



# CHINO BASIN WATERMASTER



## NOTICE OF MEETINGS

Thursday, August 13, 2009

10:00 a.m. – Appropriative & Non-Ag Pool Meeting

*AT THE CHINO BASIN WATERMASTER OFFICES*  
9641 San Bernardino Road  
Rancho Cucamonga, CA 91730  
(909) 484-3888





# CHINO BASIN WATERMASTER

Thursday, August 13, 2009

10:00 a.m. – Appropriative & Non-Ag Pool Meeting

## AGENDA PACKAGE



**CHINO BASIN WATERMASTER  
JOINT APPROPRIATIVE & NON-AGRICULTURAL POOL MEETING  
WITH**

*Mr. Ken Jeske, Chair, Appropriative Pool  
Mr. Mark Kinsey, Vice-Chair, Appropriative Pool  
Mr. Bob Bowcock, Chair, Non-Agricultural Pool  
Mr. Kevin Sage, Vice-Chair Non-Agricultural Pool*

**10:00 a.m. – August 13, 2009**

**At The Offices Of**

**Chino Basin Watermaster  
9641 San Bernardino Road  
Rancho Cucamonga, CA 91730**

**AGENDA**

**CALL TO ORDER**

**AGENDA - ADDITIONS/REORDER**

**I. CONSENT CALENDAR**

**Note: All matters listed under the Consent Calendar are considered to be routine and non-controversial and will be acted upon by one motion in the form listed below. There will be no separate discussion on these items prior to voting unless any members, staff, or the public requests specific items be discussed and/or removed from the Consent Calendar for separate action.**

**A. MINUTES**

1. Minutes of the Joint Appropriative and Non-Agricultural Pool Meeting held July 9, 2009  
(Page 1)

**B. FINANCIAL REPORTS**

1. Cash Disbursements for the month of July 2009 (Page 7)
2. Watermaster Visa Check Detail for the month of June 2009 (Page 10)
3. Combining Schedule for the Period July 1, 2008 through June 30, 2009 (Page 13)
4. Treasurer's Report of Financial Affairs for the Period June 1, 2009 through June 30, 2009  
(Page 15)
5. Budget vs. Actual July 2008 through June 2009 (Page 17)

**II. BUSINESS ITEM**

**A. NOTICE OF INTENT TO PURCHASE**

Consider Approval for Notice of Intent to Purchase and Recommend to Staff Intended Purpose of Full Amount Purchased from Non-Agricultural Pool (Page 19)

**B. MEMORANDUM OF UNDERSTANDING**

Discussion and Possible Recommendation for Terms of a MOU for Appropriative Pool Purchase of Non-Agricultural Pool Water

**C. MEETING SCHEDULES**

Discussion and Possible Recommendation for New Schedule of Meetings (Page 23)

**D. OPEN MEETING RULES**

Discussion on Development of Open Meeting Rules for Watermaster (Page 23)

**E. DYY EXTENSION**

Discussion of Terms of the Extension of Dry Year Yield (Page 27)

**III. REPORTS/UPDATES**

**A. WATERMASTER GENERAL LEGAL COUNSEL REPORT**

- 1. August 11, 2009 Hearing
- 2. Auction Update

**B. ENGINEERING REPORT**

- 1. Recharge Master Plan Update
- 2. Balance of Recharge & Discharge Discussion

**C. FINANCIAL REPORT**

- 1. Year End Project/Budget Update
- 2. Year End Audit Update

**D. CEO/STAFF REPORT**

- 1. Legislative Update
- 2. Recharge Update

**IV. INFORMATION**

- 1. Newspaper Articles (Page 135)

**V. POOL MEMBER COMMENTS**

**VI. OTHER BUSINESS**

**VII. CONFIDENTIAL SESSION - POSSIBLE ACTION**

Pursuant to the Appropriative and Non-Agricultural Pool Rules & Regulations, a Confidential Session may be held during the Watermaster Pool meeting for the purpose of discussion and possible action.

**VIII. FUTURE MEETINGS**

August 11, 2009	9:30 a.m.	Watermaster Hearing @ San Bernardino Court
August 13, 2009	8:00 a.m.	MZ1 Technical Committee Meeting @ CBWM
August 13, 2009	10:00 a.m.	Appropriative & Non-Agricultural Pool Meeting @ CBWM
August 18, 2009	9:00 a.m.	Agricultural Pool Meeting @ IEUA
August 27, 2009	8:00 a.m.	IEUA Dry Year Yield Meeting @ CBWM
August 27, 2009	9:00 a.m.	Advisory Committee Meeting @ CBWM
August 27, 2009	11:00 a.m.	Watermaster Board Meeting @ CBWM

**Meeting Adjourn**





# CHINO BASIN WATERMASTER

## I. CONSENT CALENDAR

### A. MINUTES

1. Joint Appropriative and Non-Agricultural Pool Meeting – July 9, 2009



**Draft Minutes**  
**CHINO BASIN WATERMASTER**  
**JOINT APPROPRIATIVE & NON-AGRICULTURAL POOL MEETING**  
July 9, 2009

The Joint Appropriative and Non-Agricultural Pool Meeting were held at the offices of Chino Basin Watermaster, 9641 San Bernardino Road, Rancho Cucamonga, CA, on July 9, 2009 at 10:00 a.m.

**APPROPRIATIVE POOL MEMBERS PRESENT**

Mark Kinsey, Vice-Chair	Monte Vista Water District
Marty Zvirbulis	Cucamonga Valley Water District
Mohamad El Amamy	City of Ontario
Charles Moorrees	San Antonio Water Company
Raul Garibay	City of Pomona
Dave Crosley	City of Chino

**NON-AGRICULTURAL POOL MEMBERS PRESENT**

Kevin Sage	Vulcan Materials Company (Calmat Division)
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**Watermaster Board Members Present**

Michael Camacho	Inland Empire Utilities Agency
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**Watermaster Staff Present**

Kenneth R. Manning	Chief Executive Officer
Sheri Rojo	CFO/Asst. General Manager
Ben Pak	Senior Project Engineer
Danielle Maurizio	Senior Engineer
Janine Wilson	Recording Secretary

**Watermaster Consultants Present**

Michael Fife	Brownstein, Hyatt, Farber & Schreck
Scott Slater	Brownstein, Hyatt, Farber & Schreck

**Others Present**

David De Jesus	Three Valleys Municipal Water District
Tim Hampton	City of Pomona
Michelle Lauffer	Jurupa Community Services District
Marv Shaw	Inland Empire Utilities Agency
Sandra Rose	Monte Vista Water District

Chair Kinsey called the Joint Appropriative and Non-Agricultural Pool Meeting to order at 10:05 a.m.

**AGENDA - ADDITIONS/REORDER**

It was asked to move the Confidential Session Item VII directly after the Consent Calendar items.

**I. CONSENT CALENDAR**

**A. MINUTES**

1. Minutes of the Joint Appropriative and Non-Agricultural Pool Meeting held June 11, 2009

**B. FINANCIAL REPORTS**

1. Cash Disbursements for the month of June 2009
2. Watermaster Visa Check Detail
3. Combining Schedule for the Period July 1, 2008 through May 31, 2009
4. Treasurer's Report of Financial Affairs for the Period May 1, 2009 through May 31, 2009
5. Budget vs. Actual July 2008 through May 2009

**C. INTERVENTION INTO THE AGRICULTURAL POOL**

1. Intervention into the Agricultural Pool from Guillermo Hurtado through the Well Used by Alfredo Jara's Mountain Green Nursery

**D. WATER TRANSACTION**

1. **Consider Approval for Notice of Sale or Transfer** – The lease and/or purchase of 765 AF from San Antonio Water Company to the City of Ontario. This lease is made first from San Antonio's net under-production in Fiscal Year 2008-09, with any remainder to be recaptured from storage. Date of application: June 30, 2009

*Motion by Garibay, second by Moorrees, and by unanimous vote – Non-Ag concurred  
Moved to approve Consent Calendar A through D, as presented*

The Appropriative Pool meeting convened a confidential session at 10:12 a.m.

**VII. CONFIDENTIAL SESSION - POSSIBLE ACTION**

Pursuant to the Appropriative and Non-Agricultural Pool Rules & Regulations, a Confidential Session may be held during the Watermaster Pool meeting for the purpose of discussion and possible action.

The open session was reconvened at 10:25 a.m.

Chair Kinsey stated there was no reportable action resulting from the confidential session.

**II. BUSINESS ITEM****A. WATERMASTER AUCTION**

Mr. Manning stated there is a detailed staff report included in the meeting packet and staff is recommending the Appropriative Pool authorize staff to retain FTI Auction Solutions/Harold Lea and to draft a contract with that firm to perform the Watermaster auction. Chair Kinsey noted this contract was discussed in closed session and inquired if there were any further questions or comments on the item before the call for motion. No further comment was made regarding this item.

*Motion by El Amamy, second by Moorrees, and by unanimous vote – of the Appropriative Pool-  
overlying Non agricultural pool abstained*

*Moved to approve retaining FTI Auction Solutions/Harold Lea to administer the water  
auction services, as presented*

**B. BUDGET TRANSFER**

Mr. Manning stated the staff report included in the meeting packet reviews the process that is gone through with our consultants to come up with the best numbers for the budget; however, there are times when budget transfers need to take place. Ms. Rojo noted staff gets together frequently with the Wildermuth Environmental staff to review budget and project progress. Ms. Rojo stated Watermaster staff does review several of the budget items to track the progress that is being made on a monthly basis. Ms. Rojo discussed the need for shifting monies to accommodate funds needed in other categories. Ms. Rojo noted the staff report gives a breakdown on why staff is able to shift money away from some categories and why monies are needed to be added to other categories. Mr. Wildermuth offered comment on Wildermuth Environmental's unforeseen changes on projects that are being worked on which

lead to the shifting of monies within the categories. Chair Kinsey inquired if this transfer is for fiscal year 2008/2009. Ms. Rojo stated that was correct.

*Motion by Garibay, second by Zvirbulis, and by unanimous vote – Non-Ag concurred*  
***Moved to approve fiscal year 2008/2009 budget transfer T-09-07-01 for OBMP Condition Subsequent No. 7, Hydraulic Control Monitoring Program Water Quality Committee, and Storage Program to OBMP Data and CEO Requests, OBMP SOB Report, Groundwater Quality Monitoring Program, and Recharge Master Plan, as presented***

### C. REVISED FORMS

Mr. Manning stated this item was part of the CEO Report at last month's meeting and at that meeting Ms. Maurizio gave a presentation on the newly revised forms. Mr. Manning stated Ms. Maurizio has been working on revising these forms at the request of producers over the last few years by the parties to provide more user friendly ones. Mr. Garibay inquired if these forms are a part of the original Rules & Regulations (R&R) for the basin and if they would require any kind of change to the R&R's. Counsel Fife stated yes and noted this is why this matter is going through the Watermaster process and will constitute an amendment to the Rules & Regulations. Ms. Maurizio stated after the Advisory Committee meeting last month there was no comments received back on the forms presented; consequently the forms are the same. Mr. Garibay stated the forms were reviewed carefully and there were no need for changes from the City of Pomona. Mr. Zvirbulis thanked staff for the time and effort put into creating the new forms which will make filling them out much easier.

*Motion by Moorrees, second by Crosley, and by unanimous vote – Non-Ag concurred*  
***Moved to approve revised Rules & Regulations forms for Water Transfers and Land Use Conversions, as presented***

## III. REPORTS/UPDATES

### A. WATERMASTER GENERAL LEGAL COUNSEL REPORT

#### 1. June 29, 2009 Hearing

Counsel Fife stated the June 29, 2009 hearing took place, making it the third hearing with Judge Wade. Counsel Fife noted the hearing went fairly quickly and was for all intent and purposes an informal hearing. Unfortunately Judge Wade announced at that hearing, he was going to be retiring in September and would not be keeping our case. In the September/October time frame the process of securing another judge will begin. Counsel Fife stated he has had some dialog with other attorneys of the parties and they expressed various concerns about the matter. Counsel Fife stated Judge Wade does want to hold the fourth hearing. That hearing will be regarding Program Elements 7, 8, and 9. Program Elements 8 and 9 are the storage elements of the OBMP and coincidentally Watermaster needs to be submitting the Template Storage Agreement to court for approval meaning the last hearing can be used to submit items for more than just the Program Elements. The next hearing will be on August 11, 2009 in San Bernardino at 9:30 a.m. and that notice has been sent out. Counsel Fife stated a pleading regarding the motion for approval for the Template Storage Agreement needs to be filed with the court by July 20, 2009 and a draft of that pleading should be sent out shortly for comment. This draft pleading can be discussed at the upcoming Watermaster Workshop on July 16, 2009. A discussion regarding the next judges' term ensued. Mr. Manning commented on Jude Wade's comments made at the last hearing regarding the hearings and his desire, to have a clear record that the new judge could draw from that was relevant and recent. A brief discussion regarding this matter ensued.



**B. ENGINEERING REPORT**1. Recharge Master Plan Update

Mr. Wildermuth stated he has two items to report on this morning; 1) Recharge Master Plan Update, and 2) CEQA Hydrology and Modeling work that is being done for Peace II. Mr. Wildermuth stated the Recharge Master Plan is moving along on the supplemental water side of it very well. More details on this item will be discussed at the Workshop scheduled for July 23, 2009. Mr. Wildermuth stated the upcoming workshop will be information intensive and it is an important workshop for the parties to attend. Mr. Wildermuth reviewed several items that are currently being worked on for the storm water work and with regard to the Peace II work. A discussion regarding Mr. Wildermuth's report on the Recharge Master Plan and the modeling work ensued.

2. CEQA Modeling Assessment of Peace II

This item was presented during the Recharge Master Plan Update.

**C. FINANCIAL REPORT**1. Year End Reporting

Ms. Rojo stated the Land Use Conversions are done and there are some reversions Land use Revision in progress. Production reports have been sent out and they are due to be received at Watermaster by July 15, 2009. Ms. Rojo noted Voluntary Agreements is something staff is still working on to tie up the year end, as well as obtaining all the water transaction information for the past fiscal year. Ms. Rojo stated as soon as those items are handled, staff will be sending out the Water Activity Reports.

**D. CEO/STAFF REPORT**1. Legislative Update

Mr. Manning stated Sacramento is embroiled in discussions regarding the budget. Mr. Manning stated there was a workshop/meeting scheduled between the Senate Natural Resources Committee combined with the Water Parks & Wildlife Committees to discuss Delta programs, water issues, and the potential of a bond measure or a construction of a proposed program that would incorporate all of the water issues dealing with the Delta. That workshop/combined meeting was cancelled indefinitely due to the budget issue and several other legislative happenings are taking place. Mr. Manning commented on AB1366, the Water Softener bill which will hit the senate floor in August. Mr. Manning commented on IEUA's award notification of grant funds which were distributed locally.

2. Recharge Update

Mr. Manning stated there is not a current recharge water update for distribution; however, a detailed report will be given at the Advisory Committee meeting.

3. Watermaster Policies

Mr. Manning stated this is an information only item and this item will be seen more in the upcoming months. Mr. Manning stated Watermaster operates by using a variety of different documents regarding procedures and operations; staff is attempting to consolidate those in an actual Policy Manual. This manual will come to you in two segments. First there will be those that are easily identifiable and non-controversial; after that, a series of additional policies that will have greater implications and will need discussions and/or input will be brought forward. This will then become a regular part of the agenda as this manual is refined. A discussion regarding the new Policy Manual process ensued.

**IV. INFORMATION**1. Newspaper Articles

No comment was made regarding this item.

**V. POOL MEMBER COMMENTS**

Ms. Rose inquired if there is an agenda for the upcoming workshop on July 16, 2009. Mr. Manning stated there will be agenda issued prior to the workshop and offered comment on how the two scheduled workshops regarding the auction will be handled.

**VI. OTHER BUSINESS**

No comment was made regarding this item.

**VIII. FUTURE MEETINGS**

July 9, 2009	10:00 a.m.	Appropriative & Non-Agricultural Pool Meeting @ CBWM
July 16, 2009	10:00 a.m.	Stored Water Auction Workshop @ CBWM
July 21, 2009	9:00 a.m.	Agricultural Pool Meeting @ IEUA
July 23, 2009	8:00 a.m.	IEUA Dry Year Yield Meeting @ CBWM
July 23, 2009	9:00 a.m.	Advisory Committee Meeting @ CBWM
July 23, 2009	11:00 a.m.	Watermaster Board Meeting @ CBWM
July 23, 2009	1:00 p.m.	Recharge Master Plan Workshop #3 @ CBWM
July 28, 2009	9:00 a.m.	GRCC Meeting @ CBWM
August 13, 2009	8:00 a.m.	MZ1 Technical Committee Meeting @ CBWM
August 13, 2009	10:00 a.m.	Appropriative & Non-Agricultural Pool Meeting @ CBWM
August 18, 2009	9:00 a.m.	Agricultural Pool Meeting @ IEUA

The Appropriative Pool meeting was dismissed by Chair Jeske at 10:55 a.m.

Secretary: \_\_\_\_\_

Minutes Approved: \_\_\_\_\_

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# CHINO BASIN WATERMASTER

## I. CONSENT CALENDAR

### B. FINANCIAL REPORTS

1. Cash Disbursements for the month of July 2009
2. Watermaster Visa Check Detail for the month of June 2009
3. Combining Schedule of Revenue, Expenses and Changes in Working Capital for the Period July 1, 2008 through June 30, 2009
4. Treasurer's Report of Financial Affairs for the Period June 1, 2009 through June 30, 2009
5. Profit & Loss Budget vs. Actual July 2008 through June 2009







# CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, Ca 91730  
Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

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**KENNETH R. MANNING**  
Chief Executive Officer

## STAFF REPORT

**DATE:** August 13, 2009  
**TO:** Committee Members  
**SUBJECT:** Cash Disbursement Report

### SUMMARY

**Issue** – Record of cash disbursements for the month of July 2009.

**Recommendation** – Staff recommends the Cash Disbursements for July 2009 be received and filed as presented.

**Fiscal Impact** – Funds disbursed were included in the FY 2009-2010 Watermaster Budget.

### BACKGROUND

A monthly cash disbursement report is provided to keep all members apprised of Watermaster expenditures.

### DISCUSSION

Total cash disbursements during the month of July 2009 were \$280,409.30. The most significant expenditures during the month were Brownstein Hyatt Farber Schreck in the amount of \$72,557.52, Philadelphia Insurance Company in the amount of 15,703.00, and Santa Ana Watershed Project Authority in the amount of \$10,339.00.

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**CHINO BASIN WATERMASTER**  
**Cash Disbursement Detail Report**  
**July 2009**

Type	Date	Num	Name	Amount
Jul 09				
Bill Pmt -Check	7/1/2009	13390	ARROWHEAD MOUNTAIN SPRING WATER	-47.42
Bill Pmt -Check	7/1/2009	13391	BOWCOCK, ROBERT	-125.00
Bill Pmt -Check	7/1/2009	13392	CALPERS	-4,013.41
Bill Pmt -Check	7/1/2009	13393	CAMACHO, MICHAEL	-250.00
Bill Pmt -Check	7/1/2009	13394	DE BOOM, NATHAN	-125.00
Bill Pmt -Check	7/1/2009	13395	DIRECTV	-79.99
Bill Pmt -Check	7/1/2009	13396	DURRINGTON, GLEN	-375.00
Bill Pmt -Check	7/1/2009	13397	FEENSTRA, BOB	-875.00
Bill Pmt -Check	7/1/2009	13398	HETTINGA, PETER	-125.00
Bill Pmt -Check	7/1/2009	13399	HUITSING, JOHN	-375.00
Bill Pmt -Check	7/1/2009	13400	INLAND EMPIRE UTILITIES AGENCY	-250.50
Bill Pmt -Check	7/1/2009	13401	JAMES JOHNSTON	-795.00
Bill Pmt -Check	7/1/2009	13402	KOOPMAN, GENE	-875.00
Bill Pmt -Check	7/1/2009	13403	KUHN, BOB	-125.00
Bill Pmt -Check	7/1/2009	13405	MWH LABORATORIES	-897.00
Bill Pmt -Check	7/1/2009	13406	PAYCHEX	-217.02
Bill Pmt -Check	7/1/2009	13407	PIERSON, JEFFREY	-1,125.00
Bill Pmt -Check	7/1/2009	13408	PRE-PAID LEGAL SERVICES, INC.	-103.60
Bill Pmt -Check	7/1/2009	13409	PURCHASE POWER	-2,518.99
Bill Pmt -Check	7/1/2009	13410	STANDARD INSURANCE CO.	-596.82
Bill Pmt -Check	7/1/2009	13411	STATE COMPENSATION INSURANCE FU...	-874.56
Bill Pmt -Check	7/1/2009	13412	VANDEN HEUVEL, ROB	-125.00
Bill Pmt -Check	7/1/2009	13413	VERIZON	-76.31
Bill Pmt -Check	7/1/2009	13414	VISION SERVICE PLAN	-62.19
Bill Pmt -Check	7/1/2009	13415	W.C. DISCOUNT MOBILE AUTO DETAILI...	-100.00
Bill Pmt -Check	7/1/2009	13416	WHITEHEAD, MICHAEL	-125.00
Bill Pmt -Check	7/1/2009	13417	WILLIS, KENNETH	-125.00
Bill Pmt -Check	7/1/2009	13418	PHILADELPHIA INSURANCE COMPANY	-15,703.00
General Journal	7/2/2009	09/07/03	PAYROLL	-7,881.89
General Journal	7/2/2009	09/07/03	PAYROLL	-28,133.81
Bill Pmt -Check	7/8/2009	13419	APPLIED COMPUTER TECHNOLOGIES	-1,825.25
Bill Pmt -Check	7/8/2009	13420	CITISTREET	-2,621.85
Bill Pmt -Check	7/8/2009	13421	COMPUTER NETWORK	-163.13
Bill Pmt -Check	7/8/2009	13422	HSBC BUSINESS SOLUTIONS	-353.62
Bill Pmt -Check	7/8/2009	13423	OFFICE DEPOT	-515.39
Bill Pmt -Check	7/8/2009	13424	PARK PLACE COMPUTER SOLUTIONS, I...	-3,375.00
Bill Pmt -Check	7/8/2009	13425	SPAM SOAP, INC	-201.60
Bill Pmt -Check	7/8/2009	13426	THE STANDARD INSURANCE COMPANY	-156.56
Bill Pmt -Check	7/8/2009	13427	UNION 76	-73.14
Bill Pmt -Check	7/8/2009	13428	VERIZON	-367.68
Bill Pmt -Check	7/8/2009	13429	YUKON DISPOSAL SERVICE	-142.88
Bill Pmt -Check	7/8/2009	13430	CITISTREET	-2,621.85
Bill Pmt -Check	7/8/2009	13431	W.C. DISCOUNT MOBILE AUTO DETAILI...	-25.00
Bill Pmt -Check	7/9/2009	13432	BETTY J. KELLEY, C.S.R.	-730.00
General Journal	7/11/2009	09/07/05	PAYROLL	-7,637.35
General Journal	7/11/2009	09/07/05	PAYROLL	-28,574.47
Bill Pmt -Check	7/21/2009	13433	ACWA SERVICES CORPORATION	-209.95
Bill Pmt -Check	7/21/2009	13434	AUTOMOBILE CLUB OF SOUTHERN CAL...	-47.00
Bill Pmt -Check	7/21/2009	13435	BANC OF AMERICA LEASING	-3,215.74
Bill Pmt -Check	7/21/2009	13436	BANK OF AMERICA	-1,196.59
Bill Pmt -Check	7/21/2009	13437	BLACK & VEATCH CORPORATION	-8,626.25
Bill Pmt -Check	7/21/2009	13438	BROWNSTEIN HYATT FARBER SCHRECK	-72,577.52
Bill Pmt -Check	7/21/2009	13439	CASA VERDE LANDSCAPE	-210.00
Bill Pmt -Check	7/21/2009	13440	CUCAMONGA VALLEY WATER DISTRICT	-5,495.00
Bill Pmt -Check	7/21/2009	13441	CUCAMONGA VALLEY IAAP	-50.00
Bill Pmt -Check	7/21/2009	13442	GUARANTEED JANITORIAL SERVICE, INC.	-1,923.00
Bill Pmt -Check	7/21/2009	13443	IDEAL GRAPHICS	-30.45
Bill Pmt -Check	7/21/2009	13444	MCI	-1,232.93
Bill Pmt -Check	7/21/2009	13445	MIJAC ALARM	-141.00
Bill Pmt -Check	7/21/2009	13446	PITNEY BOWES CREDIT CORPORATION	-473.07
Bill Pmt -Check	7/21/2009	13447	PREMIERE GLOBAL SERVICES	-560.69
Bill Pmt -Check	7/21/2009	13448	REID & HELLYER	-8,572.15
Bill Pmt -Check	7/21/2009	13449	SAFEGUARD DENTAL & VISION	-57.68
Bill Pmt -Check	7/21/2009	13450	SANTA ANA WATERSHED PROJECT AU...	-10,339.00
Bill Pmt -Check	7/21/2009	13451	STAPLES BUSINESS ADVANTAGE	-96.50
Bill Pmt -Check	7/21/2009	13452	UNITED PARCEL SERVICE	-82.00
Bill Pmt -Check	7/21/2009	13453	VERIZON WIRELESS	-164.15
Bill Pmt -Check	7/21/2009	13454	WAGE WORKS	-1,843.20

**CHINO BASIN WATERMASTER**  
**Cash Disbursement Detail Report**  
**July 2009**

Type	Date	Num	Name	Amount
Bill Pmt -Check	7/21/2009	13455	FIRST AMERICAN REAL ESTATE SOLUTI...	-125.00
Bill Pmt -Check	7/21/2009	13456	KONICA MINOLTA BUSINESS SOLUTIONS	-364.09
Bill Pmt -Check	7/21/2009	13457	LOS ANGELES TIMES	-46.40
Bill Pmt -Check	7/21/2009	13458	RICOH BUSINESS SYSTEMS-Lease	-897.19
Bill Pmt -Check	7/21/2009	13459	STANDARD INSURANCE CO.	-596.82
Bill Pmt -Check	7/21/2009	13460	W.C. DISCOUNT MOBILE AUTO DETAILI...	-75.00
Bill Pmt -Check	7/21/2009	13461	COMPUTER NETWORK	-4,252.13
Bill Pmt -Check	7/23/2009	13462	CALPERS	-4,006.42
Bill Pmt -Check	7/23/2009	13463	IDEAL GRAPHICS	-239.25
Bill Pmt -Check	7/23/2009	13464	PRE-PAID LEGAL SERVICES, INC.	-103.60
Bill Pmt -Check	7/23/2009	13465	WESTERN DENTAL SERVICES, INC.	-28.06
Bill Pmt -Check	7/24/2009	13466	ARROWHEAD MOUNTAIN SPRING WATER	-11.95
Bill Pmt -Check	7/24/2009	13467	INLAND EMPIRE UTILITIES AGENCY	-250.50
Bill Pmt -Check	7/24/2009	13468	PETTY CASH	-417.96
Bill Pmt -Check	7/24/2009	13469	PUMP CHECK	-2,242.50
General Journal	7/25/2009	09/07/07	PAYROLL	-6,165.98
General Journal	7/25/2009	09/07/07	PAYROLL	-26,956.30
				<b>-280,409.30</b>

Jul 09



9:17 PM  
08/06/09

CHINO BASIN WATERMASTER  
Check Detail  
July 2009

Type	Num	Date	Name	Account	Paid Amount
Bill Pmt -Ch...	13436	7/21/2009	BANK OF AMERICA	1012 · Bank of America Gen'l Ckg	
Bill	4024...	6/30/2009		6909.1 · OBMP Meetings	-1,112.55
				6175 · Vehicle Fuel	-37.57
				6312 · Meeting Expenses	-46.47
TOTAL					-1,196.59

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**CHINO BASIN WATERMASTER**  
**COMBINING SCHEDULE OF REVENUE, EXPENSES AND CHANGES IN WORKING CAPITAL**  
**FOR THE**  
**PERIOD JULY 1, 2008 THROUGH JUNE 30, 2009**

	WATERMASTER ADMINISTRATION	OPTIMUM BASIN MANAGEMENT	POOL ADMINISTRATION AND SPECIAL PROJECTS APPROPRIATIVE	AGRICULTURAL NON-AGRIC.	POOL	POOL	GROUNDWATER REPLENISHMENT	GROUNDWATER OPERATIONS SB222	EDUCATION FUNDS	GRAND TOTALS	BUDGET 2008-2009
Administrative Revenues											
Administrative Assessments		7,993,307		172,817						8,166,124	\$7,992,648
Interest Revenue		111,927	10,198	2,825					27	124,977	174,368
Mutual Agency Project Revenue		49,935		1,282						51,217	148,410
Grant Income											0
Miscellaneous Income											0
Total Revenues		8,155,169	10,198	176,924					27	8,342,318	8,315,426
Administrative & Project Expenditures											
Watermaster Administration	530,143									530,143	619,960
Watermaster Board-Advisory Committee	58,265									58,265	61,201
Pool Administration		20,294	167,194	5,117						192,605	196,523
Optimum Basin Mgmt Administration		1,930,126								1,930,126	2,023,380
OBMP Project Costs		3,721,316								3,721,316	4,142,393
Debt Service		1,261,894								1,261,894	1,261,594
Education Funds Use									375	375	375
Mutual Agency Project Costs		10,000								10,000	10,000
Total Administrative/OBMP Expenses	588,408	6,923,336	20,294	167,194	5,117				375	7,704,724	8,315,426
Net Administrative/OBMP Expenses	(588,408)	(6,923,336)								-	-
Allocate Net Admin Expenses To Pools		441,337	132,343	14,728							
Allocate Net OBMP Expenses To Pools		5,661,442	4,344,583	1,273,351	43,507						
Allocate Debt Service to App Pool		1,261,894									
Agricultural Expense Transfer		1,551,414	(1,551,414)								
Total Expenses	7,619,523	21,474	63,352						375	7,704,724	8,315,426
Net Administrative Income	535,646	(11,276)	113,572						(348)	637,594	-
Other Income/(Expense)											
Replenishment Water Assessments							6,437,643			6,437,643	0
Interest Revenue							54,889			54,889	0
Water Purchases							(2,326,075)			(2,326,075)	0
Balance Adjustment											0
Groundwater Replenishment							4,166,457			4,166,457	0
Net Other Income							4,166,457			4,166,457	0
Net Transfers To/(From) Reserves	4,804,051		(11,276)	113,572			4,166,457		(348)	4,804,051	-
Working Capital, July 1, 2008		5,413,216	481,995	143,157				158,251	1,343	6,197,962	
Working Capital, End Of Period		5,948,862	470,719	256,729			4,166,457	158,251	995	11,002,013	11,002,013
07/08 Assessable Production		103,077,958	30,909,693	3,439,822						137,427,473	
07/08 Production Percentages		75.005%	22.492%	2.503%						100.000%	

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**CHINO BASIN WATERMASTER  
TREASURER'S REPORT OF FINANCIAL AFFAIRS FOR THE PERIOD  
JUNE 1 THROUGH JUNE 30, 2009**

<b>DEPOSITORIES:</b>			
Cash on Hand - Petty Cash		\$	500
Bank of America			
Governmental Checking-Demand Deposits		\$	470,843
Zero Balance Account - Payroll			
Local Agency Investment Fund - Sacramento			10,894,199
			<hr/>
<b>TOTAL CASH IN BANKS AND ON HAND</b>	6/30/2009	\$	<b>11,365,542</b>
<b>TOTAL CASH IN BANKS AND ON HAND</b>	5/31/2009		<b>11,708,682</b>
		\$	<b><u>(343,140)</u></b>

**CHANGE IN CASH POSITION DUE TO:**

Decrease/(Increase) in Assets:		\$	65,331
Accounts Receivable			-
Assessments Receivable			441,620
Prepaid Expenses, Deposits & Other Current Assets			48,572
(Decrease)/Increase in Liabilities			122,104
Accrued Payroll, Payroll Taxes & Other Current Liabilities			(1,020,767)
Transfer to/(from) Reserves			
		\$	<b><u>(343,140)</u></b>

**SUMMARY OF FINANCIAL TRANSACTIONS:**

Balances as of 5/31/2009										
Deposits	\$	500	\$	(132,273)	\$	-	\$	11,840,455	\$	11,708,682
Transfers		-		98		-		128,744		128,842
Withdrawals/Checks		-		1,038,984		36,016		(1,075,000)		-
		-		(435,966)		(36,016)		-		(471,982)
Balances as of 6/30/2009	\$	500	\$	470,843	\$	-	\$	10,894,199	\$	11,365,542
<b>PERIOD INCREASE OR (DECREASE)</b>	\$	-	\$	<b>603,116</b>	\$	-	\$	<b>(946,256)</b>	\$	<b><u>(343,140)</u></b>

**CHINO BASIN WATERMASTER  
TREASURER'S REPORT OF FINANCIAL AFFAIRS FOR THE PERIOD  
JUNE 1 THROUGH JUNE 30, 2009**

**INVESTMENT TRANSACTIONS**

Effective Date	Transaction	Depository	Activity	Redeemed	Days to Maturity	Interest Rate(*)	Maturity Yield
6/16/2009	Withdrawal	L.A.I.F.	\$ (675,000)				
6/29/2009	Withdrawal	L.A.I.F.	\$ (400,000)				
6/30/2009	Deposit	L.A.I.F.	\$ 128,745				
<b>TOTAL INVESTMENT TRANSACTIONS</b>			<b>\$ (946,255)</b>				

\* The earnings rate for L.A.I.F. is a daily variable rate; 1.51% was the effective yield rate at the Quarter ended June 30, 2009.

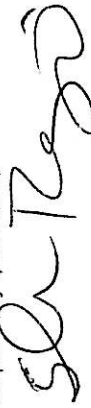
**INVESTMENT STATUS  
June 30, 2009**

Financial Institution	Principal Amount	Number of Days	Interest Rate	Maturity Date
Local Agency Investment Fund	\$ 10,894,199			
<b>TOTAL INVESTMENTS</b>	<b>\$ 10,894,199</b>			

Funds on hand are sufficient to meet all foreseen and planned Administrative and project expenditures during the next six months.

All investment transactions have been executed in accordance with the criteria stated in Chino Basin Watermaster's Investment Policy.

Respectfully submitted,



Sheri M. Rojo, CPA  
Chief Financial Officer & Assistant General Manager  
Chino Basin Watermaster

CHINO BASIN WATERMASTER  
Profit & Loss Budget vs. Actual  
July 2008 through June 2009

	<u>Jul '08 - Jun 09</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>% of Budget</u>
<b>Ordinary Income/Expense</b>				
<b>Income</b>				
4010 · Local Agency Subsidies	51,217	148,410	-97,193	34.51%
4110 · Admin Asmnts-Approp Pool	7,993,307	7,860,411	132,896	101.69%
4120 · Admin Asmnts-Non-Agri Pool	172,817	132,237	40,580	130.69%
4700 · Non Operating Revenues	124,977	174,368	-49,391	71.67%
<b>Total Income</b>	<u>8,342,318</u>	<u>8,315,426</u>	<u>26,892</u>	<u>100.32%</u>
<b>Gross Profit</b>	8,342,318	8,315,426	26,892	100.32%
<b>Expense</b>				
6010 · Salary Costs	493,409	484,302	9,107	101.88%
6020 · Office Building Expense	94,093	102,000	-7,907	92.25%
6030 · Office Supplies & Equip.	41,037	46,500	-5,463	88.25%
6040 · Postage & Printing Costs	70,332	87,380	-17,048	80.49%
6050 · Information Services	142,730	144,000	-1,270	99.12%
6060 · Contract Services	69,660	98,000	-28,340	71.08%
6080 · Insurance	15,713	17,730	-2,017	88.63%
6110 · Dues and Subscriptions	10,053	16,750	-6,697	60.02%
6140 · WM Admin Expenses	3,786	4,000	-214	94.66%
6150 · Field Supplies	1,091	2,500	-1,409	43.65%
6170 · Travel & Transportation	36,287	39,200	-2,913	92.57%
6190 · Conferences & Seminars	24,132	26,500	-2,368	91.07%
6200 · Advisory Comm - WM Board	17,032	19,181	-2,149	88.8%
6300 · Watermaster Board Expenses	41,232	42,020	-788	98.13%
8300 · Appr PI-WM & Pool Admin	20,294	24,008	-3,714	84.53%
8400 · Agri Pool-WM & Pool Admin	24,657	24,820	-163	99.34%
8467 · Ag Legal & Technical Services	131,262	128,000	3,262	102.55%
8470 · Ag Meeting Attend -Special	11,275	12,000	-725	93.96%
8500 · Non-Ag PI-WM & Pool Admin	5,117	7,695	-2,578	66.5%
6500 · Education Funds Use Expens	375	375	0	100.0%
9500 · Allocated G&A Expenditures	<u>-472,182</u>	<u>-448,902</u>	<u>-23,280</u>	<u>105.19%</u>
<b>Subtotal Administrative Expenditures</b>	781,389	878,059	-96,670	88.99%
6900 · Optimum Basin Mgmt Plan	1,765,585	1,885,421	-119,836	93.64%
6950 · Mutual Agency Projects	10,000	10,000	0	100.0%
9501 · G&A Expenses Allocated-OBMP	<u>164,541</u>	<u>137,959</u>	<u>26,582</u>	<u>119.27%</u>
<b>Subtotal OBMP Expenditures</b>	1,940,126	2,033,380	-93,254	95.41%
7101 · Production Monitoring	108,441	107,515	926	100.86%
7102 · In-line Meter Installation	55,732	87,931	-32,199	63.38%
7103 · Grdwtr Quality Monitoring	183,368	225,458	-42,090	81.33%
7104 · Gdwtr Level Monitoring	378,889	372,538	6,351	101.71%
7105 · Sur Wtr Qual Monitoring	4,812	46,717	-41,905	10.3%

CHINO BASIN WATERMASTER  
 Profit & Loss Budget vs. Actual  
 July 2008 through June 2009

	<u>Jul '08 - Jun 09</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>% of Budget</u>
7107 · Ground Level Monitoring	396,028	651,468	-255,440	60.79%
7108 · Hydraulic Control Monitoring	600,571	523,949	76,622	114.62%
7200 · PE2- Comp Recharge Pgm	1,263,711	1,375,266	-111,555	91.89%
7300 · PE3&5-Water Supply/Desalte	80,713	78,477	2,236	102.85%
7400 · PE4- Mgmt Plan	241,018	272,515	-31,497	88.44%
7500 · PE6&7-CoopEfforts/SaltMgmt	70,454	71,411	-957	98.66%
7600 · PE8&9-StorageMgmt/Conj Use	28,359	11,909	16,450	238.13%
7690 · Recharge Improvement Debt Pymt	1,261,894	1,261,594	300	100.02%
7700 · Inactive Well Protection Prgm	0	6,296	-6,296	0.0%
9502 · G&A Expenses Allocated-Projects	309,220	310,943	-1,723	99.45%
Subtotal Special Project Expenditures	<u>4,983,210</u>	<u>5,403,987</u>	<u>-420,777</u>	<u>92.21%</u>
Total Expense	<u>7,704,724</u>	<u>8,315,426</u>	<u>-610,702</u>	<u>92.66%</u>
Net Ordinary Income	637,595		637,595	100.0%
Other Income/Expense				
Other Income				
4225 · Interest Income	54,889			
4210 · Approp Pool-Replenishment	6,427,596			
4220 · Non-Ag Pool-Replenishment	10,047			
Total Other Income	<u>6,492,532</u>			
Other Expense				
5010 · Groundwater Replenishment	2,326,075			
9999 · To/(From) Reserves	4,804,052			
Total Other Expense	<u>7,130,127</u>			
Net Other Income	<u>-637,595</u>			
Net Income	<u><u>                    </u></u>	<u><u>                    </u></u>	<u><u>                    </u></u>	<u><u>                    </u></u>



# CHINO BASIN WATERMASTER

## II. BUSINESS ITEM

### A. NOTICE OF INTENT TO PURCHASE





# CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, Ca 91730  
Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

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**KENNETH R. MANNING**  
Chief Executive Officer

## STAFF REPORT

**DATE:** August 13, 2009  
**TO:** Pool Members  
**SUBJECT:** Notice of Intent to Purchase

### Background

Section C of the *Purchase and Sale Agreement for the Purchase of Water by Watermaster from Overlying (Non-Agricultural) Pool* (Attachment "G" to Watermaster Resolution 07-05) says:

**"C. Notice.** Within twenty-four months of the final Court approval of this Agreement ("Effective Date"), and only with the prior approval of the Appropriate Pool, Watermaster will provide written **Notice of Intent to Purchase** the Non-Agricultural (Overlying) Pool water pursuant to Section 5.3(a) of the Peace Agreement, which therein identifies whether such payment will be in connection with Desalter Replenishment or a Storage and Recovery Program."

Final Court approval of the Agreement ("Effective Date") was obtained through the December 21, 2007 Order approving the Peace II Measures.

### Explanation of Notice

Watermaster staff has prepared a form of the Notice to satisfy the requirements of section C.

Section D of the Purchase and Sale Agreement requires that the payment schedule to the Non-Agricultural Pool will commence thirty days after the Notice of Intent to Purchase ("Payment Date"). Staff has proposed that the date of the Notice be December 18, 2009 as that is the last business day before the deadline for the Notice. Given that the current date of the auction is unknown, this date will provide maximum opportunity for the Pool to have received the proceeds of the auction prior to the required Payment Date and will provide maximum flexibility in the event that the auction is not completed as anticipated.



At the July 30, 2009 Appropriative Pool meeting, staff provided an accounting of the amount of water available for purchase under the Purchase and Sale Agreement. This amount is 38,600 acre-feet. Planning for the auction to date has presumed a purchase amount of 36,000 acre-feet. Staff requires a recommendation from the Pool as to whether the full amount (38,600) should be purchased for the purpose of the auction, or whether the Pool would prefer to utilize a portion of the water for some other purpose such as desalter replenishment or a separate storage and recovery program.

**Recommendation**

Staff Recommendation: (1) consider and approve form of Notice of Intent to Purchase; (2) consider and recommend to staff intended purpose of full amount purchased from Non-Agricultural Pool.



## CHINO BASIN WATERMASTER

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**KENNETH R. MANNING**  
Chief Executive Officer

### NOTICE OF INTENT TO PURCHASE

Pursuant to Section C of the *Purchase and Sale Agreement for the Purchase of Water by Watermaster from Overlying (Non-Agricultural) Pool*, Watermaster hereby provides notice to the Overlying (Non-Agricultural) Pool that Watermaster intends to tender purchase of the Storage Transfer Quantity pursuant to the terms of the Purchase and Sale Agreement for use in a Storage and Recovery Agreement.

On \_\_\_\_\_ the Appropriate Pool provided approval for the issuance of this notice. The date of issuance of this notice is December 18, 2009.

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# CHINO BASIN WATERMASTER

## II. BUSINESS ITEM

### C. MEETING SCHEDULES





# CHINO BASIN WATERMASTER

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Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

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**KENNETH R. MANNING**  
Chief Executive Officer

## STAFF REPORT

**DATE:** August 13, 2009  
**TO:** Appropriative Pool Members  
**SUBJECT:** Review of meeting schedules

### Summary

At the request of the chairman of the Appropriative Pool this item is being added to the August agenda for discussion and possible recommendation.

The Appropriative Pool chair would like to discuss the reordering of meetings within Watermaster to allow for a more efficient and effective process.

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# CHINO BASIN WATERMASTER

## II. BUSINESS ITEM

### D. OPEN MEETING RULES





# CHINO BASIN WATERMASTER

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Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

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**KENNETH R. MANNING**  
Chief Executive Officer

## STAFF REPORT

**DATE:** August 13, 2009

**TO:** Appropriative Pool Members

**SUBJECT:**

Discussion on the Development of Open Meeting Rules for Watermaster

**SUMMARY:**

At the request of the Appropriative Pool Chairman this item is being added to the agenda for discussion and possible recommendation.

The Appropriative Pool chairman would like to have a discussion on the merits of developing "Open Meeting Rules" for Watermaster that more clearly define the differences between an "interest based" agency and those covered by the Brown Act.

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# CHINO BASIN WATERMASTER

## II. BUSINESS ITEM

### E. EXTENSION OF DYY EXPANSION





# CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, Ca 91730  
Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

**KENNETH R. MANNING**  
Chief Executive Officer

## STAFF REPORT

**DATE:** August 13, 2009

**TO:** Appropriative Pool Members

**SUBJECT:** Consider Approval of Application for a Storage Account by IEUA, TVMWD, and WMWD on behalf of Metropolitan Water District of Southern California for an additional 74,000.00 AF in addition to the 100,000 AF existing Storage Account.

### Summary

In May staff placed this item on the agenda for consideration and possible action. At that meeting the Appropriative Pool took action to defer the consideration of the item to a later date pending staff's discussion with MWD about a potential extension to the agreement. That discussion with MWD has stalled and in order to allow for no interruption to the Desalter LRP subsidy Watermaster is asking for reconsideration of the agreement. The deadline for implementation of Watermaster approval for the DYY expansion is the end of September.

*Action taken in May:*

*Motion by Kinsey, second by Bosler, and by unanimous vote – Non-Ag concurred*

***Moved to defer item until June and request staff to work with Metropolitan Water District and the MWD agencies in our area on a six month extension, as presented***

The attached May staff report outlines the issues related to the agreement.

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# CHINO BASIN WATERMASTER

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Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

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**KENNETH R. MANNING**  
Chief Executive Officer

## STAFF REPORT

**DATE:** May 14, 2009  
May 19, 2009

**TO:** Committee Members

**SUBJECT:** Consider Approval Application for a Storage Account by IEUA, TVMWD, and WMWD on behalf of Metropolitan Water District of Southern California for an additional 74,000.000 acre-feet in addition to the 100,000.000 acre-feet existing Storage Account

### SUMMARY

**Recommendation** - Staff recommends that any approval of the Application be conditioned upon compliance with the WEI Material Physical Injury Report discussed in the staff report. However, concerns exist about compliance of the Application with the Peace Agreement. Staff requests a recommendation from the Appropriate Pool as to how the Pool believes the Application should proceed through the Watermaster process.

### I. INTRODUCTION

The Inland Empire Utilities Agency (IEUA), Three Valleys Municipal Water District (TVMWD), and Western Municipal Water District (WMWD), on behalf of the Metropolitan Water District of Southern California (Metropolitan), have submitted an Application under Article X of the Watermaster Rules and Regulations for a storage account in the amount of an additional 74,000.000 acre-feet in addition to the 100,000.000 acre-feet existing Storage Account.

This Application has been submitted in order to implement future amendments to the terms of the existing Groundwater Storage Program Funding Agreement by and among Metropolitan, IEUA, TVMWD, WMWD, and the Chino Basin Watermaster (Agreement No. 49960) that was approved by the Watermaster Board on October 23, 2003. These amendments are described in "Joint Participation Agreement No. 93343" between the Chino Desalter Authority ("CDA"), IEUA, WMWD and Metropolitan. This agreement was included in the submittal of the Application and provides for subsidies for the Chino II Desalter. Section

7.4 of Agreement No. 93343 specifies that if the expansion of the Dry Year Yield account is not approved by September 1, 2009, then the agreement to provide the subsidy for the Chino II Desalter will terminate.<sup>1</sup>

## II. ARTICLE X APPLICATION RULES AND PROCEDURES

Under Watermaster's Rules and Regulations § 10.7, any person may request Watermaster's approval of an Agreement to participate in a Storage and Recovery Program by submitting an Application to Watermaster that, at a minimum, includes the following information:

- (a) The identity of the person(s) that will Recharge, Store and Recover the water as well as its ultimate place of use;
- (b) The quantity of water to be Stored and Recovered;
- (c) The proposed schedule for the Recharge of water for storage, if any;
- (d) The proposed schedule and method for Recovery;
- (e) The location of the Recharge facilities through which the Stored Water will be recharged;
- (f) The location of the Production facilities through which the Stored Water will be recovered;
- (g) The water levels and water quality of the Groundwater in the areas likely to be affected by the Storage and Recovery, if known; and
- (h) Any other information that Watermaster requires to be included.

Watermaster shall have no obligation to process incomplete Applications. (Rules § 10.3(a).) Watermaster staff has reviewed the Application and the previously approved Funding Agreement and finds that the information required by the Rules and Regulations has been provided as reasonably required to allow Watermaster to analyze the Application for its potential to cause Material Physical Injury.

Under Rules and Regulations § 8.1(h), each Groundwater Storage Agreement shall include but not be limited to the following components [Judgment Exhibit "I" ¶ 3.]:

- (i) The quantities and the term of the storage right, which shall specifically exclude credit for any return flows;
- (ii) A statement of the priorities of the storage right as against overlying, Safe Yield uses, and other storage rights;
- (iii) The delivery rates, together with schedules and procedures for spreading, injection or in-lieu deliveries of Supplemental Water for direct use;
- (iv) The calculation of storage water losses and annual accounting for water in storage; and
- (v) The establishment and administration of withdrawal schedules, locations and methods.

Under the Rules and Regulations § 8.1(f)(ii), Watermaster may not approve an Application to store and Recover water if it is inconsistent with the terms of the Peace Agreement or will cause any Material Physical Injury to any party to the Judgment or the Basin. Any potential or threatened Material Physical Injury to any party to the Judgment or the Basin caused by the storage and Recovery of water shall be reasonably and fully mitigated as a condition of approval. In the event the Material Physical Injury cannot be mitigated, the request for storage and Recovery must be denied. (Peace Agreement § 5.2 (a) (iii).) Applications for the storage of Supplemental Water shall be processed in accordance with the provisions of Article X.

Under the Rules and Regulations section 10.13, following consideration of an Application by each Pool Committee, a Contest to the Application may be filed by any party to the Judgment. Contests shall be submitted a minimum of fourteen (14) days prior to the date scheduled for Advisory Committee consideration and possible action. Under section 10.11, an Application shall not be considered by the Advisory Committee until at least twenty-one (21) days after the last of the three Pool Committee meetings to consider the matter. Under section 10.17(a), Watermaster shall not deny an uncontested Application until it has referred the matter to a hearing officer.

---

<sup>1</sup> Section 7.4 of Agreement No. 93343 also specifies that approval of an elimination of losses to the DYY account must be approved by September 1, 2009 in order to avoid termination of the subsidy. The issue of loss elimination does not appear to be addressed in the Application.

### III. PEACE AGREEMENT

Peace Agreement section 5.2(c)(iv)(b) requires that Watermaster shall prioritize its efforts to regulate and condition the storage and recovery of water developed in a Storage and Recovery Program for the mutual benefit of the parties to the Judgment and give first priority to Storage and Recovery Programs that provide broad mutual benefits.

Peace Agreement section 7.4(b) describes the order of priority of various sources of funding to satisfy all unmet capital, operation and maintenance costs relative to the Chino II Desalter. The fourth source of funding is, "MWD subsidies or other funding without committing the storage space of the Chino Basin under any storage and recovery or conjunctive use agreement, such as that secured pursuant to Agreement Number 7658, between MWD, SAWPA, IEUA, WMWD and OCWD dated December 7, 1995, and entitled "Chino Basin Desalinization Program, Phase I, Joint Participation Agreement for Recovery and Utilization of Contaminated Groundwater."

### IV. SUMMARY OF THE APPLICATION

The Application identifies the maximum quantity of the storage account to be an additional 74,000.000 acre-feet in addition to the 100,000.000 acre-feet existing storage account. This is within the targeted 500,000.000 acre-feet identified in the Peace Agreement as the Storage and Recovery Program.

The Application identifies the method of placement of water in storage as in-lieu delivery by Metropolitan and direct injection with aquifer storage and recovery wells. The specific amount of water to be delivered into storage will be determined according to availability by the Operating Committee under Agreement No. 49960 and future amendments to it. However, the maximum that can be placed into storage in any one year is 50,000.000 acre-feet (16,667.000 acre-feet in addition to the current 33,333.000 acre-feet).

Recapture from storage will be accomplished by pumping from wells. Likely, new wells will be constructed, as well as new treatment facilities for existing impaired wells. A list of new wells to be constructed under the Program will be included in future amendments to Agreement No. 49960. While these new facilities are constructed in order to provide the ability to recapture the water out of storage, it is recognized that the production of water out of the storage account will be determined by the Operating Committee by looking at the gross production from the participating entities and comparing this with past pumping. Under the Application, the maximum amount that can be recaptured from storage in any one year is 50,000.000 acre-feet (16,667.000 acre-feet addition to the current 33,333.000 acre-feet).

Specific commitments by the appropriators to take the in lieu deliveries of water and to shift to increased groundwater pumping to accomplish the recapture of water are detailed in the Local Agency Agreements which are being developed for approval by each of the local agencies.

In addition to Form 6, the Application also includes Form 2 (Recharge) and Form 4 (Recapture).

### V. SUMMARY OF ANALYSIS OF POTENTIAL TO CAUSE MATERIAL PHYSICAL INJURY

In addition to providing a summary of the Application, Watermaster's notice of the Application is required to provide a reasonable preliminary analysis of the potential for the activities described in the Application to result in Material Physical Injury (Rules § 10.10)

In the latter half of 2008, an investigation was completed to evaluate the feasibility of the Expansion. This analysis was published as the *Chino Basin Dry-Year Yield Program Expansion Project Development Report* (Black & Veatch, 2008). Three expansion alternatives were developed and evaluated. Wildermuth Environmental Inc. (WEI), at the direction of the Watermaster, conducted a Material Physical Injury analysis on these expansion alternatives. The detailed Material Physical analysis is attached. The IEUA adopted a mitigated negative declaration for the Expansion in December 2008.

Based on WEI's analysis, Material Physical Injury—related to storage losses, groundwater level changes, and plume migration—will occur; however, this Material Physical Injury can be mitigated if the mitigation measures from the Mitigated Negative Declaration are substantially expanded and included in the DYY Program Expansion agreements.

## **VI. ANALYSIS AND STAFF RECOMMENDATION**

At the April Pool meetings, Watermaster staff was made aware that one or more member of the Appropriative Pool may contest approval of the Application as a violation of the Peace Agreement section 7.4(b)(iv). Watermaster is not aware of any steps that have been taken by any of the Appropriative Pool members that are parties to Agreement No. 93343 or by any of the members of the Pool that may contest approval of the Application to find a resolution of the situation. Watermaster staff raised this issue as part of the March Pool agenda so that the relevant parties could confer about resolution.

It appears that the exchange described by the Joint Participation Agreement No. 93343 currently violates section 7.4(b)(iv) of the Peace Agreement. Given the current situation, staff would not likely be able to recommend approval of the Application to the Watermaster Board. Watermaster staff thus asks for a recommendation from the Appropriative Pool as to how it would like the Application to proceed through the Watermaster process.

In addition, Staff recommends that the Appropriative Pool recommend that if the Board ultimately approves the Application, that approval should be conditioned on implementation of WEI's recommendations regarding mitigation of potential Material Physical Injury.

***CHINO BASIN WATERMASTER***

**NOTICE**

**OF**

**APPLICATION(S)**

**RECEIVED FOR**

**WATER TRANSACTION – STORAGE ACCOUNT**

Date of Notice:

March 27, 2009

This notice is to advise interested persons that the attached application will come before the Watermaster Board on or after 90 days from the date of this notice.

**NOTICE OF APPLICATION(S) RECEIVED**

Date of Applications: **March 20, 2009**      Date of this notice: **March 26, 2009**

Please take notice that the following Application has been received by Watermaster:

- A. Notice of Application for a Storage Account by IEUA, TVMWD, and WMWD on behalf of Metropolitan Water District of Southern California for an additional 74,000.000 acre-feet in addition to the 100,000.000 acre-feet existing Storage Account

This *Application* will first be considered by each of the respective pool committees on the following dates:

Agricultural Pool:	May 19, 2009
Appropriative Pool:	May 14, 2009
Non-Agricultural Pool:	May 14, 2009

This *Application* will be scheduled for consideration by the Advisory Committee *no earlier than ninety-days from the date of this notice and a minimum of twenty-one calendar days* after the last pool committee reviews it.

After consideration by the Advisory Committee, the *Application* will be considered by the Board.

Unless the *Application* is amended, parties to the Judgment may file *Contests* to the *Application* with Watermaster *within seven calendar days* of when the last pool committee considers it. Any *Contest* must be in writing and state the basis of the *Contest*.

Watermaster address:

Chino Basin Watermaster  
9641 San Bernardino Road  
Rancho Cucamonga, CA 91730

Tel: (909) 484-3888  
Fax: (909) 484-3890





# CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, Ca 91730  
Tel: 909.484.3888 Fax: 909.484.3890 www.cbwm.org

**KENNETH R. MANNING**  
Chief Executive Officer

**DATE:** March 27, 2009  
**TO:** Active Parties of Chino Basin Watermaster  
**SUBJECT:** Summary and Analysis  
Notice of Application for a Storage Account by IEUA, TVMWD, and WMWD on behalf of Metropolitan Water District of Southern California for an additional 74,000.000 acre-feet in addition to the 100,000.000 acre-feet existing Storage Account

## I. INTRODUCTION

The Inland Empire Utilities Agency (IEUA), Three Valleys Municipal Water District (TVMWD), and Western Municipal Water District (WMWD), on behalf of the Metropolitan Water District of Southern California (Metropolitan), have submitted an Application under Article X of the Watermaster Rules and Regulations for a storage account in the amount of an additional 74,000.000 acre-feet in addition to the 100,000.000 acre-feet existing Storage Account. This Application has been submitted in order to implement future amendments to the terms of the existing Groundwater Storage Program Funding Agreement by and among Metropolitan, IEUA, TVMWD, WMWD, and the Chino Basin Watermaster (Agreement No. 49960) that was approved by the Watermaster Board on October 23, 2003.

## II. ARTICLE X APPLICATION RULES AND PROCEDURES

Under Watermaster's Rules and Regulations § 10.7, any person may request Watermaster's approval of an Agreement to participate in a Storage and Recovery Program by submitting an Application to Watermaster that, at a minimum, includes the following information:

- (a) The identity of the person(s) that will Recharge, Store and Recover the water as well as its ultimate place of use;
- (b) The quantity of water to be Stored and Recovered;
- (c) The proposed schedule for the Recharge of water for storage, if any;
- (d) The proposed schedule and method for Recovery;
- (e) The location of the Recharge facilities through which the Stored Water will be recharged;
- (f) The location of the Production facilities through which the Stored Water will be recovered;
- (g) The water levels and water quality of the Groundwater in the areas likely to be affected by the Storage and Recovery, if known; and
- (h) Any other information that Watermaster requires to be included.

Watermaster shall have no obligation to process incomplete Applications. (Rules § 10.3(a).) Watermaster staff has reviewed the Application and the previously approved Funding Agreement and finds that the information required by the Rules and Regulations has been provided as reasonably required to allow Watermaster to analyze the Application for its potential to cause Material Physical Injury.

Under Rules and Regulations § 8.1(h), each Groundwater Storage Agreement shall include but not be limited to the following components [Judgment Exhibit "I" ¶ 3.]:

- (i) The quantities and the term of the storage right, which shall specifically exclude credit for any return flows;
- (ii) A statement of the priorities of the storage right as against overlying, Safe Yield uses, and other storage rights;
- (iii) The delivery rates, together with schedules and procedures for spreading, injection or in-lieu deliveries of Supplemental Water for direct use;
- (iv) The calculation of storage water losses and annual accounting for water in storage; and
- (v) The establishment and administration of withdrawal schedules, locations and methods.

Under the Rules and Regulations § 8.1(f)(ii), Watermaster may not approve an Application to store and Recover water if it is inconsistent with the terms of the Peace Agreement or will cause any Material Physical Injury to any party to the Judgment or the Basin. Any potential or threatened Material Physical Injury to any party to the Judgment or the Basin caused by the storage and Recovery of water shall be reasonably and fully mitigated as a condition of approval. In the event the Material Physical Injury cannot be mitigated, the request for storage and Recovery must be denied. (Peace Agreement § 5.2 (a) (iii).) Applications for the storage of Supplemental Water shall be processed in accordance with the provisions of Article X.

### III. SUMMARY OF THE APPLICATION

The Application identifies the maximum quantity of the storage account to be an additional 74,000.000 acre-feet in addition to the 100,000.000 acre-feet existing storage account. This is within the targeted 500,000.000 acre-feet identified in the Peace Agreement as the Storage and Recovery Program.

The Application identifies the method of placement of water in storage as in-lieu delivery by Metropolitan and direct injection with aquifer storage and recovery wells. The specific amount of water to be delivered into storage will be determined according to availability by the Operating Committee under Agreement No. 49960 and future amendments to it. However, the maximum that can be placed into storage in any one year is 50,000.000 acre-feet (16,667.000 acre-feet in addition to the current 33,333.000 acre-feet).

Recapture from storage will be accomplished by pumping from wells. Likely, new wells will be constructed, as well as new treatment facilities for existing impaired wells. A list of new wells to be constructed under the Program will be included in future amendments to Agreement No. 49960. While these new facilities are constructed in order to provide the ability to recapture the water out of storage, it is recognized that the production of water out of the storage account will be determined by the Operating Committee by looking at the gross production from the participating entities and comparing this with past pumping. Under the Application, the maximum amount that can be recaptured from storage in any one year is 50,000.000 acre-feet (16,667.000 acre-feet addition to the current 33,333.000 acre-feet).

Specific commitments by the appropriators to take the in lieu deliveries of water and to shift to increased groundwater pumping to accomplish the recapture of water are detailed in the Local Agency Agreements which are being developed for approval by each of the local agencies.

In addition to Form 6, the Application also includes Form 2 (Recharge) and Form 4 (Recapture).

#### **IV. SUMMARY OF ANALYSIS OF POTENTIAL TO CAUSE MATERIAL PHYSICAL INJURY**

In addition to providing a summary of the Application, Watermaster's notice of the Application is required to provide a reasonable preliminary analysis of the potential for the activities described in the Application to result in Material Physical Injury (Rules § 10.10)

In the latter half of 2008, an investigation was completed to evaluate the feasibility of the Expansion. This analysis was published as the *Chino Basin Dry-Year Yield Program Expansion Project Development Report* (Black & Veatch, 2008). Three expansion alternatives were developed and evaluated. Wildermuth Environmental Inc. (WEI), at the direction of the Watermaster, conducted a Material Physical Injury analysis on these expansion alternatives. The detailed Material Physical analysis is attached. The IEUA adopted a mitigated negative declaration for the Expansion in December 2008.

Based on WEI's analysis, Material Physical Injury—related to storage losses, groundwater level changes, and plume migration—will occur; however, this Material Physical Injury can be mitigated if the mitigation measures from the Mitigated Negative Declaration are substantially expanded and included in the DYY Program Expansion agreements.

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## Inland Empire Utilities Agency

A MUNICIPAL WATER DISTRICT

March 20, 2009

Mr. Kenneth Manning, Chief Executive Officer  
Chino Basin Watermaster  
8632 Archibald Ave, Suite 109  
Rancho Cucamonga, CA 91730

6075 Kimball Ave, • Chino, CA 91708  
P.O. Box 9020 • Chino, Hills, CA 91709  
TEL (909) 993-1600 • FAX (909) 597-8875  
www.ieua.org



**Subject:** Application for an additional 74,000 AF Storage and Recovery Program, to the existing approved 100,000 AF The Metropolitan Water District of Southern California (MWD) storage account, with MWD and the local Dry Year Yield Conjunctive Use Program (Expansion) participating agencies.

Dear Mr. Manning:

On behalf of The Metropolitan Water District of Southern California (MWD) and the Dry Year Yield Conjunctive Use Program (Expansion), Inland Empire Utilities Agency (IEUA), Three Valleys Municipal Water District (TVMWD) and Western Municipal Water District (WMWD) jointly submit this letter along with; Chino Basin Watermaster Forms 2, 4 and 6, "Agreement No. 49960, Dry Year Yield Conjunctive Use Program" and "Agreement No. 93343, Chino Basin Desalination Program (Phase II)."

These application documents are submitted consistent with the requirements for Regional Storage and Recovery Program Section 5.2 provisions of the Peace Agreement and the Rules and Regulations of Section 8.3. The requirements of Section 10.7 of the Rules and Regulations and are summarized below:

- (A) MWD, through its member agencies, IEUA, TVMWD and WMWD, will provide imported water for storage and recovery via direct replenishment, injection (ASR wells), and in-lieu.
- (B) Consistent with Agreement No. 49960, as amended in the future between MWD, TVMWD, IEUA and Chino Basin Watermaster, the amount of water placed into storage and recovered from storage will be administered through an Operating Committee.
- (C) The ability to put water into the MWD account will be based on availability of imported water and also be consistent with Agreement No. 49960, as amended in the future.

*Fifty-Five Years of Excellence in Water Resources & Quality Management*

Terry Catlin  
President

Angel Santiago  
Vice President

Michael E. Camacho  
Secretary/Treasurer

Gene Koopman  
Director

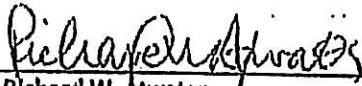
John L. Anderson  
Director


Richard W. Atwater  
Chief Executive Officer  
General Manager

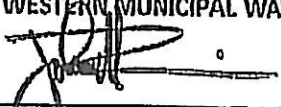
- (D) The schedule for recovery of MWD water will be based on the timing of a call from MWD, and the development of annual Operating Plans with participating agencies and will also be consistent with Agreement No. 49960, as amended in the future.
- (E) The location of the Dry Year Yield Conjunctive Use Program (Expansion) groundwater recharge facilities have been CEQA certified by IEUA and are fully described in the report titled "Optimum Basin Management Program, Chino Basin Dry Year Yield Program Expansion Project Development Report," dated December 2008.
- (F) The locations of the Dry Year Yield Conjunctive Use Program (Expansion) groundwater production facilities have been CEQA certified by IEUA and are fully described in the report titled "Optimum Basin Management Program, Chino Basin Dry Year Yield Program Expansion Project Development Report," dated December 2008.
- (G) Water level and water quality information is documented in the "Optimum Basin Management Program, Chino Basin Dry Year Yield Program Expansion Project Development Report," dated December 2008.

The Inland Empire Utilities Agency certified the CEQA documentation on December 17, 2008. As part of the CEQA analysis, a four volume "Optimum Basin Management Program, Chino Basin Dry Year Yield Project Development Report" was published and should be incorporated with this letter application to Chino Basin Watermaster.

Sincerely,

INLAND EMPIRE UTILITIES AGENCY  
By   
Richard W. Atwater  
General Manager

THREE VALLEYS MUNICIPAL WATER DISTRICT  
By   
Richard W. Hansen  
General Manager

WESTERN MUNICIPAL WATER DISTRICT  
By   
John J. Ross  
General Manager

Cc: Brian Thomas (MWD)  
Kathy Kunysz (MWD)



Mr. Kenneth Manning

March 20, 2009

Page 3

Attachments:

1. Chino Basin Watermaster Form 2 – Application for Recharge
2. Chino Basin Watermaster Form 4 – Application to Recapture Water in Storage
3. Chino Basin Watermaster Form 6 – Application to Participate In a Storage & Recovery Program
4. Agreement No. 49960, Dry Year Yield Conjunctive Use Program; and
5. Agreement No. 93343, Chino Basin Desalination Program (Phase II)
6. Optimum Basin Management Program, Chino Basin Dry Year Yield Program Expansion Project Development Report (December 2008) – 4 Volume CD

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APPLICATION OR AMENDMENT TO APPLICATION  
FOR  
RECHARGE

APPLICANT

Inland Empire Utilities Agency,  
Three Valleys Municipal Water District, and  
Western Municipal Water District on behalf of  
Metropolitan Water District of Southern California

March 9, 2009

Name

Date Requested

\_\_\_\_\_ Date Approved

6075 Kimball Avenue  
Street Address

74,000.00\* Acre-feet  
Amount Requested

\_\_\_\_\_ Acre-feet  
Amount Approved

Chino

CA

91708

16,667.00 AFY\*\*

12 Months

City

State

Zip Code

Projected Rate of  
Recapture

Projected  
Duration of  
Recapture

Telephone: (909) 993-1600

Facsimile: (909) 993-1983

\* This would be an additional 74,000.00 AF added to an existing storage account of 100,000.00 AF, approved in 2003.

\*\* This would be an additional 16,667.00 AF added to an existing recapture rate of 33,000.00 AFY, approved in 2003.

SOURCE OF SUPPLY

Water from:

- State Water Project
- Colorado River
- Local Supplemental
- Recycled Water
- Other, explain

Source: Metropolitan Water District of Southern California

METHOD OF RECHARGE

PERCOLATION (Locations and methods of recharge are described in the CEQA documentation.)

INJECTION

EXCHANGE

WATER QUALITY AND WATER LEVELS

What is the Existing water quality and what are the existing water levels in the areas that are likely to be affected?

See Watermaster Summary and Analysis of Application and reports by Wildermuth Environmental.

**MATERIAL PHYSICAL INJURY**

Is the Applicant aware of any potential Material Physical Injury to a party to the Judgment or the Basin That may be caused by the action covered by the application? Yes [X] No [ ]

See CEQA documentation for mitigation measures.

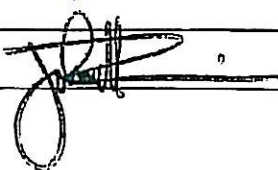
If yes, what are the proposed mitigation measures, if any, that might reasonably be imposed to ensure that the action does not result in Material Physical Injury to a party to the Judgment or the Basin?

**ADDITIONAL INFORMATION ATTACHED** Yes [X] No [ ]

Inland Empire Utilities Agency Richard A. Avato

Three Valleys Municipal Water District \_\_\_\_\_

Western Municipal Water District \_\_\_\_\_  
Applicants



**TO BE COMPLETED BY WATERMASTER:**

DATE OF APPROVAL FROM NON-AGRICULTURAL POOL: \_\_\_\_\_

DATE OF APPROVAL FROM AGRICULTURAL POOL: \_\_\_\_\_

DATE OF APPROVAL FROM APPROPRIATIVE POOL: \_\_\_\_\_

HEARING DATE, IF ANY: \_\_\_\_\_

DATE OF ADVISORY COMMITTEE APPROVAL: \_\_\_\_\_

DATE OF BOARD APPROVAL: \_\_\_\_\_

**MATERIAL PHYSICAL INJURY**

Is the Applicant aware of any potential Material Physical Injury to a party to the Judgment or the Basin That may be caused by the action covered by the application? Yes [X] No [ ]  
See CEQA documentation for mitigation measures.

If yes, what are the proposed mitigation measures, if any, that might reasonably be imposed to ensure that the action does not result in Material Physical Injury to a party to the Judgment or the Basin?

---

**ADDITIONAL INFORMATION ATTACHED** Yes [X] No [ ]

- Inland Empire Utilities Agency
  - Three Valleys Municipal Water District *[Signature]*
  - Western Municipal Water District
- Applicants

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APPLICATION OR AMENDMENT TO APPLICATION  
TO  
RECAPTURE WATER IN STORAGE

APPLICANT

Inland Empire Utilities Agency,  
Three Valleys Municipal Water District, and  
Western Municipal Water District on behalf of  
Metropolitan Water District of Southern California

Name

March 9, 2009

Date Requested

\_\_\_\_\_ Date Approved

6075 Kimball Avenue  
Street Address

74,000.00\* Acre-feet  
Amount Requested

\_\_\_\_\_ Acre-feet  
Amount Approved

Chino

CA

91708

16,667.00 AFY\*\*

12 Months

City

State

Zip Code

Projected Rate of  
Recapture

Projected  
Duration of  
Recapture

Telephone: (909) 993-1600

Facsimile: (909) 993-1983

\* This would be an additional 74,000.00 AF added to an existing storage account of 100,000.00 AF, approved in 2003.

\*\* This would be an additional 16,667.00 AF added to an existing recapture rate of 33,000.00 AFY, approved in 2003.

IS THIS AN AMENDMENT TO A PREVIOUSLY APPROVED APPLICATION? [X] YES [ ] NO  
IF YES, ATTACH APPLICATION TO BE AMENDED

IDENTITY OF PERSON THAT STORED THE WATER: Metropolitan Water District of Southern California

PURPOSE OF RECAPTURE

- Pump when other sources of supply are curtailed
- Pump to meet current or future demand over and above production right
- Pump as necessary to stabilize future assessment amounts
- Other, explain: Pump pursuant to call by Metropolitan of stored water

METHOD OF RECAPTURE (if by other than pumping) (e.g. exchange)

PLACE OF USE OF WATER TO BE RECAPTURED

Within service area of agencies participating in Metropolitan Funding Agreement (see attached shift obligation schedule).

LOCATION OF RECAPTURE FACILITIES (IF DIFFERENT FROM REGULAR PRODUCTION FACILITIES)

Facilities constructed pursuant to Metropolitan Funding Agreement.

**WATER QUALITY AND WATER LEVELS**

What is the existing water quality and what are the existing water levels in the areas that are likely to be affected?

See Watermaster Summary and Analysis of Application and reports by Wildermuth Environmental.

**MATERIAL PHYSICAL INJURY**

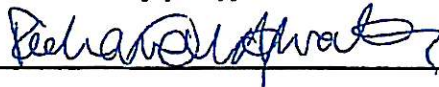
Is the Applicant aware of any potential Material Physical Injury to a party to the Judgment or the Basin that may be caused by the action covered by the application? Yes [X] No [ ]

See CEQA documentation for mitigation measures.

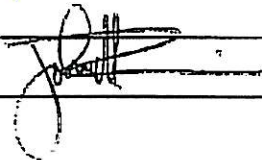
If yes, what are the proposed mitigation measures, if any, that might reasonably be imposed to ensure that the action does not result in Material Physical Injury to a party to the Judgment or the Basin?

**ADDITIONAL INFORMATION ATTACHED** Yes [X] No [ ]

Inland Empire Utilities Agency



Three Valleys Municipal Water District



Western Municipal Water District  
Applicants

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HEARING DATE, IF ANY: \_\_\_\_\_

DATE OF ADVISORY COMMITTEE APPROVAL: \_\_\_\_\_

DATE OF BOARD APPROVAL: \_\_\_\_\_ Agreement # \_\_\_\_\_

**WATER QUALITY AND WATER LEVELS**

What is the existing water quality and what are the existing water levels in the areas that are likely to be affected?

See Watermaster Summary and Analysis of Application and reports by Wildermuth Environmental.

**MATERIAL PHYSICAL INJURY**

Is the Applicant aware of any potential Material Physical Injury to a party to the Judgment or the Basin that may be caused by the action covered by the application? Yes [X] No [ ]

See CEQA documentation for mitigation measures.

If yes, what are the proposed mitigation measures, if any, that might reasonably be imposed to ensure that the action does not result in Material Physical Injury to a party to the Judgment or the Basin?

**ADDITIONAL INFORMATION ATTACHED** Yes [X] No [ ]

Inland Empire Utilities Agency

Three Valleys Municipal Water District *B. Hansen*

Western Municipal Water District

Applicants

**TO BE COMPLETED BY WATERMASTER:**

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DATE OF BOARD APPROVAL: \_\_\_\_\_ Agreement # \_\_\_\_\_

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APPLICATION BY A PARTY TO THE JUDGMENT  
TO  
PARTICIPATE IN A STORAGE & RECOVERY PROGRAM

APPLICANT

Inland Empire Utilities Agency,  
Three Valleys Municipal Water District, and  
Western Municipal Water District on behalf of  
Metropolitan Water District of Southern California  
Name

March 9, 2009  
Date Requested

\_\_\_\_\_  
Date Approved

6075 Kimball Avenue  
Street Address

74,000.00\* Acre-feet  
Amount Requested

\_\_\_\_\_  
Acre-feet  
Amount Approved

Chino  
City

CA  
State

91708  
Zip Code

Telephone: (909) 993-1600

Facsimile: (909) 993-1983

\* This would be an additional 74,000.00 AF added to an existing storage account of 100,000.00 AF, approved in 2003.

TYPE OF WATER TO BE PLACED IN STORAGE

Recycled

Imported

Both

METHOD AND LOCATION OF PLACEMENT IN STORAGE - Check and attach all that may apply

Recharge (Form 2)

Transfer of Right to Water in Storage (Form 3)

Transfer from another Party to the Judgment (Form 5)

METHOD AND LOCATION OF RECAPTURE FROM STORAGE - Check and attach all that may apply

Pump from wells (Form 4)

Transfer to another party to the Judgment (Form 3)

FEASIBILITY PLAN TO ACCOMPLISH STORAGE & RECOVERY PROGRAM ATTACHED?

Yes  No  Analyzed through approval process of Funding Agreement

WATER QUALITY AND WATER LEVELS

What is the existing water quality and what are the existing water levels in the areas that are likely to be affected?

MATERIAL PHYSICAL INJURY

Is the Applicant aware of any potential Material Physical Injury to a party to the Judgment or the Basin that may be caused by the action covered by the application? Yes  No

See CEQA documentation for mitigation measures.

If yes, what are the proposed mitigation measures, if any, that might reasonably be imposed to ensure that the action does not result in Material Physical Injury to a party to the Judgment or the Basin?

CEQA Compliance completed and certified by applicants.

ADDITIONAL INFORMATION ATTACHED Yes[X] No []

Inland Empire Utilities Agency Richard A. Howard

Three Valleys Municipal Water District \_\_\_\_\_

Western Municipal Water District Applicants [Signature]

**TO BE COMPLETED BY WATERMASTER:**

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If yes, what are the proposed mitigation measures, if any, that might reasonably be imposed to ensure that the action does not result in Material Physical Injury to a party to the Judgment or the Basin?

CEQA Compliance completed and certified by applicants.

ADDITIONAL INFORMATION ATTACHED      Yes[X]      No [ ]

Inland Empire Utilities Agency

Three Valleys Municipal Water District *Richard Hansen*

Western Municipal Water District  
Applicants

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