

**NOTICE OF HEARING ON RESOLUTIONS OF NECESSITY FOR ACQUISITION OF  
APPLE VALLEY WATER SYSTEM**

On behalf of the Town Council of the Town of Apple Valley and pursuant to Section 1245.235 of the California Code of Civil Procedure, you are hereby notified that at a special meeting to be held on Tuesday, November 17, 2015, at 5:30 p.m., at the Apple Valley Town Hall, Council Chambers, located at 14955 Dale Evans Parkway, Apple Valley, CA 92307, the Town Council of the Town of Apple Valley intends to consider adopting Resolutions of Necessity for the taking by eminent domain of Apple Valley Ranchos Water Company's Apple Valley Water System ("Apple Valley Water System"), and authorizing the filing of a complaint to initiate an eminent domain action. The project for which the Resolutions of Necessity will be considered is for public ownership, operation and maintenance of the Apple Valley Water System to provide water service to the public.

At the hearing you have the right to appear and be heard on the following matters:

1. Whether the public interest and necessity require the project for which the property is sought to be acquired;
2. Whether the project is planned or located in the manner that will be most compatible with the greatest public good and least private injury;
3. Whether the property sought to be acquired and described in the Resolutions of Necessity is necessary for the project;
4. Whether the offer required by Section 7267.2 of the California Government Code has been made; and

5. Whether the public use for which the property sought to be acquired and described in the Resolutions of Necessity is a more necessary public use than the use to which the property is appropriated.

At the hearing, you may object to the adoption of the Resolutions of Necessity, including as to whether the conditions stated in California Code of Civil Procedure sections 1240.030 and 1240.610 have been met, and as to whether the offer required by California Government Code section 7267.2 has been provided to the owner or owners of record of the real property. The amount of compensation to be paid will not be an issue at the hearing.

Pursuant to California Code of Civil Procedure section 1245.235(b)(3), your failure to file a written request with the Town to appear and be heard on the proposed Resolutions of Necessity within 15 days from the date that this Notice is mailed may result in the waiver of your right to appear and be heard on the above-stated matters. A written request to appear and be heard may be filed as follows:

ALL COMMUNICATIONS SHOULD BE ADDRESSED TO:

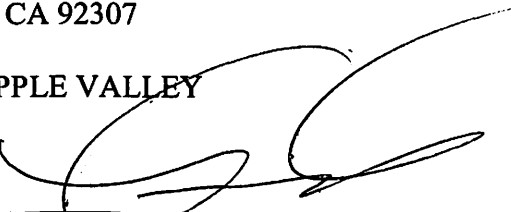
Town Clerk  
Town of Apple Valley  
14955 Dale Evans Parkway  
Apple Valley, CA 92307

DATE OF HEARING: Tuesday, November 17, 2015  
5:30 p.m.

PLACE OF HEARING: Council Chambers  
14955 Dale Evans Parkway  
Apple Valley, CA 92307

DATED: October 30, 2015. TOWN OF APPLE VALLEY

By:

  
\_\_\_\_\_  
LaVonda M. Pearson, Town Clerk

354 Davis Road  
Oakville, Ontario  
Canada L6J 2X1

Ian Robertson  
Liberty Utilities  
c/o Algonquin Power & Utilities Corp.  
354 Davis Road  
Oakville, Ontario  
Canada L6J 2X1

Possible Contractual or  
Other Interest


Doug Robertson  
City Manager  
City of Victorville  
14343 Civic Drive, P.O. Box 5001  
Victorville, CA 92393

Possible Contractual or  
Other Interest

Gregory C. Devereaux  
Chief Executive Officer  
San Bernardino County  
385 N. Arrowhead Avenue  
San Bernardino, CA 92415

Possible Contractual or  
Other Interest

Dated: October 30, 2015

  
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LaVonda M. Pearson, Town Clerk

PROOF OF MAILING NOTICE

I, LaVonda M. Pearson, acting on behalf of the Town of Apple Valley, hereby certify that on October 30, 2015, I mailed a copy of the attached notice by first-class mail to the following interested parties.

Chris Schilling President Apple Valley Ranchos Water Company 21760 Ottawa Road Apple Valley, CA 92308	Owner
Chris Schilling Chief Executive Officer Park Water Company (Owner of Apple Valley Ranchos Water Company) 9750 Washburn Road Downey, CA 90241	Owner
Douglas K. Martinet Park Water Company and Apple Valley Ranchos Water Company 9750 Washburn Road Downey, CA 90241	Agent for Service of Process for Owner
Kevin H. Brogan, Esq. Hill, Farrer & Burrill LLP One California Plaza, 37th Floor 300 South Grand Avenue Los Angeles, CA 90071	Courtesy Copy
Chris Schilling President Western Water Holdings, LLC 9750 Washburn Road Downey, CA 90241	Possible Contractual or Other Interest
Robert Dove Carlyle Infrastructure Partners LP c/o The Carlyle Group 1001 Pennsylvania Avenue, NW Washington, DC 20004-2505	Possible Contractual or Other Interest
Robert Dove Managing Director The Carlyle Group 1001 Pennsylvania Avenue, NW Washington, DC 20004-2505	Possible Contractual or Other Interest
Ian Robertson Chief Executive Officer Algonquin Power & Utilities Corp.	Possible Contractual or Other Interest