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6 Attorneys for Chino Basin Watermaster

FILED-West District
San Bernardino County Clerk

APR 13 1999

By: *U.S. Clerk*
Deputy

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF SAN BERNARDINO

10
11 CHINO BASIN MUNICIPAL WATER
12 DISTRICT,

13 Plaintiff,

14 v.

15 CITY OF CHINO, et al.,

16 Defendants.

CASE NO. RCV 51010

NOTICE OF RULING

Specially assigned to the Honorable
Judge J. Michael Gunn

LEMIEUX & O'NEILL
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17
18 PLEASE TAKE NOTICE that on March 31, 1999, the Court adopted the attached
19 order amending the Judgment in this case concerning Watermaster's compensation, and
20 the attached order concerning the filing of annual reports, ratifying certain Watermaster
21 decisions, receiving and filing the 21st Annual Report of Watermaster Activities, and
22 receiving and filing the Production Summary for 1997/98.

23
24 Dated: April 8, 1999

Respectfully submitted,

LEMIEUX & O'NEILL

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27 By: *Wayne K. Lemieux*
Wayne K. Lemieux

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San Bernardino County Clerk

MAR 7 1999
APR 5 1999
MAR 31 1999

Attorneys for Chino Basin Watermaster

By *[Signature]*
Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO

CHINO BASIN MUNICIPAL WATER DISTRICT,

Plaintiff,

v.

CITY OF CHINO, et al.,

Defendants.

CASE NO. RCV 51010

ORDER ON MOTION CONCERNING DEADLINE FOR FILING ANNUAL REPORT; RATIFYING CERTAIN WATERMASTER DECISIONS; RECEIVING AND FILING THE 21ST ANNUAL REPORT OF WATERMASTER ACTIVITIES AND THE PRODUCTION SUMMARY FOR 1997/98

Specially assigned to the Honorable Judge J. Michael Gunn

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The Motion of Watermaster to amend the Judgment regarding the deadline for filing annual reports, ratification of certain Watermaster decisions; receipt and filing of the 21st Annual Report of Watermaster Activities; and receipt and filing of the Production Summary for 1997/98 came on regularly for hearing on March 2, 1999. Good cause appearing,

IT IS ORDERED Paragraph 48 of the Judgment be amended to read:

"Watermaster's Annual Report shall be filed by January 31 of each year. The Report shall apply to preceding fiscal years' operation. The Report shall contain details as to operation of the Pools. A certified audit of assessments and expenditures pursuant to this Physical Solution, and a review of Watermaster activity."

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IT IS FURTHER ORDERED the following decisions of the Watermaster are ratified:

1. The Local Storage Agreement for Monte Vista Water District, approved by Watermaster on September 4, 1997, in the amount of 34,023.843 acre/feet;
2. The cyclic storage agreement with The Metropolitan Water District of Southern California covering the pre-delivery and storage of replenishment water pursuant to paragraph 1.2.2 of the Chino Basin Watermaster Uniform Groundwater Rules and Regulations extended to December 31, 1999 by amendment; and
3. Interventions by Ambrosia Farms, California Speedway Corporation, City of Fontana, Chin Lee, Frank Lizzaraga, Mountain Power Generation Company, LLC, Elizabeth H. Rohrs, Paul Russavage, SNS Dairy, Wineside 45, and Richard Van Loon.

IT IS FURTHER ORDERED the 21st Annual Report of Watermaster Activities is received and filed.

IT IS FURTHER ORDERED the Production Summary for 1997/98 is received and filed.

Dated: March 31, 1999.

J. Michael Gunn

J. Michael Gunn,
Judge of the Superior Court

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FILED-West District
San Bernardino County Clerk

MAR 31 1999

By *[Signature]* Deputy

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5 Attorneys for Chino Basin Watermaster
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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF SAN BERNARDINO

10
11 CHINO BASIN MUNICIPAL WATER
DISTRICT,

12 Plaintiff,

13 v.

14 CITY OF CHINO, et al.,

15 Defendants.
16

CASE NO. RCV 51010

ORDER AMENDING THE JUDGMENT
CONCERNING WATERMASTER
COMPENSATION

Specially assigned to the Honorable
Judge J. Michael Gunn

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18 The motion of Watermaster to amend the Judgment concerning Watermaster
19 compensation came on regularly for hearing on January 21, 1999 and March 2, 1999.
20 Good cause appearing,

21 **IT IS ORDERED** that Paragraph 18 of the Judgment be amended to read:

22 "(a) Upon recommendation by the Advisory Committee, Watermaster
23 shall make and adopt, after public hearing, appropriate rules and regulations for
24 conduct of Watermaster affairs, including, meeting schedules and procedures,
25 and compensation of members of Watermaster. Thereafter, Watermaster may
26 amend the rules from time to time upon recommendation, or with approval of the
27 Advisory Committee after hearing noticed to active parties, ^{except that compensation} A copy of the rules
28 and regulations, and of amendments, shall be mailed to each active party.

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1 (b) Under the rules, Watermaster members shall be paid up to \$125
2 for each day's attendance at meetings at the direction of the board, not to
3 exceed eight meetings in each month. Compensation shall not be paid for
4 junkets or attendance at conferences, seminars, or retreats at locations other
5 than Watermaster headquarters. Members shall not be compensated for more
6 than one meeting each day.

7 (c) Under the rules, Watermaster members may be reimbursed for
8 reasonable and necessary travel, meals, lodging and registration expenses
9 incurred on Watermaster business. Mileage shall not be paid for travel to or
10 from Watermaster meetings unless the individual must travel more than 50
11 miles per month. The Watermaster's budget shall include an appropriation for
12 expense reimbursement. The Watermaster shall file a report on the expense
13 reimbursement with the court as part of the Annual Report. The Report shall
14 disclose total expense reimbursements and single expenditures for items of
15 \$125.00 or more."

16 **IT IS FURTHER ORDERED** this amendment to the Judgment is effective nunc pro tunc
17 on March 4, 1998, as to Watermaster compensation and forthwith as to Watermaster expense
18 reimbursement.

19
20 Dated: MAR 3 1 1999

J. Michael Gunn
Judge J. Michael Gunn