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

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**ANTELOPE VALLEY
GROUNDWATER CASES**

13 This Pleading Relates to Included Action:
14 REBECCA LEE WILLIS, on behalf of
15 herself and all others similarly situated,

16 *Plaintiff,*

17 v.

18 LOS ANGELES COUNTY
19 WATERWORKS DISTRICT NO. 40;
20 CITY OF LANCASTER; CITY OF
21 PALMDALE; PALMDALE WATER
22 DISTRICT; LITTLEROCK CREEK
23 IRRIGATION DISTRICT; PALM
24 RANCH IRRIGATION DISTRICT;
25 QUARTZ HILL WATER DISTRICT;
26 ANTELOPE VALLEY WATER CO.;
27 ROSAMOND COMMUNITY SERVICE
28 DISTRICT; PHELAN PINON HILL
COMMUNITY SERVICE DISTRICT; and
DOES 1 through 1,000;

Defendants.

RELATED CASE TO JUDICIAL COUNCIL
COORDINATION PROCEEDING NO. 4408

The Honorable Jack Komar
Coordination Trial Judge

**SUPPLEMENTARY DECLARATION OF THE
ARCHDIOCESE OF LOS ANGELES
RELATING TO THE "LESLIE PROPERTY"
IN SUPPORT OF MOTION TO SUBSTITUTE
LEAD PLAINTIFF**

I, Michael T. Davitt, declare as follows:

1 1. I am employed as Director of Real Estate for the Archdiocese of Los Angeles (the
2 "Archdiocese"). The Archdiocese is a member of the *Willis* Class as defined in the judgment
3 dated September 22, 2011. I submit this Supplementary Declaration relating to the "Leslie
4 Property" in support of Plaintiff's Motion to Substitute the Lead Plaintiff. I am over 18 years old
5 and make this statement based on my own personal knowledge. If called upon as a witness to
6 testify to the truth of the matters contained in this declaration, I would, and could, competently do
7 so.
8

9 2. In addition to the ten pieces of property in the Antelope Valley Basin set forth in
10 paragraph 2 of my Declaration of October 2, 2014, the Archdiocese is the owner of a parcel of
11 vacant land located along 238th Street E and adjacent to the California Aqueduct. The parcel is
12 approximately 27 acres and is Parcel No. 3089-028-023. This parcel was inadvertently excluded
13 from the list of vacant parcels of land owned by the Archdiocese in the Antelope Valley Basin set
14 forth in paragraph 2 of my Declaration of October 2, 2014 because of a mistake made by the title
15 company in the process of the sale of the "Leslie Property" on July 31, 2012, which sale is
16 discussed in paragraph 4 of this Supplementary Declaration. Parcel No. 3089-028-023 is north of
17 and immediately adjacent to the "Leslie Property" (Parcel No. 3088-001-005). The title company
18 mistakenly transferred ownership of Parcel No. 3089-028-023 to the purchaser of the "Leslie
19 Property." The Archdiocese is presently working with the title company and the purchaser of the
20 "Leslie Property" (Parcel No. 3088-001-005) to correct this mistake and restore ownership of
21 record of Parcel No. 3089-028-023 to the Archdiocese.
22

23 3. To the best of my knowledge, there has never been any well on Parcel No. 3089-028-
24 023, nor has there ever been any pumping of groundwater from this property.
25

26 4. Until July 31, 2012, the Archdiocese owned Assessor Parcel No. 3088-001-005, a
27 parcel of approximately 104 acres located south of the California Aqueduct at the intersection of
28

1 238th Street and Avenue X in the Antelope Valley Basin and known as the "Leslie Property." It
2 was a bequest of the Leslie Trust to the Archdiocese. On July 31, 2012, the Archdiocese sold the
3 "Leslie Property." To the best of my knowledge, there never has been any well on the "Leslie
4 Property" (Parcel No. 3088-001-005) nor has there ever been any pumping of groundwater from
5 this property. To the best of my knowledge, the "Leslie Property" is not a separate legal entity.
6

7 5. On December 26, 2006, the "Leslie Property," designated as Doe Defendant no. 107 in
8 the Amendment to Complaint of plaintiff Los Angeles County Water Works District No. 40 and
9 all Cross-Complaints on file, answered the Complaint and Cross-Complaint. Allan J. Graf (SBN
10 057148) of Carlsmith Ball, LLP appeared as "Attorneys for the Leslie Property" and has appeared
11 only as "Attorneys for the Leslie Property" in all proceedings in the Antelope Valley
12 Groundwater Cases (JCCP 4408). Until this Motion to Add or Substitute, the Archdiocese has not
13 made a separate appearance in the JCCP 4408 action.
14

15 6. Annexed to this Supplementary Declaration as Exhibit A is the "Opt-In" form of the
16 Archdiocese for inclusion as a Member of the "*Willis Class*."
17

18 I certify and declare under penalty of perjury under the laws of the United States that the
19 foregoing is true and correct.
20

21 Executed on October 20, 2014 at Los Angeles, California.
22

23 THE ROMAN CATHOLIC ARCHDIOCESE OF
24 LOS ANGELES

25 By: 
26 Michael T. Davitt
27 Director of Real Estate
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ATTACHMENT A

<u>APN</u>	<u>LOCATION</u>	<u>SIZE</u>
(1) 3089-009-013	Vicinity Avenue V and 258th St. E Black Butte, CA 93591	79.73 acres
(2) 3113-006-098	Avenue C and Vicinity 45th St. W Caliche, CA 93536	10.05 acres
(3) 3203-010-003	70th St. W and Vicinity Lancaster Blvd. Del Sur, CA 93536	19.56 acres
(4) 3204-007-020	Avenue L and Vicinity 75th St. W Del Sur, CA 93536	19.49 acres
(5) 3204-007-022	Avenue L and Vicinity 72nd St. W Del Sur, CA 93536	9.88 acres
(6) 3204-007-029	Avenue L and 70th St. W Del Sur, CA 93536	27.52 acres
(7) 3279-016-024	Three Points Road and Kennedy Sawmill Mountain, CA 93532	17.13 acres
(8) 3318-009-087	Vicinity Avenue B8 and 210th St. E (north of Avenue C) Hi Vista, CA 93535	10.19 acres
(9) 3318-009-094	Vicinity Avenue B8 and 210th St. E (north of Avenue C) Hi Vista, CA 93535	7.63 acres
(10) 3336-008-001	Avenue K and 250th St. E Butte Valley, CA 93535	18.54 acres
(11) 3089-028-023	Along 238th Street E immediately adjacent to and north of the California Aqueduct	27 acres