DECLARATION OF RUSS DINGMAN
ON BEHALF OF STATE OF CALIFORNIA, DEPARTMENT OF PARKS AND RECREATION PURSUANT TO CASE MANAGEMENT ORDER FOR PHASE IV TRIAL

[Assigned for All Purposes to the Honorable Jack Komar]

Trial Date: May 28, 2013
OSC re: Approval of Stipulations: March 15, 2013
Time: 9:00 a.m.
Dept: 1
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Judicial Council Coordination Proceeding No. 4408
Santa Clara Case No. 1-05-CV-049053

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ON BEHALF OF STATE OF CALIFORNIA, DEPARTMENT OF PARKS AND RECREATION PURSUANT TO CASE MANAGEMENT ORDER FOR PHASE IV TRIAL

[Gov. Code, § 6103]
I, RUSS DINGMAN, declare as follows:

1. I am currently employed as a Staff Environmental Planner for the Tehachapi District with the California Department of Parks and Recreation (Parks and Recreation or DPR), an agency of the State of California, and one of the parties hereto. I am authorized to make this declaration for and on behalf of DPR. If called as a witness, I could and would competently testify to each fact herein.

2. I have been a Parks Planner for over fourteen (14) years representing the Tehachapi District.

3. In my role as the Staff Environmental Planner for the Tehachapi District, I supervise and coordinate the District’s Services Program in the areas of natural and cultural resource management. I am responsible for the planning, organization and reviewing of the District’s natural resource ongoing maintenance and natural and cultural resource programs. In addition, I serve as the Environmental Review Coordinator and Real Property Manager for the Tehachapi District.

4. DPR owns, operates and/or controls the following properties that overly the groundwater basin in the Antelope Valley Adjudication Area.

5. The Antelope Valley Indian Museum State Historic Park (Indian Museum Park) is located at 15701 East Avenue M, Lancaster. The Indian Museum Park contains approximately 250 acres of land. DPR pumps groundwater and treats a portion of it from one metered well at its Indian Museum Park. The treated water is used at the Museum, Day Use Area, Maintenance Yard, Mojave Sector office and for various onsite state employees. Untreated water is used to irrigate native vegetation and improve animal habitat within the Indian Museum Park.

6. The total amount of groundwater pumped at the Indian Museum Park from 2003-2012 through October, is as follows:

   2003-.009 acre feet;
   2004- 1.76 acre feet;
   2005-1.65 acre feet;
2006-1.22 acre feet;
2007-1.65 acre feet;
2008 1.93 acre feet;
2010-1.50 acre feet;
2011-1.58 acre feet;
Jan- November 2012 -1.30 acre feet.

7. Attached as Exhibit A are the deeds associated with the Indian Museum Park property. Attached as Exhibit B are the Bacti Reports which contain meter readings associated with the Indian Museum Park water usage.

8. The Antelope Valley California Poppy Natural Reserve (AV Poppy Reserve) is located at 15101 Lancaster Road, Lancaster. Parks and Recreation purchases and imports State Water Project water from the Antelope Valley East Kern Water Agency (AVEK) and treats and uses that water in lieu of pumping groundwater for use at the AV Poppy Reserve. Treated water is used at the Visitor Center, Day Use Area, Maintenance/Resource Yard and the Tehachapi District office. Untreated water is used to irrigate native vegetation, planting, improve animal habitat and fire suppression for control burns within the AV Poppy Reserve. The AV Poppy Reserve contains approximately 1700 acres of land.

9. For Fiscal Years 2008 through 2012 (July 1 through June 30th) the amount of water purchased from AVEK for the AV Poppy Reserve was as follows:
2007-6.00 acre feet;
2008-6.00 acre feet;
2009 6.00 acre feet;
2010 6.00 acre feet,
2011-5.5 acre feet;
Jan-November 2012-5.5 acre feet.

10. Parks and Recreation has two wells on the AV Poppy Reserve which are currently inactive and we believe the wells were shut down in or about 1985 due to inability to produce water.
11. Attached as Exhibit C are the deeds associated with the AV Poppy Reserve property. Attached as Exhibit D are the billing records from AVEK associated with the AV Poppy Reserve water usage.

12. The **Arthur B. Ripley Desert Woodlands Park** (Ripley State Park) contains a total of approximately 566 acres of land. Untreated water purchased from AVEK for the AV Poppy Reserve is intermittently used at Ripley State Park to irrigate native vegetation, planting, and to improve animal habitat within Ripley State Park. Attached as Exhibit E are the deeds associated with the Ripley State Park property.

13. The **Saddleback Butte State Park** (Saddleback State Park) is located at 43230 172nd Street East, Lancaster. Saddleback State Park contains approximately 2955 acres of land. Parks and Recreation currently purchases water from Los Angeles County Waterworks District 40 for use at its Saddleback State Park. The purchased treated water is used at the Visitor Center, Day Use Area, Campground and Maintenance/Resource Yard. The purchased water is also used for domestic purposes for the visitors of the park.

14. The amount of water purchased from Los Angeles County Waterworks District 40 in fiscal years (July 1 through June 30th) is as follows:

- 2006-.041 acre feet;
- 2007-.041 acre feet;
- 2008-.021 acre feet;
- 2009-.012 acre feet;
- 2010-.012 acre feet,
- 2011-.004 acre feet;
- Jan- November 2012-.002 acre feet.

15. Attached hereto as Exhibit F are the deeds associated with Saddleback State Park. Attached hereto as Exhibit G are the billing records from Los Angeles County Waterworks District 40 associated with the Saddleback State Park water usage.

16. Parks and Recreation lists its above water purchased in lieu of groundwater production and maintains it has a right to pump that water from the Antelope Valley Adjudication
 Area as an overlier, but has chosen to purchase the water in order to preserve the aquifer of an overdrafted basin.

17. Parks and Recreation is claiming future unexercised rights to water in the groundwater basin for public benefit uses. Parks and Recreation is seeking a total water right in the amount of nine (9) Acre Feet for its current pumping and for future planned expansion of public facilities for visitor use at the four properties, as identified above.

18. Attached hereto as Exhibit H are the Park boundary and parcel maps for the Indian Museum Park, the AV Poppy Reserve, Ripley State Park and Saddleback State Park.

19. Parks and Recreation is not claiming return flow credits.

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

Executed on January 31, 2013, in Sacramento, California.

By: RuSS Dingman
RUSS DINGMAN
Staff Environmental Planner
California Department of Parks and Recreation