2 P. O. Box 2205 1200 Truxtun Avenue, Suite 200 3 Bakersfield, CA 93303 Telephone: (661) 322-4004 4 Facsimile: (661) 322-2906 rgkuhs@kuhsparkerlaw.com E-Mail: 5 Attorneys for Granite Construction Company 6 7 SUPERIOR COURT OF THE STATE OF CALIFORNIA 8 COUNTY OF LOS ANGELES - CENTRAL DISTRICT 9 10 Judicial Council Coordination No. 4408 ANTELOPE VALLEY GROUNDWATER 11 CASES Santa Clara Case No. 1-05-CV-049053 12 Assigned to Hon. Jack Komar **Included Actions:** Los Angeles County Waterworks District No. 40 13 v. Diamond Farming Co., Superior Court of **NOTICE OF ERRATA RE:** California, County of Los Angeles, Case No. BC **GRANITE CONSTRUCTION** 14 **COMPANY'S RESPONSE TO** 325201; 15 **DISCOVERY ORDER FOR PHASE 4** Los Angeles County Waterworks District No. 40 TRIAL 16 v. Diamond Farming Co., Superior Court of California, County of Kern, Case No. S-1500-CV-17 Phase 4 Trial Date: February 11, 2013 254-348; and 18 Wm. Bolthouse Farms, Inc. v. City of Lancaster, 19 Diamond Farming Co. v. Lancaster, Diamond Farming Co. v. Palmdale Water Dist., Superior 20 Court of California, County of Riverside, Case No. RIC 353 840, RIC 344 436, RIC 344 668. 21 22 23 GRANITE CONSTRUCTION COMPANY ("Granite") hereby submits this notice of 24 errata to correct an error in Exhibit A to Granit's original responses to the Court's Discovery 25 Order for Phase 4 Trial. The original Exhibit A incorrectly stated "no" with respect to the 26 27 presence and operation of a groundwater well on the property identified as APN 3050-010-006, 28

NOTICE OF ERRATA RE GRANITE'S RESPONSE TO DISCOVERY ORDER FOR PHASE 4 TRIAL

Robert G. Kuhs, State Bar No. 160291

Kuhs & Parker

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and incorrectly stated as "yes" with respect to APN 3050-010-016. A corrected Exhibit A and verification are attached.

Dated: January 11, 2013

**KUHS & PARKER** 

Robert G. Kuhs,

Attorney for Granite Construction Company

T:\919.39 - Granite v Antelope Valley Groundwater. ABC Williams Envivous of Errata Re Response to Dac Ord for Phase 4 Trial Granite. docx

## (VERIFICATION — 446, 2015.5 C.C.P.)

## STATE OF CALIFORNIA, COUNTY OF KERN

I am a representative of Granite Construction Company in the above-entitled action; I have read the foregoing NOTICE OF ERRATA RE: GRANITE CONSTRUCTION COMPANY'S RESPONSE TO DISCOVERY ORDER FOR PHASE 4 TRIAL and know the contents thereof; and I certify that the same is true of my own knowledge, except as to those matters which are therein stated upon my information or belief, and as to those matters I believe it to be true.

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

Executed on Jan 71\_, 2013 at Bakersfield, California.

William Taylor

## Exhibit A

|          | •                | Exhibit A   | 10               |                  |
|----------|------------------|---|------------------|------------------|
|          |                  |   | Groundwater well | <b></b>          |
|          |                  |   | on property      | Groundwater well |
|          |                  |   | during           | operated during  |
|          | •                |   | 2000,2001,2003,  | 2000,2001,2003,  |
| Parcel   | LA County APN    | Title Owner                                       | 2004,2011,2012   | 2004,2011,2012   |
| Littlero | ck Quarry and P  | ant   |                  |                  |
| 1        | 3050-022-010     | Littlerock Sand and Gravel, Inc.                  | Yes              | Yes              |
| 2        | 3050-022-014     | Littlerock Sand and Gravel, Inc.                  | no               | ņo               |
| 3        | 3050-010-006     | Littlerock Sand and Gravel, Inc.                  | Yes              | Yes              |
| 4        | 3050-010-016     | Littlerock Sand and Gravel, Inc.                  | no               | no _             |
| 5        | 3050-028-015     | Littlerock Sand and Gravel, Inc.                  | Yes              | Yes ·            |
|          |                  | Granite Construction Company, a California        |                  | •                |
|          |                  | Corporation (owner from 2008 to present)          |                  |                  |
|          |                  | Thompson Enterprises (temporary owner 2008)       |                  |                  |
|          |                  | Rodrigo L. Gabuya, M.D., Inc. Profit Sharing Plan |                  |                  |
| 6        | 3050-028-003     | (owner 2000 -2008)                                | ņо               | no .             |
|          | ·                | Granite Construction Company, a California        |                  |                  |
|          |                  | Corporation (owner from 2008 to present)          | ]                |                  |
|          |                  | Thompson Enterprises (temporary owner 2008)       |                  |                  |
|          |                  | Rodrigo L. Gabuya, M.D., Inc. Profit Sharing Plan |                  |                  |
| 7        | 3050-028-013     | (owner 2000-2008)                                 | no               | no               |
|          |                  | Granite Construction Company, a California        |                  |                  |
|          |                  | Corporation (owner from 2008 to present)          |                  |                  |
|          |                  | Thompson Enterprises (temporary owner 2008)       |                  |                  |
|          |                  | Rodrigo L. Gabuya, M.D., Inc. Profit Sharing Plan |                  | •                |
| 8.       | 3050-028-014     | (owner 2000-2008)                                 | no               | no               |
|          |                  |   |                  |                  |
|          | 1                | Granite Construction Company, a California        |                  |                  |
|          |                  | Corporation (owner from 2008 to present)          |                  |                  |
|          |                  | SALLIE ANN SPIVAK, AS TRUSTEE OF THE SPIVAK       |                  |                  |
|          |                  | FAMILY REVOCABLE TRUST, DATED DECEMBER            |                  |                  |
| 9        | 3050-028-016     | 12, 2003 (owner 2000-2008)                        | no               | no               |
|          |                  | Granite Construction Company, a California        |                  |                  |
|          | ·                | Corporation (owner from 2008 to present)          | 1                |                  |
|          |                  | Thompson Enterprises (temporary owner 2008)       |                  |                  |
|          |                  | Rodrigo L. Gabuya, M.D., Inc. Profit Sharing Plan |                  |                  |
| 10       | 3050-027-005     | (owner 2000-2008)                                 | no               | no               |
| Bigroci  | k Quarry and Pla | nt  |                  |                  |
|          |                  | Granite Construction Company, a California        |                  |                  |
| 11       | 3036-008-035     | Corporation                                       | no               | no               |
|          |                  | Granite Construction Company, a California        |                  |                  |
| 12       | 3080-022-013     | Corporation                                       | Yes              | Yes              |
| Headq    | uarters          |   |                  | ·                |
|          |                  | Granite Construction Company, a California        |                  |                  |
| 13       | 3126-018-034     | Corporation                                       | no               | no               |
|          |                  |   |                  |                  |