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4 (AGRICULTURAL) POOL
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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.

Case No. RCV 51010

Assigned for All Purposes to the
Honorable Stanford E. Reichert

NOTICE OF MOTION AND MOTION FOR
REVISION OF FEBRUARY 19, 1998
RULING APPOINTING A NINE MEMBER
WATERMASTER BOARD

16 Date: July 12, 2013
17 Time: 1:30 p.m.
Dept. R-6

18 TO ALL PARTIES AND TO THEIR RESPECTIVE ATTORNEYS OF RECORD:

19 PLEASE TAKE NOTICE THAT the Overlying (Agricultural) Pool Committee hereby
20 moves this Court, pursuant to Paragraph 15 of the Judgment in this action, for an Order revising
21 the Court's prior February 19, 1998 Ruling appointing a nine-member Watermaster Board, in
22 order to allow for members of the Overlying (Agricultural) Pool serving as members of the
23 Overlying (Agricultural) Pool Committee or the Advisory Committee to concurrently serve as
24 representatives of the Pool on the Watermaster Board.

25 This request is made pursuant to the Court's continuing jurisdiction and authority to
26 enforce and carry out the Judgment in this action with respect to the rights established thereunder.
27 The Motion will be based upon this Notice of Motion and Motion, the attached Memorandum of
28

1 Points and Authorities, the pleadings, records and files in this action, and upon such oral
2 argument and other evidence as may be presented at the hearing on the Motion.

3
4 Dated: June 10, 2013

EGOSCUE LAW GROUP

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6 By: Tracy Egoscue (by Taren Lopez)
7 TRACY J. EGOSCUE
8 Attorneys for
9 OVERLYING (AGRICULTURAL) POOL
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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I. INTRODUCTION**

3 The Overlying (Agricultural) Pool Committee hereby brings this motion pursuant to
4 Paragraph 15 of the Judgment in this matter to modify the Court's February 19, 1998 Ruling
5 appointing a nine-member Watermaster Board ("1998 Ruling"), in order to allow for members of
6 the Overlying (Agricultural) Pool ("Agricultural Pool") serving as members of the Overlying
7 (Agricultural) Pool Committee or the Advisory Committee to concurrently serve as
8 representatives of the Pool on the Watermaster Board. Good cause exists for the Court to grant
9 this motion in order to ensure that the members of the Agricultural Pool will continue to maintain
10 adequate representation on the Watermaster Board, Advisory Committee and the Pool Committee
11 despite the Pool's declining membership.

12 **II. BACKGROUND**

13 **A. The Agricultural Pool**

14 The Judgment provides for three Pools—the Agricultural Pool, the Overlying (Non-
15 Agricultural) Pool and the Appropriative Pool—each of which is described in Paragraph 43 of the
16 Judgment. The Judgment also includes a specific "Pooling Plan" for each Pool, which includes
17 structures for representation on the Advisory Committee and Board. (Judgment, Exhibits "F,"
18 "G" and "H"). Under the Agricultural Pool Pooling Plan, Exhibit "F" to the Judgment, the Pool
19 Committee for this pool "shall consist of not less than nine (9) representatives selected at large by
20 members of the Pool." (Judgment, Exh. "F" ¶ 4.) The exact number of members of the Pool
21 Committee in any year is determined by majority vote of the voting power of members of the
22 pool in attendance at the annual Pool meeting. (Judgment, Exh. "F" ¶ 4.) The number of
23 representatives of the Agricultural Pool Committee on the Advisory Committee "shall be as
24 provided in the rules of the pool from time to time but not exceeding ten (10)." (Judgment, Exh.
25 "F" ¶ 5.)

26 The members of the Agricultural Pool are distinguished from the members of the
27 Overlying (Non-Agricultural) Pool and the Appropriative Pool in that they exercise overlying
28 water rights for purposes other than commercial and industrial use. (Judgment, ¶ 43(a).)

1 Pursuant to the Judgment, a water right is allocated for use on overlying land to the Agricultural
2 Pool in gross rather than to any individual member of the Pool. (Judgment, ¶ 45.) At the time of
3 the Judgment it was anticipated that Agricultural Pool production would diminish as agricultural
4 land was converted to residential development subject to municipal water service, and the
5 Judgment includes detailed procedures regarding the transfer of unproduced Agricultural Pool
6 water to the members of the Appropriative Pool. (Judgment, Exhibit "H" ¶ 10.)

7 **B. Court's 1998 Ruling and the Composition of the Watermaster Board**

8 Pursuant to its 1998 Ruling, the Court appointing a nine-member Watermaster Board,
9 when, prior to the 1998 Ruling, the duties of the Watermaster under the Judgment had been
10 undertaken by the Chino Basin Municipal Water District. The 1998 Ruling, as part of its creation
11 and appointment of the Watermaster Board, includes provisions as to the composition of the
12 Watermaster Board, which include representation by the three wholesale Municipal Water
13 Districts (the Inland Empire Utilities Agency, Three Valleys Municipal Water District, and
14 Western Municipal Water District), and the allocation of the remaining six seats on the
15 Watermaster Board among the three Pools – with three positions to representatives of the
16 Appropriative Pool on a rotating basis, two positions to representatives of the Agricultural Pool,
17 and one position to a representative of the Overlying (Non-Agricultural) Pool. (1998 Ruling, at
18 4:19-27.)

19 The 1998 Ruling additionally includes limits as to the service as a representative on the
20 Watermaster Board concurrently with service on a Pool Committee or the Advisory Committee.
21 (1998 Ruling, at 5:7-14.) Pursuant to the Ruling, no person may serve concurrently on the
22 Watermaster Board while serving as a member of a Pool Committee or the Advisory Committee,
23 except that the members of the Overlying (Non-Agricultural) Pool are expressly excepted from
24 this limitation:

25 No individual will be allowed to serve concurrently on the
26 Watermaster Board while serving as a member of the Advisory
27 Committee and/or the respective Pool Committee, with the
28 exception of representatives from the Overlying (Non-Agricultural)
Pool. This shall not prevent the same member agency or entity with
a representative on the Chino Basin Advisory Committee from
appointing a different representative to the Watermaster Board.

1 (1998 Ruling, 5:7-12.) It is understood that the original justification behind this exception is that
2 the Overlying (Non-Agricultural) Pool comprises a smaller group of parties under the Judgment
3 in *Chino Basin Municipal Water District v. City of Chino et al.*, San Bernardino Sup.Ct. Case No.
4 164327 ("Judgment") as compared to the other Pool members. (See Exhibits "C" and "D" to the
5 Judgment, listing parties with overlying agricultural rights and parties with overlying non-
6 agricultural rights, and Exhibit "E" to the Judgment, listing parties with appropriative rights.)

7 **C. Agricultural Pool Activity Continues to Decline.**

8 At the time of the Judgment, it was anticipated that Agricultural Pool production would
9 diminish as agricultural land was converted for residential development and brought under
10 municipal water service, and the Judgment included detailed procedures to transfer unproduced
11 Agricultural Pool water to the members of the Appropriative Pool providing such service.
12 (Judgment, Exhibit "H" ¶ 10.) Currently, approximately 15 years after the Court's 1998 Ruling,
13 the number of Agricultural Pool members is dwindling. (See Declaration of Robert Feenstra, at ¶
14 2.) According to Watermaster's most recent Annual Report, groundwater production for use by
15 the members of the Agricultural Pool has declined substantially over the last 35 years, from a
16 high of 96,567 acre-feet per year in 1975-76 to 31,342 acre-feet per year in 2010-2011. (See
17 Watermaster 34th Annual Report for 2010-2011, Appendix G-1, attached to the Declaration of
18 Robert Feenstra, at ¶ 3.) Since the Court's 1998 Ruling, such groundwater production has
19 declined by more than one third. (*Id.*) There is presently a relatively small group of active
20 participants in Watermaster matters from the Agricultural Pool, and while there currently is no
21 overlap between Agricultural Pool member service on the Watermaster Board and the Pool
22 Committee, a representative on the Advisory Committee is currently a Pool Committee member,
23 and alternates on the Watermaster Board have in the past been and continue to be members of the
24 Pool Committee. (Declaration of Robert Feenstra, at ¶ 4.) This practice has occurred over the
25 last ten years and no party to the Judgment has objected to this practice. (Declaration of Robert
26 Feenstra, at ¶ 5.)

27 The Agricultural Pool anticipates that under the current trend of declining activity in the
28 Pool, it may be difficult to find within the Pool's membership a sufficient number of

1 representatives to fill all of the positions on the Agricultural Pool Committee, the Advisory
2 Committee and the Watermaster Board. (Declaration of Robert Feenstra, at ¶ 6.) Accordingly,
3 the Agricultural Pool believes it is appropriate for the Court to allow individual members of the
4 Agricultural Pool to serve concurrently on the Watermaster Board while serving as a member of
5 the Advisory Committee or the Agricultural Pool Committee, in order to preserve the remaining
6 members of the Pool's ability to be represented themselves in the Watermaster process.

7 **III. DISCUSSION**

8 **A. Basis for Motion**

9 The Court has authority to grant this Motion pursuant to Paragraph 15 of the Judgment,
10 which provides that the Court may:

11 ...upon application of any party, the Watermaster, the Advisory
12 Committee or any Pool Committee, by motion...to make such
13 further or supplemental orders or directions as may be necessary or
14 appropriate for interpretation, enforcement or carrying out of this
Judgment, and to modify, amend or amplify any of the provisions
of this Judgment. (Judgment, ¶ 15.)

15 Further, under Paragraph 16 of the Judgment, Watermaster may be changed at any time by
16 subsequent order of the Court, on its own motion, or on the motion of any party after notice and
17 hearing. (Judgment, ¶ 16; see also, 1998 Ruling, at 2:18-22.) Accordingly, pursuant to the
18 Court's authority to issue subsequent orders altering the Watermaster structure, the Court has
19 authority under Paragraph 16 of the Judgment to amend its prior 1998 Ruling.

20 Changed circumstances related to the number of active Agricultural Pool members
21 necessitate this Motion. As recounted above, the number of members of the Agricultural Pool is
22 dwindling, and has been in recent years. (See Declaration of Robert Feenstra, at ¶ 2.) There is
23 presently a small group of active participants in Watermaster matters from the Agricultural Pool.
24 (Declaration of Robert Feenstra, at ¶ 7.) As described above, a reduction of the number of
25 members of the Overlying Agricultural Pool is contemplated by the Judgment, where provisions
26 related to conversion of agricultural land to residential development anticipated that agricultural
27 properties would be converted to housing and commercial uses.

28 In light of these provisions, the Judgment not only contemplates conversion of

1 Agricultural Pool land, but provides mechanisms for accounting for this conversion. As a result
2 of the conversion of agricultural land toward residential use served by members of the
3 Appropriative Pool, under the current trend of declining membership in the Agricultural Pool, it is
4 appropriate for the Court to allow individual members of the Overlying Agricultural Pool to serve
5 concurrently on the Watermaster Board while serving as a member of the Advisory Committee
6 and/or the Agricultural Pool Committee, in order to preserve the remaining members of the Pool's
7 ability to represent themselves before all forums in the Watermaster Pool and Committee
8 structure under the Judgment. In the same manner that the members of the Overlying (Non-
9 Agricultural) Pool were allowed such an accommodation, the members of the Agricultural Pool
10 should be similarly treated.

11 As described above, Agricultural Pool representatives serving on the Agricultural Pool
12 Committee and the Advisory Committee have served as alternates for the Agricultural Pool's
13 representatives on the Watermaster Board for the majority of the time period since the 1998
14 Ruling was issued, without objection from any Party the Judgment, and the members of the
15 Agricultural Pool believe this past practice both supports the present Motion, but also
16 demonstrates that no Party should have an objection.

17 **IV. CONCLUSION**

18 For the aforementioned reasons, it is requested that the Court revise its 1998 Ruling on the
19 structure of Watermaster to account for the reduced numbers of Agricultural Pool representatives,
20 and allow representatives of the Agricultural Pool to serve concurrently on the Watermaster
21 Board while serving as a member of the Advisory Committee and/or the Agricultural Pool
22 Committee.

23 Dated: June 10, 2013

EGOSCUE LAW GROUP

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26 By: Tracy Egoscue (by Tanner Lopez)
27 TRACY J. EGOSCUE
28 Attorneys for
OVERLYING (AGRICULTURAL) POOL

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

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11 **Chino Basin Municipal Water District,**

12 Plaintiff,

13 v.

14 **City of Chino et al.,**

15 Defendants.

) Case No.: RCV 51010

) **DECLARATION OF ROBERT FEENSTRA**
) **IN SUPPORT OF MOTION FOR REVISION**
) **OF FEBRUARY 19, 1998 RULING**
) **APPOINTING A NINE MEMBER**
) **WATERMASTER BOARD**

) Date:

) Time:

) Dept:

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21 **DECLARATION OF ROBERT FEENSTRA**

22 1. I, the undersigned, am the Chair of the Chino Basin Watermaster Overlaying Agricultural
23 Pool (Agricultural Pool). I have been a member of the Agricultural Pool since 1978. Based upon my
24 own knowledge and experience, I can competently attest to the following facts.

25 2. Approximately 15 years after the Court's 1998 Ruling the number of Agricultural Pool
26 members has dwindled and continues to in recent years.

27 3. I am informed and believe that the Chino Basin Watermaster records indicate groundwater
28 production for use by the members of the Agricultural Pool has declined substantially over the last 35

1 years, from a high of 96,567 acre-feet per year in 1975-76 to 31,342 acre-feet per year in 2010-2011.

2 4. There is presently a relatively small group of active participants in Watermaster matters
3 from the Agricultural Pool, and while there currently is no overlap between Agricultural Pool member
4 service on the Watermaster Board and the Pool Committee, a representative on the Advisory
5 Committee is currently a Pool Committee member, and alternates on the Watermaster Board have in
6 the past been and continue to be members of the Pool Committee.

7 5. Over the last ten years no party to the Judgment has objected to the participation of Pool
8 Committee and Watermaster Board members serving on the Agricultural Pool as members or
9 alternates.

10 6. The Agricultural Pool anticipates that under the current trend of declining activity in the
11 Pool, it may be difficult to find within the Pool's membership a sufficient number of representatives to
12 fill all of the positions on the Agricultural Pool Committee, the Advisory Committee and the
13 Watermaster Board.

14 7. There is presently a small group of active participants in Watermaster matters from the
15 Agricultural Pool.

16
17 I declare under penalty of perjury under the laws of the State of California and the United
18 States that the foregoing is true and correct.

19
20 Dated: May 16, 2013

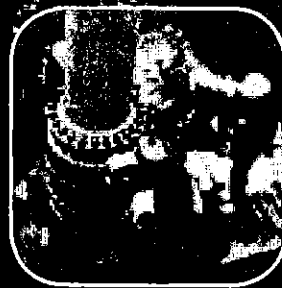
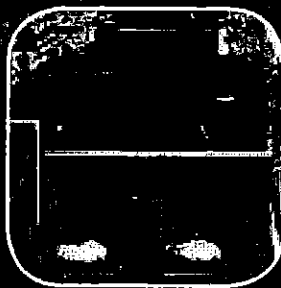
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22 By: 
23 ROBERT FLENSTRA
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CHINO BASIN WATERMASTER

THIRTY-FOURTH ANNUAL REPORT

FISCAL YEAR 2004



DEVELOPING INDEPENDENCE FROM IMPORTED WATER

HISTORY OF TOTAL ANNUAL GROUNDWATER PRODUCTION BY POOL (ACRE-FEET)

Production Year	Appropriative	Agricultural	Non-Agricultural	Total
74-75	70,312	96,567	8,878	175,757
75-76	72,612	95,846	6,356	174,814
76-77	72,107	91,450	9,191	172,748
77-78	60,659	88,984	10,082	159,725
78-79	60,597	74,688	7,127	142,412
79-80	63,834	69,869	7,363	141,066
80-81	70,726	68,040	5,650	144,416
81-82	66,731	65,117	5,684	137,532
82-83	63,481	56,759	2,395	122,635
83-84	70,558	59,033	3,208	132,799
84-85	76,912	55,543	2,415	134,870
85-86	80,659	52,061	2,193	134,913
86-87	64,662	59,647	2,559	126,868
87-88	94,576	57,866	2,958	155,400
88-89	99,617	46,762	3,619	149,998
89-90	104,342	48,420	4,856	157,618
90-91	86,658 ⁵	48,085	5,407	140,150
91-92	91,982 ⁶	44,882	5,240	142,104
92-93	86,367 ⁷	44,092	5,464	135,923
93-94	80,798 ⁸	44,298	4,586	129,682
94-95	93,419 ⁹	55,022	4,327	152,768
95-96	103,606 ^{10,11}	43,633	6,424	153,663
96-97	110,163 ¹¹	44,809	6,809	161,781
97-98	97,485 ¹²	43,845	4,855	146,185
98-99	107,723	47,538	7,006	162,267
99-00	106,645	44,401	7,774	158,820
00-01	113,437 ^{11,14}	39,954	8,084	161,475
01-02	121,489 ^{11,15}	39,494	5,548	166,531
02-03	120,557 ^{11,16}	38,487 ¹¹	4,853	163,897
03-04	136,834 ¹⁷	41,978	2,915	181,727
04-05	127,811 ¹⁸	34,450	2,327	164,588
05-06	122,315 ¹⁹	33,900	3,026	161,241
06-07	130,626 ²⁰	37,295	3,469	171,390
07-08	103,078 ²¹	30,910	3,440	137,427
08-09	84,716 ²²	32,145	2,394	119,255
09-10	78,763 ²³	31,655	3,905	114,323
10-11	78,410 ²⁴	31,342	3,914	113,667

¹ Includes 3,945 AF of mined water pumped by Edison as agent for IEUA.

² Does not include 7,674.3 AF exchanged with MWDSC.

³ Does not include 6,423.6 AF exchanged with MWDSC.

⁴ Does not include 16,377.1 AF exchanged with MWDSC.

⁵ Does not include 14,929.1 AF exchanged with MWDSC.

⁶ Does not include 12,202.4 AF exchanged with MWDSC.

⁷ Does not include 13,657.3 AF exchanged with MWDSC.

⁸ Does not include 20,194.7 AF exchanged with MWDSC.

⁹ Does not include 4,221.9 AF exchanged with MWDSC.

¹⁰ Does not include 6,167.2 AF exchanged with MWDSC.

¹¹ Reflects corrected production after reporting errors were accounted for.

¹² Does not include 4,275.4 AF exchanged with MWDSC.

¹³ Does not include 216.5 AF exchanged with MWDSC.

¹⁴ Does not include 7,989 AF Desalter production or 99.8 AF Dept. of Toxic Substances Control (DTSC) production.

¹⁵ Does not include 9,458 AF Desalter production or 80.8 AF Dept. of Toxic Substances Control (DTSC) production.

¹⁶ Does not include 10,439 AF Desalter production or 79.1 AF Dept. of Toxic Substances Control (DTSC) production.

¹⁷ Does not include 10,605 AF Desalter production or 79.1 AF Dept. of Toxic Substances Control (DTSC) production.

¹⁸ Does not include 9,654 AF Desalter production or 80.7 AF Dept. of Toxic Substances Control (DTSC) production.

¹⁹ Does not include 16,476 AF Desalter production or 79.5 AF Dept. of Toxic Substances Control (DTSC) production.

²⁰ Does not include 26,356 AF Desalter production or 79.3 AF Dept. of Toxic Substances Control (DTSC) production.

²¹ Does not include 28,972 AF Desalter production or 81.1 AF Dept. of Toxic Substances Control (DTSC) production.

²² Does not include 32,920 AF Desalter production or 82.6 AF Dept. of Toxic Substances Control (DTSC) production.

²³ Does not include 28,517 AF Desalter production or 85.1 AF Dept. of Toxic Substances Control (DTSC) production.

²⁴ Does not include 28,319 AF Desalter production or 87.3 AF Dept. of Toxic Substances Control (DTSC) production.

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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

Assigned for All Purposes to the
Honorable Stanford E. Reichert

[PROPOSED] ORDER REVISING
FEBRUARY 19, 1998 RULING APPOINTING
A NINE MEMBER WATERMASTER
BOARD

Having read, reviewed and considered all pleadings filed in support and in response, if any, to the Overlying (Agricultural) Pool's Motion for Revision of 1998 Ruling Appointing a Nine Member Watermaster Board, including the argument of counsel presented at the July 12, 2013 hearing, and good cause appearing therefore:

I. THE COURT'S 1998 RULING

In its February 19, 1998 Ruling appointing a nine-member Watermaster Board ("1998 Ruling"), the Court, as part of its creation and appointment of the Watermaster Board, included provisions as to the composition of the Watermaster Board, which provide for representation by the three wholesale Municipal Water Districts (the Inland Empire Utilities Agency, Three Valleys Municipal Water District, and Western Municipal Water District), and the allocation of the remaining six seats on the Watermaster Board among the three Pools – with three positions to

1 representatives of the Appropriative Pool on a rotating basis, two positions to representatives of
2 the Overlying (Agricultural) Pool ("Agricultural Pool"), and one position to a representative of
3 the Overlying (Non-Agricultural) Pool.

4 The 1998 Ruling additionally included limits as to the service as a representative on the
5 Watermaster Board concurrently with service on a Pool Committee or the Advisory Committee.
6 Pursuant to the Ruling, no person may serve concurrently on the Watermaster Board while
7 serving as a member of a Pool Committee or the Advisory Committee, except that the members
8 of the Overlying (Non-Agricultural) Pool are expressly excepted from this limitation. The 1998
9 Ruling provides, at page five, lines 7-12, that:

10 No individual will be allowed to serve concurrently on the
11 Watermaster Board while serving as a member of the Advisory
12 Committee and/or the respective Pool Committee, with the
13 exception of representatives from the Overlying (Non-Agricultural)
14 Pool. This shall not prevent the same member agency or entity with
15 a representative on the Chino Basin Advisory Committee from
16 appointing a different representative to the Watermaster Board.

17 One of the justifications behind this exception was the fact that the Overlying (Non-
18 Agricultural) Pool comprises a smaller group of parties under the Judgment in this matter, as
19 compared to the other Pool members.

20 **II. DECLINE IN AGRICULTURAL POOL MEMBERSHIP**

21 At the time of the Judgment, it was anticipated that Agricultural Pool production would
22 diminish as agricultural land was converted for residential development and brought under
23 municipal water service, and the Judgment included detailed procedures to transfer unproduced
24 Agricultural Pool water to the members of the Appropriative Pool providing such service.
25 Currently, as demonstrated in the Motion and accompanying papers, the number of Agricultural
26 Pool members is dwindling, and groundwater production for use by the members of the
27 Agricultural Pool has declined substantially over the last 35 years, from a high of 96,567 acre-feet
28 per year in 1975-76 to 31,342 acre-feet per year in 2010-2011.

The Motion and supporting papers also demonstrate there is presently a relatively small
group of active participants in Watermaster matters from the Agricultural Pool, and while there
currently is no overlap between Agricultural Pool member service on the Watermaster Board and

1 the Pool Committee, a representative on the Advisory Committee is currently a Pool Committee
2 member, and alternates on the Watermaster Board have in the past been and continue to be
3 members of the Pool Committee. Due to the current trend of declining activity in the Pool, the
4 Court finds that it may be difficult to find within the Agricultural Pool's membership a sufficient
5 number of representatives to fill all of the positions on the Agricultural Pool Committee, the
6 Advisory Committee and the Watermaster Board. Accordingly, the Court will allow individual
7 members of the Agricultural Pool to serve concurrently on the Watermaster Board while serving
8 as a member of the Advisory Committee or the Agricultural Pool Committee, in order to preserve
9 the remaining members of the Pool's ability to be represented themselves in the Watermaster
10 process.

11 **III. ORDER**

12 **IT IS ORDERED THAT:**

- 13 1. Page 5, lines 7-12, of the Court's 1998 Ruling are modified to read as follows:

14 No individual will be allowed to serve concurrently on the
15 Watermaster Board while serving as a member of the Advisory
16 Committee and/or the respective Pool Committee, with the
17 exception of representatives from the Overlying (Non-Agricultural)
18 Pool and the Overlying (Agricultural) Pool. This shall not prevent
19 the same member agency or entity with a representative on the
20 Chino Basin Advisory Committee from appointing a different
21 representative to the Watermaster Board.

22 Dated: _____

23 _____
24 Hon. Stanford E. Reichert
25 Judge of the Superior Court
26
27
28

CHINO BASIN WATERMASTER
Case No. RCV 51010
Chino Basin Municipal Water District v. The City of Chino

PROOF OF SERVICE

I declare that:

I am employed in the County of San Bernardino, California. I am over the age of 18 years and not a party to the within action. My business address is Chino Basin Watermaster, 9641 San Bernardino Road, Rancho Cucamonga, California 91730; telephone (909) 484-3888.

On June 11, 2013 I served the following:

1. **NOTICE OF MOTION AND MOTION FOR REVISION OF FEBRUARY 19, 1998 RULING APPOINTING A NINE MEMBER WATERMASTER BOARD**
2. **DECLARATION OF ROBERT FEENSTRA IN SUPPORT OF MOTION FOR REVISION OF FEBRUARY 19, 1998 RULING APPOINTING A NINE MEMBER WATERMASTER BOARD**
3. **[PROPOSED] ORDER REVISING FEBRUARY 19, 1998 RULING APPOINTING A NINE MEMBER WATERMASTER BOARD**

/ X / BY MAIL: in said cause, by placing a true copy thereof enclosed with postage thereon fully prepaid, for delivery by United States Postal Service mail at Rancho Cucamonga, California, addresses as follows:

See attached service list: Mailing List 1

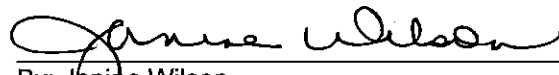
/ / BY PERSONAL SERVICE: I caused such envelope to be delivered by hand to the addressee.

/ / BY FACSIMILE: I transmitted said document by fax transmission from (909) 484-3890 to the fax number(s) indicated. The transmission was reported as complete on the transmission report, which was properly issued by the transmitting fax machine.

/ X / BY ELECTRONIC MAIL: I transmitted notice of availability of electronic documents by electronic transmission to the email address indicated. The transmission was reported as complete on the transmission report, which was properly issued by the transmitting electronic mail device.

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

Executed on June 11, 2013 in Rancho Cucamonga, California.


By: Janine Wilson
Chino Basin Watermaster

BRIAN GEYE
AUTO CLUB SPEEDWAY
9300 CHERRY AVE
FONTANA, CA 92335

JAMES CURATALO
P.O. BOX 638
RANCHO CUCAMONGA, CA 91729-
0638

ROBERT BOWCOCK
INTEGRATED RESOURCES MGMNT
405 N. INDIAN HILL BLVD
CLAREMONT, CA 91711-4724

STEVE ELIE
IEUA
16405 DOMANI TERRACE
CHINO HILLS, CA 91709

GEOFFREY VANDEN HEUVEL
CBWM BOARD MEMBER
8315 MERRILL AVENUE
CHINO, CA 91710

PAUL HOFER
11248 S TURNER AVE
ONTARIO, CA 91761

BOB KUHN
669 HUNTERS TRAIL
GLEN DORA, CA 91740

CHARLES FIELD
4415 FIFTH STREET
RIVERSIDE, CA 92501

PETER ROGERS
14000 CITY CENTER DRIVE
CHINO HILLS, CA 91709

JEFF PIERSON
PO BOX 1440
LONG BEACH, CA 90801-1440

GLEN DURRINGTON
5512 FRANCIS ST
CHINO, CA 91710

BOB FEENSTRA
2720 SPRINGFIELD ST,
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