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PROPERTIES, LLC

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9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

11 Coordination Proceeding
Special Title (Rule 3.550 (fka Rule 1550(b))

Judicial Council Coordination Proceeding No.
4408

12 **ANTELOPE VALLEY GROUNDWATER**
13 **CASES**

Santa Clara Case No. 2005-1-CV-049053
Los Angeles Superior Court
Case Nos. BC364553 and BC391869

14 Including Consolidated Actions:

15 REBECCA LEE WILLIS, on behalf of herself
and all others similarly situated,

Assigned to the Hon. Jack Komar
Santa Clara Superior Court

16 Plaintiff,

17 v.

18 LOS ANGELES COUNTY WATERWORKS
DISTRICT NO. 40, et al.

DECLARATION OF NATHAN A.
METCALF IN SUPPORT OF MOTION BY
THE PEOPLE CONCERN, INC. AS AGENT
FOR SMALL PUMPER CLASS MEMBER
BARREL SPRINGS PROPERTIES, LLC
FOR ACTION AND IMPLEMENTATION
OF WATERMASTER ENGINEER
RECOMMENDATION OF APPROVAL OF
BARREL SPRINGS PROPERTIES, LLC'S
SEPTEMBER 30, 2022 NEW PRODUCTION
APPLICATION

19 Defendants

20 RICHARD A. WOOD, an individual, on behalf
21 of himself and all others similarly situated,

22 Plaintiff,

23 v.

24 LOS ANGELES COUNTY WATERWORKS
DISTRICT NO. 40, et al.

*Filed concurrently with Notice of Motion and
Motion by The People Concern for Approval of
New Production, Declarations of Claire
Collins, David M. Larson, John Maceri, Toby
Waxman, and Compendium of Evidence*

25 Defendants.

26 **AND RELATED ACTIONS**
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DECLARATION OF NATHAN A. METCALF

I, Nathan A. Metcalf, declare as follows:

1. I am an attorney duly admitted to practice before this Court. I am a partner with Hanson Bridgett LLP, attorneys of record for Barrel Springs Properties, LLC. I have personal knowledge of the facts set forth herein and, if called as a witness, could and would competently testify to the matters stated herein.

2. I am counsel to The People Concern, Inc. I attended the Antelope Water Watermaster Board (“Watermaster”) meeting on April 26, 2023. The meeting was conducted via Zoom, and to my knowledge was not recorded.

3. During the meeting the Watermaster considered possible action on a New Production Application (“Application”) for Barrel Springs Properties, LLC (“Barrel Springs”). At the meeting I represented The People’s Concern, Inc. who is under contract to purchase the Barrel Springs’ property and is processing the Application as Barrel Spring’s agent.

4. I made remarks at the meeting. A true and correct copy of my remarks, which I read in to the record, are attached to the Compendium of Evidence filed in support of Barrel Springs Properties' Motion.

5. Prior to the vote on Application, the Watermaster Engineer, Phyllis Stanin, provided its assessment of the application, recommending approval, and finding (1) that the applicant agrees to purchase replacement water, (2) that all conditions for new production are met under the Antelope Valley Groundwater Cases Judgment and Physical Solution and the Watermaster Rules and Regulations, and (3) that no Material Injury will result from the proposed production.

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1 6. All Watermaster Board members present at the meeting voted in favor of the
2 Application, except for Board member Kathy MacLaren. During the public comment period I
3 asked Board member MacLaren if there was a basis in the Judgment and Physical Solution or the
4 Watermaster Rules and Regulations for denying the Application. Board member MacLaren did
5 not respond.

6 7. A true and correct copy of the Watermaster Meeting Minutes from the April 26,
7 2023 meeting, obtained from the Watermaster's website at - [https://avwatermaster.net/wp-](https://avwatermaster.net/wp-content/uploads/2023/06/2023-04-26-AVWM-BoD-Meeting-Minutes.pdf)
8 [content/uploads/2023/06/2023-04-26-AVWM-BoD-Meeting-Minutes.pdf](https://avwatermaster.net/wp-content/uploads/2023/06/2023-04-26-AVWM-BoD-Meeting-Minutes.pdf), which were approved
9 at the May 25, 2023 Watermaster Meeting, are attached to the Compendium of Evidence filed in
10 support of Barrel Springs Properties' Motion.

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

13 Executed on this 25th day of July, 2023, at Dublin, California.

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STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

On July 25, 2023, I served true copies of the following document(s) described as **DECLARATION OF NATHAN A. METCALF IN SUPPORT OF MOTION BY THE PEOPLE CONCERN, INC. AS AGENT FOR SMALL PUMPER CLASS MEMBER BARREL SPRINGS PROPERTIES, LLC FOR ACTION AND IMPLEMENTATION OF WATERMASTER ENGINEER RECOMMENDATION OF APPROVAL OF BARREL SPRINGS PROPERTIES, LLC'S SEPTEMBER 30, 2022 NEW PRODUCTION APPLICATION** on the interested parties in this action as follows:

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


Linda M. DeRosa