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7 Attorneys for Defendant and Cross-Defendant
SPC DEL SUR RANCH LLC and its
8 successor-in-interest, DEL SUR RANCH, LLC

9
10 **SUPERIOR COURT OF CALIFORNIA**

11 **COUNTY OF LOS ANGELES**

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

Judicial Council Coordination
Proceeding No. 4408

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

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

15 **Included Actions:**

**DECLARATION OF MICHAEL BADNER
IN SUPPORT OF MOTION FOR ORDER
SUBSTITUTING SUCCESSOR-IN-
INTEREST DEL SUR RANCH, LLC FOR
DEFENDANT AND CROSS-DEFENDANT
SPC DEL SUR RANCH LLC**

16 Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co.
17 Superior Court of California, County of
Los Angeles, Case No. BC 325 201

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

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

DATE: November 19, 2007
TIME: 9 a.m.
DEPT: One
JUDGE: Hon. Jack Komar

24
25 **AND RELATED CROSS-ACTIONS.**
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1 I, Michael Badner, declare:

2 1. I am the Executive Vice President of Del Sur Ranch, LLC ("Del Sur Ranch"). The
3 following facts are within my personal knowledge; and, if called upon to do so, I could and would
4 competently testify thereto personally under oath.

5 2. When SPC Del Sur Ranch LLC ("SPC") answered the complaint and cross-
6 complaints against it in this proceeding last year, SPC was the owner of certain real property
7 located in the City of Lancaster, California (the "Property"). The Property falls within the
8 Antelope Valley Groundwater Basin boundaries adjudicated by this Court on November 3, 2006,
9 based on my understanding of those adjudicated boundaries.

10 3. On September 21, 2007, Del Sur Ranch acquired all of SPC's rights and interest in
11 the Property, which is just some of the extensive land that is the subject of this proceeding. A true
12 and accurate copy of the Grant Deed evidencing this transfer is attached as Exhibit "A" hereto.

13 4. Del Sur Ranch has ever since been, and now is, the real party in interest with regard
14 to the Property in this proceeding.

15 5. Del Sur Ranch also owns several other parcels within the boundaries of the
16 Antelope Valley Groundwater Basin and, therefore, will be seeking to enforce its rights with
17 regard to those parcels, as well as its rights with regard to the Property, in this proceeding. Those
18 other parcels owned by Del Sur Ranch include: Assessor Parcel Map Nos. 3265-003-014; 3265-
19 007-002; 3265-007-008; 3265-007-021; and 3203-018-095.

20 I declare under penalty of perjury under the laws of the State of California that the
21 foregoing is true and correct. Executed on October 12, 2007, at Encino, California.

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23 
24 MICHAEL BADNER