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[GOV. CODE § 6103]**

FILED
TULARE COUNTY SUPERIOR COURT
VISALIA DIVISION

SEP - 2 2010

LARAYNE CLEEK, CLERK

BY _____

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Attorneys for Plaintiff,
LINDMORE IRRIGATION DISTRICT

**SUPERIOR COURT OF CALIFORNIA
IN AND FOR THE COUNTY OF TULARE**

LINDMORE IRRIGATION DISTRICT,

PLAINTIFF,

No. 10-238043

[PROPOSED] JUDGMENT
DETERMINING VALIDITY OF
THE CONTRACT BETWEEN
THE UNITED STATES OF
AMERICA AND LINDMORE
IRRIGATION DISTRICT

vs.

ALL PERSONS INTERESTED IN THE MATTER
OF THE VALIDITY OF THAT CERTAIN
CONTRACT, ENTITLED "UNITED STATES
DEPARTMENT OF INTERIOR, BUREAU OF
RECLAMATION, CENTRAL VALLEY PROJECT,
CALIFORNIA, CONTRACT BETWEEN THE
UNITED STATES AND LINDMORE
IRRIGATION DISTRICT PROVIDING FOR
PROJECT WATER SERVICE AND FACILITIES
REPAYMENT," CONTRACT No. I75R-1635D,
OR IN THE PROCEEDINGS LEADING UP TO,
AND INCLUDING, THE AUTHORIZATION OF
THE EXECUTION AND THE APPROVAL OF
SAID CONTRACT,

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1 Upon reading and considering the unopposed Ex Parte Application for Judgment
2 requesting the validation and confirmation of Plaintiff Lindmore Irrigation District's
3 (District) certain contract entitled "UNITED STATES DEPARTMENT OF INTERIOR,
4 BUREAU OF RECLAMATION, CENTRAL VALLEY PROJECT, CALIFORNIA,
5 CONTRACT BETWEEN THE UNITED STATES AND LINDMORE IRRIGATION
6 DISTRICT PROVIDING FOR PROJECT WATER SERVICE FROM FRIANT DIVISION
7 AND FOR FACILITIES REPAYMENT," CONTRACT NO. 175r-1635D (hereinafter
8 referred to as the "Repayment Contract"), due proof having been made by satisfactory
9 evidence submitted to the Court that the District caused this action to be brought within the
10 proper time; that Summons was issued herein and was duly published pursuant to Section
11 6063 of the California Government Code in the *Valley Voice*, a newspaper of general
12 circulation published in the County of Tulare, State of California, and designated by this
13 Court; that jurisdiction of the subject matter of this action and of all persons interested has
14 been duly obtained by this Court and is complete; that no person appeared in said action to
15 contest the validity of the contract involved in said action or any proceeding taken for the
16 authorization of approval thereof or any other matters involved in said proceedings.

17 And it further appearing that the time for such appearances and contest has expired
18 and the default of all defendants has been duly entered, it is now, upon application of the
19 District, ORDERED, ADJUDGED and DECREED AS FOLLOWS THAT:

- 20 1. The proceedings leading up to, and including, the authorization of the execution
21 and the approval of the Repayment Contract by the DISTRICT's Board of
22 Directors, are hereby validated and confirmed, and each and all provisions of the
23 Repayment Contract are hereby approved, confirmed and declared lawful, valid
24 and upon execution binding upon the respective parties thereto.

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1 2. All persons are permanently enjoined from the institution of any action or
2 proceeding raising any issue as to which this judgment is binding and conclusive.

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4 Date: 9-2-10

LLOYD L HICKS

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6 JUDGE OF THE SUPERIOR COURT

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