

Ruling on Judicial Notice Requests

Having considered the Request for Judicial Notice filed October 17, 2002, by the Central Delta Water Agency Petitioners, the October 31, 2002 Statement of Real Party Contra Costa Water District in Support of Request for Judicial Notice, the November 1, 2002 State Respondents' Opposition to Central Delta Petitioners' Request for Judicial Notice, the November 4, 2002, Joinder of the State Water Contractors in Opposition to Request for Judicial Notice, and the November 8, 2002 Central Delta Petitioners' Response to Opposition to Request for Judicial Notice, the Court grants the request to take judicial notice of the items attached as Exhibits 1 and 4 to the request and denies the request to take judicial notice of the items attached as Exhibits 2 and 3 of the request. If any party believes that they possess material amendments to the State Water Project contracts that will assist the Court, that party is invited to submit forthwith the materials with a request for the Court to take judicial notice of the amendments to the contract in question.

The Court granted the State Respondent's oral request for judicial notice made on November 15, 2002, to take judicial notice of the 21 page Memorandum Opinion and Order Re Central Delta Plaintiffs' Motion for Reconsideration of the Magistrate Judge's Ruling re Discovery filed in the United States District Court, Eastern District of California in Consolidated Cases: CV-F-93-5896 OWW and CV-F-96-5738 OWW DLB.

November 15, 2002

Roland L. Candee
Coordination Trial Judge
Proceeding No. JC 4118