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Attorneys for
CHINO BASIN WATERMASTER

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO

CHINO BASIN MUNICIPAL WATER
DISTRICT,

Plaintiff,

v.

CITY OF CHINO, ET AL.,

Defendants.

Case No. RCVRS51010

[Assigned for All Purposes to the
Honorable Carlos M. Cabrera]

**DECLARATION OF TODD M. CORBIN IN
SUPPORT OF MOTION REGARDING 2025
SAFE YIELD REEVALUATION,
AMENDMENT OF RESTATED JUDGMENT,
PARAGRAPH 6**

Date: November 13, 2026
Time: 10:00 a.m.
Dept.: S24

1 I, Todd M. Corbin, declare:

2 1. I am the General Manager of the Chino Basin Watermaster (“Watermaster”) and am
3 the executive with principal responsibility for overseeing Watermaster’s functions, including the
4 administration of the Restated Judgment and the Optimum Basin Management Program. I have
5 personal knowledge of the facts stated in this declaration, except where stated on information and
6 belief, and if called as a witness, I could and would competently testify to them under oath. I make
7 this declaration in support of Watermaster’s Motion Regarding 2025 Safe Yield Reevaluation,
8 Amendment of Restated Judgment, Paragraph 6.

9 2. I have more than two decades of experience with water resource management and
10 public agency administration in the Chino Basin. Prior to serving as General Manager for
11 Watermaster, I served as General Manager for the Jurupa Community Services District. As General
12 Manager, I attended Pool Committee, Advisory Committee, and Watermaster Board meetings, and
13 I am familiar with the actions taken by those bodies and the directives given to Watermaster staff.

14 3. Pursuant to this Court’s April 28, 2017 Order for Watermaster’s Motion Regarding
15 2015 Safe Yield Reset Agreement, Amendment of Restated Judgment, Paragraph 6 (“2017 Order”),
16 Watermaster was required to update the Chino Valley groundwater flow model and complete a
17 model evaluation of Safe Yield by June 30, 2025 (the “2025 Safe Yield Evaluation” or “2025
18 SYE”). (2017 Order, § 4.6, pp. 17-18.) Watermaster, through its engineering consultant West Yost,
19 initiated the 2025 SYE in the spring of 2023, and Watermaster staff initiated a series of stakeholder
20 workshops beginning August 30, 2023 to seek stakeholder advice and support for the process,
21 including workshops on the Hydrogeologic Conceptual Model, Scenario Design, and Calibration
22 through 2024, and a November 20, 2024 Process Overview workshop.

23 4. During the 2025 SYE, preliminary model estimates identified a potentially
24 significant decline in recharge to the Basin as compared to the Safe Yield approved by the Court in
25 2020 (131,000 AFY). Watermaster’s Engineer presented these preliminary findings at a March 25,
26 2025 stakeholder workshop, and I presented a summary of that workshop to the Watermaster Board
27 at its March 27, 2025 regular meeting. Given the magnitude of the potential change and the
28

1 importance of the model in establishing Safe Yield, the Watermaster Board, at its March 27, 2025
2 meeting, directed staff to engage an independent peer review of the hydrologic model work being
3 performed for the 2025 SYE before the evaluation was finalized.

4 5. Following the Board's direction, Watermaster staff sought advice and
5 recommendations from the three Pool Committees and stakeholders regarding a methodology for
6 selecting a peer reviewer. On April 10, 2025, staff presented three options to the Appropriative
7 Pool, Overlying (Non-Agricultural) Pool, and Overlying (Agricultural) Pool Committees for their
8 advice and assistance. On April 17, 2025, staff presented the same options to the Advisory
9 Committee, which recommended soliciting firms from a select list of bidders based on a uniform
10 scope of work. On April 24, 2025, the Watermaster Board considered the Advisory Committee's
11 recommendation and directed staff to proceed with the recommended selection process.

12 6. Incorporating the desired peer review would delay completion of the 2025 SYE
13 beyond the June 30, 2025 deadline identified in the Court's 2017 Order, and Watermaster therefore
14 moved this Court for an extension of time to complete the 2025 SYE. On September 12, 2025, the
15 Court granted that motion, finding that Watermaster had complied to date with the 2017 Order,
16 Watermaster's Rules and Regulations, and the OBMP Implementation Plan, and that it was
17 reasonable to incorporate peer review given the potential impacts to Basin recharge thus far
18 identified during the evaluation process, and extended the deadline for completion of the 2025 SYE
19 to October 31, 2025. (2025 Extension Order, p. 2.)

20 7. Watermaster engaged S.S. Papadopoulos & Associates, Inc. ("SSP&A") as the
21 independent peer reviewer for the 2025 SYE. At the September 25, 2025 Watermaster Board
22 meeting, SSP&A presented an informational presentation of its findings and recommendations.
23 Following that presentation, the draft 2025 Safe Yield Reevaluation Report, including SSP&A's
24 peer-review report, was distributed to the Watermaster parties for feedback. Watermaster received
25 written feedback from individual parties and from the Appropriative Pool.

26 8. At their December 11, 2025 regular meetings, the Pool Committees provided advice
27 and assistance on the draft report and the peer-review recommendations. The Appropriative Pool
28

1 Committee directed its own technical consultant to work with West Yost to develop a recommended
2 scope of work to implement agreed-upon recommendations from SSP&A to improve identified
3 elements of the Chino Valley Model, and indicated that it did not consider the technical analysis
4 for the reevaluation to be complete at that time. The Overlying (Non-Agricultural) Pool Committee
5 expressed support for the Appropriative Pool Committee's position, but stated that it did not intend
6 to fund any related additional technical work. The Overlying (Agricultural) Pool Committee
7 received an update on the other Pool Committees' positions, discussed the item in confidential
8 session, and did not take reportable action.

9
10 9. On January 22, 2026, the Watermaster Board approved a scope of work to
11 implement the agreed-upon model refinements and the Advisory Committee and Watermaster
12 Board approved a budget amendment to fund that work. West Yost completed the refinements,
13 which were peer reviewed, and documented the results in the final 2025 Safe Yield Reevaluation
14 Report ("2025 SYR Report"), as further described in the accompanying Declaration of Garrett
15 Rapp.

16 10. On June 25, 2026, I presented the final 2025 SYR Report to the Watermaster Board
17 with a staff recommendation that the Board accept the report as complete and final in compliance
18 with all Court orders, including the 2022 Safe Yield Reset Methodology, as set forth in the Staff
19 Report, a true and correct copy of which is attached hereto as **Exhibit A** and incorporated herein
20 by reference. The Watermaster Board unanimously voted to accept the 2025 SYR Report on that
21 basis. The 2025 SYR Report concludes, in Section 7.3.2, that the Safe Yield of the Basin is 121,200
22 AFY for the 2021 through 2030 period. (2025 SYR Report, § 7.3.2, p. 7-45.)

23 11. Following the Watermaster Board's acceptance of the final 2025 SYR Report,
24 Watermaster requested the advice and assistance of the Pool Committees regarding a potential
25 Board motion requesting that the Court amend Paragraph 6 of the Restated Judgment to set the Safe
26 Yield at 121,200 AFY for the period July 1, 2025 through June 30, 2030, as set forth in the August
27 4, 2026 Staff Report, a true and correct copy of which is attached hereto as **Exhibit C** and
28 incorporated herein by reference. At their July 9, 2026 meetings, the Pool Committees considered

1 that proposal. The Appropriative Pool Committee unanimously recommended that the Safe Yield
2 be reset to 121,200 AFY beginning July 1, 2026, for the period July 1, 2026 through June 30, 2030.
3 The Overlying (Agricultural) Pool Committee unanimously supported the Appropriative Pool
4 Committee's recommendation. The Overlying (Non-Agricultural) Pool Committee did not take
5 formal action, but its representatives expressed support for the Appropriative Pool Committee's
6 position.

7 12. At its July 16, 2026 meeting, the Advisory Committee considered the item at length.
8 A motion to advise the Board to maintain the current Safe Yield of 131,000 AFY until the 2030
9 review failed, with 58 percent of volume votes against. The Minor 1 representative then moved to
10 "recommend the Board defer action back to the Pool Committees with a request that the
11 Appropriative Pool Committee develop a recommended proposal/motion to be delivered back
12 through the Pool process, Advisory Committee and to the Board." That motion passed, with 52.87
13 percent of volume votes in favor. Based on my attendance at the meeting, no member identified
14 new technical information or evidence calling into question the accuracy of the Safe Yield estimate;
15 the discussion focused primarily on the timing of implementation.

16 13. At its July 23, 2026 meeting, the Watermaster Board, by an 8-1 vote, voted to hold
17 a public hearing, pursuant to Paragraph 38(b)(2) of the Restated Judgment, on August 4, 2026 to
18 consider taking action to move the Court to reset the Safe Yield at 121,200 AFY for the period July
19 1, 2026 through June 30, 2030.

20 14. On July 30, 2026, the Appropriative Pool Committee convened a Special Meeting,
21 where it approved by a majority vote, with two votes to "abstain" and one "no" vote, a motion
22 recommending amending the Restated Judgment to reset the Safe Yield to 121,200 AF per year
23 effective July 1, 2026.

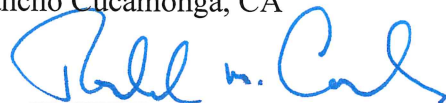
24 15. On August 4, 2026, the Watermaster Board convened a duly noticed special meeting
25 and conducted a public hearing regarding the 2025 Safe Yield Reevaluation and the proposed
26 adoption of Resolution No. 2026-03. During the hearing, Watermaster staff recommended that the
27 Board determine that the Court should amend Paragraph 6 of the Restated Judgment to reset the
28

Safe Yield of the Chino Basin to 121,200 acre-feet per year effective July 1, 2026, based on the findings and recommendations set forth in the 2025 Safe Yield Reevaluation Report. Staff further recommended that Watermaster continue evaluating and implementing prudent management measures identified in the 2025 Safe Yield Reevaluation Report, including recharge planning, storage management planning, and operational optimization measures, and that Watermaster legal counsel be directed to prepare and file a motion with the Court to reset the Safe Yield in accordance with the Resolution. During the public hearing, the sole public comment was provided by the Chair of the Appropriative Pool, who advised the Board that the Appropriative Pool supported the staff recommendation. No person appeared or requested that the Board take action different from the staff recommendation. Following the close of the public hearing and Board deliberation, the Watermaster Board unanimously adopted Resolution No. 2026-03, finding that the Court should amend Paragraph 6 of the Restated Judgment to establish the Safe Yield of the Chino Basin at 121,200 acre-feet per year effective July 1, 2026 and directing Watermaster legal counsel to prepare and file a motion seeking Court approval of that Safe Yield reset. A true and correct copy of Resolution No. 2026-03, with attachments removed, is attached hereto as **Exhibit B**.

16. Based on my personal knowledge of and participation in the foregoing process, it is my belief that Watermaster's process to develop its recommendation to reset the Safe Yield of the Basin to 121,200 AFY for the period July 1, 2026 through June 30, 2030 included substantial engagement with and input from the Pool Committees, Advisory Committee, and Watermaster Board, and was undertaken in compliance with the 2017 Order and the Court-approved 2022 Safe Yield Reset Methodology.

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

Dated this 14th day of October, 2026, at Rancho Cucamonga, CA



TODD M. CORBIN

EXHIBIT A

CHINO BASIN WATERMASTER



NOTICE OF MEETING

Thursday, June 25, 2026

11:00 a.m. – Watermaster Board Meeting



CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, CA 91730

909.484.3888 www.cbwm.org

STAFF REPORT

DATE: June 25, 2026

TO: Watermaster Board Members

SUBJECT: Final 2025 Safe Yield Reevaluation Report (Business Item II.A.)

Issue: The item is to consider the final 2025 Safe Yield Reevaluation Report.
[Within WM Duties and Powers]

Recommendation: Accept the 2025 Safe Yield Reevaluation Report as complete and final in compliance with all court orders including the 2022 Safe Yield Methodology.

Financial Impact: None

ACTIONS:

Appropriative Pool – June 11, 2026 [Final]: Provide advice and assistance.

Non-Agricultural Pool – June 11, 202 [Final]: Provide advice and assistance.

Agricultural Pool – June 11, 2026 [Final]: Provide advice and assistance.

Advisory Committee – June 18, 2026 [Final]: Provide advice and assistance.

Watermaster Board – June 25, 2026 [Recommendation]: As stated above.

BACKGROUND

The Court-ordered update to the Chino Basin groundwater model is complete. Also, the technical analysis in support of the Draft 2025 Safe Yield Reevaluation Report along with independent Peer Review recommendations are also complete.

The Board, on September 25, 2025, received an informational presentation by the independent Peer Review firm, S.S. Papadopoulos (SSP&A) of the findings and recommendations. Subsequent to this presentation, the Draft 2025 Safe Yield Reevaluation Report including the Peer Review report was distributed to parties for feedback. Watermaster received written feedback from individual parties, and from the Appropriative Pool. The feedback was discussed at the December 2025 Pool Committee meetings which resulted in the advice and assistance described below.

In October 2025, SSP&A provided its official recommendation in Appendix A, *the Supplemental Hydrogeologic Information*, and the Executive Summary is provided as Attachment 1. Included in Appendix A, on October 23, 2025, West Yost provided its response on Appendix E-1, *Response to Recommendations from SSP&A Peer Review Report* (Attachment 2). On December 5, 2025, Mr. Jim Van de Water and Mr. Thomas Harder of Thomas Harder & Company (Appropriative Pool technical consultant) provided a letter in response to the Peer Review recommendation (Attachment 3).

At their December 11, 2025, meetings, the three Pool Committees provided their advice and assistance on the draft Safe Yield Reevaluation Report and Peer Review Recommendations as follows:

- The Appropriative Pool made a motion out of Confidential Session, directing their technical consultant, Mr. Thomas Harder of Thomas Harder & Company, to work with West Yost to develop a recommended scope of work to implement the agreed-upon recommendations to improve identified elements of the Chino Valley Model. The Pool further indicated that they do not believe the technical analysis work for the reevaluation of the safe yield to be complete.
- The Overlying (Non-Agricultural) Pool expressed support for the Appropriative Pool's position, though the Pool expressly stated that they do not intend to fund any related additional technical work.
- The Overlying (Agricultural) Pool was given an update from staff as to the other Pool Committees' positions. They further discussed the item in Confidential Session and did not provide any reportable action.

In 2026, a scope of work was developed and budget amendment approved by the Advisory Committee and Watermaster Board to implement refinements to the Chino Valley groundwater Model. The refinements were completed, peer reviewed, and documented in the final report. Section 7.3.2 of the report details the results of the technical analysis and a Tentative Safe Yield of 121,200 for the ten-year period 2021-2030.

DISCUSSION

To continue advancing the Safe Yield Reevaluation effort, the Final 2025 Safe Yield Reevaluation Report was presented to the Pool and Advisory Committee in June for review and final comments. Watermaster received comments via correspondence from the Appropriative Pool, State of California, and the City of Ontario (Attachment 2). Watermaster's responses to the comment letter and emails received have been prepared by West Yost (Attachment 3).

The Watermaster Board is asked to consider whether the 2025 Safe Yield Reevaluation Report's evaluation of the Safe Yield of the Basin for the period July 1, 2020 through June 30, 2030 was conducted in accordance with prior court orders and the 2022 Safe Yield reset methodology. Subsequent to a Watermaster Board action on the final report, the Pools, the Advisory Committee and Watermaster Board will begin discussions on what actions may be taken based on the results of the technical analysis and the safe yield recommendation of 121,200 acre-feet per year in the report.

ATTACHMENTS

1. Final 2025 Safe Yield Reevaluation Report
2. Comment Correspondence
3. Responses to Comments on May 2026 Draft of the SYR Report
4. 2022 Safe Yield Methodology

EXHIBIT B

**RESOLUTION 2026-03
OF THE CHINO BASIN WATERMASTER
REGARDING THE RESET OF THE SAFE YIELD**

1. **WHEREAS**, the Chino Basin Watermaster ("Watermaster") was appointed pursuant to the Judgment in Chino Basin Municipal Water District v. City of Chino (San Bernardino Superior Court Case No. RCV RS51010) to administer and enforce the provisions of the Judgment and any subsequent instructions and orders of the Court; and
2. **WHEREAS**, the Judgment was entered in 1978 and set the initial Safe Yield of the Chino Basin at 140,000 acre-feet per year ("AFY"), defined Safe Yield, and reserved continuing jurisdiction to the Court to amend the Safe Yield as conditions warrant; and
3. **WHEREAS**, the Optimum Basin Management Program ("OBMP") Implementation Plan and Watermaster Rules and Regulations require Watermaster to periodically evaluate and redetermine the Safe Yield of the Chino Basin; and
4. **WHEREAS**, on April 28, 2017, the Court entered its Orders for Watermaster's Motion Regarding 2015 Safe Yield Reset Agreement, Amendment of Restated Judgment, Paragraph 6 ("2017 Order"), which reset the Safe Yield to 135,000 AFY, established the process for future Safe Yield reevaluations and resets, authorized future updates to the Safe Yield methodology, and required Watermaster to update the Basin Model and undertake the Safe Yield evaluation that is the subject of this Resolution; and
5. **WHEREAS**, on March 15, 2019, in its Findings and Order Regarding Amendments to the Restated Judgment, Peace Agreement, Peace II Agreement, and Re-Operation Schedule, the Court- directed Watermaster to proceed with the evaluation of the Safe Yield pursuant to the process described in the 2017 Order; and
6. **WHEREAS**, on December 16, 2020, the Court approved Watermaster's 2020 Safe Yield Reset and amended Paragraph 6 of the Restated Judgment to establish the Safe Yield of the Chino Basin at 131,000 AFY; and
7. **WHEREAS**, on December 16, 2022, the Court approved the 2022 SYRMU attached hereto as **Exhibit A**, found that the methodology was consistent with the Judgment and prior Court orders, and directed Watermaster to conduct future Safe Yield evaluations using the 2022 SYRMU until the Court approved a subsequent methodology; and
8. **WHEREAS**, following the Court's approval of the 2022 SYRMU, Watermaster initiated the 2025 Safe Yield Reevaluation in accordance with the Court's orders, including a series of stakeholder workshops regarding the hydrogeologic conceptual model, scenario development, model calibration, reevaluation process, and preliminary findings, conducted between August 2023 and March 2025; and
9. **WHEREAS**, during the 2025 Safe Yield Reevaluation, preliminary results indicated a potentially significant reduction in Basin recharge and Safe Yield as compared to the Safe Yield established by the Court in 2020, and on March 27, 2025, the Watermaster Board directed staff to obtain an independent peer review of the reevaluation and associated groundwater model analyses; and

10. WHEREAS, Watermaster sought the advice and recommendations of the Appropriative Pool Committee, the Overlying (Agricultural) Pool Committee, the Overlying (Non-Agricultural) Pool Committee, and the Advisory Committee regarding the process for selection and retention of an independent peer reviewer, and, following review by the Advisory Committee on April 17, 2025, on April 24, 2025, the Watermaster Board authorized proceeding with the peer-review process through the engagement of S.S. Papadopoulos & Associates, Inc. ("SSPA"); and

11. WHEREAS, on May 7, 2026, Watermaster moved the Court for an extension of time to complete the 2025 Safe Yield Reevaluation in order to incorporate independent peer review into the evaluation process, and on September 12, 2026, the Court found that Watermaster had complied with the requirements of the 2017 Order, Watermaster's Rules and Regulations, and the OBMP Implementation Plan, further finding that incorporation of independent peer review was reasonable under the circumstances and extending the deadline for completion of the reevaluation; and

12. WHEREAS, S.S. Papadopoulos & Associates, Inc. ("SSPA") completed an independent peer review of the 2025 Safe Yield Reevaluation and associated technical analyses and documented its findings in the SSPA Peer Review Report; and

13. WHEREAS, Watermaster's Engineer documented the methodology, analyses, assumptions, findings and recommendations resulting from the 2025 Safe Yield Reevaluation and the independent peer review in the 2025 Safe Yield Reevaluation Report, attached hereto as **Exhibit B** and incorporated herein by this reference; and

14. WHEREAS, at its regular meeting on June 25, 2026, the Watermaster Board unanimously accepted the 2025 Safe Yield Reevaluation Report as complete and final in furtherance of court orders which includes the Court's December 16, 2022, Order approving the 2022 SYRMU; and

15. WHEREAS, On July 9, 2026, the Appropriative Pool Committee and the Overlying (Agricultural) Pool Committee provided advice and assistance to the Watermaster Board supporting a motion requesting that the Court amend Paragraph 6 of the Restated Judgment to establish the Safe Yield of the Chino Basin at 121,200 AFY for the period July 1, 2026 through June 30, 2030, and the Overlying (Non-Agricultural) Pool Committee did not take formal action but indicated support for the Appropriative Pool Committee's recommendation; and

16. WHEREAS, on July 16, 2026, the Advisory Committee approved a motion, with 52.87% in favor, to request that the Board defer action back to the Pools with a request to have the Appropriative Pool craft specific motion language regarding safe yield that the full Board may consider at an upcoming regular meeting.

17. WHEREAS, on July 23, 2026, the Watermaster Board voted to hold a special meeting to conduct a Public Hearing regarding the 2025 Safe Yield Reevaluation.

18. WHEREAS, on July 30, 2026, the Appropriative Pool Committee convened a special meeting, where it approved by a majority vote, with two votes to "abstain" and one "no" vote, a motion recommending amending the Restated Judgment to reset the Safe Yield to 121,200 AF per year effective July 1, 2026.

NOW, THEREFORE, BE IT RESOLVED, on the basis of the staff reports, expert opinions, and substantial evidence presented, the Watermaster Board finds and determines that:

1. The Court should amend Paragraph 6 of the Restated Judgment, setting the Safe Yield of the Chino Basin effective July 1, 2026 at 121,200 AFY, and no undesirable results or Material Physical Injury will result if the Safe Yield is reset in this manner.
2. Watermaster should continue to evaluate and implement prudent management measures identified in the 2025 Safe Yield Report, including recharge planning, storage management planning, and operational optimization measures, to address localized potential impacts identified in the 2025 Safe Yield Reevaluation.
3. Watermaster legal counsel is directed to prepare and file a motion with the Court to reset the Safe Yield in accordance with this Resolution.

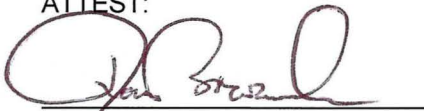
ADOPTED by the Watermaster Board on this 4th day of August 2026.

By:



Chairman, Watermaster Board

ATTEST:



Board Secretary
Chino Basin Watermaster

STATE OF CALIFORNIA)
) ss
COUNTY OF SAN BERNARDINO)

I, Bob Bowcock, Secretary of the Chino Basin Watermaster, DO HEREBY CERTIFY that the foregoing Resolution being No. 2026-03, was adopted at a special meeting of the Chino Basin Watermaster Board on August 4, 2026, by the following vote:

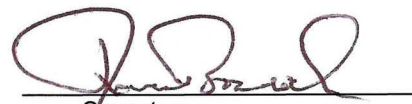
AYES: 8

NOES: 0

ABSENT: 1

ABSTAIN: 0

CHINO BASIN WATERMASTER


Secretary

Date: August 4, 2026

LIST OF EXHIBITS

Exhibit A: 2022 Safe Yield Methodology Court Order (Excerpt)

Exhibit B: 2025 Safe Yield Reevaluation Report

EXHIBIT C

CHINO BASIN WATERMASTER



NOTICE OF MEETING

Tuesday, August 4, 2026

11:00 a.m. – Watermaster Board Special Meeting
(Public Hearing RE: 2025 Safe Yield Reevaluation)

**CHINO BASIN WATERMASTER
WATERMASTER BOARD – SPECIAL MEETING**

11:00 a.m. – August 4, 2026

Mr. Marty Zvirbulis, Chair

Mr. Jeff Pierson, Vice-Chair

Mr. Bob Bowcock, Secretary/Treasurer

At The Offices Of

Chino Basin Watermaster

9641 San Bernardino Road

Rancho Cucamonga, CA 91730

(Call can be taken remotely via Zoom at this [link](#))

AGENDA

CALL TO ORDER

ROLL CALL

AGENDA – ADDITIONS/REORDER

I. BUSINESS ITEM:

A. PUBLIC HEARING: 2025 SAFE YIELD REEVALUATION

Conduct a public hearing to adopt Resolution 2026-03 and move the Court to amend Judgment Paragraph 6 to reset the Safe Yield to 121,200 acre-feet per year effective July 1, 2026.

1. Open Public Hearing
2. Request Staff Report
3. Public Comments
4. Close Public Hearing

II. BOARD MEMBER COMMENTS

ADJOURNMENT



CHINO BASIN WATERMASTER

9641 San Bernardino Road, Rancho Cucamonga, CA 91730

909.484.3888 www.cbwm.org

STAFF REPORT

DATE: August 4, 2026
TO: Board Members
SUBJECT: 2025 Safe Yield Reevaluation (Business Item I.A.)

Issue: The Chino Basin Watermaster Board is convening a special meeting to hold a public hearing to consider a recommendation to adopt a resolution and move the court to reset the Safe Yield of the Basin. [Within WM Duties and Powers]

Recommendation: Conduct a public hearing to consider adoption of Resolution 2026-03 and move the Court to amend Paragraph 6 of the Restated Judgment to reset the Safe Yield to 121,200 acre-feet per year effective July 1, 2026.

Financial Impact: There is no direct impact to the Watermaster budget.

ACTIONS:

Appropriative Pool – June 11, 2026 [Final]: Provided advice and assistance.

Non-Agricultural Pool – June 11, 2026 [Final]: Provided advice and assistance.

Agricultural Pool – June 11, 2026 [Final]: Provided advice and assistance.

Advisory Committee – June 18, 2026 [Final]: Provided advice and assistance.

Watermaster Board – June 25, 2026 [Final]: Unanimously adopted the Safe Yield Reevaluation Report as final.

Appropriative Pool – July 09, 2026 [Final]: Unanimously supported recommendation to reset Safe Yield in accordance with 2025 Safe Yield Reevaluation Report effective July 1, 2026.

Non-Agricultural Pool – July 09, 2026 [Final]: Unanimously supported Appropriative Pool recommendation to the Board.

Agricultural Pool – July 09, 2026 [Final]: Unanimously supported Appropriative Pool recommendation to reset Safe Yield.

Advisory Committee – July 16, 2026 [Final]: Recommend Board request to return item to Pools for further advice and assistance.

Watermaster Board – July 23, 2026 [Final]: Approved motion by a vote of 8-1 to hold a public hearing on August 4, 2026.

Watermaster Board – August 4, 2026 [Recommendation]: Adopt Resolution 2026-03 and move court to reset Safe Yield.

BACKGROUND

The 2017 Court Order resetting the Basin's Safe Yield established a 2025 model update and Safe Yield evaluation, "Interim Corrections", and an annual data collection and evaluation process. Consistent with that Order, the technical analysis supporting the 2025 Safe Yield Reevaluation Report (Attachment 2.b) was prepared using the court-approved 2022 Safe Yield Methodology (Attachment 2.a). The analysis, together with the independent Peer Review recommendations, was completed and approved by the Board on June 25, 2026.

The technical analysis began in 2023 and concluded with a presentation of draft results in March 2025. In April 2025, the Watermaster Board directed staff to engage an independent firm to conduct a peer review evaluation of the model results.

On September 12, 2025, the Court granted Watermaster's motion for extension of time to complete the Safe Yield evaluation and set a completion date of October 31, 2025.

The Board, on September 25, 2025, received an informational presentation by the independent Peer Review firm, S.S. Papadopoulos (SSP&A) of the peer review findings and recommendations. After the presentation was given, the Draft 2025 Safe Yield Reevaluation Report including the Peer Review report was distributed to parties for feedback. Watermaster received written feedback from individual parties, and from the Appropriative Pool. The feedback was discussed at the December 2025 Pool Committee meetings which resulted in the advice and assistance described below.

In October 2025, SSP&A provided its official recommendation in Appendix A, *the Supplemental Hydrogeologic Information*, and the Executive Summary is provided as Attachment 1. Included in Appendix A, on October 23, 2025, West Yost provided its response on Appendix E-1, *Response to Recommendations from SSP&A Peer Review Report*. On December 5, 2025, Mr. Jim Van de Water and Mr. Thomas Harder of Thomas Harder & Company (Appropriative Pool technical consultant) provided a letter in response to the Peer Review recommendation.

At their December 11, 2025, meetings, the three Pool Committees provided their advice and assistance on the draft Safe Yield Reevaluation Report and Peer Review Recommendations as follows:

- The Appropriative Pool made a motion out of Confidential Session, directing their technical consultant, Mr. Thomas Harder of Thomas Harder & Company, to work with West Yost to develop a recommended scope of work to implement the agreed-upon recommendations to improve identified elements of the Chino Valley Model. The Pool further indicated that they do not believe the technical analysis work for the reevaluation of the safe yield to be complete.
- The Overlying (Non-Agricultural) Pool expressed support for the Appropriative Pool's position, though the Pool expressly stated that they do not intend to fund any related additional technical work.
- The Overlying (Agricultural) Pool was given an update from staff as to the other Pool Committees' positions. They further discussed the item in Confidential Session and did not provide any reportable action.

In 2026, a scope of work was developed and budget amendment approved by the Advisory Committee and Watermaster Board to implement refinements to the 2025 Chino Valley Model. The refinements were completed, peer reviewed, and documented in the final report. Section 7.3.2 of the report details the results of the technical analysis and a Tentative Safe Yield of 121,200 acre-feet (AF) per year for the ten-year period 2021-2030.

DISCUSSION

To complete the Safe Yield Reevaluation effort, the Final 2025 Safe Yield Reevaluation Report was presented to the Pool and Advisory Committees in June 2026 for review and final comments. Watermaster received comments via correspondence from the Appropriative Pool, State of California, and the City of Ontario. Watermaster's responses to the comment letter and emails received have been prepared by West Yost and were presented in the June 2026 staff report as an attachment.

The Watermaster Board was asked to consider whether the 2025 Safe Yield Reevaluation Report's evaluation of the Safe Yield of the Basin for the period July 1, 2020 through June 30, 2030, in accordance with the 2022 Safe Yield reset methodology, was complete. At its June 25, 2026 regular meeting, the Watermaster Board unanimously accepted the 2025 Safe Yield Reevaluation Report as complete and final in furtherance of the approved court orders including the 2022 Safe Yield Methodology.

Following the Watermaster Board action on the final report in June 2026, the Pool Committees were asked to provide advice and assistance to the Board regarding a potential Board motion requesting that the Court amend the Restated Judgment to set the Basin's Safe Yield at 121,200 AF per year for the period of July 1, 2025 through June 30, 2030. As identified in the final report, following the completion of the Reevaluation, in FY 2026/27, Watermaster will initiate the process to update the Storage Management Plan to develop criteria for withdrawing water from storage accounts. These criteria will include procedures to evaluate withdrawals to prevent Material Physical Injury to the Basin and Chino Basin Parties.

The item was considered by the three Pool Committees at their July 9, 2026 regular meetings. The Appropriative Pool (AP) took action to unanimously recommend the Safe Yield be reset to 121,200 AF per year starting July 1, 2026. The Overlying (Non-Agricultural) Pool did not take formal action but expressed support to the AP's position. The Overlying (Agricultural) Pool unanimously supported the AP recommendation. At the July 16, 2026 Advisory Committee meeting, the item was presented and extensive discussion ensued. The Committee member representing Monte Vista Water District made a motion to "advise the Board to maintain the current operating Safe Yield (sic) at 131,000 acre feet until the 2030 review". The motion failed to pass with 58% of volume votes against. Subsequently, the Minor 1 representative made a motion to "recommend the Board defer action back to the Pool Committees with a request that the Appropriative Pool Committee develop a recommended proposal/motion to be delivered back through the Pool process, Advisory Committee and to the Board." The motion was passed with 52.87% volume votes in favor.

The Watermaster Board must consider the actions of the Pool and Advisory Committees and its obligations established under the Judgment to administer the Chino Basin Judgment and to carry out the responsibilities assigned to it by the Court. Subject to the Court's continuing jurisdiction, among Watermaster's core responsibilities is evaluating and recommending any necessary changes to the Basin's Safe Yield to ensure that long-term groundwater production remains in balance with the Basin's available recharge and to the extent there is over-production, it is off-set by replenishment. (See Judgment Paragraph 42 ["General Pattern of Operations"].) Watermaster may not knowingly permit overdraft without Court approval. In fact, overdraft was enjoined by the entry of the Judgment in 1978 and has only been allowed only where it has been expressly authorized, by the Court, such as the initially authorized 5,000 AFY over 40 years and the controlled overdraft of 400,000 AF to effectuate Basin Re-Operation and Hydraulic Control.

Consistent with the Court-approved 2022 Safe Yield Methodology, Watermaster has continued to move beyond the historic hindcast formula for evaluating Safe Yield and now relies on an updated groundwater model that incorporates long-term hydrologic data together with projected pumping demands and other change in circumstances in an effort to provide a more comprehensive and reliable estimate of the Basin's forecasted Safe Yield. Thus, in completing the 2025 Safe Yield Reevaluation, Watermaster followed the procedures established by Court Order, including preparation of the required technical analysis, solicited stakeholder comments, including technical experts from the Overlying (Agricultural) Pool and the Appropriative Pool, as well as an independent peer review of the methodology and results.

The independent peer reviewer, S.S. Papadopoulos & Associates, concluded that the technical approach employed by Watermaster was consistent with accepted professional best practices while also identifying opportunities to further strengthen the modeling estimate. Those recommendations were incorporated through additional model refinements completed by West Yost, after which the model and resulting Safe Yield estimate were reevaluated and documented in the Final 2025 Safe Yield Reevaluation Report. The final technical analysis resulted in a recommended Safe Yield of 121,200 AF per year for the period of 2021-2030.

Following completion of the refinements and peer review recommendations, Watermaster received additional technical comments from representatives of the Parties, including the technical consultants for the Appropriative Pool and State of California. After consideration of the peer review recommendations and the completed refinements, no additional changes to the technical analysis were recommended that would alter the estimated Safe Yield. Accordingly, the record supporting the Final 2025 Safe Yield Reevaluation Report reflects substantial technical evidence supporting the estimated Safe Yield of 121,200 AF per year.

The three Pool Committees supported a reset of the Safe Yield for the period of July 1, 2026 - June 30, 2030, at the amount (121,200 AF per year) the final report identified. The Advisory Committee chose not to act in accordance with the Pool Committee recommended actions and forward the item to Watermaster with a recommendation that the item be returned to the Pools for further advice and assistance. The Advisory Committee did not identify or provide any new technical information or evidence calling into question the accuracy of the Safe Yield estimate. Rather, the discussion focused primarily on whether implementation of the revised Safe Yield should occur at this time or provide the Appropriative Pool the opportunity to discuss a supportable basis for an alternative recommendation. However, the Final 2025 Safe Yield Reevaluation Report does not provide any technical basis for retaining the current Safe Yield of 131,000 AF per year according to the court-ordered reevaluation methodology.

At the regular July 2026 meeting, the Watermaster Board, by majority, moved to hold a public hearing regarding the 2025 Safe Yield Reevaluation. The Appropriative Pool Committee convened a Special Meeting on July 30, 2026, where it approved by a majority vote, with two votes to “abstain” and one “no” vote, a motion recommending amending the Restated Judgment to reset the Safe Yield to 121,200 AF per year effective July 1, 2026. Therefore, the Board is recommended to complete the Public Hearing and consider adoption of Resolution 2026-03, and if approved, move the Court to amend Restated Judgment Paragraph 6 to reset the Safe Yield to 121,200 AF per year effective July 1, 2026.

ATTACHMENTS

1. 2017 Safe Yield Reset Court Order (excerpt)
2. Resolution 2026-03
 - a. Exhibit “A” – 2022 Safe Yield Methodology Court Order (excerpt)
 - b. Exhibit “B” – 2025 Safe Yield Reevaluation Report
3. 2019 Findings and Order Regarding Amendments to the Restated Judgment, Peace Agreement, Peace II Agreement, and Re-Operation Schedule
4. 2020 Safe Yield Reset Court Order

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 October 14, 2026, I served the following:

1. DECLARATION OF TODD M. CORBIN IN SUPPORT OF MOTION REGARDING 2025 SAFE YIELD REEVALUATION, AMENDMENT OF INSTATED JUDGMENT, PARAGRAPH 6

/ 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.

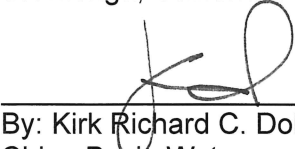
/ ___ / BY FACSIMILE: I transmitted said document by fax transmission from (909) 484-3890 to the fax number(s) indicated. The transmission was reported as complete on the transmission report, which was properly issued by the transmitting fax machine.

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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 October 14, 2026, in Rancho Cucamonga, California.


By: Kirk Richard C. Dolar
Chino Basin Watermaster

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