

RESOLUTION 09-03

**A RESOLUTION OF THE CHINO BASIN WATERMASTER LEVYING REPLENISHMENT AND  
ADMINISTRATIVE ASSESSMENTS FOR FISCAL YEAR 2008 - 2009**

**WHEREAS**, the Chino Basin Watermaster was appointed on January 27, 1978, under Case No. RCV 51010 (formerly case No. SCV 164327) entitled Chino Basin Municipal Water District v. City of Chino, et al., with powers to levy and collect administrative and replenishment assessments necessary to maintain water levels and to cover the cost of administering the Chino Basin Judgment; and

**WHEREAS**, the Watermaster Advisory Committee approved and the Watermaster Board adopted the Fiscal Year 2007-2008 Budget on June 28, 2007 to carry out the necessary Watermaster functions under the Judgment; and

**WHEREAS**, the parties named in this Judgment have pumped 13,238.88 acre-feet of water in excess of the operating safe yield, which is required to be replaced at the expense of the parties in accordance with the assessment formulas for the respective pools.

**NOW, THEREFORE, BE IT RESOLVED** that the Chino Basin Watermaster levies the respective assessments for each pool effective January 22, 2009 as showed on Exhibit "A" attached hereto.

**BE IT FURTHER RESOLVED**, that pursuant to the Judgment, each party has thirty-days from the date of invoice to remit the amount of payment for assessments due. After that date, interest will accrue on that portion which was due as provided for in Section 55 (c) of the Judgment.

THE FOREGOING RESOLUTION was

**APPROVED** by the Advisory Committee on the 22<sup>nd</sup> day of January 2009.

**ADOPTED** by the Watermaster Board on the 22<sup>nd</sup> day of January 2009.


By:

  
Chairman, Watermaster Board

APPROVED:

  
Chairman, Advisory Committee

ATTEST:

  
Secretary, Watermaster Board

STATE OF CALIFORNIA                    )  
  ) ss  
COUNTY OF SAN BERNARDINO        )

I, Ken Manning, Secretary of the Chino Basin Watermaster, DO HEREBY CERTIFY that the foregoing Resolution being No. 09-03, was adopted at a regular meeting of the Chino Basin Watermaster Board by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

CHINO BASIN WATERMASTER

  
\_\_\_\_\_  
Secretary

Date: 2-26-09

Exhibit "A"  
Resolution 09-03

Summary  
of  
Assessments  
Fiscal Year 2008-2009  
Production Year 2007-2008

1. OVERLYING (NON-AGRICULTURAL) POOL

- |    |                  |                                |
|----|------------------|--------------------------------|
| a. | 2007-2008 Budget | \$ <u>6.17</u> Per AF - Admin. |
|    |                  | \$ <u>44.07</u> Per - OBMP     |
| b. | Replenishment    | \$ <u>309.00</u> Per AF        |

2. APPROPRIATIVE POOL

- |    |                                |                                |
|----|--------------------------------|--------------------------------|
| a. | Administration                 |                                |
|    | 1. 2007-2008 Budget            | \$ <u>6.17</u> Per AF - Admin. |
|    |                                | \$ <u>44.07</u> Per - OBMP     |
|    | 2. Ag Pool Reallocated         |                                |
|    |                                | \$ <u>3.68</u> Per AF - Admin. |
|    |                                | \$ <u>26.25</u> Per AF - OBMP  |
| b. | 100% Net Replenishment         | \$ <u>309.00</u> Per AF        |
| c. | 15/85 Water Activity           |                                |
|    | 15% Replenishment Assessments  | \$ <u>893,722.37</u>           |
|    | 15% Water Transaction Activity | \$ <u>73,772.93</u>            |
| d. | Recharge Debt Payment          | \$ <u>1,261,594.00</u>         |