

RESOLUTION 04-03

RESOLUTION OF THE CHINO BASIN WATERMASTER TO PROCEED IN ACCORDANCE WITH THE PEACE AGREEMENT AS AMENDED

WHEREAS, the Judgment in the Chino Basin Adjudication, Chino Basin Municipal Water District v. City of Chino, et al., San Bernardino Superior Court No. RCV 51010, created the Watermaster and directed it to perform the duties as provided in the Judgment or ordered or authorized by the Court in the exercise of the Court's continuing jurisdiction; and

WHEREAS, the Judgment directs Watermaster to develop an OBMP subject to the limitations contained in the Judgment; and

WHEREAS, the Parties entered into that certain "Peace Agreement" dated June 29, 2000; and

WHEREAS, Watermaster adopted Resolution 2000-05 which was attached to the Peace Agreement as Exhibit "A," whereby Watermaster resolved to proceed with implementation of the OBMP in accordance with the Peace Agreement; and

WHEREAS, the Court Ordered Watermaster to proceed with implementation of the OBMP in accordance with the Peace Agreement in its Order dated July 13, 2000; and

WHEREAS, the parties are executing a First Amendment to the Peace Agreement a copy of which First Amendment is attached hereto as Exhibit "A.

NOW, THEREFORE, IT IS HEREBY RESOLVED AND DETERMINED THAT:

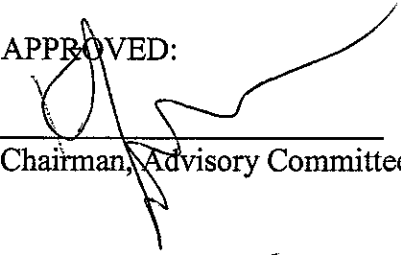
1. The goals and plans in the Phase I Report and their implementation as provided in and consistent with the Implementation Plan and the Peace Agreement as amended by the First Amendment are in furtherance of the physical solution set forth in the Judgment and Article X, Section 2 of the California Constitution.
2. Although not a signatory, the Chino Basin Watermaster Board supports and approves the Peace Agreement negotiated by the parties thereto and as amended by the First Amendment to the Peace Agreement.
3. Subject to the unanimous approval of the First Amendment to the Peace Agreement by the Parties, Watermaster will proceed in accordance with the OBMP Implementation Plan and the Peace Agreement as amended.
4. The Watermaster Board will transmit a request to the Court to issue an Order authorizing and directing Watermaster to proceed in accordance with this Resolution.

APPROVED by the Advisory Committee this 30th day of September 2004.
ADOPTED by the Watermaster Board on this 30th day of September 2004.

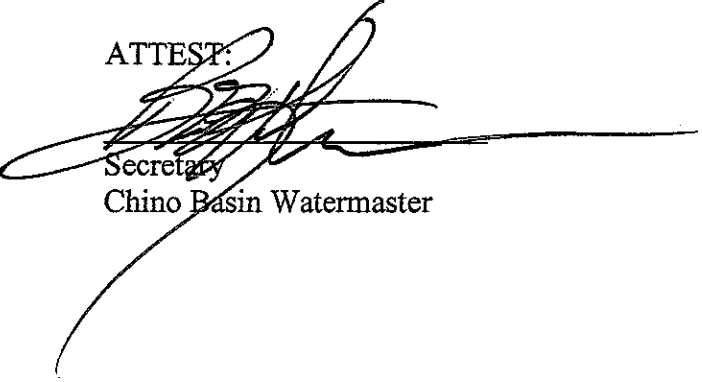
By:


Chairman, Watermaster Board

APPROVED:


Chairman, Advisory Committee

ATTEST:


Secretary
Chino Basin Watermaster