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11 Agricultural Association

12 SUPERIOR COURT OF CALIFORNIA

13 COUNTY OF LOS ANGELES

14 Coordination Proceeding Special title (Rule 1550(b))

15 **ANTELOPE VALLEY GROUNDWATER CASES:**

16 Included Actions:

17 Los Angeles County Waterworks District No. 40 v.
Diamond Farming Co.

18 Superior Court of California, County of Los Angeles,
Case No.: BC 325 201

19 Los Angeles County Waterworks District No. 40 v.
Diamond Farming Co.

20 Superior Court of California, County of Kern, Case No.:
21 S-1500-CV-254-348

22 Wm. Bolthouse Farms, Inc. v. City of Lancaster

Diamond Farming Co. v. City of Lancaster

23 Diamond Farming Co. v. Palmdale Water District

24 Superior Court of California, County of Riverside,
consolidated actions, Case Nos. RIC 353 840, RIC 344
25 436, RIC 344 668

Judicial Council Coordination
Proceeding No.: 4408

Los Angeles Superior Court Case
No.: 1-05-CV-049053

**ISSUES BRIEF OF STATE OF
CALIFORNIA, SANTA
MONICA MOUNTAINS
CONSERVANCY, 50TH
DISTRICT AGRICULTURAL
ASSOCIATION; JOINDER IN
PORTIONS OF ISSUES
BRIEF OF TEJON
RANCHCORP, CITY OF LOS
ANGELES, ET AL.**

Issues Conference Date: March
24, 2006

Time: 10:00 a.m.

Dept: 17-Santa Clara Superior
Court

1 The State of California, the Santa Monica Mountains Conservancy, and the State of
2 California 50th District Agricultural Association (collectively, State Parties) submit the following
3 issues brief, in accordance with the court's February 17, 2006 Case Management Conference
4 minute order. State Parties are in general agreement with the list and organization of issues
5 contained in the issues brief filed by Tejon Ranchcorp, City of Los Angeles, et al. State Parties
6 do not necessarily agree, however, with all of the conclusions or suggested resolution of these
7 issues as set forth in the Tejon Ranchcorp brief. Rather than file a completely separate brief,
8 State Parties join in the issues brief of Tejon Ranchcorp, with the following exceptions or
9 caveats:

- 10 1. II.A of Tejon Ranchcorp brief (Foundational Issues, Basin Boundaries): State
11 Parties agree generally with the suggested approach except to note that USGS
12 maps, studies and other documents may not be the only relevant evidence of basin
13 boundaries. Maps and documents from other sources may also be probative, and
14 may in fact conflict with USGS documents. In addition, the statement regarding
15 division of the basin into central, western, and eastern subbasins is one approach,
16 but not necessarily the only viable approach. Finally, State Parties believe that a
17 trial date in Fall 2006 is probably too soon, given that the court has indicated it
18 will not set a trial date until the April 28, 2006 Case Management Conference,
19 and the court has not yet ordered that its stay of default proceedings be lifted.
- 20 2. III.B. of Tejon Ranchcorp brief (Quantifying Sources of Supply–Native Safe
21 Yield vs. Imports): The water rights of the State of California and its agencies are
22 not subject to prescriptive rights claims. (Civil Code, sec. 1007.)

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1 State Parties appreciate the opportunity provided by Tejon Ranchcorp's attorneys to
2 review in advance the logical outline of issues in the Tejon Ranchcorp brief, and to join in
3 portions of that brief.

4 Dated: March 17, 2006

5 Respectfully submitted,

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14 California; Santa Monica Mountains
15 Conservancy; 50th District Agricultural
Association

DECLARATION OF SERVICE

I, declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar at which member's direction this service is made. I am 18 years of age or older and not a party to this matter; my business address is: 1300 I Street, P.O. Box 944255, Sacramento, California 94244-2550.

On March 17, 2006, I served the **ISSUES BRIEF OF STATE OF CALIFORNIA, SANTA MONICA MOUNTAINS CONSERVANCY, 50TH DISTRICT AGRICULTURAL ASSOCIATION; JOINDER IN PORTIONS OF ISSUES BRIEF OF TEJON RANCHCORP, CITY OF LOS ANGELES, ET AL.** by:

- X Posting the document(s) listed above to the Santa Clara County Superior Court web site in regard to the Antelope Valley Groundwater matter on March 17, 2006, see service list attached; and
- X by placing a true copy of the document(s) listed above in a sealed envelope with postage thereon fully prepaid using the overnight courier, California Overnight Courier Service, addressed as follows:

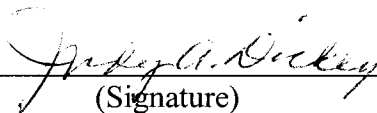
Presiding Judge of the Superior Court of California, County of Los Angeles
County Courthouse
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Los Angeles, CA 90012-3014

Chair, Judicial Council of California
Administrative office of the Courts
Attn: Appellate and Trial Court Judicial Services (Civil Case Coordination)
455 Golden Gate Avenue
San Francisco, CA 94102-3688

Honorable Jack Kumar
Santa Clara County Superior Court
191 North First Street, Department 17C
San Jose, Ca 95113

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on March 17, 2006.

Declarant
Judy A. Dickey


(Signature)

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