

FEE EXEMPT

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7 Attorneys for Fontana Water Company

8
 9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
 10 COUNTY OF SAN BERNARDINO, SAN BERNARDINO JUSTICE CENTER

11 CHINO BASIN MUNICIPAL WATER
12 DISTRICT,

13 Plaintiff,

14 v.

15 CITY OF CHINO, et al.,,

16 Defendant.

Case No. RCVRS 51010

**DECLARATION OF CRIS FEALY IN
 SUPPORT OF WATERMASTER
 SUPPLEMENTAL BRIEF TO MOTION
 FOR COURT APPROVAL OF THE
 CORRECTED AND AMENDED
 FY2021/2022 AND 2022/2023
 ASSESSMENT PACKAGES**

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17
18 I, CRIS FEALY, declare as follows:

19 1. I have personal knowledge of the facts stated in this Declaration, and if called as a
20 witness, I could and would testify competently to those facts.

21 2. I make this Declaration in support of Fontana Water Company’s (“Fontana”) Joinder to Watermaster’s Supplemental Brief to Motion for Court Approval of the Corrected and
22 Amended FY 2021/2022 and FY 2022/2023 Assessment Packages.

23 3. I am the Director of Water Resources at Fontana, and as part of my position, I am
24 familiar with Fontana’s water extraction, delivery, and conveyance facilities and the operation of
25 those facilities, both in the present day and from the period between 2019 and 2023 that is relevant
26 to Watermaster’s pending motion.
27
28

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1 4. Through my position at Fontana, I am also familiar with the Dry Year Yield
2 (“DYY”) Program, the Judgment, and prior court orders relating to the DYY Program.

3 5. In 2019, when the 2019 Letter Agreement was adopted, Fontana owned twelve
4 active wells that extracted groundwater from the Chino Basin.

5 6. Fontana also has several other water sources, as follows:

6 a. Pre-1914 appropriative water rights to divert surface water from Lytle
7 Creek and production rights to produce groundwater from Lytle Creek Basin. Diversion from
8 Lytle Creek and the Lytle Creek Basin varies substantially with hydrologic conditions. During
9 normal-year periods, Lytle Creek surface water and groundwater can account for 30% of
10 Fontana’s total supply sources, and even more productive in wet-year conditions. However, basin
11 production capacity and available surface water diversions may decline to roughly 8 percent or
12 less of Fontana’s total supply during extended dry periods. Fontana’s practice has always been to
13 extract and divert the full amount of available Lytle Creek water every year to the extent its
14 facilities are available, including from 2019 to 2023. Fontana owns and operates ten active wells
15 that extract groundwater from the Lytle Basin.

16 b. Production right to produce groundwater from the Rialto Basin. Fontana
17 owns and operates seven active wells that extract water from the Rialto Basin (including three
18 active wells that extract groundwater from a portion of the Rialto Basin known as “No-Man’s
19 Land”). Fontana’s practice is to extract the full amount of its allocated groundwater rights from the
20 Rialto Basin, including No Man’s Land, every year to the extent its facilities are available,
21 including from 2019 to 2023.

22 c. A connection with Inland Empire Utilities Agency (“IEUA”) to receive
23 delivery of imported surface water from IEUA by the Metropolitan Water District of Southern
24 California (“Metropolitan”). Fontana pays IEUA Metropolitan’s rate for Tier 1 Untreated Water,
25 a Capacity Charge, a Meter Equivalent Unit (“MEU”) charge, and a Readiness-to-Serve (“RTS”)
26 charge for imported surface water deliveries.

27 7. Attached hereto as Exhibit A is a true and correct copy of a map prepared by me
28 and by Fontana employees under my direction showing the boundaries of Fontana, neighboring

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1 agencies, relevant groundwater basins and the location of various water sources relied on by
2 Fontana, including its point of diversion on Lytle Creek and wells operated by Fontana (including
3 those in the Chino Basin).

4 8. Fontana has 1.0 acre-foot of appropriative rights to native safe yield of the Chino
5 Basin. Accordingly, it must pay a (1) the applicable extraction assessment for all native
6 groundwater extracted from the Chino Basin, and (2) a replenishment assessment for every acre-
7 foot of of native groundwater produced over its nominal allocation of appropriative rights. From
8 2019 to 2023, the assessment charges for producing native groundwater produced from the Chino
9 Basin was more expensive than diverting surface water from Lytle Creek, producing groundwater
10 from the Lytle Creek Basin or Rialto Basin, or purchasing surface water from IEUA.

11 9. Fontana has developed multiple water sources to satisfy maximum day demand, *i.e.*
12 the highest volume of water that Fontana serves to customers in a single day during a one-year
13 period.

14 10. Fontana’s demand is satisfied first using a combination of Lytle Creek diversions
15 (when available), groundwater production from the Rialto Basin and Lytle Basin, and imported
16 surface water purchased from IEUA. Because groundwater production from the Chino Basin is
17 generally more expensive than those sources, Fontana ordinarily minimizes Chino Basin
18 production and relies on Chino Basin wells primarily when additional supply or production
19 capacity is needed to meet customer demand.

20 11. When available, Lytle Creek diversions, Lytle Creek Basin production, and Rialto
21 Basin production are Fontana’s cheapest sources of water.

22 12. On July 30, 2020, IEUA approached Fontana asking Fontana to voluntarily
23 withdraw DYY water from Metropolitan’s DYY storage account. After receiving confirmation
24 from IEUA staff that “IEUA would work with Chino Basin Watermaster to ensure that this water
25 is not counted as Chino Basin production,” Fontana agreed to voluntarily withdraw 2,500 acre-feet
26 from the DYY storage account by December 2020. A true and correct copy of email
27 correspondence between staff at IEUA and myself is attached hereto as Exhibit B.

28 13. Based on information and belief, I understood that IEUA was seeking voluntary

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1 withdrawals pursuant to the 2019 Letter Agreement to assist the Chino Basin in reducing its stored
2 water which was pressed against the CEQA-approved storage cap at that time.

3 14. Fontana subsequently withdrew 2,500 acre-feet of stored Imported, Supplemental
4 DYY water (“stored DYY water”) from July 1, 2020 to June 30, 2021, which was credited in
5 Watermaster’s FY 2021/2022 Assessment Packages as DYY Program production. A true and
6 correct copy of IEUA’s certification that Fontana withdrew 2,500 acre-feet of voluntary
7 production pursuant to the DYY Program is attached hereto as Exhibit C.

8 15. Pursuant to another invitation from IEUA staff in 2021 to voluntarily withdraw
9 DYY water from Metropolitan’s DYY storage account, Fontana agreed to and subsequently
10 withdrew 5,000 acre-feet of stored DYY water from July 1, 2021 to June 30, 2022, which was
11 credited in Watermaster’s FY 2022/2023 Assessment Packages. A true and correct copy of
12 IEUA’s certification that Fontana withdrew 5,000 acre-feet of voluntary production pursuant to
13 the DYY Program is attached hereto as Exhibit D.

14 16. Fontana used its Chino Basin wells to withdraw stored DYY water from the Chino
15 Basin. Fontana paid the same Metropolitan Tier 1 Untreated rate for the stored DYY water that it
16 pays for surface water deliveries from IEUA, and at least a portion of the DYY withdrawals
17 displaced water that otherwise would have been purchased from IEUA.

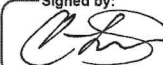
18 17. Fontana undertook DYY voluntary withdrawals because IEUA requested
19 participation in the DYY program and because Fontana understood that stored DYY water was
20 available to Fontana for use. By contrast, production of native Chino Basin groundwater generally
21 occurs only when Fontana required additional supply beyond what was available from Lytle Creek
22 surface water diversions, Lytle Basin groundwater production, Rialto Basin groundwater
23 production, and imported surface water purchased from IEUA (“non-Chino supplies”).

24 18. Had stored DYY water not been available, Fontana would have satisfied the
25 demand served by DYY voluntary withdrawals using a combination of available non-Chino
26 supplies before increasing production of native groundwater from the Chino Basin. At the time of
27 the DYY withdrawals, alternative capacity existed from Fontana’s imported surface water
28 connection such that additional production of native Chino Basin groundwater was not

1 operationally necessary to satisfy customer demands except on peak days.

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

4 Executed this 10th day of July, 2026, at Fontana, California.

Signed by:


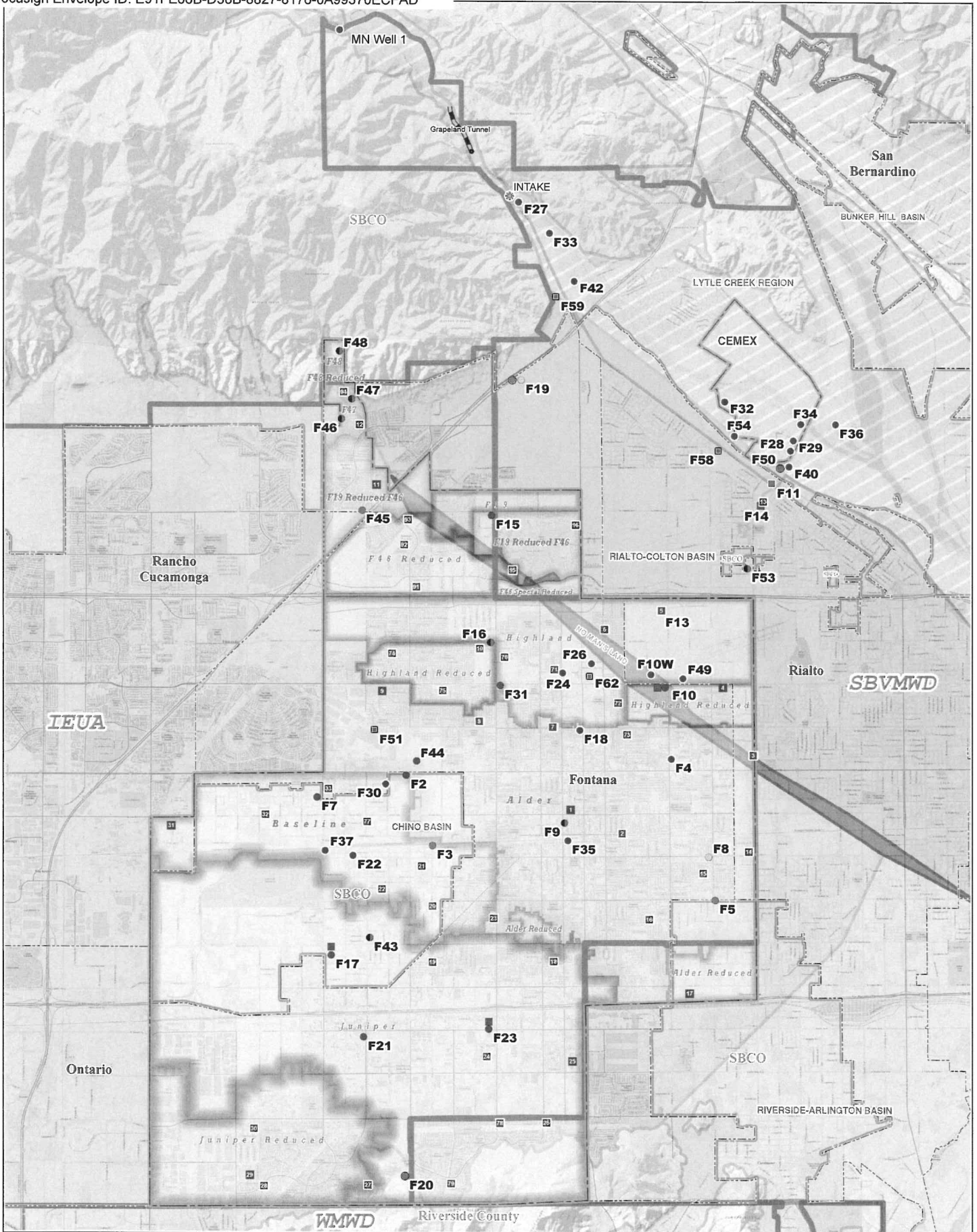
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CRIS FEALY

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EXHIBIT A

EXHIBIT A



Legend

<ul style="list-style-type: none"> County Boundary City Boundary Regional Water Agency Boundary FWC Service Area 	<p>FWC Facilities</p> <ul style="list-style-type: none"> AFTERBAY BOOSTER BOOSTER & RESERVOIR CLA VALVE FUTURE PLANT RESERVOIR TREATMENT FACILITY WELL WELL, BOOSTER & RESERVOIR Sampling Station Sampling Station / TTHM Compliance 	<p>FWC Pressure Zones</p> <ul style="list-style-type: none"> F19 F19 Reduced F46 F46 Reduced F46 Special Reduced F47 F48 F48 Reduced Highland Highland Reduced Juniper Reduced 	<p>Groundwater Basin</p> <ul style="list-style-type: none"> BUNKER HILL CHINO RIALTO-COLTON RIVERSIDE-ARLINGTON 	<p>LYTLE CREEK REGION</p> <ul style="list-style-type: none"> NO MAN'S LAND
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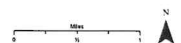


EXHIBIT B

EXHIBIT B

From: Cris Fealy
To: "Elizabeth Hurst"; Ashley Alamo
Cc: Josh M. Swift
Subject: RE: DYY Voluntary Withdraw
Date: Monday, August 10, 2020 1:36:00 PM
Attachments: [image001.png](#)
[image002.jpg](#)
[image003.jpg](#)
[image004.png](#)
[image005.png](#)

Elizabeth,

I have received approval for FWC to commit to a Voluntary Withdraw of 2,500 acre-feet from the DYY Storage Account. This withdraw from the Chino Basin will be completed prior to the end of December 2020. It is our understanding that this withdraw will be priced at \$755 - \$287 = **\$468** per acre-foot (Tier 1 - Credit). Let us know if this is not correct.

Please let us know if you need anything else from us for this request and if we receive approval.

Thank you for reaching out to us.

Regards,

Cris I. Fealy, P.E.
Water Resources Manager
Fontana Water Company
Phone: 909-201-7338
cifealy@fontanawater.com



From: Elizabeth Hurst [mailto:ehurst@ieua.org]
Sent: Monday, August 10, 2020 11:58 AM
To: Cris Fealy; Ashley Alamo
Cc: Josh M. Swift
Subject: RE: DYY Voluntary Withdraw

Thank you Cris. Keep us posted!
Best,
Liz

From: Cris Fealy <cifealy@fontanawater.com>
Sent: Monday, August 10, 2020 11:37 AM
To: Elizabeth Hurst <ehurst@ieua.org>; Ashley Alamo <aalamo@ieua.org>
Cc: Josh M. Swift <jmswift@fontanawater.com>
Subject: RE: DYY Voluntary Withdraw

Good morning Elizabeth,

Sorry to keep you waiting on a response. Josh and I are still answering questions from our Executive staff on this water. We are very interested and are doing our best to get a response back to you shortly.

We recommended last week to our staff to request a Voluntary Withdraw of 2,500 acre-feet before the end of December of 2020. We will let you know what they say.

Regards,

Cris I. Fealy, P.E.
Water Resources Manager
Fontana Water Company
Phone: 909-201-7338
cifealy@fontanawater.com



From: Elizabeth Hurst [<mailto:ehurst@ieua.org>]
Sent: Wednesday, August 05, 2020 5:04 PM
To: Cris Fealy; Ashley Alamo
Cc: Josh M. Swift; Robert J. DiPrimio; Chanisa Hutangkura
Subject: RE: DYY Voluntary Withdraw

Hi Chris,
Yes, this is correct. If you have other questions, please let me know.
Best,
Liz

From: Cris Fealy <cifealy@fontanawater.com>
Sent: Wednesday, August 5, 2020 4:53 PM
To: Elizabeth Hurst <ehurst@ieua.org>; Ashley Alamo <aalamo@ieua.org>
Cc: Josh M. Swift <jmswift@fontanawater.com>; Robert J. DiPrimio <rjdiprimio@sgvwater.com>;
Chanisa Hutangkura <chutangkura@sgvwater.com>
Subject: RE: DYY Voluntary Withdraw

Elizabeth,

Thanks for the call today with Josh and I. It is our understanding that FWC does not need to be a signatory or operating agency to participate in a Voluntary withdraw from the DYY account. There is currently close to 45,000 acre-feet available for withdraw. FWC would need to provide with a voluntary withdraw commitment and schedule from its Chino Basin wells for fiscal year 2020/2021.

If approved, FWC would withdraw the water and let IEUA know once the commitment has been fulfilled. IEUA would then invoice FWC for the withdrawn amount priced at the then MWD Tier 1 rate minus a Power and O&M Credit of \$287 per acre-foot. FWC would not be commenting future DYY program requirements by participating in a voluntary withdraw. IEUA would work with Chino Basin Watermaster to insure that this water is not counted as Chino Basin production.

Please let me know if our understanding is correct? We plan to discuss this with our executive staff and Accounting Department asap and get a response back to you.

Thank you,

Cris I. Fealy, P.E.
Water Resources Manager
Fontana Water Company
Phone: 909-201-7338
cifealy@fontanawater.com



From: Elizabeth Hurst [<mailto:ehurst@ieua.org>]
Sent: Wednesday, August 05, 2020 1:24 PM
To: Cris Fealy; Ashley Alamo
Cc: Josh M. Swift
Subject: RE: DYY Voluntary Withdraw

I'll set up a Teams call.
Liz

From: Cris Fealy <cifealy@fontanawater.com>
Sent: Wednesday, August 5, 2020 1:19 PM
To: Elizabeth Hurst <ehurst@ieua.org>; Ashley Alamo <aalamo@ieua.org>
Cc: Josh M. Swift <jmswift@fontanawater.com>
Subject: RE: DYY Voluntary Withdraw

2:30 will work. What number would be best to reach you at?

Thanks,

Cris I. Fealy, P.E.
Water Resources Manager
Fontana Water Company

Phone: 909-201-7338
cifealy@fontanawater.com



From: Cris Fealy <cifealy@fontanawater.com>
Sent: Wednesday, August 5, 2020 1:12 PM
To: Elizabeth Hurst <ehurst@ieua.org>; Ashley Alamo <aalamo@ieua.org>
Cc: Josh M. Swift <jmswift@fontanawater.com>
Subject: RE: DYY Voluntary Withdraw

Elizabeth,

Are you available this afternoon for a call with Josh and I around 2:00PM?

Thanks,

Cris I. Fealy, P.E.
Water Resources Manager
Fontana Water Company
Phone: 909-201-7338
cifealy@fontanawater.com



From: Elizabeth Hurst [<mailto:ehurst@ieua.org>]
Sent: Wednesday, August 05, 2020 10:01 AM
To: Ashley Alamo
Cc: Cris Fealy; Josh M. Swift
Subject: RE: DYY Voluntary Withdraw

Hi Chris,

Ashley forwarded this to me. Attached is Exhibit G (it's also posted on the Member Agency Portal). Note that the exhibit lays out the certification/performance during a MWD call year. For voluntary withdraws from the account, it's more straight forward: you let us know how much you want to withdraw, and each month certify how much you removed from the DYY account. Then the credit is applied to your MWD bill for the certified water, with uncertified water charged at the normal rate. If you are interested, please let me know as soon as possible. If you have questions, I have some time this afternoon and tomorrow morning for a call.

Best,

Liz

Elizabeth Hurst
Senior Environmental Resource Planner



From: Ashley Alamo <aalamo@ieua.org>
Sent: Tuesday, August 4, 2020 10:03 AM
To: Elizabeth Hurst <ehurst@ieua.org>
Subject: Fw: DYY Voluntary Withdraw

From: Cris Fealy <cifealy@fontanawater.com>
Sent: Thursday, July 30, 2020 2:16 PM
To: Ashley Alamo <aalamo@ieua.org>
Cc: Josh M. Swift <jmswift@fontanawater.com>
Subject: RE: DYY Voluntary Withdraw

Josh,

The attached letter referenced Exhibit G, would you be able to provide a copy so we can better understand? We did not see t attached with the letter.

Thank you,

Cris I. Fealy, P.E.
Water Resources Manager
Fontana Water Company
Phone: 909-201-7338
cifealy@fontanawater.com



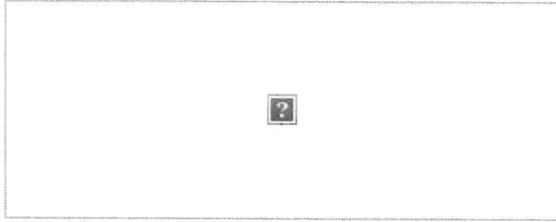
From: Ashley Alamo [<mailto:aalamo@ieua.org>]
Sent: Thursday, July 30, 2020 8:34 AM
To: Cris Fealy
Subject: DYY Voluntary Withdraw

Good morning Cris,

In 2019 it became possible to voluntarily withdraw water from the DYY program account. There is currently 4,499.37 AF in the account. If you would like to make a voluntary withdrawal from the DYY account, please let me know by Wednesday morning, August 5th.

Thank you,
Ashley

Ashley Alamo
Intern



"Water Smart - Thinking in Terms of Tomorrow"
6075 Kimball Ave / Chino, California 91708
Tel: 909-993-1979 / Fax: EMail: aalamo@ieua.org Website: www.ieua.org

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EXHIBIT C

EXHIBIT C

CUP WATER ACTIVITY VERIFICATION

TO BE COMPLETED BY MEMBER AGENCY*:

Date 11/4/2020

Name Pietro Cambiaso

Agency Inland Empire Utilities Agency

Sub-Agency _____

Total Delivery (AF) 0

Total Production (AF) October of 5,000AF (2,500 AF by CVWD; 2,500 AF by Fontana Water Co.)

Cyclic Delivery (AF) _____

Delivery Month October 2020

Delivery Basin _____

Agency Signature *Pietro Cambiaso*

TO BE COMPLETED BY MWD:

OPERATIONS –

Program Manager _____

Received Date _____

BILLING –

Posted By _____

Posted Date _____

#1

Acre-feet _____

Rate per AF _____

Delivery month/year (FIFO) _____

Connection(s): _____ Delivery Method: _____

#2

Acre-feet _____

Rate per AF _____

Delivery month/year (FIFO) _____

Connection(s): _____ Delivery Method: _____

#3

Acre-feet _____

Rate per AF _____

Delivery month/year (FIFO) _____

Connection(s): _____ Delivery Method: _____

Monthly Certification For Conjunctive Use Storage

Month: Oct-20

Administering Agency Name: Inland Empire Utilities Agency

Local Agency Name: Inland Empire Utilities Agency

Groundwater Recharge					
	AF	ET Losses**	Other Losses	Net AF	
Service Connection # CB-11	0.0	0.0	0.0	0.0	
Service Connection # CB-13	0.0	0.0	0.0	0.0	
Service Connection # CB-14	0.0	0.0	0.0	0.0	
Service Connection # CB-15	0.0	0.0	0.0	0.0	
Service Connection # CB-18	0.0	0.0	0.0	0.0	
Service Connection # CB-20	0.0	0.0	0.0	0.0	
Service Connection # OC-59*	0.0	0.0	0.0	0.0	
Total	0.0	0.0	0.0	0.0	

ASR Well Injection				
		Meter Start	Meter End	AF
CB-12	Well #4	-	-	-
CB-12	Well #30	-	-	-
CB-12	Well #32	-	-	-
CB-12	Well #33	-	-	-
Total				0.0

Extraction Monthly Certification	
	AF
CWWD	2,500.0
Fontana Water Co.	2,500.0
Total	5000.0

* OC-59 has a \$2/AF surcharge from OCWD to be included in the DYY reimbursement credit per 06/07/17 conversation with MH, MWD
 ** ET Losses will be applied per CBWM September 2017 memo.

TOTAL DYY ACCOUNT CREDIT (includes losses) **0.0**

John Bender
 Local _____

11/4/2020
 Date _____

RE: CVWD DYYP certification



Rob Hills <RobH@cvwdwater.com>

To Elizabeth Hurst

Cc Neetu Gupta; Mike Maestas; Praseetha Krishnan; Eduardo Espinoza; Liza Muñoz; Jennifer Fillinger; Ashley Alamo

Retention Policy IEUA 90 Day Delete Policy (90 days)

Expires 2/1/2021

Reply Reply All Forward ...

Tue 11/3/2020 3:19 PM

Hi Liz,

CVWD's DYYP production (from MWD's Chino Basin CUP storage) for **October 2020** was **2,500.00 AF**.

Rob Hills
Director of Operations
Cucamonga Valley Water District
Cell 909.238.6063
Office 909.987.2591

RE: DYY



Cris Fealy <cifealy@fontanawater.com>

To Elizabeth Hurst

Cc Josh M. Swift

Retention Policy IEUA 90 Day Delete Policy (90 days)

Expires 1/24/2021

Reply Reply All Forward

Mon 10/26/2020 11

Good morning Elizabeth,

FWC has withdrawn a total of 4,568 acre-feet from the Chino Basin as of September for Fiscal Year 2020/21. At the end of October this amount will increase. We have satisfied the 2,500 acre-feet withdraw commitment and would like to certify.

What steps do we need to take so this can be done in November?

Thank you,

Cris I. Fealy, P.E.
Water Resources Manager
Fontana Water Company
Phone: 909-201-7338

EXHIBIT D

EXHIBIT D

CUP WATER ACTIVITY VERIFICATION

TO BE COMPLETED BY MEMBER AGENCY*:

Date December 02, 2021 Name Pietro Cambiaso

Agency Inland Empire Utilities Agency Sub-Agency _____

Total Delivery (AF) 0

Total Production (AF) 1,800 AF by CVWD and 5,000 AF by FWC

Cyclic Delivery (AF) _____

Delivery Month _____ Delivery Basin _____

Agency Signature *Pietro Cambiaso*

TO BE COMPLETED BY MWD:

OPERATIONS –

Program Manager _____

Received Date _____

BILLING –

Posted By _____

Posted Date _____

#1

Acre-feet _____

Rate per AF _____

Delivery month/year (FIFO) _____

Connection(s): _____ Delivery Method: _____

#2

Acre-feet _____

Rate per AF _____

Delivery month/year (FIFO) _____

Connection(s): _____ Delivery Method: _____

#3

Acre-feet _____

Rate per AF _____

Delivery month/year (FIFO) _____

Connection(s): _____ Delivery Method: _____

Monthly Certification For Conjunctive Use Storage

Month: Nov-21

Administering Agency Name: Inland Empire Utilities Agency

Local Agency Name: Inland Empire Utilities Agency

Groundwater Recharge					
	AF	ET Losses**	Other Losses	Net AF	
Service Connection # CB-11	0.0	0.0	0.0	0.0	
Service Connection # CB-13	0.0	0.0	0.0	0.0	
Service Connection # CB-14	0.0	0.0	0.0	0.0	
Service Connection # CB-15	0.0	0.0	0.0	0.0	
Service Connection # CB-18	0.0	0.0	0.0	0.0	
Service Connection # CB-20	0.0	0.0	0.0	0.0	
Service Connection # OC-59*	0.0	0.0	0.0	0.0	
Total	0.0	0.0	0.0	0.0	

ASR Well Injection				
		Meter Start	Meter End	AF
CB-12	Well #4	-	-	-
CB-12	Well #30	-	-	-
CB-12	Well # 32	-	-	-
CB-12	Well # 33	-	-	-
Total				0.0

Extraction Monthly Certification	
	AF
CVWD	1,800.0
FWC	5,000.0
Total	6800.0

* OC-59 has a \$2/AF surcharge from OCWD to be included in the DYY reimbursement credit per 06/07/17 conversation with MH, MWD
 ** ET Losses will be applied per CBWM September 2017 memo. For the month of December, the ET loss for recharge is 1.5%

TOTAL DYY ACCOUNT CREDIT (includes losses)
0.0

Local _____ Date 12/2/2021

Ashley Alamo

From: Rob Hills <RobH@cvwdwater.com>
Sent: Thursday, December 2, 2021 10:46 AM
To: Elizabeth Hurst
Cc: Neetu Gupta; Mike Maestas; Liza Muñoz; Jennifer Fillinger; Ashley Alamo; Jiwon Seung; Jacob Johnson; Rob Hills
Subject: RE: CVWD DYYP certification

Hi Liz,

CVWD's DYYP production (from MWD's Chino Basin CUP storage) for **November 2021** was **1800.00 AF**.

Rob Hills
Director of Operations
Cucamonga Valley Water District
Cell 909.238.6063
Office 909.987.2591

From: Rob Hills
Sent: Tuesday, November 2, 2021 9:23 AM
To: Elizabeth Hurst <ehurst@ieua.org>
Cc: Neetu Gupta <ngupta@ieua.org>; Mike Maestas <MikeM@cvwdwater.com>; Liza Muñoz <lmunoz@ieua.org>; Jennifer Fillinger <JenniferF@cvwdwater.com>; Ashley Alamo <aalamo@ieua.org>; Jiwon Seung <JiwonS@cvwdwater.com>; Jacob Johnson <jacobj@cvwdwater.com>
Subject: RE: CVWD DYYP certification

Hi Liz,

CVWD's DYYP production (from MWD's Chino Basin CUP storage) for **October 2021** was **2000.00 AF**.

Rob Hills
Director of Operations
Cucamonga Valley Water District
Cell 909.238.6063
Office 909.987.2591

From: Rob Hills <RobH@cvwdwater.com>
Sent: Monday, October 4, 2021 3:44 PM
To: Elizabeth Hurst <ehurst@ieua.org>
Cc: Neetu Gupta <ngupta@ieua.org>; Mike Maestas <MikeM@cvwdwater.com>; Liza Muñoz <lmunoz@ieua.org>; Jennifer Fillinger <JenniferF@cvwdwater.com>; Ashley Alamo <aalamo@ieua.org>; Jiwon Seung <JiwonS@cvwdwater.com>; Jacob Johnson <jacobj@cvwdwater.com>; Rob Hills <RobH@cvwdwater.com>
Subject: RE: CVWD DYYP certification

Hi Liz,

CVWD's DYYP production (from MWD's Chino Basin CUP storage) for **September 2021** was **2600.00 AF**.

Ashley Alamo

From: Cris Fealy <cifealy@fontanawater.com>
Sent: Wednesday, December 1, 2021 12:02 PM
To: Elizabeth Hurst; Ashley Alamo; Liza Muñoz
Cc: Robert J. DiPrimio; Martin E. Zvirbulis; Josh M. Swift
Subject: RE: FY 21/22 Voluntary DYY Operating Plan

Good morning Elizabeth,

FWC has produced roughly 7,000 acre-feet from the Chino Basin from July 1, 2021 through November 30, 2021. We would like to certify the requested 5,000 acre-feet of this 7,000 acre-feet be certified for the month of November, 2021.

Could you please let me know what else you need from us to complete the certification and when it has been approved?

Thank you,

Cris I. Fealy, P.E.
Water Resources Manager
Fontana Water Company
Phone: 909-201-7338
cifealy@fontanawater.com



From: Elizabeth Hurst <ehurst@ieua.org>
Sent: Tuesday, June 22, 2021 10:27 AM
To: Hacker, Matthew D <mhacker@mwdh2o.com>; Justin Nakano <JNakano@cbwm.org>; Rob Hills <robh@cvwdwater.com>; Cris Fealy <cifealy@fontanawater.com>; Josh M. Swift <jmswift@fontanawater.com>; Timothy Kellett <tkellett@tvmwd.com>; Arman Motavvef (AMotavvef@mwdh2o.com) <amotavvef@mwdh2o.com>
Cc: Liza Muñoz <lmunoz@ieua.org>; Sylvie Lee <slee@ieua.org>
Subject: FY 21/22 Voluntary DYY Operating Plan

Dear All,
DYY Voluntary production for FY 21/22 credits are set by MWD at \$389/AF. Cucamonga Valley Water District and Fontana Water Company agreed to share the remaining production, with a goal of zeroing out the DYY account by the end of FY 2022, as shown in the table below:

	Baseline	July-Dec 2021 Production	Jan-June 2022 Production	Total DYY Voluntary Production
CVWD	5,536	13,000	5,000	18,000
FWC	863	4,000	1,000	5,000

Additional information from MWD is summarized in the attached presentation that Matt gave on June 9, 2021. Please let me know if you have any additional questions.

Best,
Liz

Elizabeth Hurst
Senior Environmental Resource Planner



"Water Smart - Thinking in Terms of Tomorrow"
6075 Kimball Ave / Chino, California 91708
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CHINO BASIN WATERMASTER

Case No. RCVRS 51010

Chino Basin Municipal Water District v. City of Chino, et al.

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 action within. My business address is Chino Basin Watermaster, 9641 San Bernardino Road, Rancho Cucamonga, California 91730; telephone (909) 484-3888.

On July 10, 2026, I served the following:

1. DECLARATION OF CRIS FEALY IN SUPPORT OF WATERMASTER SUPPLEMENTAL BRIEF TO MOTION FOR COURT APPROVAL OF THE CORRECTED AND AMENDED FY 2021/2022 AND 2022/2023 ASSESSMENT PACKAGES

/ X / BY MAIL: in said cause, by placing a true copy thereof enclosed with postage thereon fully prepaid, for delivery by the 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.

/ X / 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.
See attached service list: Master Email Distribution List

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

Executed on July 10, 2026, in Rancho Cucamonga, California.



By: Ruby Favela Quintero
Chino Basin Watermaster

PAUL HOFER
11248 S TURNER AVE
ONTARIO, CA 91761

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