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WESTLANDS WATER DISTRICT

16 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
17 **COUNTY OF FRESNO, CENTRAL DIVISION**  
18

19 WESTLANDS WATER DISTRICT, a  
20 California Water District,  
21 Plaintiff,

22 v.

23 ALL PERSONS INTERESTED IN THE  
24 MATTER OF THE CONTRACT BETWEEN  
25 THE UNITED STATES AND WESTLANDS  
26 WATER DISTRICT PROVIDING FOR  
PROJECT WATER SERVICE, SAN LUIS  
UNIT AND DELTA DIVISION AND  
FACILITIES REPAYMENT,  
27 Defendants.

Case No. 19CECG03887

[PROPOSED]

**VALIDATION JUDGMENT**

1 This matter is before the Court on Plaintiff Westlands Water District's ("District") Complaint  
2 for Validation Judgment seeking a validation judgment, pursuant to Code of Civil Procedure section  
3 860, *et seq.*, as to the "Contract Between the United States and Westlands Water District Providing  
4 for Project Water Service, San Luis Unit and Delta Division and Facilities Repayment" which the  
5 District's Board of Directors, on October 15, 2019, approved in substantially the form presented to  
6 it and authorized its delivery as set forth in District Resolution No. 119-19 ("Converted Contract").  
7 The Court having reviewed the pleadings, the supporting papers, the opposition papers, if any, and  
8 the other papers and pleadings on file in this action, and good cause appearing therefor,

9 IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

10 1. This action is properly brought under Code of Civil Procedure sections 860, *et seq.*,  
11 Water Code sections 35407, 35408 and 35855, and Government Code sections 53510, *et seq.*, and  
12 is a proper procedure to determine the validity of the Converted Contract and all of the other  
13 proceedings described in the Complaint.

14 2. That the District is a California water district, duly organized and existing under and  
15 by virtue of the California Water District Law (Division 13 of the California Water Code), lying  
16 within the counties of Fresno and Kings, State of California, and is a public agency of the State of  
17 California.

18 3. That all persons having, or claiming to have, any interest in the Converted Contract  
19 and the proceedings leading up to and including the making and approval of said Converted  
20 Contract, and the validity of the provisions thereof, and any landowner or water user in said District  
21 and any interested person, have each and all been duly served with process and summoned to appear  
22 and answer the complaint of the District herein by the publication of the Summons pursuant to Code  
23 of Civil Procedure section 861 and Government Code section 6063, and other means found  
24 reasonably practicable by the Court, all in compliance with the law and pursuant to the order of this  
25 Court; that said publication was for the time and in the form and manner in all respects as required  
26 by law; and that the time for answer has since expired.

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1           4.       (a) That the Converted Contract, as attached hereto as Exhibit A, and each and every  
2 provision of said Converted Contract, is valid under applicable California law; (b) that the District  
3 has, and at all times relevant has had, the authority to enter into said Converted Contract under  
4 California Water District Law, including Water Code sections 35851 and 35875; (c) that all of the  
5 proceedings of the District and its Board of Directors leading up to and including the making and  
6 approval of said Converted Contract were in all respects legal and valid and the same are hereby  
7 approved and confirmed; (d) that said Converted Contract is in all respects valid under applicable  
8 California law and binding upon the respective parties thereto; and (e) that said Converted Contract,  
9 and each and every provision thereof, is, and are, in all respects valid and authorized by applicable  
10 California law.

11           5.       That this judgment is and shall be forever binding and conclusive as to all matters  
12 herein adjudicated and as to all matters which could have been adjudicated herein, against the  
13 District and against all other parties to this action.

14           6.       That each and every person is hereby permanently enjoined and restrained from  
15 instituting any action or proceeding raising any issues as to which this judgment is binding and  
16 conclusive pursuant to Code of Civil Procedure section 870.

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

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20 \_\_\_\_\_  
21 Superior Court Judge  
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