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Motion for Dismissal of A06-02-026

Attachment 8

Exhibit 8

**SMVWCD Notice of Execution and Filing
of Stipulation Signature Pages**

Court E-File # N3EB1276AB27

File Date 7/21/05

<http://www.sccomplex.org/cases/statistics.jsp?FormCaseId=VAE2661C98F>

Pages = cover, 1 - 4

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6 DISTRICT

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10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 COUNTY OF SANTA CLARA
12

13 SANTA MARIA VALLEY WATER
14 CONSERVATION DISTRICT, a public
entity,

15 Plaintiff,

16 v.

17 CITY OF SANTA MARIA, et al.,

18 Defendants.
19

20 And Related Cross-Actions and Actions
21 Consolidated For All Purposes.

No. CV 770214

**SANTA MARIA VALLEY WATER
CONSERVATION DISTRICT'S NOTICE
OF EXECUTION AND FILING OF
SETTLEMENT STIPULATION
SIGNATURE PAGES**

Complaint Filed: July 14, 1997
Judge: Hon. Jack Komar

1 Notice is hereby given that the Board of Directors of the Santa Maria Valley Water
2 Conservation District have resolved to approve and execute the Settlement Stipulation (June 30,
3 2005 version) in the above-referenced matter. The original Resolution and signature page are
4 being filed with the Court with this notice, and the attached copies are being posted on the Court
5 website.

6 DATED: July 20, 2005

DOWNEY BRAND LLP

7
8 By: 

9 STEVEN P. SAXTON
10 Attorney for Plaintiff/Cross-Defendant
11 SANTA MARIA VALLEY WATER
12 CONSERVATION DISTRICT

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DOWNEY BRAND LLP

Resolution No. 2005-2

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SANTA MARIA VALLEY WATER CONSERVATION DISTRICT APPROVING STIPULATION FOR SETTLEMENT OF THE SANTA MARIA GROUNDWATER LITIGATION

WHEREAS, the Santa Maria Valley Water Conservation District commenced an action in 1997 to determine rights to the extraction and use of water from the Santa Maria Groundwater Basin, *Santa Maria Valley Water Conservation District v. City of Santa Maria, et al.*, Santa Clara County Superior Court, Case No. 770214 (hereinafter "Groundwater Litigation"); and

WHEREAS, the Board of Directors of the District has reviewed and considered a proposed Stipulation (June 30, 2005 version) and supporting exhibits for settlement of the Groundwater Litigation (hereinafter collectively "Stipulation") and has discussed the implications of the Stipulation with the District's legal counsel and consulting engineer; and

WHEREAS, the Board of Directors finds that approval of the Stipulation is in the best interest of the District.

NOW, THEREFORE, BE IT RESOLVED:

1. The Board of Directors of the Santa Maria Valley Water Conservation District hereby approves the Stipulation.
2. The President of the Board of Directors or the Vice-President of the Board of Directors are authorized and directed to execute the Stipulation forthwith.
3. District legal counsel and the President or Vice-President of the Board of Directors are authorized to take all necessary action to lodge the Stipulation with the Court in connection with the Groundwater Litigation.

PASSED AND ADOPTED at a special meeting of the Board of Directors of the Santa Maria Valley Water Conservation District held July 6, 2005.

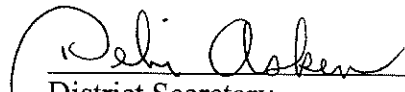
CERTIFICATION OF DISTRICT SECRETARY

The foregoing Resolution was adopted at a special meeting of the Board of Directors held on July 6, 2005 at the District offices pursuant to motion by Director Miller, seconded by Director Sparks and passed on the following vote:

AYES: 4 Miller, Angulo, Sparks, Souza

NOES: 2 Gibbons, Tognazzini

Pursuant to the Political Reform Act, Director Nelson did not participate.


District Secretary

1 situated Stipulating Parties.

2 **K. Counterparts**

3 This Stipulation may be signed in any number of counterparts, including counterparts by
4 facsimile signature, each of which shall be deemed an original, but all of which shall together
5 constitute one and the same instrument. The original signature pages shall be filed with Court.

6 **L. Effective Date**

7 This Stipulation shall be effective when signed by the Stipulating Parties listed on Exhibit
8 "A" and accepted by the Court.

Party	Signature, title, and date	Parcels Subject to Stipulation
SANTA MARIA Valley	<i>Arthur Lopez</i>	
WATER CONSERVATION	<i>President</i>	
District	July 6, 2005	NA
Attorney of Record	Approved as to form: By: <i>Ken n. J. Boni</i> Date: <u>7/7/05</u>	