

APPENDIX C

1 WESLEY W. PELTZER, S.B. #072219
 2 LAW OFFICES OF WESLEY W. PELTZER
 3 751 Rancheros Drive, Suite 4
 San Marcos, CA 92069
 Telephone: (760) 744-7125 Fax: (760) 744-8259

4 Attorneys for Respondent and Defendant OLIVENHAIN
 5 MUNICIPAL WATER DISTRICT

FILED
 NORTH COUNTY DIV 5
 No Fee Per Gov't Code §6103
 2009 JUL 21 PM 2:14
 CLERK-SUPERIOR COURT
 SAN DIEGO COUNTY, CA

7 SUPERIOR COURT OF THE STATE OF CALIFORNIA
 8 COUNTY OF SAN DIEGO, NORTH COUNTY DIVISION

9
 10 RIVERWATCH and PALA BAND OF
 MISSION INDIANS,

11 Petitioners and Plaintiffs,

12 v.

13 OLIVENHAIN MUNICIPAL WATER
 14 DISTRICT and DOES 1-20,

15 Respondents and Defendants,

16 GREGORY CANYON LTD. and DOES 21-40,

17 Real Party-in-Interest.
 18
 19

) Case No. GIN054668

) RETURN TO PEREMPTORY WRIT OF
 MANDATE

) Dept.: 29

) Judge: Hon. Robert P. Dahlquist

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TO THE COURT:

Respondent Olivenhain Municipal Water District ("Respondent") makes the following return to the peremptory writ of mandate issued in this action July 9, 2009:

On June 9, 2009 Respondent set aside and voided its approval and execution of the agreement to sell recycled water to Gregory Canyon, Ltd. Respondent has decided not to consider any new agreement with Gregory Canyon, Ltd. for any water from the Olivenhain Municipal Water District.

Dated: July 21, 2009

Respectfully submitted,

LAW OFFICES OF WESLEY W. PELTZER

By: Wesley W. Peltzer
Wesley W. Peltzer, Attorneys for
Olivenhain Municipal Water District

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