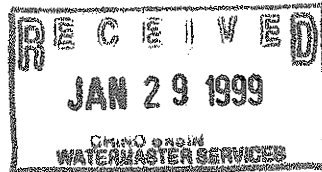


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4 695 Town Center Drive, Suite 1400
5 Costa Mesa, CA 92626
6 714/755-3100; fax 714/755-3110



7 Attorneys for Monte Vista Water District

8 SUPERIOR COURT OF CALIFORNIA

9 COUNTY OF SAN BERNARDINO

10	CHINO BASIN MUNICIPAL WATER)	CASE NO. RCV 51010
11	DISTRICT,)	Assigned For All Purposes to
)	The Honorable Judge J. Michael Gunn
12	Plaintiff,)	Department
)	
13	v.)	OBJECTION TO FEBRUARY 1, 1999
)	COURT TOUR OF BASIN FACILITIES
14	CITY OF CHINO, et al.,)	
)	
15	Defendants.)	
16	_____)	

17
18 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

19 Monte Vista Water District It ("MVWD) agrees in principle with providing the court with a
20 tour of the Chino Basin Facilities and is pleased by the interest taken by the court concerning issues
21 facing the Chino Basin.

22 MVWD, however, must respectfully object to the currently scheduled February 1, 1999 tour
23 based upon lack of control over the process and based upon the itinerary, which appears arbitrary and
24 suggestive. MVWD is concerned as to the process by which the items in the itinerary were chosen,
25 and notes that one important site is omitted (i.e., a water reclamation facility which reclaims and
26 distributes recycled water for beneficial use, such as the Carbon Canyon Water Reclamation Facility).

27 MVWD further objects to the tour as violative of Code of Civil Procedure section 651 in that
28 the proceeding is not set to be recorded by a court reporter and in that arrangements have not been

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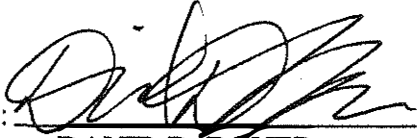
made to ensure that all parties and/or their counsel can be present with the court at all times during the proceedings.

MVWD fears that should the court proceed with the tour as currently arranged, the court may place in jeopardy certain of its subsequent rulings or could disqualify itself, neither of which MVWD wishes to occur.

MVWD respectfully requests that the court continue the scheduled tour so that proper controls can be implemented, the itinerary can be revised, and procedural modifications can be made to ensure compliance with Code of Civil Procedure section 651.

DATE: January 28, 1999

McCORMICK, KIDMAN & BEHRENS, LLP
ARTHUR G. KIDMAN
DAVID D. BOYER

By: 
DAVID D. BOYER
Attorneys for Defendant Monte Vista
Water District

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PROOF OF SERVICE
CCP 1013a(3)
FRCP 5(b)

STATE OF CALIFORNIA, COUNTY OF ORANGE

I am employed in the county of Orange, State of California. I am over the age of 18 and not a party to the within action; my business address is: 695 Town Center Drive, Suite 1400, Costa Mesa, California 92626-3038.

On January 28, 1999, I served the foregoing document described as OBJECTION TO FEBRUARY 1, 1999 TOUR OF BASIN FACILITIES on interested parties in this action

(BY MAIL) By placing the true copies thereof enclosed in sealed envelopes addressed as stated on the attached mailing list.

As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Costa Mesa, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

(BY TELECOPIER) I caused the above-referenced document to be delivered by telecopier to the addressee(s).

Anne J. Schneider
Ellison & Schneider
2015 H Street
Sacramento CA 95814

Executed on January 28, 1999, at Costa Mesa, California.

(State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

(Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.


MARILYN ROCHE

Chino Basin v. City of Chino, et al.
S.B.C.S.C. Case No. RCV 51010
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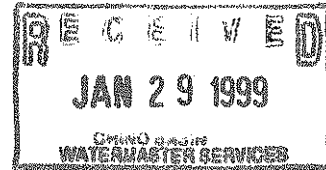
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January 28, 1999



Deputy Clerk
Department H
San Bernardino County Superior Court
Rancho Cucamonga Division
8303 W. Haven Avenue
Rancho Cucamonga, CA 91730

Re: *Chino Basin Municipal Water District v. City of Chino, et al.*
San Bernardino Superior Court Case No. RCV 51010

Dear Deputy Clerk:

Enclosed is a courtesy copy of Objection to February 1, 1999 Court Tour of Basin Facilities filed in this matter by Defendant Monte Vista Water District. Because the tour is scheduled for Monday, February 1, 1999, please bring the pleading to Judge Gunn's attention immediately.

If you have any questions, please call.

Very truly yours,

McCormick, Kidman & Behrens, LLP

A handwritten signature in cursive script that reads "Marilyn Roche".

Marilyn Roche, Secretary to
David D. Boyer

DDB/mr

Encl.

MonteVistaWaterDistrict119

cc: All Counsel