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13 SUPERIOR COURT OF THE STATE OF CALIFORNIA

14 FOR THE COUNTY OF SAN BERNARDINO

15 CHINO BASIN MUNICIPAL WATER  
16 DISTRICT,

17 Plaintiff,

18 v.

19 CITY OF CHINO, ET AL.,

20 Defendants.

**Case No. RCV RS 51010**

[Assigned for All Purposes to the  
Honorable Stanford E. Reichert]

**NOTICE OF ORDER**

21 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

22 PLEASE TAKE NOTICE that, on June 25, 2021, at 1:30 p.m., in Department S35 of the  
23 above-entitled Court, the Chino Basin Watermaster Motion Regarding Implementation of the  
24 Local Storage Limitation Solution came on for hearing in the above-captioned matter. The Court  
25 entered its Order Re Motion Regarding Implementation of the Local Storage Limitation Solution,  
26 a copy of which is attached to this Notice as **Exhibit A**.

27 Dated: July 21, 2021

BROWNSTEIN HYATT FARBER SCHRECK, LLP

By: 

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BY Amber Bouchard  
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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 RS 51010

[Assigned for All Purposes to the  
Honorable Stanford E. Reichert]

~~PROPOSED~~ ORDER RE MOTION  
REGARDING IMPLEMENTATION OF  
THE LOCAL STORAGE LIMITATION  
SOLUTION

Date: June 25, 2021  
Time: 1:30 p.m.  
Dept: S35

1 **[PROPOSED] ORDER**

2 On June 25, 2021, Chino Basin Watermaster's ("Watermaster") Motion Regarding  
3 Implementation of the Local Storage Limitation Solution came on regularly for hearing in the  
4 above-captioned matter.

5 Having read and considered the papers and heard the arguments of counsel, the Court  
6 finds that:

- 7 1. The public interest is benefitted by the beneficial use of the Basin's storage  
8 capacity as described by the LSLs;
- 9 2. No amendments to the Peace Agreements and the OBMP Implementation Plan  
10 were required to store quantities of water in excess of 500,000 AF as provided in  
11 the LSLs;
- 12 3. Addendum No. 2 was adopted by the IEUA and found that there were no  
13 unmitigable significant adverse impacts attributable to the LSLs;
- 14 4. The terms and conditions applicable to Local Storage of water in the Basin as set  
15 forth in the Peace Agreement and the OBMP Implementation Plan provide a  
16 consistent and logical framework for managing quantities of stored water up to the  
17 maximums set forth in the LSLs;
- 18 5. Although amendments to the Watermaster Rules and Regulations are not generally  
19 subject to Court approval, the parties' collective subject matter interest in storage  
20 warrants an exception requiring Court approval of proposed changes in this  
21 instance; and
- 22 6. Watermaster counsel has represented that Watermaster will not take positions  
23 contrary to this Order in its implementation.

24 On these bases, it is **HEREBY ORDERED** that, effective July 1, 2021:

- 25 1. Watermaster manage all quantities of water held in storage in amounts from  
26 500,001 AF up to a maximum of 700,000 AF until June 30, 2030 and thereafter a  
27 maximum of 620,000 until June 30, 2035, consistent with all provisions of the  
28 Peace Agreement and the Peace II Agreement applicable to the Local Storage of  
water within the Basin, without limitation, subject to further order of this Court;
2. Watermaster conform the Watermaster Rules and Regulations consistent with such  
order, subject to Court approval;
3. Watermaster implement the OBMP in conformance with such Order, the IEUA  
Addendum dated March 17, 2021 and the Court's April 28, 2017, March 15, 2019,  
and July 31, 2020 orders establishing a Safe Yield Reset process;
4. All of the parties' rights and remedies, whatever they may be, are expressly  
reserved, preserved and protected and made applicable to the quantities of stored


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water greater than 500,000 AF, and this Order expressly preserves to the parties, all rights and remedies, without limitation, to oppose and contest actions by Watermaster and other parties regarding future implementation of this order; and

5. The Court reserves jurisdiction to consider future proposals of Watermaster or the parties with regard to storage management.

**IT IS SO ORDERED.**

Dated: 7-21-21

  
\_\_\_\_\_  
Hon. Stanford E. Reichert  
Judge of the Superior Court

22852004.1

CHINO BASIN WATERMASTER

Case No. RCVRS 51010

Chino Basin Municipal Water District v. City of Chino, et al.

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 July 21, 2021 I served the following:

1. NOTICE OF ORDER

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

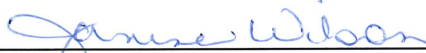
BY PERSONAL SERVICE: I caused such envelope to be delivered by hand to the addressee.

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.

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 July 21, 2021 in Rancho Cucamonga, California.

  
By: Janine Wilson  
Chino Basin Watermaster

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