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THE MOJAVE WATER AGENCY,
AS THE MOJAVE BASIN AREA WATERMASTER

Exempt from filing fee pursuant to Gov't. Code Section 6103

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF RIVERSIDE, HISTORIC COURTHOUSE

Coordination Proceeding Special Title (Cal. Rules of Court, rule 3.550) MOJAVE BASIN WATER CASES	JCCP NO.: 5265 Dept. 1, Riverside Superior Court Hon. Harold W. Hopp, Judge Presiding
THE MOJAVE WATER AGENCY, AS THE MOJAVE BASIN AREA WATERMASTER, Plaintiff, vs. All persons who are not presently parties to the comprehensive groundwater adjudication in the *City of Barstow, et al., v. City of Adelanto, et al.*, Riverside Superior Court Case No. CIV 208568, and are either producing more than 10 acre-feet of Basin groundwater annually, or using Basin groundwater for unlawful purposes, and Does 1 through 2,000, Defendants.	Coordinated with: CASE NO.: CIVSB 2218461 **NOTICE OF TAKING DEPOSITION OF DEFENDANT, SHADOW MOUNTAIN RANCH, LLC** Date: November 6, 2026 Time: 9:00 a.m. Dept.: 1 Hon. Craig G. Riemer, Retired Judge of the Riverside Superior Court, sitting by Assignment of the Chief Justice

TO ALL PARTIES IN THE ABOVE-ENTITLED ACTION AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE THAT, on November 6, 2026, at 9:00 a.m., at the offices of Plaintiff's legal counsel, located at 1839 Commercenter West, San Bernardino, California, Plaintiff will take the deposition under oath of defendant, Shadow Mountain Ranch, LLC ("Deponent"), before a certified shorthand reporter. The deposition will continue from day to day until completed, Saturdays, Sundays and holidays excepted.

Please take further notice that pursuant to the provisions of Code of Civil Procedure section 2025.230, Deponent is required to designate and produce at the deposition those of its officers, directors, managing agents, employees, or agents who are most qualified to testify on its behalf as to each of the matters identified below to the extent of any information known or reasonably available to Deponent:

1. The specific uses during each year from 1950 to the present of groundwater pumped on the property in the Harper Lake Basin area of the Centro Subarea of the Mojave Basin Area which is owned by Deponent (the Property), including without limitation, groundwater uses by Jahnke, Ace Exploration, and SMR.

2. For each year from 1950 to the present, the quantity of groundwater pumped for the uses stated in your response to No. 1 above.

3. For each month of each year from 1950 to the present, the quantify of groundwater pumped from the Property.

4. For each year from 1950 to the present, the location of each well on the Property that was used to pump groundwater.

5. For each well referenced in No. 4 above, all information in Deponent's possession, custody or control relating to the well's pump capacity, well logs for the well, well design, and prime energy mover for the well, i.e., electricity, fossil fuel or other.

6. The irrigation method(s) (e.g., pivot systems, wheel line sprinklers, etc.) used each year on the Property during the period from 1950 to the present.

7. The crops grown under irrigation on the Property each year during the period from 1950 to

the present.

8. Water wells drilled or reconditioned on the Property since SMR owned the Property.

9. Attempts to drill wells on the Property to pump groundwater, including without limitation abandoned or failed attempts to achieve productive functioning wells.

Please take further notice that pursuant to the provisions of Code of Civil Procedure section 2025.220, subdivision (a)(4), Deponent is required to produce at the deposition each of the following specified categories of documents:

1. All documents, records and writings of any kind or nature that record the quantity of groundwater pumped on the Property each year during the period from 1950 to the present, including all writings from which the quantity of water pumped may be calculated.

2. For each well that has been used to pump groundwater at any time during the period from 1950 to the present, all writings of whatever kind or nature which show the location of the well on the Property.

3. For each well that was used to pump groundwater from the Property at any time during the period from 1950 to present, all writings of whatever kind or nature in Deponent's possession, custody or control relating to the well's pump capacity, well logs for the well, well design, and prime energy mover for the well, i.e., electricity, fossil fuel or other.

4. All electrical meter records for pumping water on the Property for each year during the period from 1950 to the present.

5. All fuel consumption records for pumping water on the Property for each year during the period from 1950 to the present.

6. All water flow meter records quantifying water use on the Property for each year during the period from 1950 to the present.

7. All pump efficiency/performance tests demonstrating pumping capacity and unit water use (e.g., Kwh/acre foot, or other similar metric) for wells on the Property for each year during the period from 1950 to the present.

8. All writings of every kind or nature supporting SMR's statement that it "estimates that Mr. Jahnke's and Ace's groundwater pumping was between 5,300 and 9,300 acre-feet per year. . .

(Morgan Decl., ¶¶ 38-39; see also Walsh Decl., ¶¶ 3-5, 7.)"

9. All writings of every kind or nature supporting SMR's statement that, "While Mr.Jahnke's and Ace's pumping from the shallow aquifer was extensive, and apparently continued on for many years following entry of the Judgment in 1996,there is no indication that this pumping ever interfered with any other landowner's ability to pump groundwater from theirproperty. (Morgan Decl., ¶ 67; Walsh Decl., ¶¶ 5-6.)"

10. All writings or every kind or nature that include data or information related to water wells drilled or reconditioned on the Property since SMR owned the Property.

11. All writings of every kind or nature that include information related to any attempt to drill wells on the Property to pump ground water, including without limitation abandoned or failed attempts to achieve productive functioning wells.

Dated: October 13, 2026 **BRUNICK, McELHANEY & KENNEDY PLC**

By:_____
Leland P. McElhaney
Attorneys for THE MOJAVE WATER AGENCY, AS THE MOJAVE BASIN AREA WATERMASTER

PROOF OF SERVICE

The Mojave Water Agency, as the Mojave Basin Area Watermaster vs. All Persons Who are not presently parties to the comprehensive groundwater adjudication in the City of Barstow, et al., v. City of Adelanto, et al., Riverside Superior Court Case No. CIV208568, and are either producing more than 10 acre-feet of Basin groundwater annually, or using Basin groundwater for unlawful purposes, and Does 1 through 2,000
San Bernardino Superior Court Case No.: CIVSB 2218461

Mojave Basin Water Cases JCCP5265

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 1839 Commercenter West, P.O. Box 13130, San Bernardino, California 92423-3130.

On October 15, 2026, I served the following entitled document: **NOTICE OF TAKING DEPOSITION OF DEFENDANT, SHADOW MOUNTAIN RANCH, LLC** on the interested parties in this action in the manner described below, addressed as follows:

SEE ATTACHED FOR SERVICE LIST

XX BY MAIL AS FOLLOWS: 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 at San Bernardino, California 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.

XX BY ELECTRONIC MAIL AS FOLLOWS**: On this date, the aforesaid document was transmitted by electronic mail to the person(s) whose name(s) and e-mail address are listed. The transmission(s) were reported without error.

___ (BY OVERNIGHT COURIER SERVICE): I caused such envelopes to be delivered via overnight courier service to the addressee(s) described above.

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

Executed October 15, 2026, in the City of San Bernardino, State of California.

P. Jo Anne Quihuis

SERVICE LIST

The Mojave Water Agency, as the Mojave Basin Area Watermaster vs. All Persons Who are not presently parties to the comprehensive groundwater adjudication in the City of Barstow, et al., v. City of Adelanto, et al., Riverside Superior Court Case No. CIV208568, and are either producing more than 10 acre-feet of Basin groundwater annually, or using Basin groundwater for unlawful purposes, and Does 1 through 2,000

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Mojave Basin Water Cases JCCP5265

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