

1 Thomas S. Bunn III (CSB #89502)
2 LAGERLOF, SENEAL, GOSNEY & KRUSE, LLP
3 301 N. Lake Avenue, 10th Floor
Pasadena, CA 91101-5123
Telephone: (626) 793-9400
Facsimile: (626) 793-5900

**EXEMPT FROM FILING FEES UNDER
GOVERNMENT CODE § 6103**

4 Attorneys for Defendant and Cross-Complainant,
5 Palmdale Water District
6
7

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT**
10

11 Coordination Proceeding
12 Special Title (Rule 1550 (b))

Judicial Council Coordination
Proceeding No. 4408

13 **ANTELOPE VALLEY GROUNDWATER**
14 **CASES**

[Assigned to The Honorable Jack Komar, Judge
Santa Clara County Superior Court, Dept. 17]

Santa Clara Court Case No. 1-05-CV-049053

**PALMDALE WATER DISTRICT
STATEMENT OF CLAIMS**

15
16
17
18
19 Palmdale Water District submits the following statement of claims, as requested by the court:
20

21 **1. Total amount of your groundwater production from 1946 to 2012, by year.**

22 See Exhibit A.

23 **2. The amount of imported water you purchased, by year.**

24 See Exhibit A.

25 **3. The amount of return flows generated from the imported water, by year.**

26 See Exhibit A.

27 **4. The amount of your total groundwater production that is adverse, by year.**

28 See Exhibit A.

1 **5. The date when your prescriptive rights ceased to accrue.**

2 January 1, 2005.

3 **6. The prescriptive period.**

4 1945-2004.

5 **7. The effect of the filing of Diamond Farming's and Bolthouse's original lawsuits on your**
6 **prescriptive rights.**

7 They cut off the prescriptive period as to properties owned by the respective plaintiffs and
8 described in the complaints.

9 **8. The total amount of prescriptive rights you claim (without regard to self-help), and the**
10 **basis for calculation.**

11 8,297.91 acre-feet per year. This is the highest amount pumped continuously during the calendar
12 years 2000–2004.

13 **9. Against what parties you claim prescriptive rights.**

14 All private parties including Wood class, but not including Willis class, plus any party who
15 acquired their rights from a private party during the prescriptive period.

16 **10. Any non-prescriptive rights you claim.**

17 Palmdale Water District does not claim overlying rights. (See *San Bernardino v. Riverside*
18 (1921) 186 Cal. 7, 25.)

19 Palmdale Water District claims domestic (Wat. Code §106) and municipal (Wat. Code §106.5)
20 priorities, storage rights, and right to return flows from imported water. Palmdale Water District also has
21 surface water rights, which are not at issue in this proceeding.

22
23 Dated: August 30, 2013

Lagerlof, Senecal, Gosney & Kruse LLP

24
25 By: _____
26 Thomas S. Bunn III
27 Attorneys for Palmdale Water District
28