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EXEMPT FROM FILING FEES
PURSUANT TO GOV. CODE, § 6103

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 COUNTY OF SAN BERNARDINO

11
12 CHINO BASIN MUNICIPAL WATER
13 DISTRICT,

14 Plaintiff,

15 v.

16 CITY OF CHINO, et al.,

17 Defendants.

CASE NO. RCVRS 51010

[ASSIGNED FOR ALL PURPOSES TO THE
HONORABLE GILBERT G. OCHOA]

**REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF CITY OF ONTARIO'S
SUPPLEMENTAL BRIEF IN
SUPPORT OF OPPOSITION TO
WATERMASTER'S MOTION FOR
COURT APPROVAL OF CORRECTED
AND AMENDED FISCAL YEARS
2021/22 AND 2022/23 ASSESSMENT
PACKAGES**

Date: August 14, 2026
Time: 10:00 a.m.
Department: R17

1 Pursuant to California Evidence Code sections 452 and 453, City of Ontario (“Ontario”)
2 respectfully submits this Request for Judicial Notice in support of its Supplemental Brief in Support
3 of Opposition to Watermaster’s Motion for Court Approval of Corrected and Amended Fiscal
4 Years 2021/22 and 2022/23 Assessment Packages (“Supplemental Brief”), filed concurrently
5 herewith.

6 This Court may take judicial notice of the pleadings, court minutes, and court transcripts,
7 as they are records of the Court. Cal. Evid. Code § 452(d) (allowing courts to judicially notice
8 “[r]ecords of any court of this state”); *see also In re Clark*, 5 Cal. 4th 750, 798 fn. 35 (1993) (taking
9 judicial notice of court’s own records); *see also Shine v. Williams-Sonoma, Inc.*, 23 Cal. App. 5th
10 1070, 1076-77 (2018) (the trial court properly exercising discretion to take judicial notice of prior
11 case’s pleading, settlement agreement, and stipulated judgment of dismissal for purposes of
12 collateral estoppel).

13 Further, Evidence Code section 452 allows a court to take judicial notice of certain matters
14 of law and fact, including the official acts of a public agencies and the state. (Evid. Code, § 452(c);
15 *Estate of Will*, 170 Cal. App. 4th 902, 908 (2009); *Rodas v. Spiegel*, 87 Cal. App. 4th 513, 518
16 (2001) (noting that “official act” includes records, reports, and orders of governmental agencies).)
17 Evidence Code section 452(h) allows a court to take judicial notice of facts and propositions that
18 are not reasonably subject to dispute and are capable of immediate determination by resort to
19 sources of reasonably indisputable accuracy.

20 Evidence Code section 453 requires a court to take judicial notice of any matter specified
21 in Evidence Code section 452 if a party requests it, and if it gives the adverse party sufficient notice
22 of the request and furnishes the court with sufficient information to enable it to take judicial notice
23 of the matter. Accordingly, Ontario respectfully requests that this Court take judicial notice of the
24 documents listed below, pursuant to Evidence Code section 452(h) as follows:

25 1. Attached to the Appendix of Evidence as Exhibit 1 is a true and correct copy of the
26 Local Agency Agreement by and between Inland Empire Utilities Agency (“IEUA”) and
27 Cucamonga County Water District, dated March 11, 2003, and Amendments Nos. 1-3 thereto.
28

1 2. Attached to the Appendix of Evidence as Exhibit 2 is a true and correct copy of the
2 Local Agency Agreement by and between IEUA and the City of Ontario, dated April 15, 2003.

3 3. Attached to the Appendix of Evidence as Exhibit 3 is a true and correct copy of the
4 Local Agency Agreement by and between IEUA and the City of Ontario and Jurupa Community
5 Services District, dated January 12, 2004.

6 4. Attached to the Appendix of Evidence as Exhibit 4 is a true and correct copy of
7 Watermaster's Motion for Approval of Storage and Recovery Program Agreement (with Exhibit A
8 only), filed May 12, 2004 in the above-captioned case.

9 5. Attached to the Appendix of Evidence as Exhibit 5 is a true and correct copy of the
10 Order Approving Storage and Recovery Program Storage Agreement re Implementation of Dry
11 Year Yield Storage Project, entered June 24, 2004 in the above-captioned case.

12 6. Attached to the Appendix of Evidence as Exhibit 6 is a true and correct copy of the
13 Groundwater Storage Program Funding Agreement, Agreement No. 49960, dated March 1, 2003.

14 7. Attached to the Appendix of Evidence as Exhibit 7 is a true and correct copy of the
15 Order Concerning Groundwater Storage Program Funding Agreement – Agreement No. 49960,
16 entered June 5, 2003 in the above-captioned case.

17 8. Attached to the Appendix of Evidence as Exhibit 8 is a true and correct copy of the
18 Chino Basin Watermaster Rules and Regulations, updated 2022.

19 9. Attached to the Appendix of Evidence as Exhibit 9 is a true and correct copy of the
20 Minutes of the Watermaster Appropriative Pool – Special Meeting, held November 27, 2018.

21 10. Attached to the Appendix of Evidence as Exhibit 10 is a true and correct copy of the
22 Order on the Motion to Approve Amendments to Appropriative Pool Pooling Plan, entered March
23 15, 2019 in the above-captioned case.

24 11. Attached to the Appendix of Evidence as Exhibit 11 is a true and correct copy of the
25 Chino Basin Watermaster Staff Report regarding the Fiscal Year 2021/22 Assessment Package,
26 dated November 18, 2021.

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1 12. Attached to the Appendix of Evidence as Exhibit 12 is a true and correct copy of the
2 Chino Basin Watermaster Staff Report regarding the Fiscal Year 2021/22 Assessment Package,
3 dated November 18, 2021.

4 Ontario previously requested, and the Court granted, judicial notice of the documents found
5 at Exhibits 2-7 and 9-12. (See Ontario’s Request for Judicial Notice in Support of Ontario’s
6 Combined Reply Brief (“2022 RJN”), filed May 27, 2022, at Exs. 10-15, 17-18, 39, and 60-61;
7 Order re Application for Order to Extend Time to Challenge Watermaster Action of November 18,
8 2021 to Approve FY 2021/2022 Assessment Package, or Alternatively, to Challenge the
9 Watermaster Action (“Order”), entered November 3, 2022, at p. 2 [The “exhibits are either records
10 of the court or various agreements and documents related to the governance of the Chino
11 Groundwater Basin, judicial notice is granted pursuant to Evidence Code section 452, subdivision
12 (d), and section 453.”].) The Local Agency Agreement in Exhibit 1 was previously granted notice,
13 but not Amendments nos. 1-3. (See 2022 RJN, Ex. 13; Order, at p. 2.) Ontario requests judicial
14 notice of the 2022 update of the Watermaster Rules and Regulations (Exhibit 8). Ontario
15 previously requested, and the Court granted, notice of the 2019 update of the Watermaster Rules
16 and Regulations. (See 2022 RJN, Ex. 2; Order, at p. 2.)

17 The Court may take judicial notice of Exhibits 2, 4-5, 7 and 10 as they are records of a court
18 of the State of California. Evid. Code, § 452, subd. (d) (allowing courts to judicially notice
19 “[r]ecords of any court of this state”); *see also In re Clark*, 5 Cal. 4th 750, 798 fn. 35 (1993) (taking
20 judicial notice of court’s own records); *see also Shine v. Williams-Sonoma, Inc.*, 23 Cal. App. 5th
21 1070, 1076-77 (2018) (the trial court properly exercising discretion to take judicial notice of prior
22 case’s pleading, settlement agreement, and stipulated judgment of dismissal for purposes of
23 collateral estoppel).

24 The Court may take judicial notice of Exhibits 1-3, 6, 8-9, and 11-12 as they are official
25 records of Watermaster, therefore an official act of a public agency. Evid. Code, § 452, subd. (c);
26 *Estate of Will* (2009) 170 Cal.App.4th 902, 908; *Rodas v. Spiegel* (2001) 87 Cal.App.4th 513, 518
27 (noting that “official act” includes records, reports, and orders of governmental agencies).
28 Alternatively, because Watermaster has been designated as an arm of the court, the Court may take


1 judicial notice of Exhibits 1-3, 6, 8-9, and 11-12 as they are records of a court of the State of
2 California. Evid. Code, § 452, subd. (d).

3 In addition to all of the provisions cited above, this Court may also take judicial notice of
4 the foregoing documents under Evidence Code section 452, subdivision (h), which allows courts
5 to take judicial notice of facts and propositions that are not subject to dispute and are capable of
6 immediate determination by resort to sources of reasonable indisputable accuracy.

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Dated: July 10, 2026

STOEL RIVES LLP

By: 

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MICHAEL B. BROWN

Attorneys for
City of Ontario

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. REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF CITY OF ONTARIO'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO WATERMASTER'S MOTION FOR COURT APPROVAL OF CORRECTED AND AMENDED FISCAL YEARS 2021/22 AND 2022/23 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

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