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9 **CHINO BASIN WATERMASTER**

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
11 **FOR THE COUNTY OF SAN BERNARDINO**

12 **CHINO BASIN MUNICIPAL WATER**  
13 **DISTRICT**

14 **Plaintiff,**

15 **vs.**

16 **CITY OF CHINO, ET AL.**

17 **Defendant.**

**Case No. RCV 51010**

[Assigned for All Purposes to the  
Honorable JOHN P. WADE]

**NOTICE OF RULINGS**

**Hearing Date: February 2, 2009**  
**Time: 9:30 am**  
**Dept: S32**

18 **PLEASE TAKE NOTICE** that on February 2, 2009 at 9:30 a.m. in Department S-32, the  
19 Honorable John P. Wade conducted a hearing in order to consider various issues relating to  
20 Watermaster and the OBMP. Through an agreement between Watermaster and the court reporter, a  
21 copy of the transcript is available to all parties on the Watermaster ftp site.

22 The Court APPROVED the intervention of Aqua Capital Management into the Overlying  
23 (Non-Agricultural) Pool.

24 The Court APPROVED Watermaster's submission in compliance with the December 21,  
25 2009 Order Condition Subsequent Number Seven.

26 The Court set a date for a subsequent hearing. On February 18, 2009, Watermaster appeared  
27 ex parte and requested a rescheduling of this date. The subsequent hearing is now scheduled for  
28 **April 9, 2009 at 9:30 am.**

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The Court indicated that the purpose of this subsequent hearing would be to look more deeply into the first three program elements of the OBMP: comprehensive monitoring; comprehensive recharge; and water supply for impaired areas. At this hearing, the Court expects to be presented with evidence pertaining to:

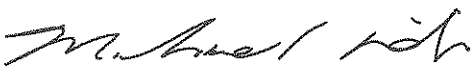
- Current project conditions;
- Future plans for each particular program element;
- Projected time limits for the formulation and implementation of each element;
- Future anticipated problems in implementation.

The Court ordered that all prior orders by Judge Gunn concerning reporting still stand. The Court ordered Watermaster counsel to disseminate a declaration, before the next hearing, as to the status of all reports that are then due or soon to be due and produced.

The Court indicated that the goal of future hearings would be to lessen the need for the reports to be as detailed as they have been in the past.

Dated: February 23, 2009

**BROWNSTEIN HYATT FARBER SCHRECK, LLP**

By:   
\_\_\_\_\_  
Scott S. Slater  
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Attorneys For Chino Basin Watermaster

CHINO BASIN WATERMASTER

Case No. RCV 51010

Chino Basin Municipal Water District v. The City of Chino

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 February 23, 2009 I served the following:

**1) NOTICE OF RULING**

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 February 23, 2009 in Rancho Cucamonga, California.

  
\_\_\_\_\_  
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Chino Basin Watermaster

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