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SUPERIOR COURT OF THE STATE OF CALIFORNIA

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FOR THE COUNTY OF SAN BERNARDINO

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14 CHINO BASIN MUNICIPAL WATER  
15 DISTRICT,

15 Plaintiff,

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vs.

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CITY OF CHINO, ET AL.,

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Defendants.

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Case No: RCVRS 51010

*Assigned for All Purposes to:  
Honorable Gilbert G. Ochoa*

**[PROPOSED] ORDER GRANTING  
MOTION CHALLENGING  
WATERMASTER'S BUDGET ACTION  
TO FUND UNAUTHORIZED CEQA  
REVIEW**

[Concurrently Filed with Notice of Motion;  
Memorandum of Points & Authorities; Decl.  
of Courtney Jones; Request for Judicial  
Notice]

Date: October 18, 2022

Time: 9:00 a.m.

Department: S24

[PROPOSED] ORDER GRANTING MOTION CHALLENGING WATERMASTER'S BUDGET ACTION TO  
FUND UNAUTHORIZED CEQA REVIEW

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**[PROPOSED] ORDER**

The Motion Challenging Watermaster’s Budget Action to Fund Unauthorized CEQA Review came on regularly for hearing in Department S24 of the above entitled court on October 18, 2022 at 9:00 a.m.

Having fully reviewed and considered all papers filed on this matter, the oral arguments of counsel, and good cause appearing,

**IT IS HEREBY ORDERED:**

1. The Motion Challenging Watermaster’s Budget Action to Fund Unauthorized CEQA Review is **GRANTED**.
2. This Court hereby declares that the budget action taken by the Board of Directors of the Chino Basin Watermaster (“Watermaster”) on May 26, 2022 is invalid to the extent said action appropriates and/or allocates funding to conduct environmental review pursuant to the California Environmental Quality Act (“CEQA”) in connection with the Optimum Basin Management Program Update (“OBMPU”).
3. This Court further declares that any assessments by Watermaster based on the May 26, 2022 budget action are invalid and unenforceable to the extent such assessments are based on budget appropriations and/or allocation(s) to conduct CEQA review in connection with the OBMPU. Parties are not obligated to pay the corresponding portion of assessments by Watermaster.
4. This Court further orders that Watermaster shall not expend any funds on CEQA review until after parties to the Peace Agreement reach agreement on an amendment regarding the OBMPU Implementation Plan and provide direction to Watermaster as to the projects that require CEQA review in connection therewith.

**IT IS SO ORDERED.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
HON. GILBERT G. OCHOA  
JUDGE OF THE SUPERIOR COURT

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 August 26, 2022 I served the following:

1. [PROPOSED] ORDER GRANTING MOTION CHALLENGING WATERMASTER'S BUDGET ACTION TO FUND UNAUTHORIZED CEQA REVIEW

/ 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:** Master Email Distribution List

/ \_\_\_ / 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 August 26, 2022 in Rancho Cucamonga, California.



By: Denise Morales  
Chino Basin Watermaster

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