

1 **SCOTT S. SLATER (State Bar No. 117317)**
2 **MICHAEL T. FIFE (State Bar No. 203025)**
3 **AMY M. STEINFELD (State Bar No. 240175)**
4 **BROWNSTEIN HYATT FARBER SCHRECK, LLP**
5 **21 East Carrillo Street**
6 **Santa Barbara, CA 93101**
7 **Telephone No: (805) 963-7000**
8 **Facsimile No: (805) 965-4333**

9 **Attorneys For**
10 **CHINO BASIN WATERMASTER**

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 **vs.**

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

18 **Defendant.**

Case No. RCV 51010

[Assigned for All Purposes to the
Honorable MICHAEL GUNN]

**DECLARATION OF MICHAEL T. FIFE IN
SUPPORT OF WATERMASTER'S
RESPONSE TO COMMENTS OF
SPECIAL REFEREE ON WATERMASTER
COMPLIANCE WITH DECEMBER 21,
2007 ORDER CONDITIONS 1 THROUGH
4**

Hearing Date: May 1, 2008
Time: 2:00 pm
Dept: R8

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On April __, 2008, I, Michael T. Fife, declare as follows:

1. I am an attorney licensed to practice law before the courts of the state of California. I am an attorney with Brownstein, Hyatt, Farber, & Shreck, counsel for Chino Basin Watermaster. I have personal knowledge of the following, and, if called as a witness, I would and could testify competently thereto.
2. I reviewed the Order of this Court issued on December 21, 2007 which approved Watermaster's Motion for Approval of Peace II Documents.
3. The Order set forth nine conditions subsequent that derived exclusively from Watermaster's Motion and consequently, General Counsel assumed that no new motion needed to be filed as the relief being requested was within the scope of the original motion.
4. The pleadings filing the Conditions Subsequent 2 and 3 were timely, served on the parties and a hearing has been set for May 1, 2008 to provide the parties with notice and opportunity to be heard regarding the same.
5. The pleadings expressly referenced the need for Court approval of Conditions Subsequent 2 and 3.
6. I am aware of no party that has claimed they did not received notice of the Watermaster filings.

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

Executed on April __, 2008 at Santa Barbara, California.

Michael T. Fife