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Environment & Natural Resources Division

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§6103

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Attorneys for Cross-Defendant United States of America

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES**

Coordination Proceeding Special Title (Rule 1550 (b)), ANTELOPE VALLEY GROUNDWATER CASES	Judicial Council Coordination Proceeding No. 4408 [Assigned to the Honorable Jack Komar, Judge Santa Clara County Superior Court, Dept. 17] Santa Clara Court Case No. 1-05-CV-049053 DECLARATION IN SUPPORT OF MOTION <i>IN LIMINE</i> TO ESTABLISH THE UNITED STATES' LEGAL ENTITLEMENT TO A FEDERAL RESERVED WATER RIGHT AND TO LIMIT THE SCOPE OF EVIDENCE NECESSARY AT TRIAL
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1 **DECLARATION OF R. LEE LEININGER**

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3 I, R. Lee Leininger, declare as follows:

4 1. I am the attorney of record for the cross-defendant United States. I am an
5 attorney licensed to practice in the courts of Colorado and as an attorney for the United States
6 Department of Justice. I am authorized to appear in this Court to represent the United States.
7 See 28 U.S.C. §§ 516-7.

8
9 2. I have personal knowledge of the facts stated in this Declaration and, if called as a
10 witness, would testify to those facts.

11 3. Attached to this Declaration as Exhibit A are true and correct copies of the
12 following pages produced by the United States in response to this Court's discovery order and
13 available on the Court's Web site at <http://www.scefiling.org/filingdocs/289/58180/usdoj/>: Bates
14 Nos. USAF001653, 001656-58, 001660-65, 001748-50, 003330-59, 004191-93, 012619-21,
15 012640-48, 012651-53, 019535-40, 019563-67, 022898-920, 023125-27, 023436-49, 023568-72,
16 023617-25 and 023762-70.
17

18 4. Attached to this Declaration as Exhibit 19 is a true and correct copy of the order
19 granting Special Master's motion to adopt Apr. 4, 2008 Report Regarding Fort Huachuca, *Gila*
20 *River*, contested case No. W1-11-605 (Maricopa Cnty. Super. Ct., Ariz.)(Sept. 7, 2011).
21

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

24 Executed at Denver, Colorado on March 29, 2013.
25

26 /s/ R. Lee Leininger
27 R. LEE LEININGER
28 ATTORNEY FOR THE UNITED
STATES OF AMERICA