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GOV. CODE SECTION 6103]

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13 *California Department of Water Resources*

14 SUPERIOR COURT OF THE STATE OF CALIFORNIA
15 COUNTY OF SACRAMENTO

17 **CENTRAL DELTA WATER AGENCY, et**
18 **al.,**
19 Plaintiffs and Petitioners,
20 v.
21 **CALIFORNIA DEPARTMENT OF**
22 **WATER RESOURCES, et al.,**
23 Defendants and
24 Respondents,
25 **KERN COUNTY WATER AGENCY, et al.,**
26 Real Parties in Interest,

Case No. 34-2010-80000561
NOTICE OF ENTRY OF JUDGMENT
Dept: 29
Judge: The Hon. Timothy M. Frawley
Action Filed: June 3, 2010
Trial Dates: November 2, 2012 [Second
and Third Causes of Action]
January 31, 2014 [First Cause
of Action]

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that a judgment was entered in this action on November 24, 2014. A copy of the judgment is attached to this notice.

Dated: December 1, 2014

Respectfully Submitted,

KAMALA D. HARRIS
Attorney General of California
ERIC M. KATZ
Supervising Deputy Attorney General



ERIC M. KATZ
Supervising Deputy Attorney General
*Attorneys for Defendant and Respondent
California Department of Water Resources*

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EXHIBIT A

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FILED
ENDORSED
NOV 24 2014
Frank Temmerman
By FRANK TEMMERMAN
Deputy Clerk

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SACRAMENTO

CENTRAL DELTA WATER AGENCY, et al.,

Plaintiffs and Petitioners,

v.

CALIFORNIA DEPARTMENT OF WATER RESOURCES, et al.,

Defendants and Respondents,

KERN COUNTY WATER AGENCY, et al.,

Real Parties in Interest.

Case No. 34-2010-80000561
~~[PROPOSED]~~ JUDGMENT
Trial Dates: November 2, 2012 [Second and Third Causes of Action]
January 31, 2014 [First Cause of Action]
Action Filed: June 3, 2010

1 Plaintiffs and Petitioners Central Delta Water Agency, South Delta Water Agency,
2 California Water Impact Network, California Sportfishing Protection Alliance, Center for
3 biological Diversity, Carolee Krieger, and James Crenshaw (Petitioners) claims as set forth in the
4 First Amended Petition for Writ of Mandate and Complaint for Declaratory and Injunction Relief
5 (Petition) came on for a bench trial in separate phases.

6 Trial on certain affirmative defenses of Defendant and Respondent California Department
7 of Water Resources' (Respondents), and Real Parties in Interests Alameda County Flood Control
8 & Water Conservation District Zone 7, Alameda County Water District, Antelope Valley – East
9 Kern Water Agency, Castaic Lake Water Agency, Central Coast Water Authority, City of Yuba
10 City, Coachella Valley Water District, County of Kings, Crestline-Lake Arrowhead Water
11 Agency, Desert Water Agency, Dudley Ridge Water District, Empire-Westside Water District,
12 Kern Water bank Authority, Littlerock Creek Irrigation District, Metropolitan Water District of
13 Southern California, Mojave Water Agency, Napa County Flood Control & Water Conservation
14 District, Oak Flat Water District, Palmdale Water District, Paramount Farming Company LLC,
15 Roll International Corporation, San Bernardino Valley Municipal Water District, San Gabriel
16 Valley Municipal Water District, San Geronio Pass Water Agency, San Luis Obispo County
17 Flood Control & Water Conservation District, Santa Barbara County Flood Control and Water
18 Conservation District, Santa Clara Valley Water District, Semitropic Water Storage District,
19 Solano County Water Agency, Tejon-Castac Water District, Tejon Ranch Water Company,
20 Tulare Lake Basin Water Storage District, Ventura County Watershed Protection District,
21 Westside Mutual Water Company, and Wheeler Ridge-Maricopa Water District's (Real Parties in
22 Interest), specifically the time-bar affirmative defenses to Petitioners' Second and Third Causes
23 of Action, came on for a bench trial on November 2, 2012, and such matter was decided as set
24 forth in the Court's Ruling on Submitted Matter, dated January 31, 2013.

25 Trial on Petitioners' First Cause of Action (CEQA) came on for a bench trial on January 31,
26 2014, and such matter was decided as set forth in the Court's Ruling on Submitted Matter, dated
27 March 5, 2014.

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NOW THEREFORE IT IS ORDERED, ADJUDGED AND DECREED that:

1. Does 1 through 60 are DISMISSED.

AS TO THE FIRST CAUSE OF ACTION (CEQA):

1. For the reasons stated by the court in its Ruling on Submitted Matter (March 5, 2014), Petitioner James Crenshaw’s First Cause of Action is DISMISSED. Judgment is entered in favor of DWR and Real Parties in Interest, and against James Crenshaw.

2. For the reasons stated by the court at trial and in its Ruling on Submitted Matter (March 5, 2014), Petitioners Central Delta Water Agency, South Delta Water Agency, California Water Impact Network, California Sportfishing Protection Alliance, Center for Biological Diversity, and Carolee Krieger’s petition for writ of mandate is GRANTED in part and DENIED in part.

3. The Monterey Plus EIR having been properly prepared in all other respects, Judgment is entered in favor of Petitioners Central Delta Water Agency, South Delta Water Agency, California Water Impact Network, California Sportfishing Protection Alliance, Center for Biological Diversity, and Carolee Krieger, and against DWR and Real Parties in Interest, solely as to the Monterey Plus EIR’s inadequate description, analysis, and (if appropriate) mitigation of the potential impacts – particularly as to groundwater hydrology and water quality – associated with the Kern Water Bank Authority’s use and operation of the Kern Water Bank lands as a water banking and recovery project.

AS TO THE SECOND CAUSE OF ACTION (REVERSE VALIDATION):

1. For the reasons stated by the court at trial and in its Ruling on Submitted Matter (January 31, 2013), Petitioners’ Second Cause of Action is DISMISSED in its entirety.

2. Judgment is entered in favor of DWR and Real Parties in Interest, and against Petitioners.

AS TO THE THIRD CAUSE OF ACTION (MANDATE ACTION):

1. For the reasons stated by the court at trial and in its Ruling on Submitted Matter (January 31, 2013), Petitioners’ Third Cause of Action is DISMISSED in its entirety.

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2. Judgment is entered in favor of DWR and Real Parties in Interest, and against Petitioners.

NOW, THEREFORE,

Petitioners Central Delta Water Agency, South Delta Water Agency, California Water Impact Network, California Sportfishing Protection Alliance, Center for Biological Diversity, and Carolee Krieger are the prevailing parties for purposes of Code of Civil Procedure section 1021.5.

The Court reserves jurisdiction to consider an award of attorney fees pursuant to a proper and timely motion.

The Court reserves jurisdiction to consider and award of costs to Petitioners Central Delta Water Agency, South Delta Water Agency, California Water Impact Network, California Sportfishing Protection Alliance, Center for Biological Diversity, and Carolee Krieger upon the timely filing of a memorandum of costs, subject to any timely motion to tax costs.

The Court reserves jurisdiction to consider an award of costs to any party pursuant to Code of Civil Procedure section 868 upon the timely filing of a memorandum of costs, subject to any timely motion to tax costs.

Costs are awarded to Petitioners Central Delta Water Agency, South Delta Water Agency, California Water Impact Network, California Sportfishing Protection Alliance, Center for Biological Diversity, and Carolee Krieger in the sum of \$_____.

Costs are awarded to Respondent and Real Parties in Interest in the sum of \$_____.

Dated: November 27, 2014


JUDGE OF THE SUPERIOR COURT

DECLARATION OF SERVICE BY E-MAIL

Case Name: **Central Delta Water Agency, et al. v. Department of Water Resources, et al.**
No.: **34-2010-80000561**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter; my business address is: 300 South Spring Street, Suite 1702, Los Angeles, CA 90013.

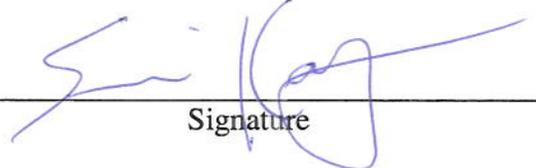
On December 1, 2014, I served the attached **NOTICE OF ENTRY OF JUDGMENT** by transmitting a true copy via electronic mail, addressed as follows:

SEE ATTACHED SERVICE LIST

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on December 1, 2014, at Los Angeles, California.

Eric M. Katz

Declarant



Signature

Central Delta Water Agency, et al. v. Department of Water Resources, et al. (Central Delta I)
Sacramento County Superior Court No. 34-2010-80000561
Service List

VIA ELECTRONIC MAIL SERVICE

Plaintiffs / Petitioners:

<p>Adam Keats John Buse Adam Lazar Center for Biological Diversity 351 California St., Suite 600 San Francisco, California 94104 415-436-9682 akeats@biologicaldiversity.org jbuse@biologicaldiversity.org alazar@biologicaldiversity.org <i>Attorneys for Plaintiffs/Petitioners</i></p>	<p>Dante John Nomellini Dante John Nomellini, Jr. Nomellini Grilli & McDanial, PLC 235 East Weber Ave Stockton, CA 95202 209-465-5883 ngmplcs@pacbell.net <i>Attorneys for South Delta Water Agency and Central Delta Water Agency</i></p>
<p>Donald B. Mooney Marsha A. Burch Law Office of Donald B. Mooney 129 C St., Suite 2 Davis, CA 95606 530-758-2377 dbmooney@dcn.org mburchlaw@gmail.com <i>Attorneys for CWIN, CSPA, CBD, Carolee Krieger and James Crenshaw</i></p>	<p>John Herrick Law Office of John Herrick 4255 Pacific Ave Stockton, CA 95207 209-956-0150 jherrlaw@aol.com <i>Attorney for South Delta Water Agency and Central Delta Water Agency</i></p>
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Central Delta Water Agency, et al. v. Department of Water Resources, et al. (Central Delta I)
Sacramento County Superior Court No. 34-2010-80000561
Service List

Defendants / Respondents Department of Water Resources:

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Respondent Kern County Water Agency:

Hanspeter Walter Kronick Moskowitz Tidemann & Girard 400 Capitol Mall, 27 th Floor Sacramento, CA 95814 916-321-4500 dohanlon@kmtg.com hwalter@kmtg.com lippolis@kmtg.com Amelia T. Minaberrigarai Kern County Water Agency P.O. Box 58 Bakersfield, CA 93302 661-634-1400 ameliam@kcwa.com	
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Central Delta Water Agency, et al. v. Department of Water Resources, et al. (Central Delta I)
Sacramento County Superior Court No. 34-2010-80000561
Service List

Real Parties in Interest:

<p>Alameda County Flood Control and Water Conservation District, Zone 7 David R.E. Aladjem Downey Brand LLP 621 Capitol Mall, 18th Floor Sacramento, CA 95814-4731 Telephone: (916) 444-1000 daladjem@downeybrand.com jduerig@zone7water.com</p>	<p>Alameda County Water District: Stephen B. Peck, Esq. Patrick Miyaki, Esq. Hanson Bridgett LLP 425 Market St., 26th Floor San Francisco, CA 94105 415-995-5022 speck@hansonbridgett.com</p>
<p>Antelope Valley - East Kern Water Agency Michael Riddell Jason Ackerman Russell G. Behrens Kimberly E. Hood Best Best & Krieger LLP 500 Capitol Mall, Suite 1700 Sacramento, CA 95814 916-325-4000</p> <p>Michael.Riddell@bbklaw.com Russell.Behrens@bbklaw.com Jason.Ackerman@bbklaw.com Kevin.Wang@bbklaw.com Kimberly.Hood@bbklaw.com Brendal.Walsh@bbklaw.com Monique.Moncebaiz@bbklaw.com Susan.Palmer@bbklaw.com Tammy.Valverde@bbklaw.com</p>	<p>County of Butte: Bruce Alpert County Counsel 25 County Center Drive Oroville, CA 95965-3380 530-538-7621 balpert@buttecounty.net ESLarsen@buttecounty.net dhobbs@calwaterlaw.com</p>

Central Delta Water Agency, et al. v. Department of Water Resources, et al. (Central Delta I)
Sacramento County Superior Court No. 34-2010-80000561
Service List

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<p>Coachella Valley Water District Steven B. Abbott Julia Strong Redwine and Sherrill 1950 Market Street Riverside, CA 92501 951-684-2520 sabbott@redwineandsherrill.com jstrong@redwineandsherrill.com</p>	<p>Crestline - Lake Arrowhead Water Agency Michael Riddell Jason Ackerman Russell G. Behrens Best Best & Krieger LLP</p> <p><i>See Antelope Valley-East Kern Water Agency, above</i></p>
<p>Desert Water Agency Michael Riddell Jason Ackerman Russell G. Behrens Best Best & Krieger LLP</p> <p><i>See Antelope Valley-East Kern Water Agency, above</i></p>	<p>Dudley Ridge Water District Ernest A. Conant Steve Torigiani Law Offices of Young Wooldridge, LLP 1800 30th Street, 4th Floor Bakersfield, CA 93301 661-327-9661 storigiani@youngwooldridge.com econant@youngwooldridge.com kroot@youngwooldridge.com</p>
<p>Empire - Westside Water District Michael N. Nordstrom Law Offices of Michael N. Nordstrom</p> <p><i>See Tulare Lake Basin Water Storage District, below</i></p>	<p>Kern Water Bank Authority Stephen P. Saxton Kevin M. O'Brien Downey Brand LLP 621 Capitol Mall, 18th floor Sacramento, CA 95814 916-444-1000 ssaxton@downeybrand.com kobrien@downeybrand.com</p>

Central Delta Water Agency, et al. v. Department of Water Resources, et al. (Central Delta I)
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<p>Metropolitan Water District of Southern California Adam Kear Marcia Scully Metropolitan Water Dist. of Southern Cal. 700 N Alameda Street Los Angeles, CA 90012 Mail: P.O. Box 54153 Los Angeles, CA 90054-0153 213-217-6057 akear@mwdh2o.com tkirkland@mwdh2o.com</p>	<p>Mojave Water Agency William J. Brunick Lelland P. McElhaney Brunick, McElhaney, Beckett, Dolen & Kennedy 1839 Commerce Center West San Bernardino, CA 92408 Mail: P.O. Box 6425 San Bernardino, CA 92412 909-889-8301 bbrunick@bmblawoffice.com lmcelhaney@bmblawoffice.com jquihuis@bmblawoffice.com skennedy@bmblawoffice.com</p>
<p>Napa County Flood Control and Water Conservation District Robert Westmeyer Robert C. Martin County of Napa 1195 Third Street, Room 301 Napa, CA 94559 707-259-8443 Rob.martin@countyofnapa.org sora.odoherty@countyofnapa.org</p>	<p>Oak Flat Water District Steven M. Torigiani Ernest Conant Law Offices of Young Wooldridge, LLP <i>See Dudley Ridge Water District, above</i></p>

Central Delta Water Agency, et al. v. Department of Water Resources, et al. (Central Delta I)
Sacramento County Superior Court No. 34-2010-80000561
Service List

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<p>San Bernardino Valley Municipal Water District David R.E. Aladjem Downey Brand LLP 621 Capitol Mall, 18th Floor Sacramento, CA 95814 916-444-1000 daladjem@downeybrand.com</p>	<p>San Gabriel Valley Municipal Water District: Scott Nave Christine M. Carson Lemieux & O'Neill</p> <p><i>See Littlerock Creek Irrigation District, above</i></p>

Central Delta Water Agency, et al. v. Department of Water Resources, et al. (Central Delta I)
Sacramento County Superior Court No. 34-2010-80000561
Service List

<p>San Geronio Pass Water Agency Russell G. Behrens Krieger, LLP</p> <p><i>See Castaic Lake Water Agency</i></p>	<p>San Luis Obispo County Flood Control and Water Conservation District Timothy McNulty Chief Deputy County Counsel County of San Luis Obispo 1055 Monterey Street San Luis Obispo CA 93408 805-781-5400 tmcnulty@co.slo.ca.us pforan@co.slo.ca.us nwarner@co.slo.ca.us</p>
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<p>Tejon-Castac Water District Steven M. Torigiani Ernest Conant Law Offices of Young Wooldridge, LLP</p> <p><i>See Dudley Ridge Water District, above</i></p>	<p>Tejon Ranch Company Stephen Roberts Rob Thornton John Flynn Nossaman, LLP</p> <p><i>See Paramount Farming Company, above</i></p>

Central Delta Water Agency, et al. v. Department of Water Resources, et al. (Central Delta I)
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<p>Tulare Lake Basin Water Storage District Michael Nordstrom Law Offices of Michael N. Nordstrom 222 W. Lacey Hanford, CA 93230 559-584-3131 nordlaw@nordstrom5.com</p>	<p>Ventura County Watershed Protection District: Anthony Van Ruiten Best Best & Krieger LLP 500 Capitol Mall, Suite 1700 Sacramento, CA 95814 916-325-4000</p>
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