1 JOHN C. CRUDEN Acting Assistant Attorney General Environment and Natural Resources Division R. LEE LEININGER JAMES J. DUBOIS EXEMPT FROM FILING FEES UNDER United States Department of Justice GOVERNMENT CODE SECTION 6103 Environment and Natural Resources Division 1961 Stout St., Suite 800 Denver, Colorado 80294 lee.leininger@usdoj.gov Phone: 303/844-1364 Fax: 303/844-1350 8 Attorneys for Federal Defendants 9 SUPERIOR COURT OF THE STATE OF CALIFORNIA 10 **COUNTY OF LOS ANGELES** 11 Coordination Proceeding Judicial Council Coordination Special Title (Rule 1550(b)) Proceeding No. 4408 12 ANTELOPE VALLEY GROUNDWATER CASES 13 DECLARATION OF DR. JUNE Included actions: OBERDORFER IN OPPOSITION 14 TO SHEEP CREEK WATER Los Angeles County Waterworks District No. 40 v. COMPANY'S MOTION TO BE Diamond Farming Co., et al. **EXCLUDED FROM THE** Los Angeles County Superior Court, Case No. BC 325 ANTELOPE VALLEY 16 1201 GROUNDWATER ADJUDICATION, OR IN THE 17 Los Angeles County Waterworks District No. 40 v. ALTERNATIVE, FOR Diamond Farming Co., et al. RECOGNITION OF ITS PRIOR 18 Kern County Superior Court, Case No. S-1500-CV-RIGHTS TO THE WATERS OF 254-348 SHEEP CREEK 19 Wm. Bolthouse Farms, Inc. v. City of Lancaster Diamond Farming Co. v. City of Lancaster Diamond Farming Co. v. Palmdale Water District Riverside County Superior Court, Consolidated Action. Case nos. RIC 353 840, RIC 344 436, RIC 344 668 22 AND RELATED CROSS ACTIONS 23 24 25 I, Dr. June A. Oberdorfer, declare as follows: 26 1. I am a Professional Geologist and Certified Hydrogeologist in the State of California. I have a 27 Doctor of Philosophy degree in Geology and Geophysics, with an emphasis in hydrogeology, 28 from the University of Hawaii. I have conducted groundwater investigations for over 29 years. I

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am a Professor in the Department of Geology at San Jose State University and act as a consultant on groundwater related issues. In the present case, I have acted as a consultant to AECOM, Inc., formerly EarthTech, Inc. I have conducted groundwater investigations in California since 1984, including investigations in groundwater basin characterization, water supply, and groundwater contamination. This work has included several investigations in the North Muroc area of the Antelope Valley groundwater basin.

2. I have reviewed and am familiar with the Sheep Creek Water Company's Motion and Memorandum of Points and Authorities in Support of Sheep Creek Water Company's Motion to be Excluded from the Antelope Valley Groundwater Adjudication Area or, in the Alternative, for Recognition of its Prior Rights to the Waters of Sheep Creek (including all documents attached).

I have also reviewed the Declaration of Dr. Ram Arora, Hydrolgelogist, in Support of Sheep Creek Water Co.'s Motion to be Excluded from the Antelope Valley Groundwater Adjudication Area or, in the Alternative, for Recognition of its Prior Rights to the Waters of Sheep Creek (including all documents attached).

3. Attached to and incorporated in this declaration as Exhibit A is my analysis of the factual issues presented in the Sheep Creek motion and accompanying pleadings. I conclude that there is no technical basis for excluding the Sheep Creek Property (discussed in the motion and accompanying pleadings) from the rest of the Antelope Valley Area of Adjudication based upon a lack of groundwater hydraulic connection.

I declare under the penalty of perjury that the above statements are true and correct.

Dated this  $\frac{14}{12}$  day of May, 2009.

June A. Oberdorfer, PhD