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SHADOW MOUNTAIN RANCH, LLC

9  
10 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
11 COUNTY OF RIVERSIDE

12 Coordination Proceeding Special Title  
(Cal. Rules of Court, rule 3.550)

13 MOJAVE BASIN WATER CASES

14  
15 THE MOJAVE WATER AGENCY, AS THE  
16 MOJAVE BASIN AREA WATERMASTER,

17 Plaintiff,

18 vs.

19 All persons who are not presently parties to the  
20 comprehensive groundwater adjudication in  
*City of Barstow, et al., v. City of Adelanto, et*  
21 *al.*, Riverside Superior Court Case No.  
CIV208568, and are either producing more  
22 than 10 acre-feet of Basin groundwater  
annually, or using Basin groundwater for  
23 unlawful purposes, and Does 1 through 2,000,

24 Defendants.  
25  
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27  
28

JCCP5265  
CIV208568 (LEAD CASE NUMBER)

Dept. 1, Riverside Superior Court  
Hon. Harold W. Hopp, Judge Presiding

Case No. CIVSB 2218461

**[PROPOSED] ORDER GRANTING  
DEFENDANT SHADOW MOUNTAIN  
RANCH, LLC'S DEMURRER TO  
MOJAVE WATER AGENCY'S FIRST  
AMENDED COMPLAINT**

*[Filed concurrently with:  
1. Declaration of Alison K. Toivola; and  
2. Demurrer.]*

Date: August 9, 2024

Time: 8:30 a.m.

Dept.: 1

**RESERVATION NO.: 668225533612**

Action Filed: May 30, 1990

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**[PROPOSED] ORDER**

The Court, having reviewed the pleadings, moving papers, and other records on file in this action, and having considered oral argument on Defendant Shadow Mountain Ranch, LLC’s (“SMR”) Demurrer to Plaintiff Mojave Water Agency’s First Amended Complaint, hereby rules as follows:

SMR’s Demurrer is SUSTAINED without leave to amend.

IT IS SO ORDERED.

Dated: \_\_\_\_\_

\_\_\_\_\_  
JUDGE OF THE SUPERIOR COURT

**PROOF OF SERVICE**

I, Vanessa Guillen-Becerra, declare:

I am a citizen of the United States and employed in San Bernardino County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 2855 E. Guasti Road, Suite 400, Ontario, California 91761. On July 9, 2024, I served a copy of the within document(s):

**[PROPOSED] ORDER GRANTING DEFENDANT SHADOW MOUNTAIN RANCH, LLC'S DEMURRER TO MOJAVE WATER AGENCY'S FIRST AMENDED COMPLAINT**


- by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, the United States mail at Ontario, California addressed as set forth below.
- by placing the document(s) listed above in a sealed \_\_\_\_\_ envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a \_\_\_\_\_ agent for delivery.
- by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- by transmitting via e-mail or electronic transmission the document(s) listed above to the person(s) at the e-mail address(es) set forth below.

*Please see attached Service List.*

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

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

Executed on July 9, 2024, at Ontario, California.

  
\_\_\_\_\_  
Vanessa Guillen-Becerra

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**Service List**

*In re Mojave Water Agency v. All Persons who are not Presently Parties to the Judgment  
San Bernardino County Superior Court, Case No. CIVSB 2218461*

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AGENCY AS THE MOJAVE BASIN AREA  
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Petitioner SPRING VALLEY LAKE  
ASSOCIATES*

## PROOF OF SERVICE

STATE OF CALIFORNIA     }  
COUNTY OF SAN BERNARDINO}

I am employed in the County of the San Bernardino, State of California. I am over the age of 18 and not a party to the within action; my business address is 13846 Conference Center Drive, Apple Valley, California 92307.

On July 10, 2024, the document(s) described below were served pursuant to the Mojave Basin Area Watermaster's Rules and Regulations paragraph 8.B.2 which provides for service by electronic mail upon election by the Party or paragraph 10.D, which provides that Watermaster shall mail a postcard describing each document being served, to each Party or its designee according to the official service list, a copy of which is attached hereto, and which shall be maintained by the Mojave Basin Area Watermaster pursuant to Paragraph 37 of the Judgment. Served documents will be posted to and maintained on the Mojave Water Agency's internet website for printing and/or download by Parties wishing to do so.

Document(s) filed with the court and served herein are described as follows:

**[Proposed] Order Granting Defendant Shadow Mountain Ranch, LLC's Demurrer to Mojave Water Agency's First Amended Complaint**

  X   (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on July 10, 2024 at Apple Valley, California.



---

David Seielstad

## Mojave Basin Area Watermaster Service List as of July 10, 2024

Attn: Roberto Munoz  
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Attn: John McCallum  
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Attn: Ana Chavez  
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Attn: Matthew Patterson  
Apple Valley Heights County Water District  
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Attn: Matthew Schulenberg  
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Apple Valley, CA 92308-7256

Attn: Emely and Joe Saltmeris  
Apple Valley View Mutual Water Company  
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Apple Valley, CA 92307-0072

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Bailey 2007 Living Revocable Trust, Sheré R.  
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10428 National Blvd  
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Attn: Daniel Shaw (barhwater@gmail.com)  
Bar H Mutual Water Company (via email)  
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Lucerne Valley, CA 92356-0844

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Bar-Len Mutual Water Company (via email)  
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Attn: Curtis Palmer  
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## Mojave Basin Area Watermaster Service List as of July 10, 2024

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Attn: Mike Beinschroth  
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Beinschroth Family Trust (via email)  
18794 Sentenac Road  
Apple Valley, CA 92307-5342

Beinschroth, Andy Eric  
6719 Deep Creek Road  
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Attn: Chuck Bell (Chuckb193@outlook.com;  
Chuckb193@outlook.com)  
Bell, Charles H. Trust dated March 7, 2014  
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Best, Byron L.  
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Attn: James Kelly  
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Attn: Daisy Cruz  
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(cfrates@renewablegroup.com)  
Frates, D. Cole (via email)  
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Attn: Deborah A. Friend  
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2006 Old Highway 395  
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Attn: Jay Storer  
Gaeta, Trinidad  
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Garcia, Daniel  
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Lake Jackson, TX 77566-3728

Attn: Sang Hwal Kim  
Gardena Mission Church, Inc.  
P. O. Box 304  
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Garg, Om P.  
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Gayjikian, Samuel and Hazel  
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Nereida.Gonzalez@gswater.com)  
Golden State Water Company (via email)  
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## Mojave Basin Area Watermaster Service List as of July 10, 2024

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## Mojave Basin Area Watermaster Service List as of July 10, 2024

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## Mojave Basin Area Watermaster Service List as of July 10, 2024

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## Mojave Basin Area Watermaster Service List as of July 10, 2024

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## Mojave Basin Area Watermaster Service List as of July 10, 2024

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