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10 (AGRICULTURAL) POOL

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

13 CHINO BASIN MUNICIPAL WATER
14 DISTRICT,

15 Plaintiff,

16 v.

17 CITY OF CHINO et al.,

18 Defendants.

Case No. RCV 51010

Assigned for All Purposes to the
Honorable Stanford E. Reichert

DECLARATION OF ROBERT FEENSTRA
IN SUPPORT OF AGRICULTURAL
POOL'S REPLY TO APPROPRIATIVE
POOL MEMBER AGENCIES'
OPPOSITION TO AGRICULTURAL
POOL MOTION FOR ATTORNEY'S FEES

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DECLARATION OF ROBERT FEENSTRA

1. I, the undersigned, am the Chair of the Chino Basin Watermaster Overlying (Agricultural) Pool (“Agricultural Pool”). I have served as the Chair for approximately 12 years. I have been a member of the Agricultural Pool since 1978. Based upon my own knowledge and experience, I can competently attest to the following facts.

2. In response to a demand from certain members of the Appropriative Pool, the Agricultural Pool was prevented from participating in the Safe Yield Reset process at the outset due to vocal concerns about the decline in Safe Yield expressed by the Pool. Agricultural Pool representatives were not allowed into the room until many weeks had passed.

3. I have been engaged in settlement discussions with members of the Appropriative Pool.

4. Despite a more than fair offer of compromise from the Agricultural Pool to the Appropriative Pool, members of the Appropriative Pool rejected the offer and instead have informed the Agricultural Pool that they seek to review each line-item expense of unredacted invoices to determine what is necessary for the Agricultural Pool before any invoices are paid.

5. The increase in Agricultural Pool legal fees starting in 2014 was a direct result of the actions of the Appropriative Pool that were adverse to the Basin and Watermaster’s efforts towards safe Basin management – starting with the Safe Yield Reset process in 2014.

6. The Agricultural Pool is made up of farmers, dairymen and women, the State of California, and the County of San Bernardino.

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

Dated: October 1, 2021

By: 

ROBERT FEENSTRA

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 October 1, 2021 I served the following:

1. DECLARATION OF ROBERT FEENSTRA IN SUPPORT OF AGRICULTURAL POOL'S REPLY TO APPROPRIATIVE POOL MEMBER AGENCIES' OPPOSITION TO AGRICULTURAL POOL'S MOTION FOR ATTORNEY'S FEES

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 October 1, 2021 in Rancho Cucamonga, California.



By: Janine Wilson
Chino Basin Watermaster

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