b>26345.00001</b>

The undersigned hereby declares: that I am over 18 years of age and not a party to this action. I am a resident of or employed in the county where the mailing took place.

My business address is 10601 Civic Center Drive #10 Rancho Cucamonga, CA 91730.


That on 01/30/2008, after substituted service was made, I mailed the following documents:  
**AMENDED SUMMONS ON ORIGINAL COMPLAINT; FIRST AMENDED CROSS COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; COMPLAINT TO QUIET TITLE (RIC353840); COMPLAINT TO QUIET TITLE (MC011330); MODEL ANSWER TO COMPLAINT AN ALL CROSS-COMPLAINTS; LETTER FROM BEST BEST & KRIEGER DATED JANUARY 14, 2008; AMENDMENT TO COMPLAINT (ROE 609)** to the servee in this action by placing a true copy thereof enclosed in a sealed envelope with postage prepaid for first class mail and placing the envelope for collection and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in Rancho Cucamonga, CA.

That I addressed the envelope as follows:

**ERLINDA KOO**  
**CALANDRIE SONRISE FARMS**  
**43511 70TH ST**  
**EAST LANCASTER CA 90012**

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

That I executed this declaration: **Feb 1 2008**, at Rancho Cucamonga, CA.



Declarant: Alicia Rosales

**DECLARATION OF MAILING**

Order No. 4830665 RAN



# COPY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L GARNER 130666</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1600 IRVINE CA</b>		FOR COURT USE ONLY	
TELEPHONE NO.: EMAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		<b>ORIGINAL FILED</b>	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME:		<b>FEB 7 2008</b> <b>LOS ANGELES</b> <b>SUPERIOR COURT</b>	
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		CASE NUMBER: <b>JCC No 4408</b>	
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>		Ref. No. or File No.: <b>26345.00001</b>	
<b>PROOF OF SERVICE OF SUMMONS</b>			

1. At the time of service I was at least 18 years of age and not a party to this action. Dept 1
2. I served copies of the (specify documents):  
 Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric353840); Complaint to Quiet Title (mc011330); Model Answer to Complaint an All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (roe 812)
3. a. Party served (specify name of party as shown on documents served):  
**FRANK A LANE**
  - b. ☐ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):
4. Address where the party was served:  
**42220 10TH Street WEST SUITE 101, LANCASTER, CA 93534**
5. I served the party (check proper box)
  - a. ☒ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): **1/17/2008** (2) at (time): **10:16 AM**
  - b. ☐ by substituted service. On (date): (2) at (time): I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):
    - (1) ☐ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2) ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3) ☐ (physical address unknown) a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
    - (5) ☐ I attach a declaration of diligence stating actions taken first to attempt personal service.



PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	CASE NUMBER: 105 CV 049053
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET AL.	

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,  
 (1) on (date): (2) from (city):  
 (3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30)  
 (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)  
 d. ☐ by other means (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☒ as an individual defendant.  
 b. ☐ as the person sued under the fictitious name of (specify):  
 c. ☐ as occupant  
 d. ☐ On behalf of (specify):  
 under the following Code of Civil Procedure section:
- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other  |

7. Person who served papers

- a. Name: Larry Chavez  
 b. Address: 261 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012  
 c. Telephone number: 213-821-9999  
 d. The fee for service was: \$ 100.00  
 e. I am:  
 (1) ☐ not a registered California process server.  
 (2) ☐ exempt from registration under Business and Professions Code section 22350(b).  
 (3) ☒ registered California process server:  
 (i) ☐ owner ☐ employee ☒ independent contractor  
 (ii) ☒ Registration No.: 5464  
 (iii) ☒ County: Los Angeles

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

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 1/22/2008

Larry Chavez  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
 (SIGNATURE)



COPY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L GARNER 130685</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1500 IRVINE CA</b> TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		FOR COURT USE ONLY  <b>ORIGINAL FILED</b>  FEB 2 2008  <b>LOS ANGELES SUPERIOR COURT</b>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: _____ CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME: _____		
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>		
<b>PROOF OF SERVICE OF SUMMONS</b>		CASE NUMBER: <b>JCC No 4408</b> Ref. No. or File No.: <b>26345.00001</b>

1. At the time of service I was at least 18 years of age and not a party to this action.

2. I served copies of the (specify documents):

Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric353840); Complaint to Quiet Title (me011330); Model Answer to Complaint on All Cross-complaints; Letter from Best Best & Krieger Dated January 2008; Amendment to Complaint (roe 613)

3. a. Party served (specify name of party as shown on documents served):

HIGH DESERT INVESTMENTS LLC.

b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):

Jane Larson, Person Authorized to Accept Service, A white female approx. 30-35 years of age 5'4"-5'6" in height weighing 120-140 lbs with brown hair

4. Address where the party was served:

16500 W AVE W Avenue D, LANCASTER, CA 93534

5. I served the party (check proper box)

a. ☒ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): **1/18/2008** (2) at (time): **7:20 AM**

b. ☐ by substituted service. On (date): (2) at (time): I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):

(1) ☐ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.

(2) ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.

(3) ☐ (physical address unknown) a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.

(4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): \_\_\_\_\_ from (city): \_\_\_\_\_ or ☐ a declaration of mailing is attached.

(5) ☐ I attach a declaration of diligence stating actions taken first to attempt personal service.

Form Adopted for Mandatory Use  
Judicial Council of California  
POS-010 (Rev. January 1, 2007)

PROOF OF SERVICE OF SUMMONS

Page 1 of 2  
Code of Civil Procedure, § 417.10

Order No. 4830669 RAN



PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	CASE NUMBER: 105 CV 049053
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET AL.	

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in Item 2 to the party, to the address shown in Item 4, by first-class mail, postage prepaid,  
 (1) on (date): (2) from (city):  
 (3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30)  
 (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)
- d. ☐ by other means (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☐ as an individual defendant.  
 b. ☐ as the person sued under the fictitious name of (specify):  
 c. ☐ as occupant  
 d. ☒ On behalf of (specify): HIGH DESERT INVESTMENTS LLC.  
 under the following Code of Civil Procedure section:
- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other  |

7. Person who served papers

- a. Name: Larry Chavez  
 b. Address: 261 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012  
 c. Telephone number: 213-621-9999  
 d. The fee for service was: \$100.00  
 e. I am:  
 (1) ☐ not a registered California process server.  
 (2) ☐ exempt from registration under Business and Professions Code section 22350(b).  
 (3) ☒ registered California process server:  
 (i) ☐ owner ☐ employee ☒ independent contractor  
 (ii) ☒ Registration No.: 5464  
 (iii) ☒ County: Los Angeles

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

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 1/30/2008

Larry Chavez  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

(SIGNATURE)



# COPY

POS-010

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address): <b>ERIC L. GARNER 130666</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1500 IRVINE CA</b>		FOR COURT USE ONLY  <div style="font-size: 24pt; font-weight: bold;">ORIGINAL FILED</div>  <div style="font-size: 18pt;">FEB 2 2008</div>  <div style="font-size: 18pt; font-weight: bold;">LOS ANGELES SUPERIOR COURT</div>
TELEPHONE NO.: _____ FAX NO. (Optional): _____ E-MAIL ADDRESS (Optional): _____		
ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b> <b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: _____ CITY AND ZIP CODE: <b>Los Angeles California 90012</b> BRANCH NAME: _____		
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b> DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>		
<b>PROOF OF SERVICE OF SUMMONS</b>		CASE NUMBER: <div style="font-size: 24pt; font-family: cursive;">JCC No. 4408</div>
		Ref. No. or File No.: <div style="font-weight: bold;">28345.00001</div>

(Separate proof of service is required for each party served.)

Dept 1

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of:  

**AMENDED SUMMONS ON ORIGINAL COMPLAINT; FIRST AMENDED CROSS COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; COMPLAINT TO QUIET TITLE (RIC363840); COMPLAINT TO QUIET TITLE (MC011330); MODEL ANSWER TO COMPLAINT AN ALL CROSS-COMPLAINTS; LETTER FROM BEST BEST & KRIEGER DATED JANUARY 14, 2008; AMENDMENT TO COMPLAINT (ROE 616)**
3. a. Party served (specify name of party as shown on documents served):  

**CARL PROCTOR JR.**

  
 b. ☐ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):
4. Address where the party was served: **5149 E AVENUE H LANCASTER, CA 93535**
5. I served the party (check proper box)
  - a. ☐ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): \_\_\_\_\_ (2) at (time): \_\_\_\_\_
  - b. ☒ by substituted service. On (date): **Jan 16 2008** at (time): **9:59:00 AM** I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):  
**John Doe son/co-occupant A white male approx. 18-21 years of age 5'8"-5'10" in height weighing 140-160 lbs with brown hair**
    - (1) ☐ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2) ☒ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3) ☐ (physical) address unknown) a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): \_\_\_\_\_ from (city): \_\_\_\_\_ or ☒ a declaration of mailing is attached.
    - (5) ☒ I attach a declaration of diligence stating actions taken first to attempt personal service.



PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	CASE NUMBER: <b>4408/105 CV 049053</b>
DEFENDANT/RESPONDANT: DIAMOND FARMING COMPANY, ET AL.	

- c. ☐ by mail and acknowledgement of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid.
- (1) on (date): (2) from (city):
- (3) ☐ with two copies of the Notice and Acknowledgement of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgement of Receipt.) (Code Civ. Proc., § 415.30.)
- (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)
- d. ☐ by other means (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☒ as an individual defendant.
- b. ☐ as the person sued under the fictitious name of (specify):
- c. ☐ as occupant.
- d. ☐ On behalf of (specify):
- under the following Code of Civil Procedure section:
- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other:                                       |

7. Person who served papers

- a. Name: L. Chavez
- b. Address: 261 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012
- c. Telephone number: 213-821-9998
- d. The fee for service was: \$125.00
- e. I am:
- (1) ☐ not a registered California process server.
- (2) ☐ exempt from registration under Business and Professions Code section 22350(b).
- (3) ☒ registered California process server:
- (i) ☐ owner ☐ employee ☒ independent contractor.
- (ii) Registration No.: 8484LA
- (iii) County: Los Angeles

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

or

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: Feb 8 2008

L. Chavez

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

(SIGNATURE)



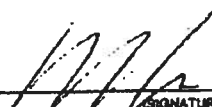


ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address): <b>Best Best &amp; Krieger (PFI)</b> <b>3780 University Ave</b> <b>Riverside, CA 92501</b> TELEPHONE NO.: <b>951 686-1450</b> FAX NO. (Optional): <b>951 686-3083</b> E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		FOR COURT USE ONLY     
<b>ERIC L GARNER 130686</b> <b>5 PARK PLAZA, SUITE 1500 IRVINE CA</b> SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME:		
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		CASE NUMBER: <b>4408 / 105 CV 049053</b>
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>		Ref. No. or File No.: <b>26345.00001</b>
<b>DECLARATION OF DUE DILIGENCE</b>		

- I declare that I am and was on the dates herein mentioned, over the age of 18 years and not a party to this action.
  - I received the following documents for service:  
**AMENDED SUMMONS ON ORIGINAL COMPLAINT; FIRST AMENDED CROSS COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; COMPLAINT TO QUIET TITLE (RIC353840); COMPLAINT TO QUIET TITLE (MC011330); MODEL ANSWER TO COMPLAINT AN ALL CROSS-COMPLAINTS; LETTER FROM BEST BEST & KRIEGER DATED JANUARY 14, 2008; AMENDMENT TO COMPLAINT (ROE 615)**
  - After due and diligent attempts at the following address, I have been unable to effect personal service on:  
**CARL PROCTOR JR.**  
**6149 E AVENUE H**  
**LANCASTER CA 93636**
  - List of service attempts:  
**01/15/2008 18:11: No Answer at the door, dark inside.**  
**01/16/2008 07:39: No Answer at the door**  
**01/17/2008 22:31: No Answer at the door**
  - Person who served papers
    - Name: **L. Chavez**
    - Address: **281 S. Figueroa St. Suite 280 Los Angeles, CA 90012**
    - Telephone number: **213-621-8899**
    - Registration No.: **64641A**
    - County: **Los Angeles**
  - The fee for service was: **\$ 0.00**
  - I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
- Date: **Feb 8 2008**

**L. Chavez**

(PRINTED NAME OF DECLARANT)

  
 (SIGNATURE OF DECLARANT)

**DECLARATION OF DUE DILIGENCE**

Order No. 4830671



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address):  <b>ERIC L GARNER 130685</b> <b>Best Best &amp; Krieger (PFI)</b> <b>6 PARK PLAZA, SUITE 1600 IRVINE CA</b>  TELEPHONE NO.: E-MAIL ADDRESS (Optional): FAX NO. (Optional): ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	FOR COURT USE ONLY
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b>  STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles California 90012</b> BRANCH NAME:	
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b> DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>	CASE NUMBER: <b>4408/105 CV 049053</b>
<b>DECLARATION OF MAILING</b>	REF. NO.: <b>28346.00001</b>

The undersigned hereby declares: that I am over 18 years of age and not a party to this action. I am a resident of or employed in the county where the mailing took place.

My business address is 10601 Civic Center Drive #10 Rancho Cucamonga, CA 91730.

That on 01/30/2008, after substituted service was made, I mailed the following documents:  
**AMENDED SUMMONS ON ORIGINAL COMPLAINT; FIRST AMENDED CROSS COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; COMPLAINT TO QUIET TITLE (RIC353840); COMPLAINT TO QUIET TITLE (MC011330); MODEL ANSWER TO COMPLAINT AN ALL CROSS-COMPLAINTS; LETTER FROM BEST BEST & KRIEGER DATED JANUARY 14, 2008; AMENDMENT TO COMPLAINT (ROE 615)** to the servee in this action by placing a true copy thereof enclosed in a sealed envelope with postage prepaid for first class mail and placing the envelope for collection and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in Rancho Cucamonga, CA.

That I addressed the envelope as follows:

**CARL PROCTOR JR.**  
**5149 E AVENUE H**  
**LANCASTER CA 93535**

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

That I executed this declaration: Feb 1 2008, at Rancho Cucamonga, CA.



Declarant: Alicia Rosales

**DECLARATION OF MAILING**

Order No. 4830671 RAN



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L GARNER 130666</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1600 IRVINE CA</b>  TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		FOR COURT USE ONLY  <div style="border: 1px solid black; padding: 10px; text-align: center;"> <b>ORIGINAL FILED</b>    <b>FEB 7 2008</b>    <b>LOS ANGELES</b>  <b>SUPERIOR COURT</b> </div> CASE NUMBER: <div style="font-size: 2em; font-family: cursive;">JCC No 4408</div> Ret. No. or File No.: <b>26345.00001</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: _____ CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME: _____		
<b>PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		
<b>DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET AL.</b>		
<b>PROOF OF SERVICE OF SUMMONS</b>		

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the (specify documents):  
Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric363840); Complaint to Quiet Title (mc011330); Model Answer to Complaint on All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (roe 616)
3. a. Party served (specify name of party as shown on documents served):  
QWEST ENGINEERING INC.
- b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):  
Charles Reed general Manager/ authorized to accept, A white male approx. 36-40 years of age 5'8"-5'10" in height weighing 160-180 lbs with brown hair
4. Address where the party was served:  
42141 50TH Street W, QUARTZ HILL, CA 93536
5. I served the party (check proper box)
- a. ☒ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): 1/17/2008 (2) at (time): 8:37 AM
- b. ☐ by substituted service. On (date): (2) at (time): I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):
- (1) ☐ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
- (2) ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
- (3) ☐ (physical address unknown) a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
- (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
- (5) ☐ I attach a declaration of diligence stating actions taken first to attempt personal service.

### PROOF OF SERVICE OF SUMMONS

Order No. 4830672 RAN



PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	CASE NUMBER: 4408	105 CV 049053
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET AL.		

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,  
 (1) on (date): (2) from (city):  
 (3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30)  
 (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)  
 d. ☐ by other means (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☐ as an individual defendant.  
 b. ☐ as the person sued under the fictitious name of (specify):  
 c. ☐ as occupant  
 d. ☒ On behalf of (specify): QWEST ENGINEERING INC.  
 under the following Code of Civil Procedure section:
- |   |   |
|---|---|
| <input checked="" type="checkbox"/> 416.10 (corporation)          | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other  |

7. Person who served papers

- a. Name: Larry Chavez  
 b. Address: 281 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012  
 c. Telephone number: 213-621-8999  
 d. The fee for service was: \$100.00  
 e. I am:  
 (1) ☐ not a registered California process server.  
 (2) ☐ exempt from registration under Business and Professions Code section 22350(b).  
 (3) ☒ registered California process server:  
 (i) ☐ owner ☐ employee ☒ independent contractor  
 (ii) ☒ Registration No.: 5464  
 (iii) ☒ County: Los Angeles

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

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 1/22/2008

\_\_\_\_\_  
 Larry Chavez  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

\_\_\_\_\_  
 (SIGNATURE)



# COPY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L. GARNER 138888</b> <b>Best Best &amp; Krieger (PFI)</b> <b>6 PARK PLAZA, SUITE 1680 IRVINE CA</b>  TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	FOR COURT USE ONLY  <div style="font-size: 24pt; font-weight: bold;">ORIGINAL FILED</div> <div style="font-size: 18pt;">FEB 2 2008</div> <div style="font-size: 18pt; font-weight: bold;">LOS ANGELES</div> <div style="font-size: 12pt;">CASE NUMBER: <b>JCC No 4408</b></div> <div style="font-size: 10pt;">Ref. No. or File No.: <b>26345.00001</b></div>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street, Room 102 MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME:	
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b> DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL</b>	
PROOF OF SERVICE OF SUMMONS	

1. At the time of service I was at least 18 years of age and not a party to this action. Dept 1
2. I served copies of the (specify documents):  
 Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric353840); Complaint to Quiet Title (mc011330); Model Answer to Complaint an All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2006; Amendment to Complaint (roe 819)
3. a. Party served (specify name of party as shown on documents served):  
**ROBERT A. STONER PROPERTIES**  
 b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):
4. Address where the party was served:  
**CALANDRIE SONRISE FARMS, 43611 70TH Street, EAST LANCASTER, CA 93634**
5. I served the party (check proper box)
  - a. ☐ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): (2) at (time):
  - b. ☒ by substituted service. On (date): 1/18/2008 (2) at (time): 10:27 AM I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):  
**JOHN DOE EMPLOYEE/PERSON IN CHARGE, A white male approx. 40-45 years of age 5'6"-5'10" in height weighing 180-200 lbs with brown hair**
    - (1) ☒ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2) ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3) ☐ (physical address unknown) a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
    - (5) ☒ I attach a declaration of diligence stating actions taken first to attempt personal service.



PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 48	CASE NUMBER: 4408 105 CV 049053
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET AL.	

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,  
 (1) on (date): (2) from (city):  
 (3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30)  
 (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)  
 d. ☐ by other means (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☐ as an individual defendant.  
 b. ☐ as the person sued under the fictitious name of (specify):  
 c. ☐ as occupant  
 d. ☒ On behalf of (specify): ROBERT A. STONER PROPERTIES  
 under the following Code of Civil Procedure section:

- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 416.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.80 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 416.46 (occupant)                            |
|   | <input type="checkbox"/> other  |

7. Person who served papers

- a. Name: Larry Chavez  
 b. Address: 281 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012  
 c. Telephone number: 213-621-9999  
 d. The fee for service was: \$125.00  
 e. I am:  
 (1) ☐ not a registered California process server.  
 (2) ☐ exempt from registration under Business and Professions Code section 22350(b).  
 (3) ☒ registered California process server:  
 (i) ☐ owner ☐ employee ☒ independent contractor  
 (ii) ☒ Registration No.: 8484  
 (iii) ☒ County: Los Angeles

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

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 1/31/2008

Larry Chavez  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
 (SIGNATURE)



<p><b>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address):</b></p> <p><b>ERIC L GARNER 130685</b>  <b>Best Best &amp; Krieger (PFI)</b>  <b>8 PARK PLAZA, SUITE 1800 IRVINE CA</b></p> <p>TELEPHONE NO.:  E-MAIL ADDRESS (Optional):  FAX NO. (Optional):</p> <p><b>ATTORNEY FOR (Name): LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b></p> <p><b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b></p> <p>STREET ADDRESS: 111 North Hill Street, Room 162  MAILING ADDRESS:  CITY AND ZIP CODE: Los Angeles California 90012  BRANCH NAME:</p>	<p><b>FOR COURT USE ONLY</b></p>
<p><b>PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b></p> <p><b>DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET AL.</b></p>	<p><b>CASE NUMBER:</b>  <b>4408 / 06 CV 048063</b></p>
<p><b>DECLARATION OF MAILING</b></p>	<p><b>REF. NO.:</b>  <b>26348.00001</b></p>

The undersigned hereby declares: that I am over 18 years of age and not a party to this action. I am a resident of or employed in the county where the mailing took place.

My business address is 10601 Civic Center Drive #10 Rancho Cucamonga, CA 91730.

That on 01/30/2008, after substituted service was made, I mailed the following documents:  
**AMENDED SUMMONS ON ORIGINAL COMPLAINT; FIRST AMENDED CROSS COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; COMPLAINT TO QUIET TITLE (RIC363840); COMPLAINT TO QUIET TITLE (MC011330); MODEL ANSWER TO COMPLAINT AN ALL CROSS-COMPLAINTS; LETTER FROM BEST BEST & KRIEGER DATED JANUARY 14, 2008; AMENDMENT TO COMPLAINT (ROE 619)** to the servee in this action by placing a true copy thereof enclosed in a sealed envelope with postage prepaid for first class mail and placing the envelope for collection and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in Rancho Cucamonga, CA.

That I addressed the envelope as follows:

**ROBERT A. STONER PROPERTIES**  
**CALANDRIE SONRISE FARMS**  
**43511 70TH ST**  
**EAST LANCASTER CA 93534**

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

That I executed this declaration: Feb 1 2008, at Rancho Cucamonga, CA.

  
Declarant: Alicia Rosales

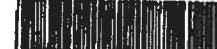
**DECLARATION OF MAILING**

Order No. 4830675 RAN



ATTORNEY OR PARTY WITHOUT ATTORNEY (Please, State Bar number, and address): <b>ERIC L. GARNER 130065</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1800 IRVINE CA</b> TELEPHONE NO.: EMAIL ADDRESS (Optional): ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		FOR COURT USE ONLY <b>CONFORMED COPY</b> <b>OF ORIGINAL FILED</b> <b>Los Angeles Superior Court</b> MAR 06 2008 John A. Clarke, Executive Officer/Clerk By <u>A. E. Leleur</u> Dep. A. E. LELEUR CLAYTON CASE NUMBER: <b>JCC 4408</b> Ref. No. or File No.: <b>26345.00001</b>	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 North Hill Street, Room 102 MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles 90012 BRANCH NAME:			
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		CASE NUMBER:	
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>			
<b>PROOF OF SERVICE OF SUMMONS</b>			

- At the time of service I was at least 18 years of age and not a party to this action.
- I served copies of the (specify documents):  
**Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (mc363840); Complaint to Quiet Title (mc011330); Model Answer to Complaint an All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (roe 620)**
- Party served (specify name of party as shown on documents served):  
**RONALD H. CARTER/ AUDREY M. CARTER FAMILY TRUST**
  - ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):  
**Ronald H Carter, person authorized to accept services**
- Address where the party was served:  
**2508 BRENTWOOD Drive, LANCASTER, CA**
- I served the party (check proper box)
  - ☒ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): **2/27/2008** (2) at (time): **1:25 PM**
  - ☐ by substituted service. On (date): (2) at (time): I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):
    - ☐ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - ☐ (physical address unknown) a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
    - ☐ I attach a declaration of diligence stating actions taken first to attempt personal service.





PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	CASE NUMBER:
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET AL.	

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,  
 (1) on (date): (2) from (city):  
 (3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30)  
 (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)
- d. ☐ by other means (specify means of service and authorizing code section):
- ☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☐ as an individual defendant.  
 b. ☐ as the person sued under the fictitious name of (specify):  
 c. ☐ as occupant  
 d. ☒ On behalf of (specify): RONALD H. CARTER/ AUDREY M. CARTER FAMILY TRUST  
 under the following Code of Civil Procedure section:
- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other  |

7. Person who served papers

- a. Name: Larry Chavez  
 b. Address: 261 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012  
 c. Telephone number: 213-621-9999  
 d. The fee for service was: \$185.00  
 e. I am:  
 (1) ☐ not a registered California process server.  
 (2) ☐ exempt from registration under Business and Professions Code section 22350(b).  
 (3) ☒ registered California process server:  
 (i) ☐ owner ☐ employee ☒ independent contractor  
 (ii) ☒ Registration No.: 5464LA  
 (iii) ☒ County: Los Angeles

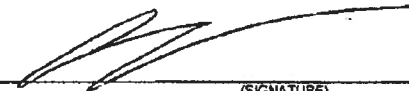
8. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

or

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 3/6/2008

Larry Chavez  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
 (SIGNATURE)



# COPY

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L. GARNER 130885</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1500 IRVINE CA</b>		FOR COURT USE ONLY	
TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Agency): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		<b>ORIGINAL FILED</b>	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: _____ CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME: _____		<b>FEB 2 2008</b> <b>LOS ANGELES</b> <b>SUPERIOR COURT</b>	
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>		CASE NUMBER: <b>JCC No 4408</b>	
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>		Ref. No. or File No.: <b>26345.00001</b>	
<b>PROOF OF SERVICE OF SUMMONS</b>		<b>Dept 1</b>	

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the (specify documents):  
 Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric353840); Complaint to Quiet Title (mc011330); Model Answer to Complaint on All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (ros 621)
3. a. Party served (specify name of party as shown on documents served):  
**CLARENCE E SHETLER**
- b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b whom substituted service was made) (specify name and relationship to the party named in item 3a):
4. Address where the party was served:  
**CALANDRIE SONRISE FARMS, 43611 70TH Street, EAST LANCASTER, CA 93534**
5. I served the party (check proper box)
  - a. ☐ by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): (2) at (time):
  - b. ☒ by substituted service. On (date): **1/18/2008** (2) at (time): **10:27 AM** I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):  
**JOHN DOE EMPLOYEE/PERSON IN CHARGE, A white male approx. 40-45 years of age 5'8"-5'10" in height weighing 180-200 lbs with brown hair**
    - (1) ☒ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2) ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3) ☐ (physical address unknown) a person of at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
    - (5) ☒ I attach a declaration of diligence stating actions taken first to attempt personal service.



PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	CASE NUMBER: 4408/105 CV 049053
DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY, ET AL.	

- c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,  
 (1) on (date): (2) from (city):  
 (3) ☐ with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgment of Receipt.) (Code Civ. Proc., § 415.30)  
 (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40)  
 d. ☐ by other means (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☒ as an individual defendant.  
 b. ☐ as the person sued under the fictitious name of (specify):  
 c. ☐ as occupant  
 d. ☐ On behalf of (specify):

under the following Code of Civil Procedure section:

- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input type="checkbox"/> other  |

7. Person who served papers

- a. Name: Larry Chavez  
 b. Address: 281 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012  
 c. Telephone number: 213-621-9999  
 d. The fee for service was: \$125.00  
 e. I am:  
 (1) ☐ not a registered California process server.  
 (2) ☐ exempt from registration under Business and Professions Code section 22350(b).  
 (3) ☒ registered California process server:  
 (i) ☐ owner ☐ employee ☒ independent contractor  
 (ii) ☒ Registration No.: 5464  
 (iii) ☒ County: Los Angeles

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

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 1/31/2008

Larry Chavez  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

  
 (SIGNATURE)



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>ERIC L GARNER 130685</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1500 IRVINE CA</b>  TELEPHONE NO.: _____ FAX NO. (Optional): _____ EMAIL ADDRESS (Optional): _____ ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	FOR COURT USE ONLY           
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: _____ CITY AND ZIP CODE: <b>Los Angeles 90012</b> BRANCH NAME: _____	
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	
DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>	CASE NUMBER: <b>4408 / 05 CV 049053</b>
<b>DECLARATION OF REASONABLE DILIGENCE</b>	Ref. No. or File No.: <b>26345.00001</b>

Party to Serve:  
**CLARENCE E SHETLER**

Documents:  
 Amended Summons on Original Complaint; First Amended Cross Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights; Complaint to Quiet Title (ric353840); Complaint to Quiet Title (mc011330); Model Answer to Complaint an All Cross-complaints; Letter from Best Best & Krieger Dated January 14, 2008; Amendment to Complaint (roe 821)

Service Address:  
**CALANDRIE SONRISE FARMS, 43511 70TH Street, EAST LANCASTER, CA 93534**

I declare the following attempts were made to effect service by personal delivery:  
 1/16/2008 8:11:00 AM: No Access at business  
 1/17/2008 9:20:00 AM: No Access at business  
 1/17/2008 4:20:00 PM: No Access at business

Person who served papers:  
**Larry Chavez**  
**281 S. Figueroa Street, SUITE 280, LOS ANGELES, CA 90012**  
**213-621-8999**

I am a registered California process server  
 Registration No.: **5484**  
 County: **Los Angeles**

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

Date: **1/31/2008**

\_\_\_\_\_  
**Larry Chavez**  
 (NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)

\_\_\_\_\_  
 (SIGNATURE)

Order No. 4830877 RAN



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address):  <b>ERIC L. GARNER 130685</b> <b>Best Best &amp; Krieger (PFI)</b> <b>5 PARK PLAZA, SUITE 1600 IRVINE CA</b>  TELEPHONE NO.: E-MAIL ADDRESS (Optional): FAX NO. (Optional): ATTORNEY FOR (Name): <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b>	FOR COURT USE ONLY
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES</b> STREET ADDRESS: <b>111 North Hill Street, Room 102</b> MAILING ADDRESS: CITY AND ZIP CODE: <b>Los Angeles California 90012</b> BRANCH NAME:	
PLAINTIFF/PETITIONER: <b>LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40</b> DEFENDANT/RESPONDENT: <b>DIAMOND FARMING COMPANY, ET AL.</b>	CASE NUMBER: <b>4408 / 105 CV 049853</b>
<b>DECLARATION OF MAILING</b>	REF. NO.: <b>26345.00001</b>

The undersigned hereby declares: that I am over 18 years of age and not a party to this action. I am a resident of or employed in the county where the mailing took place.

My business address is 10601 Civic Center Drive #10 Rancho Cucamonga, CA 91730.

That on 01/30/2008, after substituted service was made, I mailed the following documents:  
**AMENDED SUMMONS ON ORIGINAL COMPLAINT; FIRST AMENDED CROSS COMPLAINT OF PUBLIC WATER SUPPLIERS FOR DECLARATORY AND INJUNCTIVE RELIEF AND ADJUDICATION OF WATER RIGHTS; COMPLAINT TO QUIET TITLE (RIC353840); COMPLAINT TO QUIET TITLE (MC011330); MODEL ANSWER TO COMPLAINT AN ALL CROSS-COMPLAINTS; LETTER FROM BEST BEST & KRIEGER DATED JANUARY 14, 2008; AMENDMENT TO COMPLAINT (ROE 621)** to the servee in this action by placing a true copy thereof enclosed in a sealed envelope with postage prepaid for first class mail and placing the envelope for collection and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in Rancho Cucamonga, CA.

That I addressed the envelope as follows:

**CLARENCE E SHETLER  
 CALANDRIE SONRISE FARMS  
 43511 70TH ST  
 EAST LANCASTER CA 93534**

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

That I executed this declaration: **Feb 1 2008**, at Rancho Cucamonga, CA.

  
 Declarant: Alicia Rosales

**DECLARATION OF MAILING**

Order No. 4830677 RAN





**PROOF OF SERVICE**

I, Jennifer M. Maguire, 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, 500 Capitol Mall, Suite 1700, Sacramento, California 95814. On March 20, 2012, I served the within document(s):

**AMENDED REQUEST FOR ENTRY OF DEFAULT**

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

See attached Proofs of Service/Notices and Acknowledgements of Receipt

☐ 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.

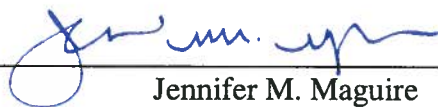
☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

☐ 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 March 20, 2012, at Sacramento, California.

  
Jennifer M. Maguire