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10 Johnny Lee Zamrzla and Jeanette Zamrzla (collectively
11 "Zamrzla's")

12 SUPERIOR COURT OF CALIFORNIA
13 COUNTY OF LOS ANGELES – CENTRAL DISTRICT

14 Coordinated Proceeding,
15 Special Title (Rule 1550(b))

16 ANTELOPE VALLEY
17 GROUNDWATER CASES.

Judicial Council Coordination
Proceeding No. 4408
LASC Case No. BC 32501
Santa Clara Court Case No. 1-05-CV-049053
Assigned to the Hon. Jack Komar, Judge of the
Santa Clara County Superior Court

**DECLARATION OF JOHNNY LEE
ZAMRZLA AND JEANETTE ZAMRZLA
RE OPPOSITION BY THE ZAMRZLA'S
TO THE WATERMASTER'S MOTION
FOR MONETARY, DECLARATORY AND
INJUNCTIVE RELIEF AGAINST
ZAMRZLA'S**

Date: November 12, 2021
Time: 9:00 a.m.
Dept.: By Court call

21 I, JOHNNY LEE ZAMRZLA and JEANETTE ZAMRZLA, declare as follows:
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- 23 1. We are submitting this declaration in response to the Watermaster's Motion for
24 Monetary, Declaratory and Injunctive Relief Against Zamrzla's ("Motion"). We have read and
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1 reviewed the Motion and are personally familiar with its contents.

2 2. We have personal knowledge of the matters set forth below and if called as
3 witnesses we could testify competently thereto.

4 3. We jointly have owned and lived in our home located on 10 acres at 8165 West
5 Avenue D8, Lancaster, California, since 2007. Parcel # APN 3220-001-028 is one of two 10 acre
6 parcels we currently own at this location.

7 4. Since 1999, Johnny Lee Zamrzla's parents., Johnny Zamrzla and Pamela Zamrzla,
8 were the owners of this 10 acre Parcel # APN 3220-001-028.

9 5. In 2007, we, Johnny Lee Zamrzla and Jeanette Zamrzla, jointly acquired Parcel #
10 APN 3220-001-028 from Johnny Lee Zamrzla's parents, Johnny Zamrzla and Pamela Zamrzla.

11 6. This property has one deep well which was historically used to irrigate
12 approximately 80 acres of alfalfa crop production by the previous property owners.

13 7. Our home and ranch property is located on this parcel and on which we raise horses
14 and mules. We irrigate approximately 5 acres of pasture for our own animal's use and watered
15 trees and property landscaping.

16 8. In 2014 we purchased 10 acre Parcel # APN 3220-001-027, which is adjacent to
17 our home and ranch property Parcel # APN 3220-001-028.

18 9. Parcel # APN 3220-001-027 is identified by tax assessor as vacant land in vicinity
19 of West Ave D6 and 80th St West.

20 10. We installed a wheel line sprinkler system and have irrigated this 10 acre parcel to
21 produce crops of alfalfa or grasses for our own animals, using water produced from the one well
22 located on Parcel # APN 3220-001-028.

23 11. We have consistently and continuously pumped water from our well since we
24 acquired our first 10 acres in 2007. We provided our summary and historical water usage to the
25 Watermaster when it was first requested by Mr. Parton in 2018. We detailed historical usage,
26 demonstrated our conservation efforts and estimated future water use.

27 12. Following our first estimates provided to Mr. Parton in 2018, we submitted our
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1 usage calculations based on our SCE records to Mr. Parton in 2019. Mr. Parton then used our
2 submittals to say we were claiming we made a mistake in 2018, that we had said 2018 information
3 was “actual usage” and were now claiming they were estimates.

4 13. Our 2018 summary was always stated as “ESTIMATES.” Why Mr. Parton chose
5 to describe them as otherwise is known only to him. Or why after receiving our summary of
6 historical water usage which demonstrated water production that well exceeded the definition of
7 Small Pumper, Mr. Parton assess RWA’s based on Small Pumper allowance of 3AFY. It’s a
8 mystery.

9 14. SCE confirmed power usage from 2011 to 2020 and provided a declaration from
10 Rick Koch which is filed herewith, which declaration documents water pumped from our well.
11 Usage from 2011 to 2020 ranges from 6.9 AFY in 2019 to 79.4 AFY in 2017 for the well located
12 on our property (identified by SCE as “Pasture Well”).

13 15. 2019 AFY is significantly lower than previous years AF because we ceased
14 irrigation of our pastures after notification from the Watermaster in 2018.

15 16. Rich Koch’s declaration is for water produced from a total of three wells - two
16 wells on property owned by Johnny and Pamela Zamrzla and one well on property owned by
17 Johnny Lee and Jeanette Zamrzla.

18 17. Even though we have been landowners in the Antelope Valley since 2007, we were
19 never parties to this litigation. Further, (1) we were never served with any documents regarding
20 this case whether by personal delivery, mail, email, or otherwise; (2) to our knowledge, we were
21 never named as a party to any pumper class or stipulating group or entity of any kind; (3) our
22 names appear nowhere in the records of this case (besides this Motion); (4) we never received any
23 documents at all regarding the Small Pumper Class in this case; and (5) by definition, we are not
24 small pumpers¹ (see the Declaration of Rick Koch served and filed herewith as to our water
25 production from 2011 to 2020).

26
27 ¹ We have seen that the definition of a Small Pumper states that one is not a small pumper if they have
28 pumped 25 acre-feet or more of groundwater for use on a parcel in any calendar year since 1946. We
pumped more than 25 acre-feet for 5 out of the 10 years spanning the time period 2011 to 2020.

1 18. We also retained Robert Brumfield to assist us with this matter in 2018 along with
2 Johnny and Pamela Zamrzla. As such, all responses and communications to the Watermaster's
3 counsel, Craig Parton, on our behalf has been through Mr. Brumfield except for a brief discussion
4 Johnny Lee had with Johnny Zamrzla and Mr. Parton after a Watermaster board meeting, in
5 February 2019, where we expressed our goal to resolve issues with the Watermaster and to
6 confirm that Mr. Parton and Mr. Brumfield were in discussions on our behalf.

7 19. At this point in time, we are exploring all options regarding our water production
8 rights. We understand one option is a motion to intervene in the judgment in this case as Mr.
9 Parton offered in his June 9, 2018 letter that was sent to Johnny Zamrzla. As with Johnny and
10 Pamela Zamrzla, this may involve adding further legal counsel to our team to associate in and
11 assist, but not replace, Mr. Brumfield.

12 20. Accordingly, and pending a decision as to a motion to intervene (or perhaps other
13 approaches that have not been determined yet), we likewise believe that the Motion is premature,
14 does not reflect any type of emergency requiring the Motion to be heard and the merits ruled upon
15 at this time, and should therefore be denied without prejudice pending further discussions by and
16 between us and Mr. Parton and/or the Watermaster board.

17 We declare under the penalty of perjury under the laws of the State of California that this
18 declaration is true and correct and was executed on November 11, 2021, at Lancaster, California.

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21 Johnny Lee Zamrzla

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23 Jeanette Zamrzla
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PROOF OF SERVICE (C.C.P. §1013a, 2015.5)

I am employed in the County of Kern, State of California. I am over the age of 18 and not a party to the within action; my business address is 1810 Westwind Drive, Bakersfield, CA 93301.

On November 12, 2021, I served the foregoing document(s) entitled:

**DECLARATION OF JOHNNY LEE ZAMRZLA AND JEANETTE ZAMRZLA RE
OPPOSITON BY THE ZAMRZLA'S TO THE WATERMASTER'S MOTION FOR
MONETARY, DECLARATORY AND INJUCNTIVE RELIEF AGAINST ZAMRZLA'S**

X by placing the original, X a true copy thereof on all interested parties.

X **BY ELECTRONIC SERVICE:**
I posted the document(s) listed above to the Santa Clara Superior Court Website @ www.scefiling.org and Glotrans website in the action of the Antelope Valley Groundwater Cases.

X (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on November 12, 2021, at Bakersfield, California.


SERENA BRAVO