

NOTICE OF INTENT TO APPEAR

Westlands Water District plans to participate in the water right hearing regarding
(name of party or participant)

Supplemental Public Hearing for Order WR 2011-0005
Cease and Desist Order against Woods Irrigation Company

scheduled to commence

June 8, 2015 at 9:00 am, and June 9, 10, and 11, 2015 (if necessary)

Check all that apply:

- I/we intend to present a policy statement only.
- I/we intend to participate by cross-examination or rebuttal only.
- I/we decline electronic service of hearing-related materials.
- I/we plan to call the following witnesses to testify at the hearing. ** See attached **

NAME	SUBJECT OF PROPOSED TESTIMONY	ESTIMATED LENGTH OF DIRECT TESTIMONY	EXPERT WITNESS (YES/NO)
Stephen Wee	Historic Delta development; historic water use; chains of title, and acquisition of land and alleged water rights; changes in land use and cropping patterns over time.	20 minutes	Yes
To be identified	Water use consistent with alleged/asserted water rights.	20 minutes	Yes
To be identified	Reports of use, including usage monitoring and reporting.	20 minutes	Yes

(If more space is required, please add additional pages or use reverse side.)

Name, Address, Phone Number and Fax Number of Attorney or Other Representative:

Signature:  Dated: December 15, 2014

Name (Print): Eileen M. Diepenbrock / Jonathan R. Marz

Mailing Address: Diepenbrock Elkin LLP

500 Capitol Mall, Suite 2200, Sacramento, CA 95814

Phone Number: (916) 492-5000 Fax Number: (916) 446-2640

E-mail: emd@diepenbrock.com jmarz@diepenbrock.com

**Attachment to Notice of Intent to Appear
Of Westlands Water District
December 15, 2014**

** The scope of the proceedings will dictate the witnesses, scope of testimony, and evidence to be offered. Westlands Water District reserves the right to augment or modify this witness list as warranted by the scope of the proceedings, party participants, and proposed testimony and/or evidence offered by other parties, as well as request additional time to present direct testimony during its case-in-chief.

Westlands Water District intends to coordinate efforts as practicably as possible with San Luis & Delta-Mendota Water Authority, Modesto Irrigation District, and State Water Contractors.

Westlands Water District is also represented by:

Craig Manson, Esq.
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Phillip A. Williams, Esq.
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1 Re: *State Water Resources Control Board*
2 *Cease and Desist Order Against Woods Irrigation District*

3 **PROOF OF SERVICE**

4 I, the undersigned, declare:

5 I am a citizen of the United States, employed in the City and County of Sacramento,
6 California. My business address is 500 Capitol Mall, Suite 2200, Sacramento, California 95814. I
am over the age of 18 years and not a party to the within action.

7 On December 15, 2014, I caused to be served a copy of the following document(s):

8 **NOTICE OF INTENT TO APPEAR**
9 **(Westland Water District)**

10 on the following interested parties in the above-referenced case number to the following:

11 **SEE ATTACHED SERVICE LIST**

- 12 BY MAIL [CCP 1013]
By following ordinary business practice, placing a true copy thereof enclosed in a sealed
13 envelope, for collection and mailing with the United States Postal Service where it would be
deposited for first class delivery, postage fully prepaid, in the United States Postal Service
that same day in the ordinary course of business.
- 14 CERTIFIED MAIL
15 Certified Mail Return Receipt Requested; Receipt No. [] (attached)
- 16 BY FACSIMILE [CRC 2.306]
17 at ____ a.m./p.m. to the fax number(s) listed above. The facsimile machine I used
18 complied with California Rules of Court, rule 2.300 and no error was reported by the
machine. Pursuant to CRC rule 2.306, a copy of the transmission record is attached to this
declaration.
- 19 BY OVERNIGHT DELIVERY
20 Depositing copies in an envelope or package of the above documents in a box or other
facility regularly maintained by Federal Express, with delivery fees paid.
- 21 PERSONAL SERVICE
22 I arranged for personal delivery at the address through a service that customarily delivers
documents in a sealed envelope to the address printed on the envelope.
- 23 ELECTRONIC SERVICE [CRC rule 2.251]
24 I emailed at the address listed above, provided to me by that counsel and in which that
counsel has agreed upon for this type of service of documents.

25 I declare under penalty of perjury under the laws of the State of California that the
26 foregoing is true and correct and that this declaration was executed on December 15, 2014 at
Sacramento, California.

27 

28 SERENA ALBAECK

SERVICE LIST

<p><i>Attorneys For Modesto Irrigation District</i> Tim O’Laughlin, Esq. William C. Paris, Esq. Valerie C. Kincaid, Esq. O’LAUGHLIN & PARIS, LLP P.O. Box 9259, Chico, CA 95927 117 Meyers Street, Suite 110 Chico, CA 95928 Telephone: (530) 889-9755 Facsimile: (530) 899-1367 Email: towater@olaughlinparis.com vkincaid@olaughlinparis.com tbrooks@olaughlinparis.com</p>	<p><i>Attorneys For Westlands Water District</i> Craig Manson, Esq. General Counsel Phillip A. Williams, Esq. Deputy General Counsel Westlands Water District 400 Capitol Mall, 29th Floor Sacramento, CA 95814 Telephone: (916) 321-4207 Facsimile: (916) Email: cmanson@westlandswater.org pwilliams@westlandswater.org</p>
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<p><i>San Joaquin County and the San Joaquin County Flood Control and Water Conservation District</i> DeeAnne M. Gillick Kurtis C. Keller Neumiller & Beardslee P.O. Box 20 Stockton, CA 95201-3020 Email: dgillick@neumiller.com kkeller@neumiller.com</p>	<p><i>San Joaquin Farm Bureau</i> Bruce Blodgett 3290 North Ad Art Road Stockton, CA 95215-2296 Email: director@sifb.org</p>
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<p><i>Northern California Water Association</i> David J. Guy, President 455 Capitol Mall, Suite 335 Sacramento, CA 95814 Email: dguy@norcalwater.org</p>	<p>Shane E. Conway McCoin Ellison, Schneider & Harris 2600 Capitol Avenue, Suite 400 Sacramento, CA 95816-5931 Email: sec@eslawfirm.com</p>
<p><i>Department of Water Resources</i> James Mizell P.O. Box 942836 Sacramento, CA 94236-0001 Email: James.Mizell@water.ca.gov</p>	<p><i>Division of Water Rights Prosecution Team</i> David Rose John O'Hagan State Water Resources Control Board 1001 I Street Sacramento, CA 95814 Telephone: () Facsimile: () Email: David.Rose@waterboards.ca.gov John.O'Hagan@waterboards.ca.gov</p>