

EXHIBIT “B”

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November 5, 2007

Bruce W. McClendon, FAICP
Los Angeles County
Department of Regional Planning
320 West Temple Street
Los Angeles, California 90012-6411

RE: *Antelope Valley-East Kern Water Agency Future Water Supply*

Dear Mr. McClendon:

This office represents Antelope Valley-East Kern Water Agency (AVEK). We are in receipt of your correspondence dated September 26, 2007. As you are aware, the availability of State Water Project (SWP) water for the foreseeable future is somewhat uncertain given recent rulings in both the Federal and State Courts.

AVEK held a special meeting on August 7, 2007, for the express purpose of making the public aware, to the extent possible, the expectations for the 2008 Water Year. The information received at that point from the Department of Water Resources (DWR) was quite vague. AVEK was advised that they could expect to receive anywhere from 8% of their annual SWP allotment in a dry year to 70% in a wet year. To this date, no further specific details have been provided. I will provide you with a copy of the materials that were distributed at the meeting if you like.

Judge Wanger's decision in the *Smelt* case has not been made final. Our understanding is that the court is still weighing a variety of options as to the circumstances under which the pumps will be turned off, when they will be turned off, and how long they will remain off.

Please find enclosed the following:

1. Section 3 of the Antelope Valley Integrated Regional Water Management Plan.
2. Material from ACWA and Orange County as to the current water supply issues.
3. Response filed by AVEK in the Antelope Valley Groundwater cases regarding the appointment of a referee.

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4. The First-Amended Cross-Complaint filed by L.A. County and Rosamond Community Services District in this adjudication.

In view of the above it is exceedingly difficult to make a "reasonably accurate determination" of impacts that DWR and SWP decisions will have on pending residential and commercial developments. The current adjustment of water rights in the Antelope Valley will also have an impact on water supply.

Los Angeles County is represented in the general water rights adjudication by Deputy County Counsel, Frederick W. Pfaeffle.

If you have any further questions, you might wish to contact Fred directly.

Very truly yours,

BRUNICK, McELHANEY & BECKETT

R.

WILLIAM J. BRUNICK

WJB\pjg

Enclosures: As stated

cc: Board of Directors- AVEK
Frederick W. Pfaeffle, Esq. (w/encls.)