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and the Eyherabide Sheep Company
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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 COUNTY OF LOS ANGELES
10

11 ANTELOPE VALLEY
GROUNDWATER CASES

12 Included Actions:

13 Los Angeles County Waterworks District
14 No.40 v. Diamond Farming Co.
Los Angeles County Superior Court
15 Case No. BC 325201

16 Los Angeles County Waterworks District
17 No. 40 v. Diamond Farming Co.
Kern County Superior Court
Case No. S-1500-CV-254-348

18 Wm. Bolthouse Farms, Inc. v. City of
19 Lancaster, Diamond Farming Co. v. City of
Lancaster, Diamond Farming Co. v.
20 Palmdale Water Dist.
Riverside County Superior Court
21 Consolidated actions
Case Nos. RIC 353 840, RIC 344 436, RIC 344 668
22

Judicial Council Coordination No. 4408

For filing purposes only:
Santa Clara County Case No. 1-05-CV -049053

Assigned to The Honorable Jack Komar

DEMAND FOR INCLUSION IN
SETTLEMENT DISCUSSION BY
JUANITA EYHERABIDE AND THE
EYHERABIDE SHEEP COMPANY

23
24 COMES NOW Juanita Eyherabide, individually and as an officer of the Eyherabide
25 Sheep Company (hereinafter "Eyherabide") and submits the following demand for inclusion in
26 settlement discussions that are occurring by and between similarly situated groundwater users:

27 1. Eyherabide is the owner of real property on which livestock is presently being
28 raised and which historically has been used for the growing of crops and the raising of livestock.

1 Eyherabide has pumped water from the adjudication area since approximately 1968.

2 2. The property consists of several thousand acres of non-contiguous land overlying
3 the adjudication area, all of which is presently used to raise livestock and was historically used to raise
4 crops and livestock. Presently, no crops are being raised.

5 3. To raise livestock Eyherabide uses water from groundwater wells located within
6 the adjudication area which are powered by generators. Eyherabide pumps approximately 13,000 gallons
7 of water per day to support her livestock, resulting in approximately 14.5 acre feet of water per year
8 being withdrawn from the aquifer for use on Eyherabide's land.


9 4. The undersigned attorney for Eyherabide has been advised that settlement
10 discussions are in an advanced stage and that a draft settlement document has been circulated which
11 affects persons and/or farmers who are similarly situated to Eyherabide. The undersigned attorney is
12 informed and believes that the terms of the settlement may be adverse to Eyherabide's interest in
13 continuing to pump water from the aquifer if Eyherabide is not a party to the settlement.

14 5. The undersigned attorney has furthermore requested a copy of the settlement draft
15 but has been informed that the document is confidential. Eyherabide has therefore never had a genuine
16 opportunity to review the terms and conditions of the proposed settlement and physical solution.

17 WHEREFORE, Eyherabide respectfully requests that she be included in the settlement
18 discussions that are presently occurring and which directly affect her property and Eyherabide's water
19 rights related thereto.

20 Dated: December 23, 2014

BORTON PETRINI, LLP

21
22 By 
23 Kyle W. Holmes, Attorneys for
24 Cross-Defendants, Juanita Eyherabide and the
25 Eyherabide Sheep Company
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