

Ex. 'BLUM TRUST-2'

SAS 503349

SUBP-010

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Sheldon R. Blum, Esq. SBN: 83304 2242 Camden Avenue, Suite 201 San Jose, CA 95124 TELEPHONE NO.: (408) 377-7320 FAX NO.: (408) 377-2199 E-MAIL ADDRESS: ATTORNEY FOR (Name): BLUM TRUST		FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 N. HILL STREET MAILING ADDRESS: CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Central District		
PLAINTIFF/PETITIONER: ANTELOPE VALLEY GROUNDWATER CASES DEFENDANT/RESPONDENT:		
DEPOSITION SUBPOENA FOR PRODUCTION OF BUSINESS RECORDS		CASE NUMBER: JCCP 4408

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (name, address, and telephone number of deponent, if known):
 Dept. of Water Resources, Office of Chief Counsel, 1416 9th St., Rm. 1104, Sacramento, CA 95814

1. YOU ARE ORDERED TO PRODUCE THE BUSINESS RECORDS described in item 3, as follows:

To (name of deposition officer): **Quest Discovery Services**
 On (date): **June 9, 2015** At (time): **10:00 am**
 Location (address): **981 Ridder Park Drive, San Jose, CA 95131**

Do not release the requested records to the deposition officer prior to the date and time stated above.

- a. ☒ by delivering a true, legible, and durable copy of the business records described in item 3, enclosed in a sealed inner wrapper with the title and number of the action, name of witness, and date of subpoena clearly written on it. The inner wrapper shall then be enclosed in an outer envelope or wrapper, sealed, and mailed to the deposition officer at the address in item 1.
- b. ☐ by delivering a true, legible, and durable copy of the business records described in item 3 to the deposition officer at the witness's address, on receipt of payment in cash or by check of the reasonable costs of preparing the copy, as determined under Evidence Code section 1563(b).
- c. ☐ by making the original business records described in item 3 available for inspection at your business address by the attorney's representative and permitting copying at your business address under reasonable conditions during normal business hours.
2. The records are to be produced by the date and time shown in item 1 (but not sooner than 20 days after the issuance of the deposition subpoena, or 15 days after service, whichever date is later). Reasonable costs of locating records, making them available or copying them, and postage, if any, are recoverable as set forth in Evidence Code section 1563(b). The records shall be accompanied by an affidavit of the custodian or other qualified witness pursuant to Evidence Code section 1561.
3. The records to be produced are described as follows (if electronically stored information is demanded, the form or forms in which each type of information is to be produced may be specified):
See Attachment "A"

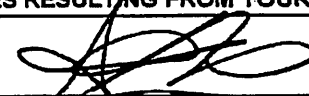
☐ Continued on Attachment 3.

4. IF YOU HAVE BEEN SERVED WITH THIS SUBPOENA AS A CUSTODIAN OF CONSUMER OR EMPLOYEE RECORDS UNDER CODE OF CIVIL PROCEDURE SECTION 1985.3 OR 1985.6 AND A MOTION TO QUASH OR AN OBJECTION HAS BEEN SERVED ON YOU, A COURT ORDER OR AGREEMENT OF THE PARTIES, WITNESSES, AND CONSUMER OR EMPLOYEE AFFECTED MUST BE OBTAINED BEFORE YOU ARE REQUIRED TO PRODUCE CONSUMER OR EMPLOYEE RECORDS.

DISOBEDIENCE OF THIS SUBPOENA MAY BE PUNISHED AS CONTEMPT BY THIS COURT. YOU WILL ALSO BE LIABLE FOR THE SUM OF FIVE HUNDRED DOLLARS AND ALL DAMAGES RESULTING FROM YOUR FAILURE TO OBEY.

Date issued: **May 14, 2015**
Sheldon R. Blum, Esq.

(TYPE OR PRINT NAME)



(SIGNATURE OF PERSON ISSUING SUBPOENA)

Attorney Of Record For Blum Trust

(Proof of service on reverse)

(TITLE)

Page 1 of 2

✓ PLAINTIFF/PETITIONER: IN RE ANTELOPE VALLEY GROUNDWATER CASES	CASE NUMBER: JCCP4408
DEFENDANT/RESPONDENT:	

**PROOF OF SERVICE OF DEPOSITION SUBPOENA FOR
PRODUCTION OF BUSINESS RECORDS**

1. I served this *Deposition Subpoena for Production of Business Records* by personally delivering a copy to the person served as follows:

a. Person served (name): Peggy Bernardy

b. Address where served: 1416 9TH STREET, ROOM 1104
SACRAMENTO, CA 95814

COR Phone #

() -

c. Date of delivery: 5-22-15

Address and Phone # Confirmed:

d. Time of delivery: 2:45

e. (1) ☒ Witness fees were paid.

Amount: \$ \$15.00

Check#: 1169820

(2) ☐ Copying fees were paid.

Amount: \$ _____

f. Fee for service: \$ _____

2. I received this subpoena for service on (date):

3. Person serving:

a. ☐ Not a registered California process server.

b. ☐ California sheriff or marshal.

c. ☐ Registered California process server.

d. ☒ Employee or independent contractor of a registered California process server.

e. ☐ Exempt from registration under Business and Professions Code section 22350(b).

f. ☐ Registered professional photocopier.

g. ☐ Exempt from registration under Business and Professions Code section 22451.

h. Name, address, telephone number, and, if applicable, county of registration and number:

Name:

Joseph Antierres

4600 Roseville Road Ste 200

North Highlands, CA 95660 (800) 477-6886

Quest Discovery Services
Santa Clara, #886

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

Date:

5-22-15

(For California sheriff or marshal use only)

I certify that the foregoing is true and correct.

Date:

(SIGNATURE)

(SIGNATURE)

ATTACHMENT "A"

Any and all Water Well Index Cards and other related documents as defined by *Evidence Code §250*, on file which concerns or in any way relates to the following parcels located in Los Angeles County, California:

Parcel #1 - APN: 3384-009-001;
Parcel #2 - APN: 3384-009-006;
Parcel #3 - APN: 3384-020-012;
Parcel #4 - APN: 3384-020-013; and
Parcel #5 - APN: 3262-016-011.

AFFIDAVIT

(Pursuant to California Evidence Code 1561 & 1271)

Check # 1169\$20
File # SAS503369

READ, SIGN, DATE, ATTACH TO YOUR RECORDS, AND SUBMIT TO DEPOSITION OFFICER:

Quest Discovery Services
4600 ROSEVILLE ROAD, SUITE 200
NORTH HIGHLANDS, CA 95660
(916) 483-7030 or (800) 477-6886

Title of Case: ANTELOPE VALLEY GROUNDWATER CASES
Attorney for :

DATE OF DEPOSITION: Tuesday June 9, 2015
RECORDS PERTAINING TO: PLEASE SEE DESCRIPTION OF RECORDS

I, THE UNDERSIGNED, BEING THE DULY AUTHORIZED CUSTODIAN OF THE RECORDS AND HAVING THE AUTHORITY TO CERTIFY THE RECORDS DECLARE THE FOLLOWING: THE ATTACHED ARE THE RECORDS OF DEPT OF WATER RESOURCES AND THAT THESE RECORDS ARE KEPT IN THE REGULAR COURSE OF BUSINESS AND SUCH BUSINESS IS A TYPE OF BUSINESS IN WHICH IT IS CUSTOMARY TO KEEP SUCH RECORDS; THE RECORDS WERE PREPARED BY PERSONNEL OF THE BUSINESS WITH ACTUAL KNOWLEDGE OF THE MATTERS STATED IN THE RECORDS AND THAT THE ENTRIES CONTAINED IN THE ATTACHED RECORDS WERE MADE AT OR NEAR THE TIME OF THE ACTS, CONDITIONS OR EVENTS DESCRIBED.

TRUE COPIES

☒ Pursuant to Evidence Code Section 1560(b) the attached copy is a true, legible and durable copy of the records described in the Subpoena.

ORIGINAL RECORDS

☐ Pursuant to Evidence Code Section 1560(e) the original records described in the Subpoena were delivered to the attorney or the attorney's representative for copying at the witness' place of business.

CERTIFICATION OF NO RECORDS

☒ That a thorough search of our files revealed no documents, records or other materials called for in the Subpoena and that no such records exist with the information provided. (Please give a detailed explanation.) Annotations on Attachment A specify which parcels have records and which parcels no records were found.

☐ Requested records existed at one time but have since been purged.

☐ Records do not exist for the time frame specified.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING IS TRUE AND CORRECT.

SIGNATURE

Timothy M. Ross

PRINTED NAME

Timothy M. Ross

TITLE

Chief, Groundwater Sect PHONE # (818) 500-1645
DWR Southern Region x278

Executed on

5/28/2015 at Glendale, CA

IN

REPLY DEPT OF WATER RESOURCES
PLEASE OFFICE OF THE CHIEF COUNSEL
REFER 1416 9TH STREET, ROOM 1104
TO SACRAMENTO, CA 95814

AFFIDAVIT OF PROFESSIONAL PHOTOCOPIER SECTION 22462 of Business and Professions Code.

I solemnly affirm that I am the attorney's representative and that I made true copies of all the original records delivered to me by the Custodian of Records of the within named location, and these records will be distributed to the authorized persons or entities.

Executed on _____

At _____

Signature _____



AFFIDAVIT

1 / AFFIDAVIT

ATTACHMENT "A"

Any and all Water Well Index Cards and other related documents as defined by *Evidence Code §250*, on file which concerns or in any way relates to the following parcels located in Los Angeles County, California:

State Well Number

Parcel #1 - APN: 3384-009-001; - 07N 11W 24C 01S
Parcel #2 - APN: 3384-009-006; - 07N 11W 24F 01S
Parcel #3 - APN: 3384-020-012; - No Records Found
Parcel #4 - APN: 3384-020-013; and - No Records Found
Parcel #5 - APN: 3262-016-011. - No Records Found

2015 JUN 23 11:09:53

LOS ANGELES COUNTY

for m, 2015

WELL INDEX

State Well No. 07N/11W-24F01 B&M County _____
 Location No. _____ Areal Designation _____
 Serial or Ventura No. _____
 Loc. or Riv. No. _____ Well Condition _____
 Bull. 39-J No. _____ Ref. Pt. Elev. _____ ft.
 Ground Elev. 2441 ft.
 Well Log _____ Well Depth 585 ft.
 Water Analyses _____ Casing: Size 6 1/6 in., Perf. _____
 Water Levels _____
 Prod. Records _____ Aquifer(s) _____
 Well Use 2 Record: Begins _____, Ends _____

CALIFORNIA
 DEPARTMENT OF
 WATER RESOURCES
 2015 JAN 30 10:30 AM
 SOUTH REGION
 5-23-2015

Agency Data Collected 5000 Owner's Name T.D. KYLE
 Date of last measurement _____ Address _____
 Water Surface Elevation _____ ft. DRILLED 1948
 Data Program _____
 Type of Power T-75 Driller's Name _____
 Address _____
 Well Location Map No. 59-53
 Map Name Alpine Butte
 Well is located 2800 ft. north, Remarks 205 n. w/ 1/2 sec. rd
2950 ft. west of southeast (16.5) 30' N/o E-W Access rd
 corner of Section 24 in G.E. plat.
 Plotted: By C.H. Gordon, Date 8/2/61

WELL INDEX

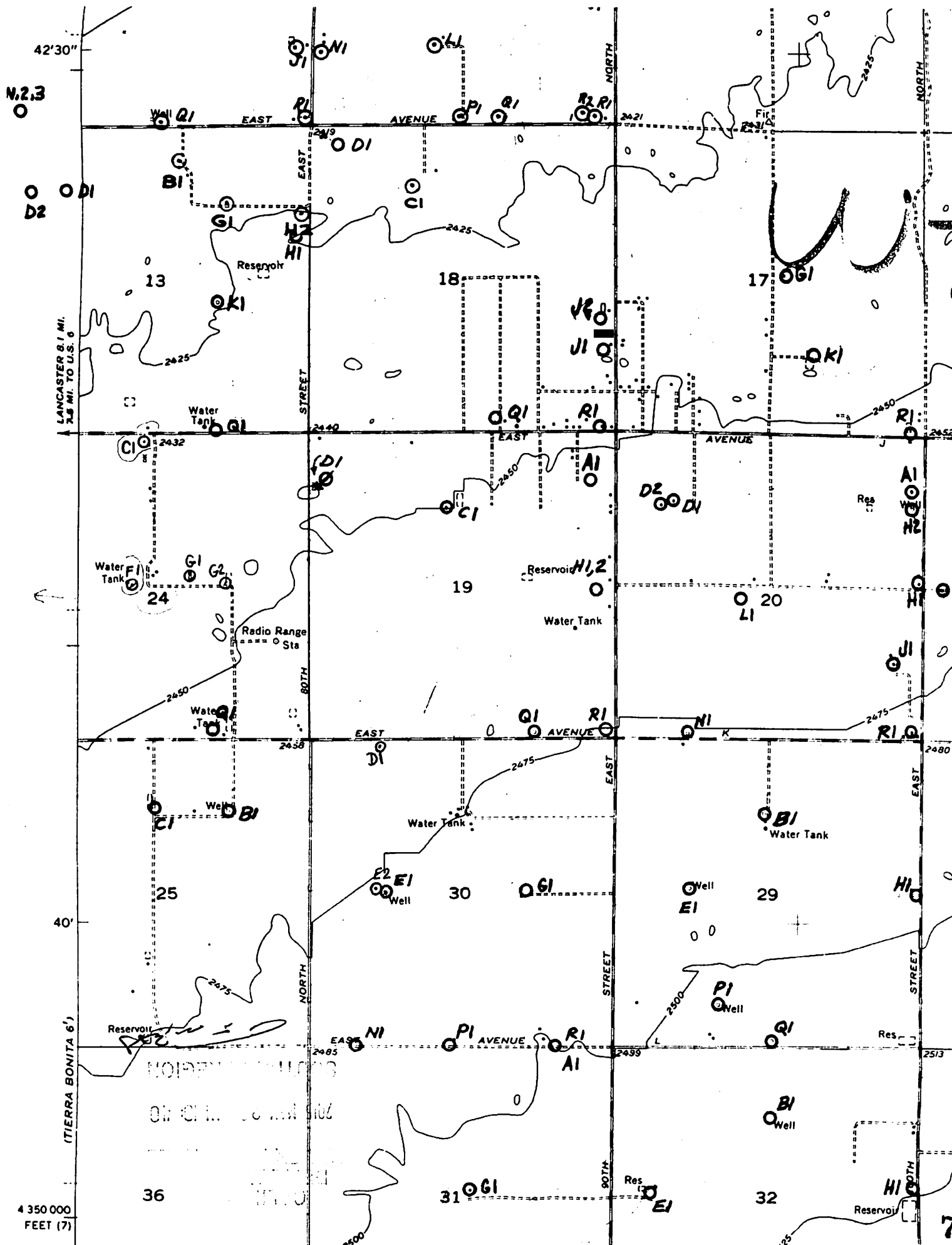
State Well No. 07N/11W-2400, B&M County _____
 Location No. 10101 Areal Designation _____
 Serial or Ventura No. _____
 Loc. or Riv. No. _____ Well Condition 3
 Bull. 39-J No. _____ Ref. Pt. Elev. 2434 ft.
R-24A Ground Elev. 2433 ft.
 Well Log _____ Well Depth 0210 ft.
 Water Analyses _____ Casing: Size 8 in., Perf. _____
 Water Levels 1 Q.S. EAFB _____
 Prod. Records _____ Aquifer(s) _____
 Well Use UNUSED Record: Begins _____, Ends _____

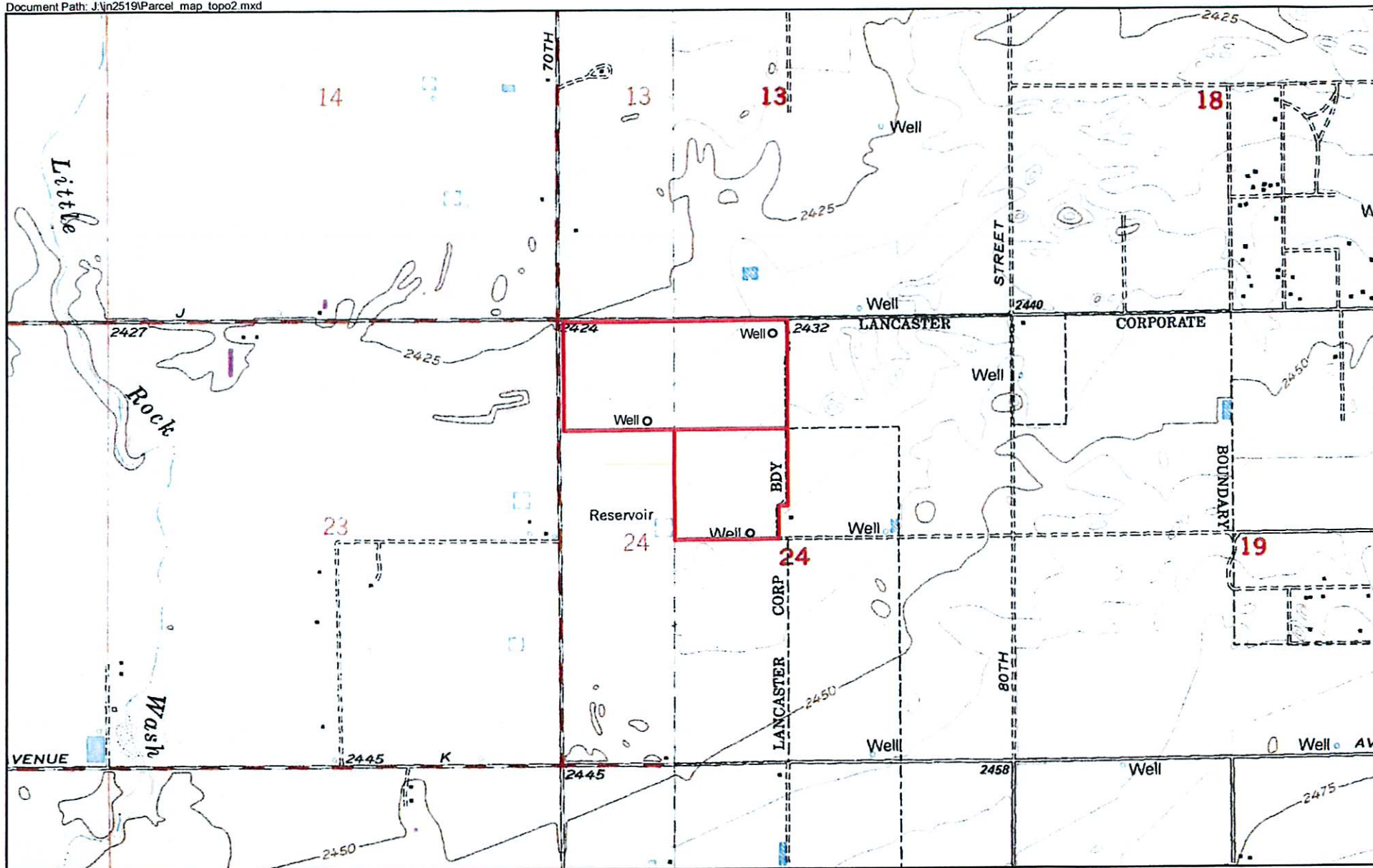
2015 MAY 20 10:30

SOUTHERN REGION

[Handwritten signature]

Agency Data Collected 5000 Owner's Name I.D. Kyle
 Date of last measurement 3-27-51 Address DILLED 1932
 Water Surface Elevation 2276 ft. _____
 Data Program _____
 Type of Power L W Driller's Name _____
 Address _____
 Well Location Map No. _____
 Map Name Alpine Butte
 Well is located _____ ft. north, _____ ft. west of southeast
 corner of Section _____
 Remarks 150' S. of Ave 2, 150' ± W. of dirt road, 1/2 mi. E of 70th St. E
 Plotted: By C.H. Gardner, Date 8/7/61





- Property Boundary
- Approximate Well Location

LOCATION OF BLUM PROPERTY (120 ACRES) IN ANTELOPE VALLEY, CALIFORNIA

Base Map: USGS Lancaster East and Alpine Butte Quadrangles

0 0.25 0.5 Miles

