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CHINO BASIN WATERMASTER

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA

9 FOR THE COUNTY OF SAN BERNARDINO

11 CHINO BASIN MUNICIPAL WATER  
12 DISTRICT,

13 Plaintiff,

14 v.

15 CITY OF CHINO, et al.,

16 Defendants.

Case No. RCV RS 51010

[Assigned for All Purposes to the  
Honorable Gilbert G. Ochoa]

**WATERMASTER'S NOTICE OF MOTION  
AND MOTION FOR COURT TO RECEIVE  
AND FILE THE 2022/2023 ANNUAL  
REPORT OF THE GROUND-LEVEL  
MONITORING PROGRAM**

[Filed concurrently herewith: Declaration of  
Bradley J. Herrema; [Proposed] Order]

Date: February 2, 2024

Time: 9:00 a.m.

Dept: S24

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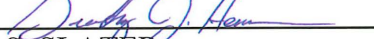
1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that on February 2, 2024, at 9:00 a.m., or as soon thereafter as  
3 the matter may be heard, in Department S24 of the above-entitled Court located at 247 West  
4 Third Street, San Bernardino, California 92415, the Chino Basin Watermaster (“Watermaster”)  
5 will and hereby does move the Court for an order receiving and filing the 2022/2023 Annual  
6 Report of the Ground-Level Monitoring Program (“GLMP”). (Declaration of Bradley J. Herrema  
7 (“Herrema Decl.”) at ¶ 5, Exhibit A.) This request is made pursuant to the Court's continuing  
8 jurisdiction pursuant to the Restated Judgment in this action. In accordance with past practice, the  
9 Court’s prior orders, and to complete the Court’s files, Watermaster hereby files with the Court a  
10 copy of the GLMP’s 2022/2023 Annual Report, which the Watermaster Board approved at its  
11 November 16, 2023 regular meeting. (Herrema Decl., at ¶ 5.) Watermaster requests that the Court  
12 receive and file the GLMP’s 2022/2023 Annual Report. Watermaster is not aware of any  
13 opposition to this request. (*Id.* at ¶ 6.)

14 The Motion is based on this Notice, the Memorandum of Points and Authorities filed  
15 herewith, the Declaration of Bradley J. Herrema filed concurrently, all matters judicially noticed,  
16 such oral and documentary matters as may be considered by the Court at the hearing on this  
17 Motion, and any other matters as may be considered in the discretion of the Court.

18 Dated: December 5, 2023

BROWNSTEIN HYATT FARBER  
SCHRECK, LLP

19  
20 BY:   
21 SCOTT S. SLATER  
22 BRADLEY J. HERREMA  
23 LAURA K. YRACEBURU  
24 ATTORNEYS FOR CHINO BASIN  
25 WATERMASTER  
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**MEMORANDUM OF POINTS AND AUTHORITIES**

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In October and November 2007, Watermaster adopted and filed with the court an MZ-1 Subsidence Management Plan pursuant to the OBMP, which was subsequently amended and retitled the “Chino Basin Subsidence Management Plan” in July 2015. (November 15, 2007 Order on Motion for Approval of Watermaster’s Long Term Plan for the Management of Subsidence, 1:21-24 (“2007 Order”).) The Chino Basin Subsidence Management Plan requires Watermaster to prepare and file a Ground Level Monitoring Program (“GLMP”) annual report. (2007 Order, 4:12-14.) Watermaster submits this motion in compliance with this obligation.

At their respective meetings in November 2023, the Advisory Committee and each of the Overlying (Agricultural) Pool, Overlying (Non-Agricultural) Pool, and Appropriative Pool Committees unanimously recommended the Board approve the GLMP’s 2022/2023 Annual Report and direct its filing with the Court. (Herrema Decl., at ¶¶ 3, 4.) The Watermaster Board unanimously approved and directed the filing of the GLMP’s 2022/2023 Annual Report at its November 16, 2023 regular meeting. (Herrema Decl., at ¶ 5.) Watermaster is not aware of any opposition to this request. (*Id.* at ¶ 6.)

For the foregoing reasons, Watermaster respectfully requests that this Court grant its Motion and receive and file the GLMP’s 2022/2023 Annual Report.

Dated: December 5, 2023

BROWNSTEIN HYATT FARBER  
SCHRECK, LLP

BY:   
SCOTT S. SLATER  
BRADLEY J. HERREMA  
LAURA K. YRACEBURU  
ATTORNEYS FOR CHINO BASIN  
WATERMASTER



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 December 5, 2023, I served the following:

1. WATERMASTER'S NOTICE OF MOTION AND MOTION FOR COURT TO RECEIVE AND FILE THE 2022/2023 ANNUAL REPORT OF THE GROUND-LEVEL MONITORING PROGRAM

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.

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 December 5, 2023 in Rancho Cucamonga, California.



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By: Ruby Favela Quintero  
Chino Basin Watermaster

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