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Alexei Brenot, SBN 194693

Attorneys for Cross-Defendant West Valley County Water District

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

**ANTELOPE VALLEY GROUNDWATER
CASES**

Included Actions:

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

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

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

RICHARD WOOD, on behalf of himself and
all other similarly situated v. A.V. Materials,
Inc., et al., Superior Court of California,
County of Los Angeles, Case No. BC509546

AND RELATED ACTIONS

**Judicial Council Coordination Proceeding
No. 4408**

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

**NOTICE OF ENTRY OF ORDER
ADMITTING PUBLIC WATER SUPPLIER
/ CROSS-DEFENDANT WEST VALLEY
COUNTY WATER DISTRICT'S WATER
PUMPING HISTORY AND USAGE DATA
CONTAINED IN WEST VALLEY'S
EXHIBITS 1, 2 AND 3 PRESENTED TO
THE COURT ON SEPTEMBER 29, 2015**

Trial:

Date: September 28 – October 16, 2015

Time: 9:00 am

Dept: 1

Room: 222

Judge: Hon. Jack Komar

TO ALL PARTIES AND ATTORNEYS OF RECORD:

NOTICE IS HEREBY GIVEN that on September 30, 2015, the court signed an Order
admitting into evidence Public Water Supplier / Cross-Defendant West Valley County Water
District's Water Pumping History and Usage Data contained in West Valley's Exhibits 1, 2 and 3

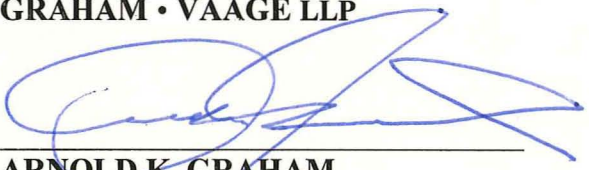
1 [E-Filing Document Nos. 9974, 10623, and 10691] presented to the court on September 29, 2015.

2 A copy of the signed Order is attached hereto as Exhibit "A."

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Date: October 1, 2015

GRAHAM • VAAGE LLP

By: 

ARNOLD K. GRAHAM

ALEXEI BRENOT

Attorneys for Cross-Defendant

West Valley County Water District

GRAHAM • VAAGE LLP
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EXHIBIT A

GRAHAM • VAAGE LLP

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Arnold K. Graham, SBN 045256

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Attorneys for Cross-Defendant West Valley County Water District

ORIGINAL FILED

SEP 30 2015

LOS ANGELES
SUPERIOR COURT

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

**ANTELOPE VALLEY GROUNDWATER
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RICHARD WOOD, on behalf of himself and
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AND RELATED ACTIONS

**Judicial Council Coordination Proceeding
No. 4408**

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

**[PROPOSED] ORDER ADMITTING
PUBLIC WATER SUPPLIER / CROSS-
DEFENDANT WEST VALLEY COUNTY
WATER DISTRICT'S WATER PUMPING
HISTORY AND USAGE DATA
CONTAINED IN WEST VALLEY'S
EXHIBITS 1, 2 AND 3 PRESENTED TO
THE COURT ON SEPTEMBER 29, 2015**

Trial:

Date: September 28 – October 16, 2015

Time: 9:00 am

Dept: 1

Room: 222

Judge: Hon. Jack Komar

[PROPOSED] ORDER

On September 29, 2015, Public Water Supplier / Cross-Defendant West Valley County
Water District ("West Valley") submitted its pumping records and usage to the court in the form
of three Declarations of West Valley General Manager Mark Crosby with attachments (West

Valley Exhibit No. 1 (SCC E-Filing Document No. 9974), West Valley Exhibit No. 2 (SCC E-Filing Document No. 10623), and West Valley Exhibit No. 3 (SCC E-Filing Document No. 10691)).

Attached and appended to the Supplemental Declaration of Mark Crosby, West Valley General Manager identified as **West Valley's Exhibit No. 3**, were twenty (20) trial exhibits in support of West Valley's water pumping and usage history for the relevant years relating to the instant litigation.

Mr. Crosby attested that the attachments to West Valley's Exhibit 3, marked as **Exhibits 1 through 19** attached to his Declaration, are true and correct copies of West Valley's public records that have been prepared and kept in the regular course of West Valley's business, including by Mr. Crosby in his capacity as General Manager and custodian of the records, and that **Exhibit 20** thereto was a summary of West Valley's pumping and water usage history prepared under the direction of Mr. Crosby, based on the actual pumping records shown in Exhibit 19.

On September 29, 2015, West Valley offered West Valley Exhibits 1, 2 and 3, as evidence to support its water pumping and usage history for purposes of the Phase VI Trial.

Having reviewed and considered West Valley's Exhibits 1, 2 and 3 as submitted to the court, **IT IS HEREBY ORDERED THAT WEST VALLEY'S WATER PUMPING AND USAGE SUMMARY CONTAINED IN WEST VALLEY'S EXHIBIT 3, ATTACHED AS EXHIBIT 20 THERETO, IS ADMITTED INTO EVIDENCE TO PROVE THOSE FACTS STATED THEREIN. (COPY OF EXHIBIT 20 ATTACHED.)**

Dated: 9/30, 2015


JUDGE OF THE SUPERIOR COURT

West Valley County Water District

Exhibit 20

WEST VALLEY COUNTY WATER DISTRICT PUMPING RECORDS SUMMARY

<u>YEAR</u>		<u>ACRE FEET</u>	<u>APN</u>
2000		190	3277-007-900
2001		169	3277-007-900
2002		192	3277-007-900
2003		218	3277-007-900
2004		195	3277-007-900 3277-031-017
2005		159	3277-007-900 3277-031-017
2006		161	3277-007-900 3277-031-017
2007	Well No. 1	141	3277-007-900
	Well No. 3	<u>98.7</u>	3277-031-017
		239.7	
2008	Well No. 1	34.5	3277-007-900
	Well No. 3	<u>176</u>	3277-031-017
		210.5	
2009	Well No. 1	59.3	3277-007-900
	Well No. 3	<u>157</u>	3277-031-017
		216.3	
2010	Well No. 1	41	3277-007-900
	Well No. 3	<u>125</u>	3277-031-017
		166	
2011	Well No. 1	57	3277-007-900
	Well No. 3	<u>123</u>	3277-031-017
		180	
2012	Well No. 1	59	3277-007-900
	Well No. 3	<u>131</u>	3277-031-017
		190	
2013	Well No. 1	63	3277-007-900
	Well No. 3	<u>141</u>	3277-031-017
		204	

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

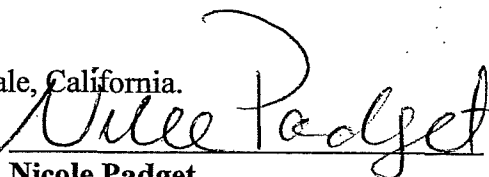
I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 500 North Brand Boulevard, Suite 1030, Glendale, California 91203-1923.

On September 29, 2015, I served the foregoing document described as: **[Proposed] Order Admitting Public Water Supplier / Cross-Defendant West Valley County Water District's Water Pumping History and Usage Data Contained in West Valley's Exhibits 1, 2 and 3 presented to the Court on September 29, 2015, on the interested parties as follows:**

X **BY ELECTRONIC FILING:** by posting the document(s) listed above to the Santa Clara County Superior Court website in regard to the Antelope Valley Groundwater matter.

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

Executed on September 29, 2015, at Glendale, California.


Nicole Padget

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GLENDALE, CALIFORNIA 91203
(818) 547-4800 FAX (818) 547-3100

c/o Glotrans
2915 McClure Street
Oakland, CA94609
TEL: (510) 208-4775
FAX: (510) 465-7348
EMAIL: Info@Glotrans.com

Coordination Proceeding Special Title (Rule
1550(b)) ANTELOPE VALLEY GROUNDWATER CASES
(JCCP 4408) Included Actions: Los Angeles
County Waterworks District No. 40

Diamond Farming Co. Superior Court of California
County of Los Angeles, Case No. BC 325 201 Los Angeles County Waterworks District No. 40 v. Diamond Farming Co.
Superior Court of California, County of Kern, Case No. S-1500-CV-254-348 Wm. Bolthouse Farms, Inc. v. City of Lancaster
Diamond Farming Co. v. City of Lancaster
Diamond Farming Co. v. Palmdale Water Dist.
Superior Court of California, County of Riverside, consolidated actions, Case Nos. RIC 353 840, RIC 344 436, RIC 344 668

Defendant.

AND RELATED ACTIONS

Lead Case No.1-05-CV-049053

Hon. Jack Komar

PROOF OF SERVICE
Electronic Proof of Service

I am employed in the County of Alameda, State of California.

I am over the age of 18 and not a party to the within action; my business address is 2915 McClure Street, Oakland, CA 94609.

The documents described on page 2 of this Electronic Proof of Service were submitted via the worldwide web on Tue. September 29, 2015 at 4:41 PM PDT and served by electronic mail notification.

I have reviewed the Court's Order Concerning Electronic Filing and Service of Pleading Documents and am readily familiar with the contents of said Order. Under the terms of said Order, I certify the above-described document's electronic service in the following manner:

The document was electronically filed on the Court's website, <http://www.scefiling.org>, on Tue. September 29, 2015 at 4:41 PM PDT

Upon approval of the document by the Court, an electronic mail message was transmitted to all parties on the electronic service list maintained for this case. The message identified the document and provided instructions for accessing the document on the worldwide web.

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

correct. Executed on September 29, 2015 at Oakland, California.

Dated: September 29, 2015

For WWW.SCEFILING.ORG

Andy Jamieson

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THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA
ELECTRONIC FILING SYSTEM - WWW.SCEFILING.ORG

Electronic Proof of Service
Page 2

Document(s) submitted by Arnold Graham of GRAHAM VAAGE LLP on Tue. September 29, 2015 at 4:41 PM PDT

1. Proposed Order: [Proposed] Order Admitting Public Water Supplier / Cross-Defendant West Valley County Water District's Water Pumping History and Usage Data Contained in West Valley's Exhibits 1, 2 and 3 presented to the Court on September 29, 2015

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 500 North Brand Boulevard, Suite 1030, Glendale, California 91203-1923.

On **October 1, 2015**, I served the foregoing document described as: **Notice of Entry of Order Admitting Public Water Supplier / Cross-Defendant West Valley County Water District's Water Pumping History and Usage Data Contained in West Valley's Exhibits 1, 2 and 3 Presented to the Court on September 29, 2015**, on the interested parties as follows:

X **BY ELECTRONIC FILING:** by posting the document(s) listed above to the Santa Clara County Superior Court website in regard to the Antelope Valley Groundwater matter.

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

Executed on **October 1, 2015**, at Glendale, California.


Nicole Padget

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