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13 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
14 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. RCVRS 51010

ASSIGNED FOR ALL PURPOSES TO  
HONORABLE GILBERT G. OCHOA

**CITY OF ONTARIO'S NOTICE OF  
AUTHORITY CITED DURING  
AUGUST 4, 2023 HEARING ON  
MOTION**

Hearing:  
Date: August 4, 2023  
Time: 9:00 a.m.  
Dept: S24  
Judge: Gilbert Ochoa

1 **TO THE COURT, ALL PARTIES AND COUNSEL OF RECORD:**

2 On August 4, 2023, the Court presided over a hearing on the City of Ontario's Motion  
3 Challenging Watermaster's November 17, 2022 Actions/Decision to Approve the FY 2022/2023  
4 Assessment Package (the "Motion").

5 During oral arguments, counsel for the City of Ontario referenced a provision in the  
6 Appropriative Pool Pooling Plan that addresses uniform assessments of production but did not have  
7 a pin cite readily available at the hearing. Counsel informed the Court that Ontario will provide a  
8 direct citation after the hearing.

9 By and through this notice, Ontario refers the Court to Paragraph 6 of the Appropriative  
10 Pool Pooling Plan:


11 "6. Administrative Assessment. Costs of administration of this  
12 pool and its share of general Watermaster expense shall be  
13 recovered by a uniform assessment applicable to all production  
during the preceding year."

14 (See Judgment, Ex. H at ¶ 6 [Request for Judicial Notice, filed Feb. 14, 2023, Ex. 1 at p. 63].)

15 Respectfully submitted,

16 Dated: August 9, 2023

STOEL RIVES LLP

17 By: 

18 ELIZABETH P. EWENS  
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Attorneys for City of Ontario

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 action within. My business address is Chino Basin Watermaster, 9641 San Bernardino Road, Rancho Cucamonga, California 91730; telephone (909) 484-3888.

On August 9, 2023, I served the following:

1. CITY OF ONTARIO'S NOTICE OF AUTHORITY CITED DURING AUGUST 4, 2023 HEARING ON MOTION

/ X / BY MAIL: in said cause, by placing a true copy thereof enclosed with postage thereon fully prepaid, for delivery by the 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.

**See attached service list:** Master Email Distribution List

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

Executed on August 9, 2023 in Rancho Cucamonga, California.



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By: Ruby Favela Quintero  
Chino Basin Watermaster

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JEFF PIERSON  
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