

RESOLUTION NO. R-18-32

APPROVING APPLICATIONS FOR TRANSFERS PURSUANT TO THE TERMS OF THE JUDGMENT; ATTACHED EXHIBIT A

WHEREAS, the Antelope Valley Watermaster, formed by the Antelope Valley Groundwater Cases Final Judgment (“Judgment”), Santa Clara Case No. 1-05-CV-049053 signed December 23, 2015, is to administer the Judgment; and

WHEREAS, a process for considering and approving applications for transfers is set forth in the Judgment and in the Rules and Regulations relating to transfers contained in the Memorandum from Todd Groundwater to the Watermaster Board dated May 14, 2018 and unanimously adopted by the Board pursuant to Resolution No. R-18-19; and

WHEREAS, the Watermaster Engineer is authorized under the Judgment to recommend to the Watermaster Board that applications for transfers be denied or approved and that approval may be pursuant to certain conditions; and

WHEREAS, pursuant to the terms of the Judgment, the Watermaster Engineer is required to make certain findings and to consider, investigate and recommend to the Watermaster Board denial or approval, or approval with certain conditions, of these applications consistent with the terms of the Judgment; and

WHEREAS, the Watermaster Engineer has reviewed all the applications listed on attached Exhibit A and has made the appropriate findings that all conditions for transfers under the Judgment and the Rules and Regulations have been satisfied, and that no Material Injury will result from the proposed transfers; and

WHEREAS, the Watermaster Board has considered and adopts the findings and recommendations of the Watermaster Engineer and is prepared to approve the applications listed on Exhibit A pursuant to any conditions recommended by the Watermaster Engineer and so noted on Exhibit A.

NOW, THEREFORE, BE IT RESOLVED, that the Watermaster Board unanimously approves the applications for transfers listed on attached Exhibit A to this Resolution as being consistent with the terms of the Judgment and applicable Rules and Regulations.

I certify that this is a true copy of Resolution No. R-18-32 as passed by the Board of Directors of the Antelope Valley Watermaster at its meeting held December 5, 2018, in Palmdale, California.

Date: 12/5/18

ATTEST: Patricia Rose

Patricia Rose – Interim Secretary

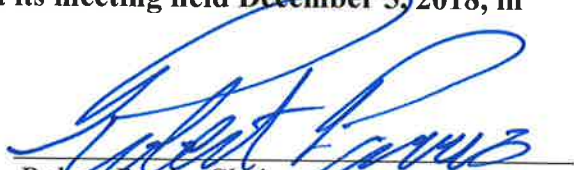

Robert Parris, Chairman

Exhibit A Attachment to
Resolution No. R-18-32
Approving Applications for Transfers
Pursuant to the Terms of the Judgment

Original Producer	Transferee	Type of Transfer	Amount (AFY)	Original Parcel(s) (APN#)	Parcels Water Transferred to (APN#)
WDS California II, LLC	Palmdale Water District	One-Time Transfer	100	359-321-01 359-175-01 359-011-01 359-041-30 359-011-05 359-174-12 359-331-24 359-041-27 261-194-45	3022-006-907 3022-002-916 3022-008-900 3022-004-906 3022-027-911 3052-074-903 3048-007-900 3051-019-900 3023-017-900 3022-012-919 3024-012-922 3023-030-900 3024-012-921 3024-013-900 3020-010-901 3024-013-901 3051-014-903



November 12, 2018

Robert Parris, Chair
Antelope Valley Watermaster Board

Re: WDS California II, LLC to Palmdale Water District Transfer Findings

Watermaster Board:

Todd Groundwater has determined that the above-mentioned transfer application is complete. WDS California II would like to make a one-time transfer of 100 AF of Carry Over Water to Palmdale Water District (PWD) for use in 2018. WDS California II would retain all its Production Rights.

WDS California II has a Production Right of 1,159 AF, a 2018 Rampdown target of 2,190.67 AF, and 2,318 AF of Carry Over Water for use in 2018. It has not used any Production Rights in 2016 and 2017.

PWD has a Production Right of 2,769.63 AF, which is the same as its 2018 Rampdown target. It also has unused Federal Reserve Right (1,452.27 AF), Imported Water Return Flows (3,828.40 AF), and Carry Over Water (3,911.94 AF) available for use in 2018. Its 2016 and 2017 production totals were 8,473.40 AF and 4,354.62 AF, respectively.

Given the small amount of water involved in this transfer (100 AF: 2.3% of PWD's 2017 production) and the fact that it is a one-time transfer to be used in 2018, Todd Groundwater finds that the potential for Material Injury as defined in the Judgment is negligible.

Sincerely,

A handwritten signature in blue ink that reads "Phyllis A. Stanin".

Phyllis Stanin

Todd Groundwater, Antelope Valley Watermaster Engineer

TRANSFER REQUEST FORM
ANTELOPE VALLEY WATERMASTER

Attach application fee of \$300 for review and processing. Make check out to: Antelope Valley Watermaster
Please mail to: Antelope Valley Watermaster, P.O. Box 3025, Quartz Hill, California 93586 OR email to: info@avwatermaster.net
Call Watermaster Administrative staff at 661-234-8233 with questions.

PERMANENT TRANSFER? Yes or No or TEMPORARY/ONE-TIME TRANSFER? Yes or No
IF TRANSFER DUE TO CHANGE IN LAND OWNERSHIP, PLEASE ATTACH DEED AS PROOF OF SALE

Date Requested September 11, 2018 Amount Requested 100 acre-feet

If Temporary, Calendar Year(s) to be Used 2018

Is either Party a member of the Antelope Valley United Mutuals Group? Yes or No

TRANSFER FROM (SELLER/TRANSFEROR):

Name WDS CA II Street Address 113 S La Brea Avenue, 3rd Floor

City Los Angeles State CA Zip Code 90036

Phone (323) 848-4802 email Andrewwemer@westerndev.com

APN#(s) where transfer originates (i.e., production well location(s)) See Attached

APN#(s) (or water supply service area) where groundwater was used See Attached

TRANSFER TO (BUYER/TRANSFeree):

Name Palmdale Water District Street Address 2029 East Ave Q

City Palmdale State CA Zip Code 93550

Phone (881) 458-1005 email jpernula@palmdalewater.org

Note: Legal notices under the Judgment will be sent to the above email address. You are required to keep this information up to date. Please notify the Watermaster of any changes.

APN#(s) (or water supply service area) where transfer will be pumped and used Palmdale Water District Service Area

Purpose of Transfer:

- Permanent Transfer resulting from Property Sale/Transfer [PLEASE ATTACH DEED AS PROOF OF SALE]
- Additional Source of Water
- Other, explain _____

Water is to be Transferred from/to: (transferred water retains its original water type):

- Current Year Production Right: amount 100 acre-feet
- Carry Over Water: amount _____ acre-feet
- Storage: amount _____ acre-feet
- Other, explain _____

(Transferred water retains its original water type - e.g., transferred Carry Over Water remains Carry Over water)

WATER QUALITY AND WATER LEVELS (not required if transfer is in association of change of land ownership)

Are Parties aware of any water quality issues that exist in either the area transferred from or to? Yes or (No)

If yes, please explain: None exist in transferor's area

Please provide groundwater elevations in the areas affected by the transfer. Origin groundwater level is 2600' and Palmdale Water service area groundwater level ranges from 3000' to 2014'

Are Parties aware of any water level issues that exist in either the area transferred from or to? Yes or (No)

If yes, please explain: Groundwater levels in both the transferor's and the transferee's areas are within historical norms.

MAPS

➔ Please include a map of the area where the water was used by the Transferor and a map of the area where the water is intended to be used by the Transferee. Include locations of production facilities involved in or affected by the Transfer. This map can include all possible locations of past source and use and future source and use.

The transfer shall be conditioned upon:

1. Transferee shall succeed to the right of Transferor under the terms of the Judgment.
2. Transferee shall only use Transferred waters for reasonable and beneficial uses.
3. Any Transferee not already a Party to the Judgment must Intervene and become a Party to the Judgment.
4. All applicable assessments (Administrative and Balance) and transfer fees are paid in full.
5. If the Watermaster determines that the transfer has resulted in a material injury, the parties will be required to work with the Watermaster Board to mitigate that material injury.

SIGNATURES

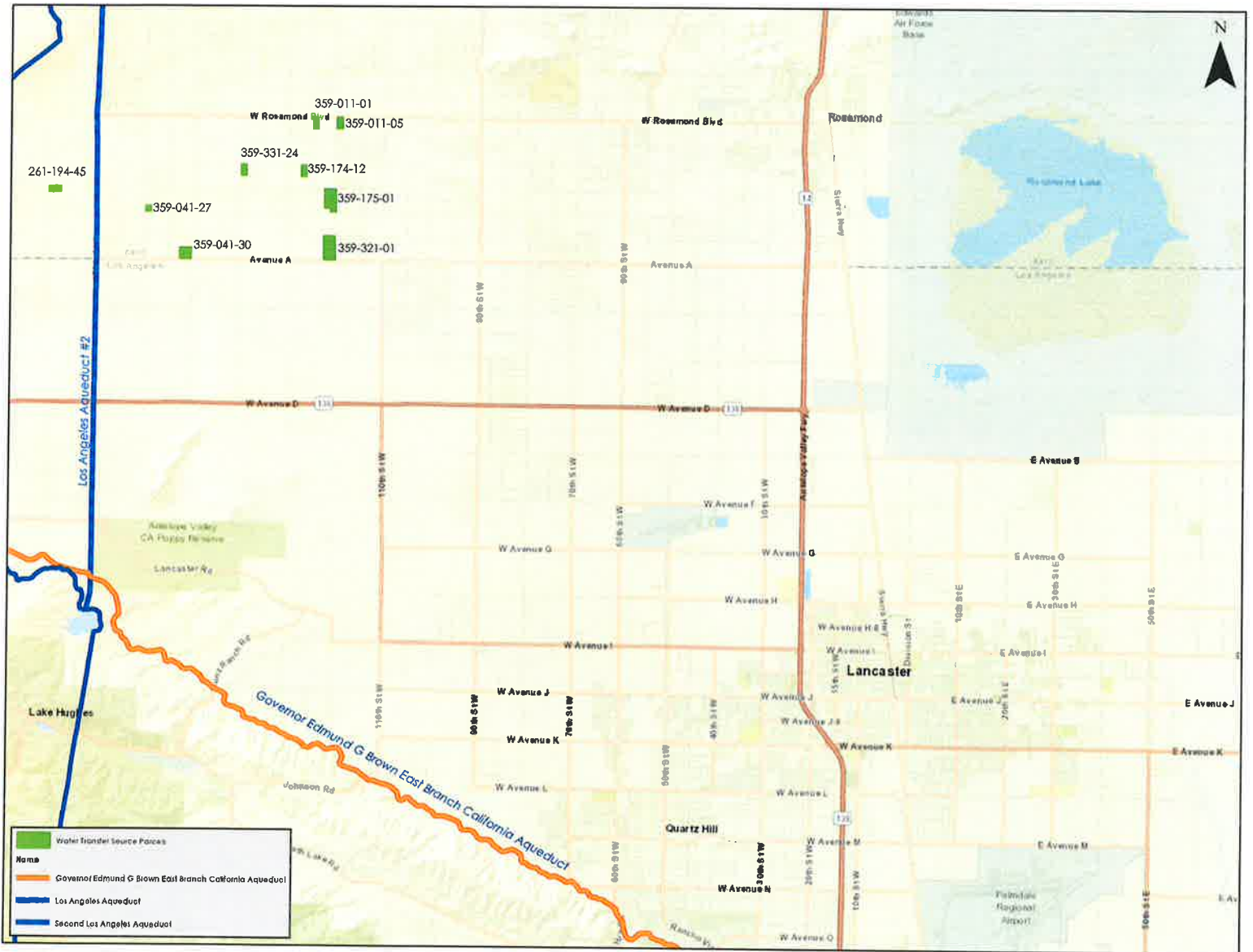
I understand and agree to abide by the terms of the Antelope Valley Adjudication Judgment. I certify that the information provided on this Transfer Form is correct to the best of my knowledge and that the signature below, whether original, electronic, or photocopied, is authorized and valid, and is affixed with the intent to be enforceable. I understand that it is my responsibility to notify the Antelope Valley Watermaster of any changes in any of the information provided on this form within 15 days. I also understand that additional information may be required if there is a suspected potential for a material injury as defined in the Judgment.

Signature of Transferor [Signature] Date 9/11/18

Signature of Transferee [Signature] Date 9/16/18

To be completed by the Watermaster:
Watermaster Engineer Approval Phillip A. Stano Date 11/2/18
Watermaster Board Approval [Signature] Date 12/5/17

Transfer Requests review could take up to 60 days.



Adjudication Pumping (AF/yr)		
APN#	2011	2012
359-321-01	635	896
359-175-01	625	883
359-011-01	472	315
359-041-30	272	272
359-011-05	236	181
359-174-12	1	1
359-331-24	1	1
359-041-27	1	1
261-194-45	1	1
Subtotal	2,244	2,551

2,397.0 Average of 2011-2012 pumping, as reported to court

2,397.0 Exhibit 4 Pre-Rampdown Production

2,190.67 2018 Ramp-Down Target

1,159.0 Exhibit 4 Overlying Production Rights



MHW 6049 C:\TEMP\GIS\DATA\WELLS_MNO_2009

PALMDALE WATER DISTRICT - WELL SITES

