

Notice and Agenda of a Meeting of the Beaumont Basin Watermaster

Wednesday, March 27, 2019 at 10:00 a.m.

Meeting Location:

Beaumont Cherry Valley Water District
560 Magnolia Avenue
Beaumont, California 92223
(951) 845-9581

Watermaster Members:

City of Banning
City of Beaumont
Beaumont Cherry Valley Water District
South Mesa Water Company
Yucaipa Valley Water District

I. Call to Order

II. Roll Call

City of Banning: Arturo Vela (Alternate: Luis Cardenas)

City of Beaumont: _____ (Alternate: Kyle Warsinski)

Beaumont Cherry Valley Water District: Daniel Jagers (Alternate: Mark Swanson)

South Mesa Water Company: George Jorritsma (Alternate: Dave Armstrong)

Yucaipa Valley Water District: Joseph Zoba (Alternate: Jennifer Ares)

III. Pledge of Allegiance

IV. Public Comments

At this time, members of the public may address the Beaumont Basin Watermaster on matters within its jurisdiction; however, no action or discussion may take place on any item not on the agenda. To provide comments on specific agenda items, please complete a Request to Speak form and provide that form to the Secretary prior to the commencement of the meeting.

V. Consent Calendar

A. Meeting Minutes

1. Meeting Minutes for March 6, 2019 [Page 4 of 58]

VI. Reports

A. Report from Engineering Consultant - Hannibal Blandon, ALDA Engineering

B. Report from Hydrogeological Consultant - Thomas Harder, Thomas Harder & Co.

C. Report from Legal Counsel - Keith McCullough/Thierry Montoya, Alvarado Smith

VII. Discussion Items

A. Overview of the Consolidated Beaumont Basin Watermaster Rules and Regulations [Memorandum No. 19-07, Page 13 of 58]

Recommendation: None

B. Consideration of Resolution No. 2019-02 Amending Section 7 of the Rules and Regulations of the Watermaster [Memorandum No. 19-08, Page 37 of 58]

Recommendation: That the Watermaster Committee adopts Resolution No. 2019-02.

C. Status Report on Water Level Monitoring throughout the Beaumont Basin through March 18, 2019 [Memorandum No. 19-09, Page 45 of 58]

Recommendation: No recommendation

- D. A Comparison of Production and Allowable Extractions through February 2019 [Memorandum No. 19-10, Page 54 of 58]

Recommendation: No recommendation - For informational purposes only.

- E. Certification of Groundwater Production and Imported Water Use During Calendar Year 2018 [Memorandum No. 19-11, Page 55 of 58]

Recommendation: That the Watermaster Committee certifies the groundwater production, imported water spreading, and change in storage in the Beaumont Groundwater Basin for Calendar Year 2018.

VIII. Topics for Future Meetings

- A. Development of a methodology and policy to account for new yield from capturing local stormwater in the basin.
- B. Development of a methodology and policy to account for groundwater storage losses in the basin resulting from the spreading of additional water sources.
- C. Development of a methodology and policy to account for recycled water recharge.
- D. Develop a protocol to increase the accuracy and consistency of data reported to the Watermaster.
- E. Discussion of Overlyer return flow credit and how it might be managed

IX. Comments from the Watermaster Committee Members

X. Announcements

- A. The next regular meeting of the Beaumont Basin Watermaster is scheduled for Wednesday, June 5, 2019 at 10:00 a.m.

XI. Adjournment

Consent Calendar

DRAFT
**Record of the Minutes of the
Beaumont Basin Committee Meeting of the
Beaumont Basin Watermaster
Special Meeting
Wednesday, March 6, 2019**

Meeting Location:

Beaumont-Cherry Valley Water District
560 Magnolia Avenue
Beaumont, CA 92223

I. Call to Order

Chairman Arturo Vela called the meeting to order at 11:02 a.m.

II. Roll Call

<i>City of Banning</i>	<i>Arturo Vela</i>	<i>Present</i>
<i>City of Beaumont</i>	<i>Kyle Warsinski</i>	<i>Present</i>
<i>Beaumont Cherry Valley Water District</i>	<i>Daniel Jagers</i>	<i>Present</i>
<i>South Mesa Water Company</i>	<i>George Jorritsma</i>	<i>Present</i>
<i>Yucaipa Valley Water District</i>	<i>Joseph Zoba</i>	<i>Present</i>

Thierry Montoya was present representing legal counsel for the Beaumont Basin Watermaster.

Hannibal Blandon was present as consultant and engineer for the Beaumont Basin Watermaster.

Staff present were: Bill Clayton, Mark Swanson, James Bean and Erica Gonzales from BCVWD. Also present was BCVWD Legal Counsel James Markman.

Members of the public who registered and / or attended were: John Covington, David Armstrong, Mike Kostecky, Kathryn Hallberg, Matt Porras and Jennifer Ares.

III. Pledge of Allegiance

Chairman Vela led the pledge of allegiance.

IV. Public Comments: None.

V. Consent Calendar

It was moved by Member Jagers and seconded by Member Warsinski to approve the Meeting Minutes of the following dates:

1. Meeting Minutes for February 6, 2019

AYES:	Jagers, Jorritsma, Vela, Warsinski, Zoba
NOES:	None.
ABSTAIN:	None.
ABSENT:	None.
STATUS:	Motion Approved

VI. Reports

- A. Report from Engineering Consultant – Hannibal Blandon, ALDA Engineering

No report.

- B. Report from Hydrogeological Consultant – Thomas Harder, Thomas Harder & Co.

Mr. Blandon advised that Mr. Harder was unable to attend the meeting.

- C. Report from Legal Counsel – Thierry Montoya, Alvarado Smith

Legal Counsel Thierry Montoya reported that the resolution amending the judgment correcting the scrivener's error was filed with the court and the court will probably sign it before the March 11 Order to Show Cause hearing which would be the last chance for members of the Basin to raise any challenge or comment.

VII. Discussion Items

- A. Discussion Regarding Draft Resolution No. 2019-01 Amending the Judgment at the Riverside Superior Court's Request to Correct a Clerical Error – An Incorrect Reference to "8,610 Acre Feet" on Judgment, Page 7, Line 26 – Correcting Such to "8,650 Acre Feet"

Recommendation: That the Watermaster Committee adopt Resolution 2019-01.

Legal Counsel Thierry Montoya indicated no discussion is warranted; the Resolution has been approved and submitted to the Court.

It was moved by Member Zoba and seconded by Member Warsinski to adopt Resolution 2019-01.

AYES:	Jaggers, Jorritsma, Vela, Warsinski, Zoba
NOES:	None.
ABSTAIN:	None.
ABSENT:	None.
STATUS:	Motion Approved

B. Discussion Regarding the 2018 Draft Annual Report and Review of Comments Received by the Consultant.

Recommendation: Pending.

Engineer Blandon indicated that comments were received and he noted some corrections that will be incorporated into a final report.

Blandon indicated he would address policies to address certain issues including transfer of overlying water rights to appropriators, and accounting for groundwater losses.

A study was completed last year identifying certain losses from the Basin depending on where imported water is recharged. The report concluded that a significant amount of groundwater is lost. The means of follow up and implementation remain in question, Blandon said.

A study regarding accounting for return flows will be completed by mid-2019, Blandon noted. The Watermaster may consider a policy to account for the return flows when the time comes.

Blandon reminded the Committee about amendments to storage agreements adding storage capacity to total 260,000 acre feet. The individual agreements may not have been amended to reflect current storage limits, and he advised future discussion.

Chair Vela indicated that the suggestions were made to include these items in the report for tracking purposes. Mr. Jaggers noted there are many things to work out such as forms that are indicated in the Rules and Regulations but are not readily available and he wondered whether letters to overliers regarding the adjustments of their rights in 2013 were sent. He suggested the Rules and Regulations need work to focus on these activities and others. BCVWD believes it appropriate to form an ad hoc committee to bring the rules current to today's basin management.

Mr. Blandon noted that the issue of transfer of overlying rights to appropriators was discussed a number of times during 2018 with no

consensus regarding timing of when an overlying right becomes an appropriative right.

BCVWD Counsel Jim Markman indicated that over the years, he has spoken to various overlayers who are trying to monetize their rights more quickly or in addition to what they need for development. He explained that the mechanism is a conversion where the overlayer forgoes pumping the amount of water necessary to serve a project on his property, and that amount of water goes to the public water supplier who is required to serve the project. This has been done in the Chino Basin for 40 years. The Beaumont Basin judgment is different in that it is more complex, Markman explained. He said the transfer appears to occur for two reasons: when someone hooks up a meter and starts serving potable water to a development or as it goes on over time. The calculation of the amount of water that has converted is reported annually to the Watermaster through meter readings (deemed to have been pumped) and the overlayer has a right backing up that pumping. Markman posited that it appears the transfer is annual and can only be transferred when the water is actually moving through the meter; that is the mechanism. He acknowledged there are ambiguities in the judgment.

Counsel Markman also pointed to the BBWM policy that if an overlayer does not pump its overlying allocation in a given year, the amount not pumped is distributed into the storage accounts for all of the appropriators on a pro-rata basis – so it cannot be counted twice. Those two things occur annually, he stated. Markman said he had read of other things being done and has been in meetings where developers or landowners ask for early allocations leading to the question whether the public water supplier can serve anywhere within the service area with this add-on production right, because it is being forgone by the overlayer. If nothing is being built, the overlayer would have forgone it anyway, and then the lack of production would have been distributed to everyone else's storage account, Markman pointed out. He recommended walking back the procedure and further study by the Watermaster Committee to create a policy to reconcile all of the viewpoints and different potential accountings. The result may entail an amendment to the judgment that is clear and can be put in front of the court.

Markman counseled that the BCWVD does not see the transfer occurring until the water flows with an accounting every year including the unpumped water that is distributed every year to the appropriators. He indicated support for formation of an ad hoc committee.

Member Zoba said he believes the current wording in the draft annual report makes sense and suggested that some of the discussion seemed opportunistic to create a third party beneficiary which would receive this water. An overlayer has three options to use their water: pump it and use it on the property, not pump it (at which point it becomes an unused

overlying right and is distributed to the appropriators) or transfer it. He disagreed with Markman's conclusion, saying the adjudication does not create a gray area where an overlyer forgoes production and that is still considered an unused overlying water right. Once a permanent transfer is completed, the accounting is simple – the overlyer forgoes their production and at that point, it becomes an appropriative right. It is still tracked as part of the safe yield, he continued.

Chair Vela pointed out that the Rules and Regulations Subsection B reads that when an overlying party receives water service, the overlying party shall forbear the use of that volume. This ties into Resolution 2017-02, which approves the transfer of overlying water rights. He believes this indicates the transfer occurring when the water service is provided to those specific parcels. The letters from overlyers also state that the transfer is for the specific parcels, he added.

Member Zoba noted that this verbiage dates back to the original transfers of Sunny Cal parcels in 2005 or 2006. Now there is a point where an overlyer indicating to the Watermaster that they will forgo this water prior to the actual service taking place – an accelerated transfer. This fits more cleanly into SB 610 and SB 21 to guarantee a 20-year supply so as development occurs, there is not a last minute wait to determine if there is water available when a meter goes in and a house is built, Zoba said. There are policies in place to assure there is water available for a development long before the building permit is actually issued, he said, and when entering a development agreement, it is necessary to know whether there is water supply. Zoba stated he believes it is clear when the transfer takes place.

Chair Vela noted that the water is there and the conditions in SB 610 would be met, but the transfer itself is not perfected until those parcels actually receive service. Mr. Jagers pointed to Rules and Regulations Section 7.2 and 7.3, and posited that the Watermaster should formalize a clear transfer policy. Zoba disagreed; suggesting the accounting seems straightforward.

Member Jagers noted the policy to account for transfers of water topic has been on the agenda as a future item for some time (item VIII e), but has not yet been addressed and the language in the draft report is setting a precedent. Jagers said he does not feel that this discussion has been finalized and he recommended modification of report item 3.4.2 to identify what the transfers were, but to strike out some of the language about when it is available for use. He indicated that item VIIIE should be addressed before appearing in writing in an annual report.

Counsel Markman pointed out that there are thousands of entitled houses on hold since 2008 for which the agencies may have to meet water demands. The purpose of a conversion as indicated in the

judgment is to know that there will be a water supply ready to use by the public water supplier when property builds out parcel by parcel, Markman explained. It was never meant to be an early transfer from overlying to appropriate use because a developer with an economic motive makes a transfer ten years before construction. During the ten-year period, all the appropriators not in that service area are not going to receive their proportionate share of the unpumped overlying water. The purpose, Markman continued, is to make water available when the project is built; the water is not there to move abstractly and use anywhere wanted – that is an inflated water right – the other pumpers get nothing from that, which is directly contrary to the rule adopted indicating a pro-rata share of unpumped water. This boils down to who gets to use more water, Markman stated. The language of the judgment, Markman pointed out, states that when potable water is supplied to be put to use – not to be put to use 10 years later – that’s the reason for the accounting mentioned by Mr. Jagers, he said. In most adjudications, Markman continued, the conversion occurs when the demand is created for the appropriative water from the water supplier. He acknowledged the judgment is ambiguous, but he believes it has always meant that the water is ready to be supplied when it converts. He indicated support for Mr. Jagers’ position and urged the Committee to take a hard look at the policy and understand its implications – an add-on water right that could diminish someone else’s due to early transfers.

Mr. John O’Hanian from Oak Valley Partners, the subject overliyer of the conversation, addressed the Committee. He indicated the overliyers have always felt that they had rights that were being taken advantage of. The transfer to YVWD is in expectation of water service to each homebuyer with the commitment of a will-serve letter and 20-year supply. To make the conversion when the meter service is turned on does not make sense to the developers, he said. It makes sense to transfer the appropriative right to the district which will serve the water. He requested that any adjustment to policy will make sure the overliyer retains the right to its annual production.

In response to Chair Vela, Mr. Blandon noted that groundwater production and annual basin report must be submitted to the state by April 1. Approval of the production side of the report could be done at the March 27 meeting with a draft annual report attached, he said and suggested documenting the transfers to YVWD but not including them as part of the accounting until the issue is resolved.

Member Jorritsma said he realized that with the accounting as it had been done, he would be giving up some of his unused overliyer supply and noted that the person who is taking that supply is also irrevocably committing himself to provide that water indefinitely to that particular

parcel(s). He said he would be willing to sacrifice a little of the overlying rights if he does not have to make such a commitment.

Cahir Vela said he felt comfortable including language in the annual report that represents the facts that are not currently in debate: letters have been received requesting the transfer, commitment has been made to discuss and finalize a policy, and once completed the annual report would be revisited and adjustments made. Member Zoba added that it should be included that the water has been pumped. Mr. Jagers pointed out that the water, however, was not served to that property. This is the continuing gray area and has not been clearly vetted.

Member Zoba expressed concern about the concept posited by Counsel Markman; that the water should be held up for private and free gain. He does not want policy set based on unused overlying water right, he said. At issue is a clear, defined policy to be vetted by the Watermaster as a whole, Jagers noted. Zoba suggested the two meet as an ad hoc to draft a policy for the next meeting.

Accounting for the water pumped by Yucaipa Valley might be a caveat in the annual report, but the real issue is what to do with the acre-feet that was transferred and pumped, Vela noted. It should not come out of YVWD's storage account, Zoba suggested. Blandon explained that if the report were revised it would be a temporary withdrawal from the account until the issue is resolved, and put back in a subsequent report. Regardless of where the water rights come from, the water was produced, Blandon pointed out. The state is interested in the amount of water that was produced.

Further discussion ensued about the ambiguity of the perfection of the right. Zoba posited that the transfer letter does not create the demand; it creates the relinquishment of a right – that is when the perfection takes place, as someone is forgoing use. Chair Vela agreed this is the ambiguity under discussion. Zoba suggested that if the overlayers could continue to pump the water, there could be a great deal of over- and double production.

Jagers reiterated the request for a policy with a clear path and meets the intent of the adjudication. If not resolved by the next meeting, Chair Vela suggested the engineer submit the minimum report to the state as suggested by Mr. Blandon. With Committee member consensus, Mr. Blandon will have said report ready for approval at the March 27 meeting.

VIII. Topics for Future Meetings

- A. Development of a methodology and policy to account for new yield from capturing local stormwater in the basin
- B. Development of a methodology and policy to account for groundwater storage losses in the basin resulting from the spreading of additional water sources
- C. Development of a methodology and policy to account for recycled water recharge
- D. Develop a protocol to increase the accuracy and consistency of data reported to the Watermaster
- E. Develop a policy to account for transfers of water that may result when an Appropriator provides water service to an Overlying Party
- F. Discussion of Overlyer return flow credit and how it might be managed

Mr. Jagers suggested an ad hoc committee to be instituted to review and update the Rules and Regulations, and suggested a letter to the overlyers regarding an adjustment to their rights due to the recalculation of the safe yield. Counsel Montoya said he did not believe such a letter was sent and agreed one should be sent. Mr. Montoya will consult the Rules and Regulations to determine whether a letter is required, and Mr. Blandon will bring back a draft for discussion at the March 27 meeting.

IX. Comments from the Watermaster Committee Members

None.

X. Announcements

- A. The next regular meeting of the Beaumont Basin Watermaster is scheduled for Wednesday, March 27, 2019 at 10:00 a.m.

XI. Adjournment

Chairman Vela adjourned the meeting at 12:14 p.m.

Attest:

DRAFT UNTIL APPROVED

Daniel Jagers, Secretary
Beaumont Basin Watermaster

Discussion Items

BEAUMONT BASIN WATERMASTER

MEMORANDUM NO. 19-07

Date: March 27, 2019

From: Joseph Zoba, Treasurer

Subject: Overview of the Consolidated Beaumont Basin Watermaster Rules and Regulations

Recommendation: None.

The Beaumont Basin Watermaster has adopted and amended its Rules and Regulations over the past fifteen years. The attached document reflects the latest version of the Rules and Regulations with some areas highlighted that need to be changed in order to reflect the current business operations of the Watermaster Committee.

Additionally, the forms attached to the Rules and Regulations are being converted from PDF to fit into the Word document. The final version and proposed modifications to the Rules and Regulations will be presented at a future Watermaster meeting.

There is no action needed at this time. Once the Rules and Regulations are reformatted and adopted, the document will be provided to the Secretary to maintain future updates of the document.

Beaumont Basin Watermaster
Draft Compilation of Rules and Regulations – Month Day, Year

RULES AND REGULATIONS OF THE BEAUMONT BASIN WATERMASTER

Adopted: June 8, 2004
Amended: February 7, 2006
Amended: September 9, 2008
Amended: _____

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SECTION 1 GENERAL PROVISIONS

- 1.0 In General.** In general, Watermaster will strive to accomplish as many of its specific duties as is feasible and practical by entering into agreements with the Parties for the performance of those duties (e.g. meter installation, testing and maintenance, meter reading, water level measurement, etc). Nothing herein shall conflict with the terms of the Judgment.
- 1.1 Definitions.** The terms used in these Rules and Regulations shall have the same meanings as set forth in Section 1, Paragraph 3 of the Judgment, unless the context shall clearly indicate a different meaning. The following additional terms are defined for the purposes of these Rules and Regulations:
- (a) "Annual or Year" means a fiscal year, **July 1 through June 30 following**, unless the context shall clearly indicate a different meaning.
 - (b) "Judgment" means the Judgment Pursuant to Stipulation Adjudicating Groundwater Rights in the Beaumont Basin dated February 4, 2004 in the Riverside Superior Court, Case No. 389197.
 - (c) "Salt Credits" means an assignable credit that may be granted by the Regional Water Quality Control Board and computed by the Watermaster from activities that result from the removal of salt from the Basin, or that result in a decrease in the amount of salt entering the Basin. Salt Credits may be used by Appropriators to facilitate implementation of the Beaumont Basin Water Resources Management Plan and as an offset against potential impacts associated with discrete projects. This does not preclude development of Salt credits by Appropriators implementing projects through agreements with their users.
 - (d) "Watermaster" and "Watermaster Committee" means the 5-member committee composed of persons nominated by the City of Banning, the City of Beaumont, the Beaumont-Cherry Valley Water District, the South Mesa Mutual Water Company and the Yucaipa Valley Water District, each of whom shall have the right to nominate one representative who shall be an employee of or consultant to the nominating agency.

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SECTION 2 ADMINISTRATION

- 2.0 Principal Office.** The principal office of the Watermaster shall be:
Office of the Watermaster Secretary
C/O Beaumont-Cherry Valley Water District
560 Magnolia Avenue, Beaumont, CA 92223
or at such other location as may be designed from time-to-time by the Watermaster by resolution.
- 2.1 Records.** All records of the Watermaster shall be available for public inspection pursuant to the California Public Records Act, except as otherwise provided by law. Copies of such records may be obtained upon payment of the cost of duplication.
- 2.2 Meetings of the Watermaster.** All meetings of the Watermaster shall be open in public and conducted in accordance with the provisions of the California Open Meeting Law (Brown Act).
- 2.3 Quorum.** A majority of the 5-member committee acting as the Watermaster shall constitute a quorum for the transaction of business.
- 2.4 Voting Procedures.** Only action by affirmative vote of a majority of the members of the Watermaster Committee shall be effective.
- 2.5 Employment of Experts and Agents.** The Watermaster may employ or retain such administrative, engineering, geologic, accounting, legal or other specialized personnel and consultants as it may deem appropriate.
- 2.6 Acquisition of Facilities.** The Watermaster may purchase, lease and acquire all necessary real and personal property, including facilities and equipment.
- 2.7 Investment of Funds.** The Watermaster may hold and invest all Watermaster funds in investments authorized from time-to-time for public agencies of the State of California, pursuant to a Statement of Investment Policy adopted by the Watermaster Committee.
- 2.8 Borrowing.** The Watermaster may borrow, from time-to-time, amounts not exceeding annual receipts (payments on funds borrowed to implement Watermaster projects and programs must be included in Watermaster assessments such that they are part of Watermaster's annual receipts).
- 2.9 Contracts.** The Watermaster may enter into contracts and agreements for the performance of any of its powers, and may act jointly or cooperate with agencies of the United States, the State of California, or any political subdivisions, municipalities, special districts or any person.
- 2.10 Budgets.** The Watermaster shall prepare a proposed annual administrative budget for the upcoming fiscal year for Watermaster review. The Watermaster shall hold a public hearing on each such budget prior to adoption. Budgets shall be prepared in sufficient detail so as to make a proper allocation of the expenses and receipts. The adopted budget shall be funded in the upcoming year through assessments made pursuant to the Judgment. Expenditures within budgeted items may thereafter be made by the

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Watermaster as a matter of course (Judgment p.22, lines 3-5).

2.11 Assessments. Pursuant to the Judgment, Watermaster is empowered to levy and collect the following assessments: Annual Replenishment Assessments, and Annual Administrative Assessments.

- (a) **Annual Replenishment Assessments.** The Watermaster shall levy and collect assessments in each year, in amounts sufficient to purchase replenishment water to replace Overproduction by any Party from the prior fiscal year. Replenishment assessments shall be collected not later than October 1 of each year. Under no circumstances shall Overlying Parties be required to pay assessments for pumping in an amount up to that set forth in column 4 of Exhibit B of the Judgment, subject to Section III of the Judgment.
- (b) **Annual Administrative Assessments.** Annually, not later than the June meeting of the Watermaster, a General Administrative Budget shall be adopted for the ensuing fiscal year for the purpose of funding General Administration Watermaster Expenses. The General Watermaster Administration Expenses shall include office rent, labor, supplies, office equipment, incidental expenses and general overhead. General Watermaster Administration Expenses will be assessed equally among the Appropriators who have appointed representatives to the Watermaster (Judgment, p. 19, lines 21-27).
- (c) **Special Project Assessments.** Special Project Assessments will be levied to cover special project expenses including: special engineering, economic or other studies, litigation expenses, meter testing or other major operating expenses. Each such project shall be assigned a task order number and shall be separately budgeted and accounted for. Special Project Expenses shall be allocated to the Appropriators, or portion thereof, on the basis of benefit. This may be accomplished through the identification and implementation of Special Project Committees. A Specific Project Committee may involve a specific Party or any group of Parties, provided that no Party shall be involved without its approval (Judgment, p. 20, lines 1-9). Special Project Assessments shall be invoiced upon approval of a budget and a scope of work for a Special Project by Project Committee.
- (d) **Supplemental Assessments.** Supplemental Assessments may be levied based on incurring unbudgeted or unforeseen expenses as approved by Watermaster. Examples include Special Project expenses for litigation in which Watermaster has taken action to participate. All Supplemental Assessments shall reference the Watermaster action authorizing same and be invoiced within one week of the Watermaster action.
- (e) **Assessment Procedure.** Assessments shall be levied and collected as follows:
- (f) **Notice of Assessment.** The Watermaster shall give written notice of all applicable assessments to each producer in the form of an invoice.
 - (i) **Payment.** Each assessment shall be payable on or before thirty (30) days after the date of invoice, and shall be the primary obligation of the party or successor owning the water production facility at the time written notice of

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assessment is given, even though prior arrangement for payment by others has been made in writing and filed with the Watermaster.

- (ii) **Delinquency.** Any delinquent assessment shall incur a late charge of 10% per annum (or such greater rate as shall equal the average current cost of borrowed funds to the Watermaster) from the due date thereof.
 - (iii) **Assessment Adjustments.** The Watermaster shall make assessment adjustments as necessary for the reporting period as either a credit or a debit in the next occurring assessment period unless otherwise reasonably decided by the Watermaster.
 - (iv) **Collection of Delinquent Assessments.** The Watermaster may bring suit in a Court having jurisdiction against any Producer for the collection of any delinquent assessments and interest thereon. The Court, in addition to any delinquent assessments, may award interest and reasonable costs including attorneys' fees.
 - (g) **Salt Credits.** Watermaster may establish a method of calculating salt credits in the future as part of a conjunctive use program or as part of the maximum benefit objectives demonstration program for discrete projects.
- 2.12 Annual Report.** A draft annual report shall be prepared by the August Watermaster meeting and a final report shall be prepared by the September meeting of each year. At a minimum, the annual report will describe Watermaster's operations, assessments and expenditures, and a review of Watermaster activities. The annual report shall also include a summary report by the Watermaster engineer, at a minimum, describing and updating any basin condition information collected or analyzed and a current active party list.
- 2.13 Basin Condition Report.** The Watermaster shall prepare, at least once every two years, a "state of the groundwater basin" report including an update on the status of monitoring, storage, and water quality.
- 2.14 Interventions.** Any Person who is neither a Party to the Judgment nor a successor or assignee of a Party to the Judgment may seek to become a party to the Judgment by filing a petition in intervention. Watermaster will provide a standard form for interventions should the need arise, and will report on any such interventions in its annual report. Interveners shall have no water rights under the Judgment (unless acquired from an Appropriator Party).
- 2.15 Notice and Waiver of Notice.** Pursuant to the Judgment, each Party shall designate, in writing, the name and address to be used for purposes of all subsequent notices and services under the Judgment. Such designation may be changed by filing a written notice with the Watermaster. Any Party desiring to be relieved of receiving notices of Watermaster activity may file a waiver of notice on a form to be provided by the Watermaster. Watermaster staff shall maintain, at all times, a current list of Parties to whom notices are to be sent and their addresses for the purposes of service as well as a current list of the names and addresses of all parties or their successors and assigns. Copies of such lists shall be available to any Person.
- 2.16 Watermaster Alternates.** To ensure consistency in the administration of the affairs of the

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Watermaster, the members of the Watermaster Committee will endeavor to attend all meetings of the Watermaster. However, from time-to-time the press of business may prevent such regular attendance. Therefore, the members of the Watermaster agencies may appoint an alternate member to the Watermaster Committee who, in the absence of the regular member, shall, if present, participate in a meeting of the Watermaster the same as if the alternate member were a regular member of the Watermaster Committee. Each alternate member must hold a senior management position within the organization of the appointing Watermaster member agency.

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SECTION 3 MONITORING

3.0 Scope. The Watermaster will carry out the monitoring activities described in the Beaumont Basin Management Plan and such policies and procedures as may be deemed necessary by the Watermaster. Any such policies and procedures shall be adopted at regular or special meetings of the Watermaster and reported in the Watermaster's annual report.

3.1 Measuring Devices. Groundwater production shall be monitored by measuring devices and/or meters (hereinafter collectively, "meter" or "meters"), as follows:

(a) **Meter Installation.** Except as otherwise provided by agreement, such necessary meters as Watermaster may deem appropriate shall be installed as follows:

(i) **New Wells:**

(1) **Appropriator Wells.** A meter shall be installed on each new Appropriator well by the Appropriator and at the Appropriator's expense concurrently with the installation of the pump.

(2) **Overlier Wells.** A meter shall be installed on each new Overlier well by the Watermaster and at the Watermaster's expense concurrently with the installation of the pump.

(ii) **Existing Wells.** Meters shall be installed on existing wells as soon as practicable by the Watermaster at the Watermaster's expense.

(b) **Meter Maintenance.** The Watermaster shall, at its expense, perform routine maintenance on all well meters in the Beaumont Basin.

(c) **Inspection, Testing, Repair and Retesting.** Meters shall be inspected and tested as deemed necessary by the Watermaster and the cost thereof borne by the Watermaster. The Watermaster may contract for a meter testing service or with an Appropriator for meter inspection and/or testing. Any Producer may request an evaluation of any or all of its water meters at any time; provided, however, the Watermaster shall only pay for tests initiated by the Watermaster. Meter repair and retesting will be a Producer expense (Judgment, pp. 18-19, lines 28 – 7).

3.2 Reporting By Producers. Each Producer producing in excess of 10 acre-feet per year shall file with the Watermaster on forms provided therefore, a monthly report of its total water production during the preceding calendar month, together with such additional information as the Watermaster may reasonably require (including power use records, if unmetered). The report shall be due on the fifteenth (15th) day of the month next succeeding the end of each respective month. Appropriators shall report groundwater levels and Overlying Owner production along with such additional information as may be necessary to complete the Watermaster monitoring program through Agreements with the Watermaster. Producers producing 10 acre-feet or less per year shall file an annual report of their total water production during the preceding fiscal year by the 15th of July of each year on forms provided therefore.

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SECTION 4
OPERATING YIELD, SAFE YIELD AND NEW YIELD

- 4.0 Redetermination of Operating Yield.** The Operating Yield of the Beaumont Basin shall be redetermined annually by the Watermaster.
- 4.1 Redetermination of Safe Yield.** The Safe Yield of the Beaumont Basin shall be redetermined at least every ten (10) years beginning 10 years after the date of entry of the Judgment (Judgment p. 22, lines 6-9).
- 4.2 New Yield.** In order to encourage maximization of Basin water under the Physical Solution, New Yield shall be accounted for by the Watermaster in interim periods between re-determinations of Safe Yield.
- (a) New Yield includes proven increases in yield in quantities greater than the historical level of contribution from certain recharge sources may result from changed conditions including, but not limited to, the increased capture of rising water, increased capture of available stormflow, and other management activities that occur after February 20, 2003, as determined by Watermaster (Judgment, p. 4, lines 1-5). These increases are considered New Yield.
 - (b) Recharge with new locally-generated water shall be credited as New Yield to the Party that creates the new recharge. The Watermaster shall make an independent scientific assessment of the estimated New Yield to be created by each proposed project based upon monitoring data. The cost of the Watermaster scientific assessment of the New Yield shall be borne by the Party applying to create it.
 - (c) New Yield shall be allocated on an annual basis, based upon monitoring data and review by the Watermaster. (Judgment, p. 21, lines 14-20).
- 4.3 Losses or Spills from the Basin.** Water in Storage may be subject to losses. The Watermaster shall determine if losses are occurring and report its findings in the first Basin Condition Report. If losses are occurring, Watermaster shall determine how much water is being lost. Supplemental Water stored pursuant to Groundwater Storage Agreements shall be lost prior to Basin water (i.e., unused operating safe yield) held in Storage by a Party to the Judgment.

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SECTION 5 RECHARGE

- 5.0 In General.** All Groundwater Recharge activities in the Beaumont Basin shall be subject to the Watermaster Rules and Regulations
- (a) The Watermaster shall calculate additions, extractions and losses, and maintain an annual account of all recharged water in the Beaumont Basin, and any losses of water supplies or Safe Yield resulting from such recharged water (p. 21, lines 9-13).
 - (b) The owners of existing publicly-owned recharge facilities shall cooperate with the Watermaster to expand, improve and/or preserve recharge facilities. The Watermaster shall cooperate with appropriate entities to construct and operate new recharge facilities.
 - (c) The Watermaster shall account for all sources of recharge and shall provide an annual accounting of the amount of recharge and the location of the specific types of recharge.
 - (d) The Watermaster may determine to prepare a Recharge Master Plan, which Plan shall be periodically updated to account for changed conditions.
 - (e) The Watermaster may arrange, facilitate and provide for recharge by entering into contracts with appropriate persons, who may provide facilities and operations for the physical recharge of water.
- 5.1 Application to Recharge Supplemental or New Yield Water.** All recharge of Supplemental or New Yield Water shall be subject to Watermaster approval obtained by an application made to the Watermaster to protect the integrity of the Beaumont Basin.
- 5.2 Notice of Pending Applications.** Upon receipt of an application, the Watermaster staff shall prepare a written summary and analysis of each such application. The application, along with the written summary and analysis shall be distributed to the Producers and any other interested parties not less than 21 days prior to the date the Watermaster is scheduled to consider and take action on the pending application. The cost of the summary and analysis of each application shall be borne by the applicant.
- 5.3 Watermaster Investigations of Applications.** The Watermaster may, in its discretion, cause an investigation of the subject of a pending application. Any party to the proceeding may be requested to confer and cooperate with the Watermaster's staff and consultants, and to provide such additional information and data as may be reasonably required to complete the investigation.
- 5.4 Sources of Supplemental Water.** Supplemental Water may be obtained by the Watermaster from any available source. The Watermaster shall, however, seek to obtain the best available quality of Supplemental Water at the most reasonable cost for recharge. Available sources may include, but are not limited to:
- (a) Maximum beneficial use of Recycled Water, which shall be given a high priority by the Watermaster;

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- (b) State Project Water;
- (c) Local Imported Water through facilities and methods for importation of surface and groundwater supplies from adjacent basins and watersheds;
- (d) Available supplies of Metropolitan Water District;
- (e) Stormwater recharge projects.
- (f) Other Imported Water.

5.5 Method of Replenishment. The Watermaster may accomplish replenishment by any reasonable method, including spreading and percolation, injection of water in existing or new facilities, in-lieu delivery arrangements and acquisition of unproduced water.

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SECTION 6 STORAGE

- 6.0 In General.** A substantial amount of available groundwater storage capacity exists that is not used for storage or regulation of basin waters. It is essential that the use of storage capacity be undertaken only under Watermaster control and regulation so as to protect the integrity of the Beaumont Basin. The Watermaster shall exercise regulation and control of storage primarily through the execution of Groundwater Storage Agreements.
- 6.1 Relationship Between Recapture and Storage.** Recapture of water held in a storage account will generally be approved by the Watermaster as a component of and coincident with a Groundwater Storage Agreement. However, the Watermaster may approve a Groundwater Storage Agreement where the plan for recovery is not yet known. In such cases, the applicant for a Groundwater Storage Agreement may request Watermaster approval of the Agreement and subsequently submit and process an independent Application for Recapture to the Watermaster.
- 6.2 Storage of Water.** Storing Supplemental Water for withdrawal, or causing withdrawal of water unused and stored in prior years, shall be subject to the terms of a Groundwater Storage Agreement with the Watermaster. Any Water recharged by any person is deemed abandoned and shall not be considered water stored except pursuant to these Rules and Regulations and a Groundwater Storage Agreement.
- 6.3 Application for Storage of Water.** The Watermaster will ensure that any Person, including, but not limited to, the State of California and the Department of Water Resources, shall make an application to the Watermaster to store and recover water as provided herein. The Watermaster shall also ensure that sufficient storage capacity shall be reserved for local projects implemented by the Appropriators.
- 6.4 Contents of Groundwater Storage Agreements.** Each Groundwater Storage Agreement shall include, but not be limited to, the following components:
- (a) The quantities and term of the storage right, which shall specifically exclude credit for any return flows;
 - (b) A statement of the priorities of the storage right as against overlying, Safe Yield uses, and other storage rights;
 - (c) The projected delivery rates, together with projected schedules and procedures for spreading, injection or in-lieu deliveries of Supplemental Water for direct use;
 - (d) The calculation of storage water losses and annual accounting for water in storage; and
 - (e) The establishment and administration of withdrawal schedules, locations and methods.
- 6.5 Notice of Pending Applications.** Upon receipt of an application, the Watermaster staff shall prepare a written summary and analysis of each such application. The application along with the written summary and analysis shall be distributed to the Producers and any other interested parties not less than 21 days prior to the date the Watermaster is

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scheduled to consider and take action on the pending application. The cost of the written summary and analysis of each such application shall be borne by the applicant.

- 6.6 Watermaster Investigations of Applications.** The Watermaster may, in its discretion, cause an investigation of the subject of a pending application. Any party to the proceeding may be requested to confer and cooperate with the Watermaster's staff and consultants, and to provide such additional information and data as may be reasonably required to complete the investigation.
- 6.7 Accounting for Water Stored.** The Watermaster shall calculate additions, extractions and losses of all water stored and any losses of water supplies or Safe Yield resulting from such water stored, and keep and maintain for public record an annual accounting thereof.

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**SECTION 7
ADJUSTMENTS OF RIGHTS**

- 7.0 In General.** Overlying Parties shall have the right to exercise their respective Overlying Water Rights except to the extent provided in Section III, Paragraph 3, entitled Adjustment of Rights, of the Judgment. (Judgment, p. 8, lines 12-14).
- (a) To the extent any Overlying Party requests, and uses its adjudicated water rights to obtain water service from an Appropriator Party, an equivalent volume of potable groundwater shall be earmarked by the Appropriator Party which will serve the Overlying Party, up to the volume of the Overlying Water Rights as reflected in Column 4 of Exhibit “B” of the Judgment, for the purpose of serving the Overlying Party. (Judgment, p. 8, lines 15-27).
 - (b) When an Overlying Party receives water service as provided for in paragraph 7(a), the Overlying Party shall forebear the use of that volume of the Overlying Water Right earmarked by the Appropriator Party. The Appropriator Party providing such service shall have the right to produce the volume of water foregone by the Overlying Party, in addition to other rights otherwise allocated to the Appropriator Party. (Judgment, p. 8, line 28 – p. 9, line 7).
- 7.1 Notice of Adjustment of Rights.** The Overlying Pumper and Appropriator shall complete a Notice of Adjustment of Rights (Form 5) and file it with the Watermaster within 30 days of entering into a Service Agreement.
- 7.2 Accounting for Adjustment of Rights.** Watermaster staff will maintain an accounting of all adjustments of rights based on actual meter readings or other measuring devices. The accounting will be presented in the Annual Report and other relevant Watermaster reports as appropriate.
- 7.3 Transfer of Water.** Any Appropriator may transfer all or any portion of its Appropriator's Production Right or Operating Yield that is surplus to its needs to another Appropriator in accordance with these Rules and Regulations.
- 7.4 Watermaster Supervision and Approval.** Any proposed transfer shall first be approved by the Watermaster and implemented under Watermaster supervision.
- 7.5 Marketing Procedures.** An Appropriator wishing to transfer all or any portion of its Appropriator's Production Right may do so in any one of the following three ways:
- (a) The Appropriator may undertake its own marketing efforts and negotiate an agreement with one or more Appropriators; or
 - (b) The Appropriator may request assistance from the Watermaster to conduct a sealed bidding process among the Appropriators and award a contract to the highest bidder; or
 - (c) The Appropriator may request the Watermaster to allocate the total amount of water to be transferred to the accounts of the other Appropriators in proportion to their respective shares of the Operating Safe Yield and assess each of the Appropriators for the water at a cost not to exceed a Watermaster-approved

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Groundwater Replenishment Rate.

- 7.6 Disposition of Revenue.** Any revenue generated from the transfer of surplus water shall be used first to reduce or pay off delinquent Annual Administrative Assessments and Annual Replenishment Assessments, if any, and the balance shall be paid over to the transferring party. At the transferring party's option, the balance may be credited to future Assessments.
- 7.7 Accounting for Transfers.** The Watermaster shall maintain an accounting of all transfers, and such accounting shall be included in the Annual Report and other relevant Watermaster reports as appropriate.
- 7.8 Availability of Unused Overlying Production and Allocation to the Appropriator Parties.** Except as provided for in Section 7.0 herein, to the extent that groundwater pumping by an overlying party to the Judgment does not exceed five times the share of safe yield assigned to the overlying party during any five-year period (see column 4 of Exhibit B to the Judgment), the amount of groundwater not produced by such overlying party pursuant to its rights under the Judgment shall be available for allocation to the appropriator parties in accordance with their respective percentage shares of unused safe yield (see column 3 of Exhibit C to the Judgment). The availability and allocation of any such groundwater not produced by the overlying parties in accordance with their rights under the Judgment shall be first determined in fiscal year 2008/09 and every year thereafter. The table below illustrates the allocation process anticipated in the Judgment.

Available Unused Overlying Production in Fiscal	Will be Allocated to the Appropriator Parties in Fiscal
2003/04	2008/09
2004/05	2009/10
2005/06	2010/11
2006/07	2011/12
2007/08	2012/13
2008/09	2013/14
2009/10	2014/15
2010/11	2015/16
2011/12	2016/17
2012/13	2017/18

Groundwater not produced by the overlying parties in accordance with their rights under the Judgment and determined to be available for allocation to the appropriator parties pursuant hereto may be utilized by the appropriator parties in accordance with the terms of the Judgment and these Rules and Regulations. Neither this rule nor its operation shall be deemed or construed in any way to change, limit or otherwise affect any rights awarded to and held by the overlying parties pursuant to the Judgment. Nor shall this rule or its operation result in any liability to the overlying parties or be deemed or construed as a transfer, assignment, forfeiture or abandonment of any overlying rights under the Judgment.

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SECTION 8
COORDINATION WITH THE
SAN GORGONIO PASS WATER AGENCY
AND OTHER AGENCIES

- 8.0 In General.** The San Gorgonio Pass Water Agency (“Agency”) was established by the California Water Uncodified Act No. 9099. The Agency has contracted with the California Department of Water Resources to import as much as 17,300 acre feet of water from the California State Water Project. As of 2004, the Agency is importing, at its sole cost and expense, up to 2,000 acre feet of State Water Project water per year for recharge in the Beaumont Basin.
- 8.1 Potential Conflict.** The Agency has expressed concern that the exercise of its powers may conflict with the powers of the Watermaster, a concern that the Watermaster has acknowledged.
- 8.2 Coordination of Water Resources Management Activities.** The Judgment provides that any Person may make reasonable beneficial use of the Groundwater Storage Capacity for the storage of Supplemental Water; provided however that no such use shall be made except pursuant to a written Groundwater Storage Agreement with the Watermaster. (Judgment, p. 15, lines 17-21). Therefore, in order to minimize the potential for conflict, the Watermaster is authorized to coordinate with the Agency, or other agencies, such reasonable Groundwater Storage Agreements. Each such Agreement shall address (for example) whether the management activity that is the subject matter of the Agreement will increase or deplete water supplies, enhance or impair water quality, is engineeringly feasible, and whether it will provide the greatest public good with the least private injury.

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SECTION 9 REVIEW PROCEDURES

- 9.0 In General.** Nothing in the Judgment or these rules and regulations shall be deemed to prevent any party from seeking judicial relief against any other party whose pumping activities constitute an unreasonable interference with the complaining party's ability to extract groundwater. Any and all disputes between and among the Producers and/or the Watermaster shall be addressed expeditiously and resolved, if possible, amicably, in accordance with the following procedures.
- 9.1 Complaints or Contesting an Application.** Any Producer or interested person may file a written complaint with the Watermaster concerning matters other than applications to recharge (Section 5), or store (Section 6), or contest an application to recharge or store water. The written complaint or objection shall describe the basis for the complaint or objection and the underlying facts and circumstances. Such complaint or objection shall be filed with the Watermaster at least fourteen (14) days before the item is to be agendaized for the Watermaster Committee. The Watermaster staff shall provide notice of the complaint or objection to all interested parties.
- (a) **Answering the Complaint or Objection.** At the discretion of the affected Party, a written answer to a complaint or objection may be filed at the time it is presented to the Watermaster Committee for consideration. In lieu of immediately answering the complaint or objection, the Party may request a reference to a two-member subcommittee of the Watermaster for review, discussion, and potential resolution prior to the item being agendaized for Watermaster consideration
 - (b) **Continuance for Good Cause.** An affected Party may also request a continuance to a subsequent Watermaster meeting (without reference to a subcommittee) and the request may be granted by the Watermaster's staff where good cause exists.
 - (c) **Investigation by Watermaster.** The Watermaster may, in its discretion, cause an investigation of the subject matter of the complaint. Any party to the proceeding may be requested to confer and cooperate with the Watermaster, its staff or consultants to carry out such investigations, and to provide such information and data as may be reasonably required.
 - (d) **Uncontested Applications.** The Watermaster shall consider and may approve or deny any uncontested application to recharge or store water at a regularly-scheduled meeting of the Watermaster. Where good cause appears, the Watermaster may also, conditionally approve, or continue an uncontested application to a future meeting. If the Watermaster staff recommendation to the Watermaster is to deny an application, it shall first be referred to a two-member subcommittee of the Watermaster for review, discussion and potential resolution with the applicant.
 - (e) **Judicial Review.** Any action, decision, rule or procedure of the Watermaster shall be subject to review by the Court on its own motion or on timely motion by any Party as follows:
 - (i) **Effective Date of Watermaster Action.** Any order, decision or action of the Watermaster pursuant to the Judgment or these Rules and Regulations

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on noticed specific agenda items shall be deemed to have occurred on the date of the order, decision or action.

- (ii) **Notice of Motion for Judicial Review.** Any Party May, by a regularly noticed motion, petition the Court for review within 90 days of the action or decision by Watermaster, except motions for review of assessments under the Judgment shall be filed within 30 days of mailing of the notice of the assessment. The motion shall be deemed to be filed and served when a copy, conformed as filed with the Court, has been delivered to the Watermaster staff, together with a service fee sufficient to cover the cost of photocopying and mailing the motion to each Party. The Watermaster staff shall prepare the copies and mail a copy of the motion to each Party or its designee according to the official service list that shall be maintained by the Watermaster staff pursuant to the Judgment. Unless ordered by the Court, any petition shall not operate to stay the effect of any Watermaster action or decision which is challenged.
- (iii) **De Novo Nature of Proceeding.** Upon filing of a petition to review a Watermaster action, the Watermaster shall notify the Parties of a date when the Court will take evidence and hear argument. The Court's review shall be de novo and the Watermaster decision or action shall have no evidentiary weight in such proceeding.
- (iv) **Decision.** The decision of the Court in such proceedings shall be an appealable Supplemental Order in this case. When it is final, it shall be binding upon the Watermaster and the Parties.

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SECTION 10
WATERMASTER FORMS

- 10.1 In General.** In order to facilitate and expedite the performance of its duties, the Watermaster may, from time-to-time, develop standardized forms for the transaction of business. Such forms shall be adopted by minute action of the Watermaster Board.
- 10.2 Approved Forms.** The following standardized forms shall be used, except when good cause exists for the use of a customized format:
- (1) Application for Groundwater Storage Agreement.
 - (2) Groundwater Storage Agreement.
 - (3) Application for Recharge.
 - (4) Application (or Amendment to Application) to Recapture Water in Storage.
 - (5) Notice to Adjust Rights of an Overlying Party due to Proposed Provision of Water Service by an Appropriator.
 - (6) Request for Notice or Waiver of Notice and Designation of Address for Notice and Service.
 - (7) Transfer of Water Between Appropriators.
 - (8) Transfer of Right to Recapture Water in Storage Between Appropriators.

- END OF RULES AND REGULATIONS –

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APPLICATION FOR GROUNDWATER STORAGE AGREEMENT

Applicant Name: _____

Mailing Address: _____

Phone: _____ Facsimile: _____

Type of Water to be Placed in Storage:

☐ Supplemental Water ☐ Other: _____ ☐ Both

Purpose of Storage (check all that apply):

- ☐ Stabilize or reduce future water costs/assessments.
- ☐ Facilitate utilization of other available sources of supply.
- ☐ Facilitate replenishment under certain well sites.
- ☐ Preserve pumping right for a changed future potential use.
- ☐ Other

Method and Location of Placement in Storage (check all that apply):

- ☐ Recharge
- ☐ Assignment in-lieu Production
- ☐ Facilitate replenishment under certain well sites.
- ☐ Other

Method and Location of Recapture from Storage (check all that apply):

- ☐ Pump from Well(s)
- ☐ Other

Water Quality and Water Levels

- Attach a detailed narrative description and water quality information of existing groundwater quality in the vicinity of the where the water will be stored.
- Attach a detailed narrative description and water quality information of existing groundwater quality in the vicinity of the where the water will be stored.
- Attach a detailed narrative description and information of existing groundwater levels in the areas that are likely to be affected.

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Negative Impacts of Proposed Recapture

Is there a potential negative impact to a Party to the Judgment or the Basin that may be caused by the action covered by the application? ☐ Yes ☐ No

If yes, provide detailed information about the proposed monitoring program and mitigation measures that are proposed to ensure that the action does not result in negative impacts to a Part to the Judgment or the Basin.

Attachments, Reports, and Related Documents

- For each answer above, please provide a detailed narrative description and supporting information.
- Please attach any additional report, design drawings, contacts, and environmental documentation.

Applicant:

Contact Person:

Print Name_____
Print Name_____
Signature_____
Signature_____
Date_____
Date

----- To Be Completed by Watermaster -----

Date Received: _____

Amount Requested: _____

Date Approved: _____

Amount Approved: _____

Special Conditions? ☐ Yes ☐ No

Agreement Number: _____

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**Remaining available Watermaster forms are being
reformatted to fit this document**

BEAUMONT BASIN WATERMASTER

MEMORANDUM NO. 19-08

Date: March 27, 2019

From: Joseph Zoba, Treasurer

Subject: Consideration of Resolution No. 2019-02 Amending Section 7 of the Rules and Regulations of the Watermaster

Recommendation: That the Watermaster Committee adopts Resolution No. 2019-02.

At the Watermaster meeting held on March 6, 2019, the members of the Watermaster Committee discussed the process by which water rights can be transferred from an Overlying Party to an Appropriator Party.

The attached Resolution No. 2019-02 has been prepared to identify two logical processes by which Overlying Water Rights may be transferred to an Appropriator Party.

RESOLUTION NO. 2019-02**A RESOLUTION OF THE BEAUMONT BASIN WATERMASTER TO ADOPT AND AMENDMENT TO SECTION 7 OF THE RULES AND REGULATIONS OF THE WATERMASTER**

WHEREAS, the Stipulated Judgment establishing the Beaumont Basin Watermaster (Riverside Superior Court Case No. 389197) empowers the Beaumont Basin Watermaster to adopt appropriate rules and regulations for the conduct of Watermaster affairs; and

WHEREAS, the Watermaster desires to establish a process to transfer Overlying Water Rights to an Appropriator Party by mutual consent.

WHEREAS, water rights transferred from Overlying Parties to Appropriative Parties shall be referred to as Overlying-Appropriative Rights to provide proper accounting and identification of transferred water rights.

NOW, THEREFORE, BE IT RESOLVED BY THE BEAUMONT BASIN WATERMASTER as follows:

1. Section 7 of the Beaumont Basin Watermaster Rules and Regulations are hereby amended as provided herein.
2. The Secretary of the Watermaster is hereby authorized and directed to disseminate copies of this Resolution to all pumpers within the Beaumont Basin and other interested parties, and to incorporate such Amendment in the Rules and Regulations of the Watermaster and maintain same on its website for reference.

PASSED AND ADOPTED this 27th day of March 2019.

BEAUMONT BASIN WATERMASTER

By:

Art Vela, Chairman of the
Beaumont Basin Watermaster

SECTION 7 ADJUSTMENTS OF RIGHTS

- 7.0 In General.** Each Appropriator Party's share of Operating Yield is reflected in Exhibit "C" of the Judgment and such Appropriative rights may be used within the service area of the Appropriator (Judgment, p. 8, lines 7-10). The Overlying Parties have the right to exercise their respective Overlying Water Rights except to the extent provided in Section III, Paragraph 3, entitled Adjustment of Rights, of the Judgment. (Judgment, p. 8, lines 12-14).
- 7.1 Overlying–Appropriative Water Rights.** When rights are transferred from an Overlying Party to an Appropriative Party, the transferred water shall be identified as "Overlying-Appropriative Water Rights". All Overlying-Appropriative Water Rights resulting from the transfer of water rights shall be credited to a specific Appropriator Party as a proportion of the total Overlying Water Rights (Judgment, p. 21, lines 21-25), and proportionally allocated in the future with the calculated redetermination of safe yield (Judgment, p. 22, lines 6-9) to the respective Overlying Party and Appropriator Party. The safe yield shall be the sum of the Overlying Water Rights retained by the Overlying Parties plus the Overlying-Appropriative Water Rights transferred to the Appropriative Parties.
- 7.2 Transfer of Overlying Water Rights.** Nothing in the Judgment is intended to impair or adversely affect the ability of an Overlying Party to enter into annexation or development agreements with any Appropriator Party (Judgment, p. 10, lines 13-16). Provisions related to the transfer of Overlying Water Rights do not apply to the City of Banning (Judgment, p. 12, lines 19-22). Overlying Water Rights shall become identified as Overlying-Appropriative Water Rights when transferred to an Appropriative Party as provided below.
- (a) Transfer of Overlying Water Rights by Providing Water Service. An Overlying Party may designate a quantity of Overlying Water Rights be earmarked and utilized by an Appropriator Party for a proposed development.
- (i) For satisfying the water supply assessment requirements of Government Code Section 66473.7 et. seq., an Overlying Party may request and use its overlying water rights to obtain water service from an Appropriator Party.
 - (ii) Upon receiving a request for service, an equivalent volume of potable groundwater shall be earmarked by the Appropriator Party which will serve the Overlying Party, up to the volume of the Overlying Water Rights as reflected in Column 4 of Exhibit "B" of the Judgment (and redetermined pursuant to Judgment Section VI.5.Y for safe yield calculations), for the purpose of serving the Overlying Party. (Judgment, page 8, lines 15-27).
 - (iii) The Overlying Pumper and Appropriator shall complete a NOTICE TO ADJUST RIGHTS OF AN OVERLYING PARTY DUE TO PROPOSED PROVISION OF WATER SERVICE BY AN APPROPRIATOR and file it with the Watermaster documenting the quantity of Overlying Water Rights to be transferred to the Appropriator Party.
 - (iv) When an Overlying Party first receives water from the Appropriator for the development, the Overlying Party shall forebear the use of the total volume of the Overlying Water Right earmarked by the Appropriator Party

(Judgment, page 8, line 28 to page 9, line 3). At this time, the total quantity transferred Overlying Water Rights shall be designated by the Watermaster as Overlying-Appropriative Water Rights and dedicated to the Appropriator Party.

- (v) The Appropriator Party shall have the right to produce the volume of water foregone by the Overlying Party, in addition to other rights otherwise allocated to the Appropriator Party. (Judgment, page 8, line 28 – p. 9, line 7) as Overlying-Appropriative Water Rights. The Appropriator Party may use this right together with other Appropriative rights anywhere within its service area (Judgment, page 8, lines 9-10).
 - (vi) Any volume of water not pumped by the Appropriator, shall accrue to the Appropriator's Storage Account as an Overlying-Appropriative Water Right.
 - (vii) Accounting for Adjustment of Rights. The Watermaster will maintain an accounting of all adjustments of rights based on groundwater production or storage account activity. The accounting will be presented in the Annual Report and other relevant Watermaster reports as appropriate.
- (b) Transfer of Overlying Water Rights by Mutual Written Consent. An Overlying Party and an Appropriator Party may, by mutual written consent, designate a quantity of Overlying Water Rights as Overlying-Appropriative Water Rights.
- (i) In accordance with the mandate of Section 2 of Article X of the California Constitution, a Physical Solution has been developed: (1) to maximize the reasonable beneficial uses of waters of the Beaumont Basin; (2) to facilitate conjunctive utilization of surface water, groundwater, and Supplemental Waters; and (3) to satisfy the requirements of water users having rights in the Beaumont Basin (Judgment, page 13, lines 16-24). The Watermaster is specifically authorized to maximize the use of technological, social, institutional, and economic options to implement the goals of the Physical Solution (Judgment, page 14, lines 2-5).
 - (ii) By written consent, an Overlying Party and Appropriator Party may designate a specific quantity of Overlying Water Rights, up to the volume of the Overlying Water Rights as reflected in Column 4 of Exhibit "B" of the Judgment (and redetermined pursuant to Judgment Section VI.5.Y for safe yield calculations), for the purpose of serving the Overlying Party. (Judgment, page 8, lines 15-27).
 - (iii) The Overlying Pumper and Appropriator shall complete a NOTICE TO ADJUST RIGHTS OF AN OVERLYING PARTY BY MUTUAL CONSENT WITH AN APPROPRIATOR PARTY and file it with the Watermaster documenting the quantity of Overlying Water Rights to be transferred to the Appropriator Party and the effective date of the water rights transfer.
 - (iv) Based on the effective date of the NOTICE TO ADJUST RIGHTS OF AN OVERLYING PARTY BY MUTUAL CONSENT WITH AN APPROPRIATOR PARTY, the Overlying Party shall forebear the use of the total volume of the transferred Overlying Water Rights and the quantity of

transferred Overlying Water Rights shall be designated by the Watermaster as Overlying-Appropriative Water Rights dedicated to the Appropriator Party.

- (v) The Appropriator Party shall have the right to produce or store the volume of water foregone by the Overlying Party as Overlying-Appropriative Water Rights.
- (vi) Any volume of transferred water not pumped by the Appropriator, shall accrue to the Appropriator's Storage Account.
- (vii) The Appropriator Party may use this right together with other Appropriative rights anywhere within its service area (Judgment, page 8, lines 9-10).
- (viii) Accounting for Adjustment of Rights. The Watermaster will maintain an accounting of all adjustments of rights based on groundwater production or storage account activity. The accounting will be presented in the Annual Report and other relevant Watermaster reports as appropriate.

7.3 Transfer of Water – Appropriator to Appropriator. Any Appropriator may transfer all or any portion of its Appropriator's Production Right or Operating Yield that is surplus to its needs to another Appropriator in accordance with these Rules and Regulations.

7.4 Marketing Procedures. An Appropriator wishing to transfer all or any portion of its Appropriator's Production Right may do so in any one of the following three ways:

- (a) The Appropriator may undertake its own marketing efforts and negotiate an agreement with one or more Appropriators; or
- (b) The Appropriator may request assistance from the Watermaster to conduct a sealed bidding process among the Appropriators and award a contract to the highest bidder; or
- (c) The Appropriator may request the Watermaster to allocate the total amount of water to be transferred to the accounts of the other Appropriators in proportion to their respective shares of the Operating Safe Yield and assess each of the Appropriators for the water at a cost not to exceed a Watermaster-approved Groundwater Replenishment Rate.

7.5 Disposition of Revenue. Any revenue generated from the transfer of surplus water shall be used first to reduce or pay off delinquent Annual Administrative Assessments and Annual Replenishment Assessments, if any, and the balance shall be paid over to the transferring party. At the transferring party's option, the balance may be credited to future Assessments.

7.6 Accounting for Transfers. The Watermaster shall maintain an accounting of all transfers, and such accounting shall be included in the Annual Report and other relevant Watermaster reports as appropriate.

7.7 Availability of Unused Overlying Production and Allocation to the Appropriator Parties.

- (a) Except as provided for in Section 7.0 herein, to the extent that groundwater pumping by an Overlying Party to the Judgment does not exceed five times the share of safe yield assigned to the overlying party during any five-year period (see column 4 of Exhibit B to the Judgment), or has been transferred to an Appropriator Party, the amount of groundwater not produced by such overlying party pursuant to its rights under the Judgment shall be available for allocation to the appropriator parties in accordance with their respective percentage shares of unused safe yield (see column 3 of Exhibit C to the Judgment).
- (b) The availability and allocation of any such groundwater not produced by the overlying parties, or transferred in accordance with their rights under the Judgment, shall be first determined in fiscal year 2008/09 and every year thereafter. The table below illustrates the allocation process anticipated in the Judgment.

Available Unused Overlying Production in Accounting Year	Will be Allocated to the Appropriator Parties in Accounting Year
2003	2008
2004	2009
2005	2010
2006	2011
2007	2012
⋮	⋮

- (c) Groundwater not produced or transferred by the overlying parties in accordance with their rights under the Judgment and determined to be available for allocation to the Appropriator Parties pursuant hereto may be utilized by the Appropriator Parties in accordance with the terms of the Judgment and these Rules and Regulations.
- (d) Neither this rule nor its operation shall be deemed or construed in any way to change, limit or otherwise affect any rights awarded to and held by the Overlying Parties pursuant to the Judgment. Nor shall this rule or its operation result in any liability to the Overlying Parties or be deemed or construed as a transfer, assignment, forfeiture or abandonment of any Overlying Water Rights under the Judgment.

NOTICE TO ADJUST RIGHTS OF AN OVERLYING PARTY DUE TO PROPOSED PROVISION OF WATER SERVICE BY AN APPROPRIATOR

Please take notice that _____ ("Appropriator")
proposes to provide retail water service to _____
("Overlying Owner") and that _____ acre feet of Overlying Water Rights have
been earmarked for _____ ("Development").

Notice is hereby given that the Watermaster will earmark the Overlying Owner's Overlying Water Right(s) (as shown in Exhibit B, Column 4 of the Judgment and modified by the redetermination of safe yield) to the Appropriator as an Overlying-Appropriative Water Right effective on the day the earmarked water is first provided to the Development by the Appropriator.

OVERLYING OWNER

APPROPRIATOR

Overlying Party	Appropriator Party
Authorized Agent – Print Name	Authorized Agent – Print Name
Title	Title
Signature	Signature
Date	Date
Address for Notice	Address for Notice
Telephone	Telephone
Email Address	Email Address

For Watermaster Use
Date Form is Received:
Date Earmarked Water is First Used:

NOTICE TO ADJUST RIGHTS OF AN OVERLYING PARTY BY MUTUAL CONSENT WITH AN APPROPRIATOR PARTY

Please take notice that _____ (“Appropriator”) and
_____ (“Overlying Owner”) have mutually agreed
to designate _____ acre feet of Overlying Water Rights as Overlying-
Appropriative Rights effective as of _____.

Notice is hereby given that the Watermaster will adjust the amount of Overlying Water Rights and with each redetermination of the safe yield, credit the Appropriator with Overlying-Appropriative Rights as reflected in Column 4 of Exhibit “B” of the Judgment, for the purpose of serving the Overlying Party.

OVERLYING OWNER

APPROPRIATOR

Overlying Party	Appropriator Party
Authorized Agent – Print Name	Authorized Agent – Print Name
Title	Title
Signature	Signature
Date	Date
Address for Notice	Address for Notice
Telephone	Telephone
Email Address	Email Address

For Watermaster Use
Date Form is Received:

BEAUMONT BASIN WATERMASTER

MEMORANDUM NO. 19-09

Date: March 27, 2019

From: Hannibal Blandon, ALDA Inc.

Subject: Status Report on Water Level Monitoring throughout the Beaumont Basin through March 18, 2019

Recommendation: No recommendation.

At the present time, there are 16 monitoring wells collecting water level information on an hourly basis at various locations throughout the basin. In addition, there are two monitoring probes collecting barometric pressures at opposite ends of the Beaumont Basin. The location of active monitoring wells is depicted in the attached Figure No. 1.

Water levels at selected locations are depicted in Figures 2 through 6 and are described as follows:

- ✓ Figure No. 2 – Water levels at YVWD Well No. 34 and Oak Valley Well No. 5 are considered representative of basin conditions in the Northwest portion of the basin. Water levels at YVWD No. 34 were not recorded between July 2017 and July 2018 due to several reasons including faulty equipment and repeated vandalism. In mid-summer 2018 a new probe was installed and the security at this location was enhanced. Water level at this well has been very stable in the last four years increasing by two feet since August 2015 to the current elevation of 2,142 ft.
- ✓ At Oak Valley No. 5 the water level declined by seven feet since March 2018, but is showing signs of recovery and it is currently at an elevation of 2,132 ft. This elevation is one foot higher than when we started recording water levels in August 2015. A new communications cable was installed during our last visit.
- ✓ Figure No. 3 – Two of the Noble Creek observation wells are presented in this figure representing the shallow and deep aquifers. In the shallow aquifer, the water level has increased close to 84 feet over the last 22 months from a low of 2,337 ft. to 2,421 ft. In the deep aquifer, water level has increased by 54 ft since the summer of 2016.
- ✓ Figure No. 4 – Southern Portion of the Basin. Water level at the Summit Cemetery well is highly influenced by a nearby pumping well that is used to irrigate the cemetery grounds. The water level at this well continues to fluctuate over a 20-foot band. Conversely, the water level at the Sun Lakes well has fluctuated minimally over the same period as it decreased two feet over the last three years.

- ✓ Figure No. 5 illustrates levels at three wells owned by the City of Banning in the Southeast portion of the basin. While water level at the Old Well No. 15 (Chevron Well) has been fairly flat over the last two years, a somewhat significant and steady decline, close to 23 feet, was recorded at Banning M-8 between the summer of 2015 and the winter of 2017. The probe at Banning M-8 was removed in late January 2018 and the pump was recently removed. We are currently discussing with operations staff the possibility of reinstalling a water level probe at this well. Water level at Banning M-9 has fluctuated in a 13-foot range, between 2,134 ft and 2,147 since monitoring began in the summer of 2015. Currently, water elevation is at 2,138 ft. Water level over the last two months are not depicted in the figure due to problems with the communications cable.
- ✓ Figure No. 6 illustrate recorded water level at BCVWD No. 2 and the new monitoring well BCVWD No. 25. Over the last two years, the level at BCVWD No. 2 has increased by over 26 feet and is currently at the highest elevation recorded since monitoring began. Water level at BCVWD No. 25 is in sync with BCVWD No. 2 despite of pumping close to 18 hours a day and it is also at the highest level recorded. Over the last six months, the water level at these two wells has increased by 10 ft at each well.

New Monitoring Wells

Since the last reporting period, two new wells have been equipped with monitoring equipment. These two wells are located in the western portion of the basin where we information was lacking. BCVWD No. 29, similar to BCVWD No. 25, is a production well that is normally operated 18 hours a day during the summer to take advantage of Time of Use (TOU) energy schedules. Water levels at this well will be recorded hourly; the highest daily level will be used as a representation of static water conditions. The second well is Tukwet Golf Course Well B, which is a non-production well at this time and will be used to monitor water levels in the southern portion of the basin. The location of these wells is depicted in Figure 1 below.

New Equipment Installation

- ✓ A new communications cable (500 ft long) was installed at BCVWD No. 2
- ✓ A new communications cable (200 ft long) was installed at Oak Valley Well No. 5

Troubleshooting Issues

The following malfunctioning issues were encountered during our January 22, 2019 field visit:

- ✓ Banning M-9 – Communications cable did not allow us to upload water level information from the probe; however, the probe continues to record levels on an hourly basis. A new communications cable may be necessary at this well if communications cannot be established.

New Monitoring Sites

- The property owned by the Catholic Dioceses of San Bernardino-Riverside counties, near Rancho Calimesa Mobile Home Park has three abandoned wells. Two of these wells cannot be used at this time because the probe could not be lowered; however, the third site has great potential. This well is approximately 400 ft deep and the water level is at approximately 160 feet below ground.
- We have approached Clearwater Operations to consider the installation of a water level probe at Sharondale Well No. 1. This company provides maintenance and operations support to Sharondale HOA. We are in the process of coordinating a field visit to assess the feasibility of installing the probe.
- At Plantation by the Lake, another potential monitoring well site, communications with owner have not be reestablished.

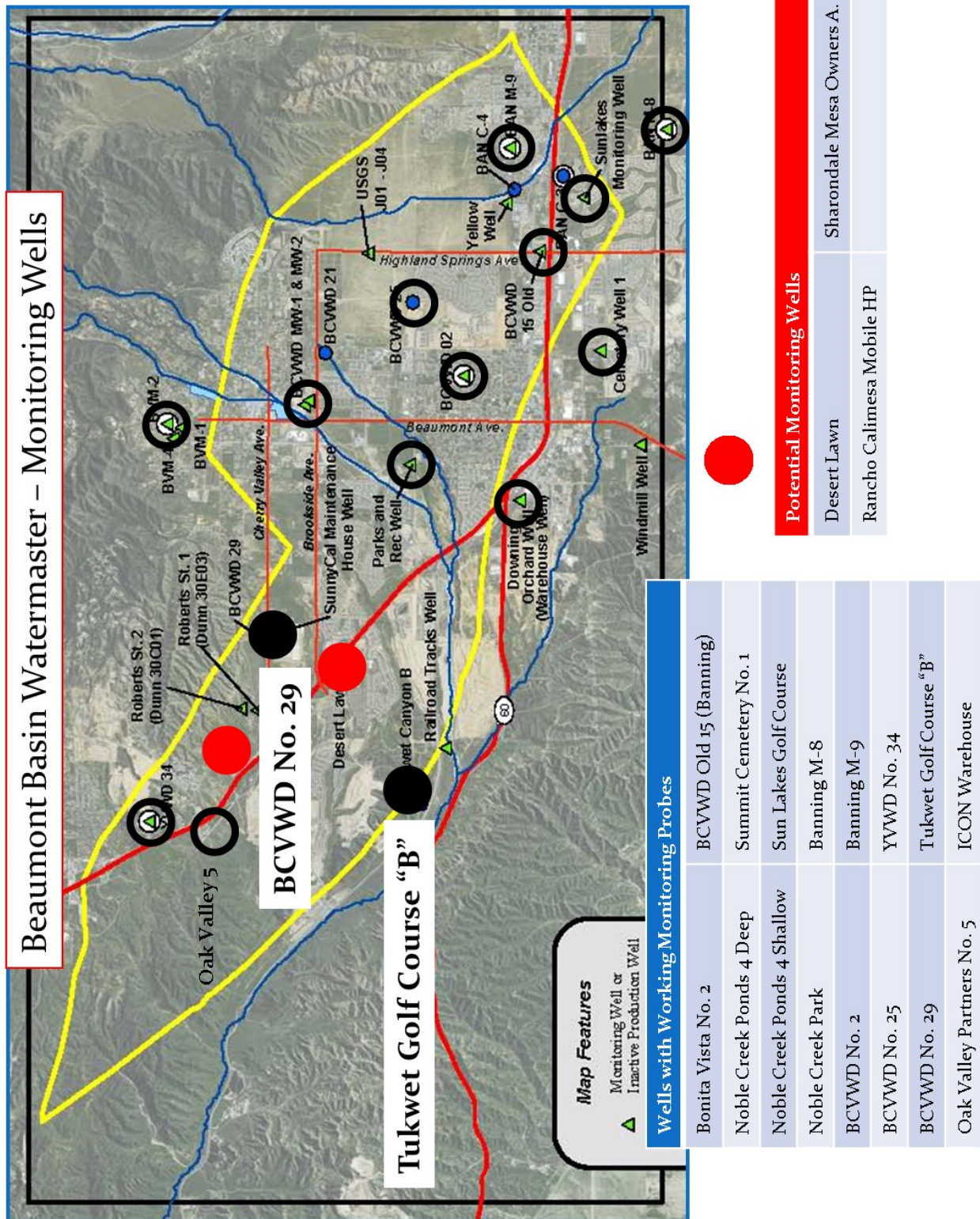


Figure No. 2
Static Groundwater Elevations at YVWD No. 34 and Oak Valley No. 5
 (July 29, 2015 through Mar 18, 2019)

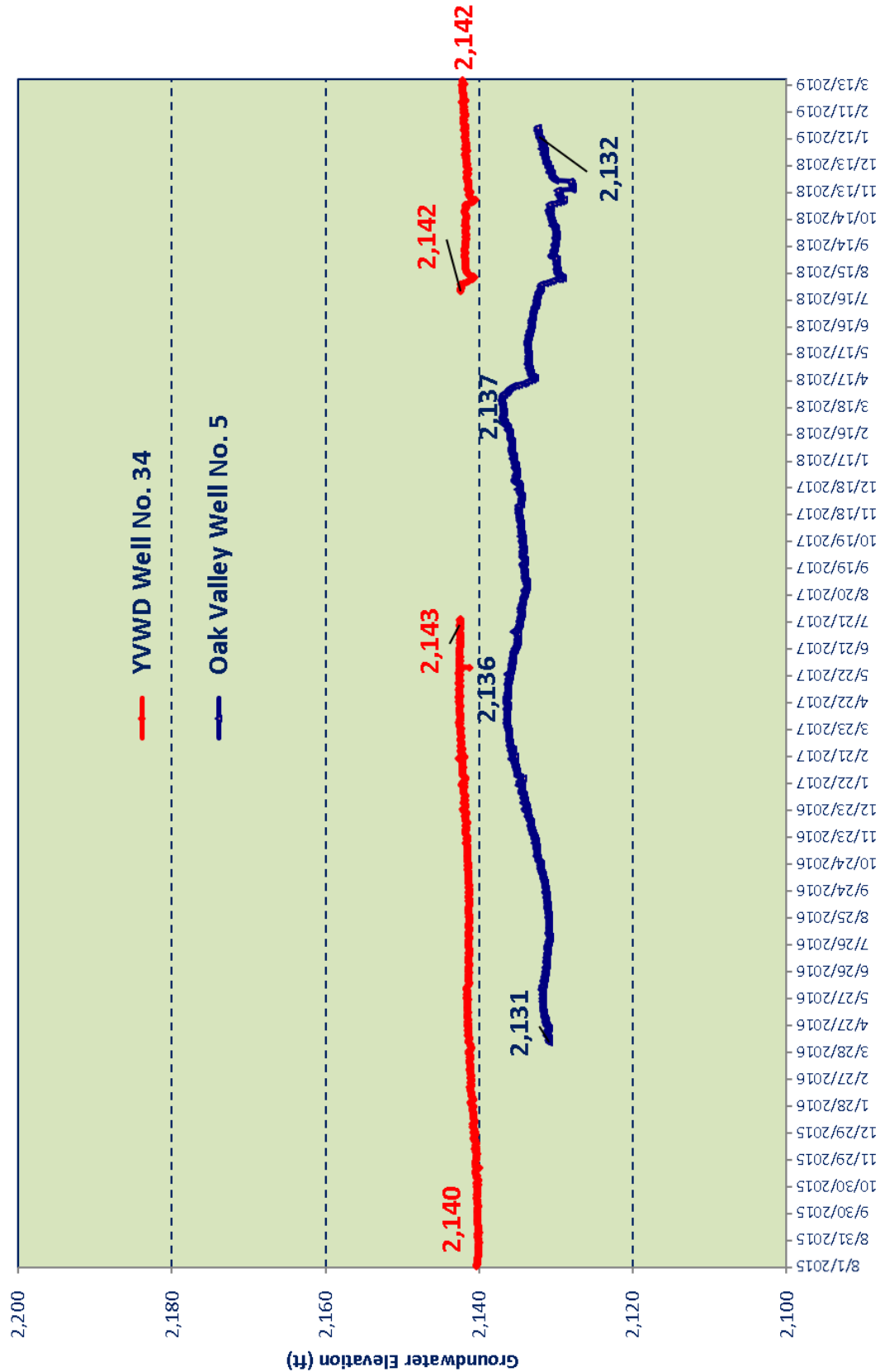


Figure No. 3
Static Groundwater Elevations at Noble Creek Obs. Well 4S and 4D
 (May 28, 2015 through Mar 18, 2019)

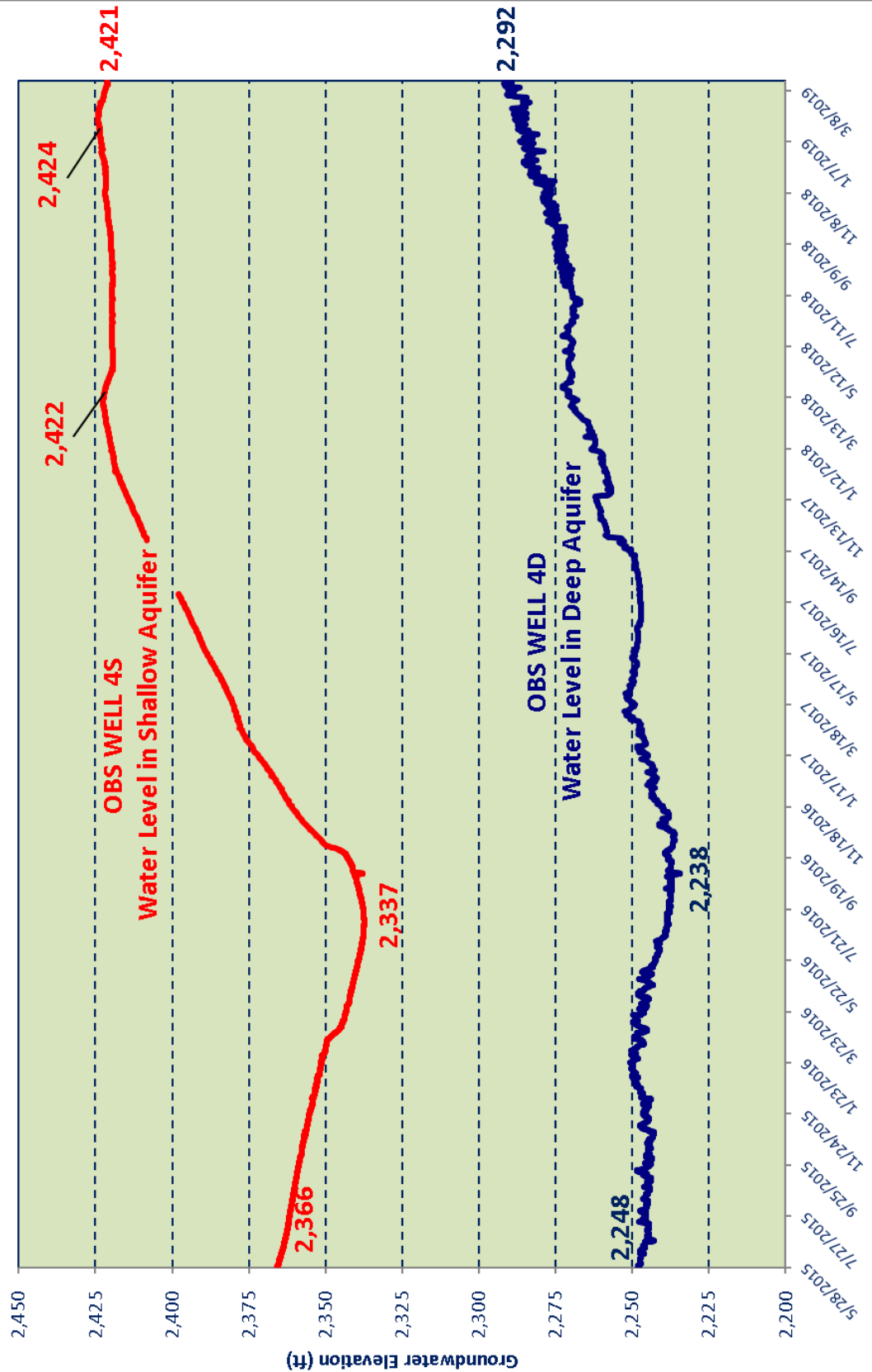


Figure No. 4
Static Groundwater Elevations at Summit Cemetery and Sun Lakes Wells
 (May 28, 2015 through Mar 18, 2019)

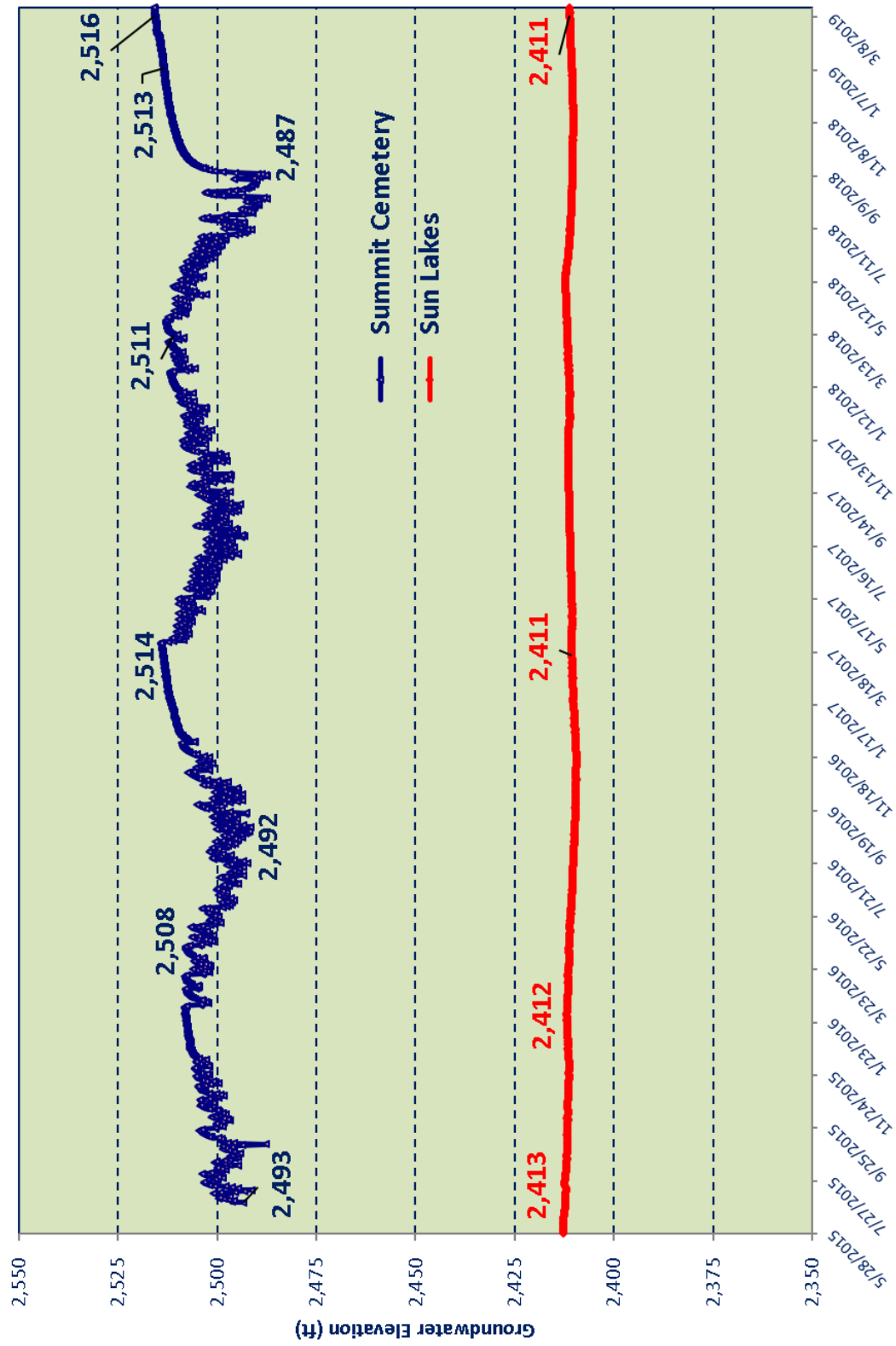


Figure No. 5
Static Groundwater Elevations in the Banning Area
 (May 28, 2015 through Mar 18, 2019)

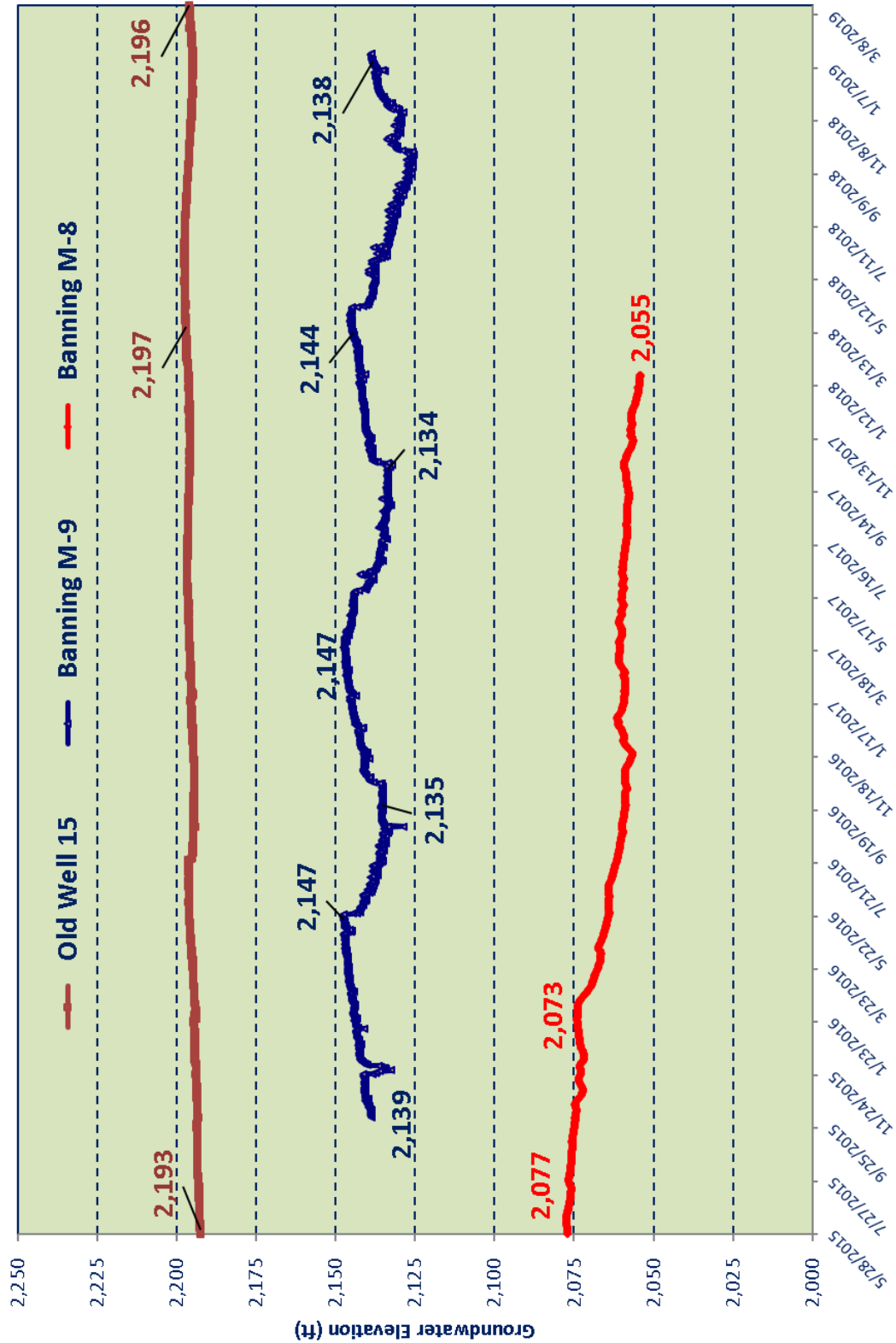
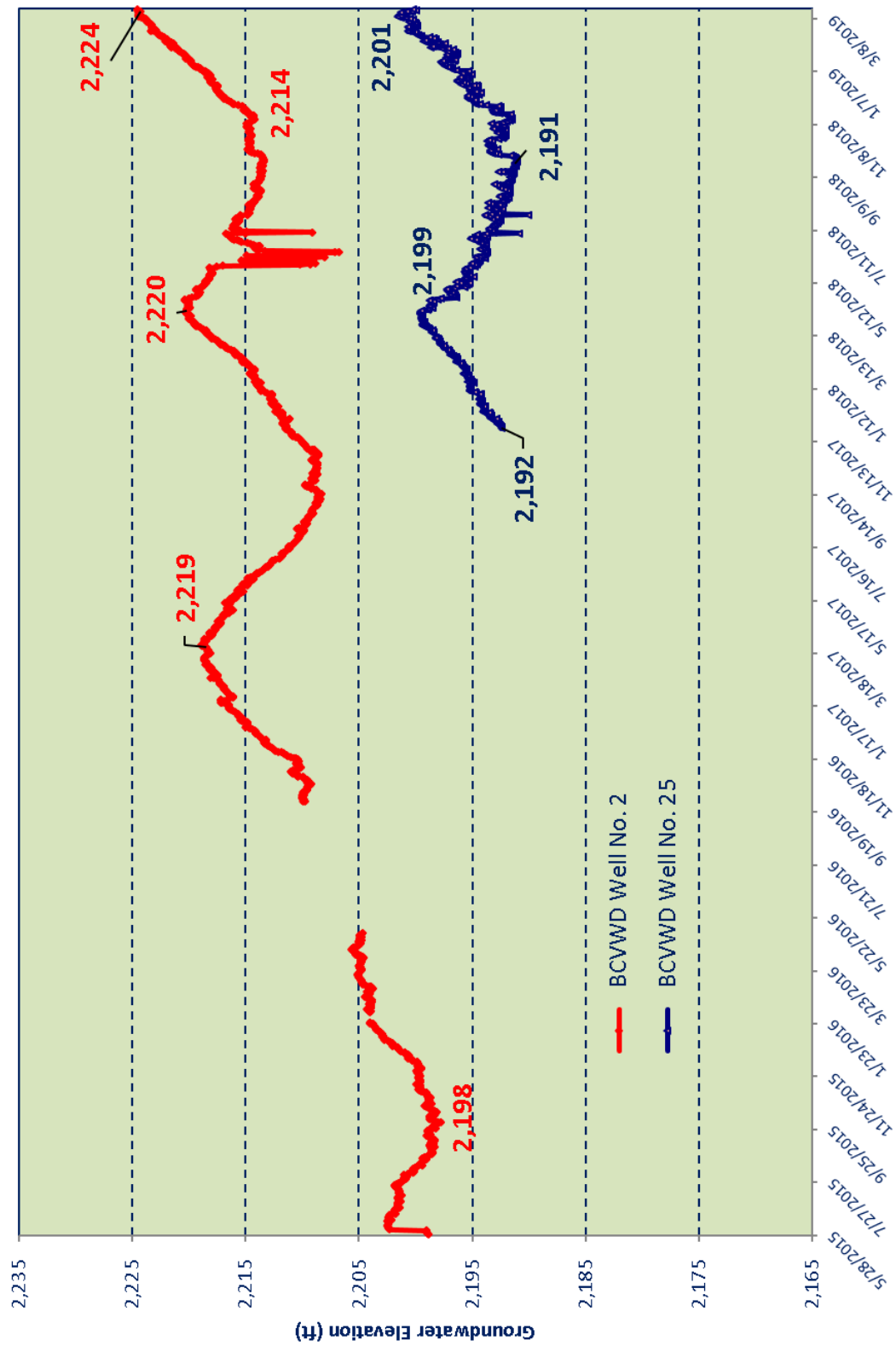


Figure No. 6
Static Groundwater Elevations at BCVWD Wells No. 2 and 25
 (May 28, 2015 through Mar 18, 2019)



BEAUMONT BASIN WATERMASTER

MEMORANDUM NO. 19-10

Date: March 27, 2019

From: Hannibal Blandon, ALDA Inc.

Subject: A Comparison of Production and Allowable Extractions through February 2019

Recommendation: No recommendation - For informational purposes only.

The purpose of this Technical Memorandum is to present a comparison of production rights from the basin against actual production by Appropriators. Production rights consist of the sum of Unused Production by Overlying Users from 2014 transferred to Appropriators for 2019 and Imported Water Spreading. This sum is compared against actual production through February 2019. It should be noted that 2019 is the first year in which the Transfer of Overlying Rights were derived from the current basin safe yield of 6,700 ac-ft/yr.

During the first two months of the year a total of 1,287 ac-ft of water were produced from the basin by the Appropriators while 1,214 ac-ft of imported water were spread at the Noble Creek spreading grounds. Unused production by Overlying users for 2014 was estimated at 4,481 ac-ft. The table below presents the above comparison for all Appropriators; all numbers shown in ac-ft, except as noted.

	City of Banning	Beaumont Cherry Valley Water District	South Mesa Mutual Water Company	Yucaipa Valley Water District	Total
Transfer of Overlying Rights from 2013	1,408	1,905	559	609	4,481
Imported Water	0	1,214	0	0	1,214
Total	1,408	3,119	559	609	5,695
Production	195	1,067	25	0	1,287
% of Total	13.8%	34.2%	4.4%	0.0%	22.6%

BEAUMONT BASIN WATERMASTER

MEMORANDUM NO. 19-11

Date: March 27, 2019

From: Hannibal Blandon, ALDA Inc.

Subject: Certification of Groundwater Production and Imported Water Use During Calendar Year 2018

Recommendation: That the Watermaster Committee certifies the groundwater production, imported water spreading, and change in storage in the Beaumont Groundwater Basin for Calendar Year 2018.

By April 1, of every year, the Beaumont Basin Watermaster is required to fill out an on-line form with the State of California Department of Water Resources (DWR) documenting the use of water in the basin during the previous year. As part of the documentation required, a PDF copy of the Final Annual Report is normally attached.

Considering the 2018 Final Annual Report of the Beaumont Basin will not be ready until the June meeting, at the earliest, DWR indicated that the on-line forms can still be filled out and submitted to the state before the April 1st deadline. DWR requested that a formal letter from the Watermaster be attached documenting the production, storage, and imported water use quantities used in the form for 2018 are accurate and that a copy of the final annual report be submitted at a later date.

The information presented below was extracted from the draft report after comments were incorporated. This information can be used to fill out the on-line form on DWR's website.

- ✓ 2018 Groundwater Production
 - Total groundwater production: 17,247 ac-ft
 - Metered production: 17,230 ac-ft (Low uncertainty)
 - Other method (Water Duty): 17 ac-ft (Medium uncertainty)
- ✓ 2018 Surface Water Supply
 - State Water Project deliveries: 12,621 ac-ft (Low uncertainty)
- ✓ Total Water Use: 17,247 ac-ft
- ✓ 2018 Change in Storage: 4,145 ac-ft

Watermaster letter to DWR can be attached under Section F of the on-line form.

Facts About the Beaumont Basin Watermaster

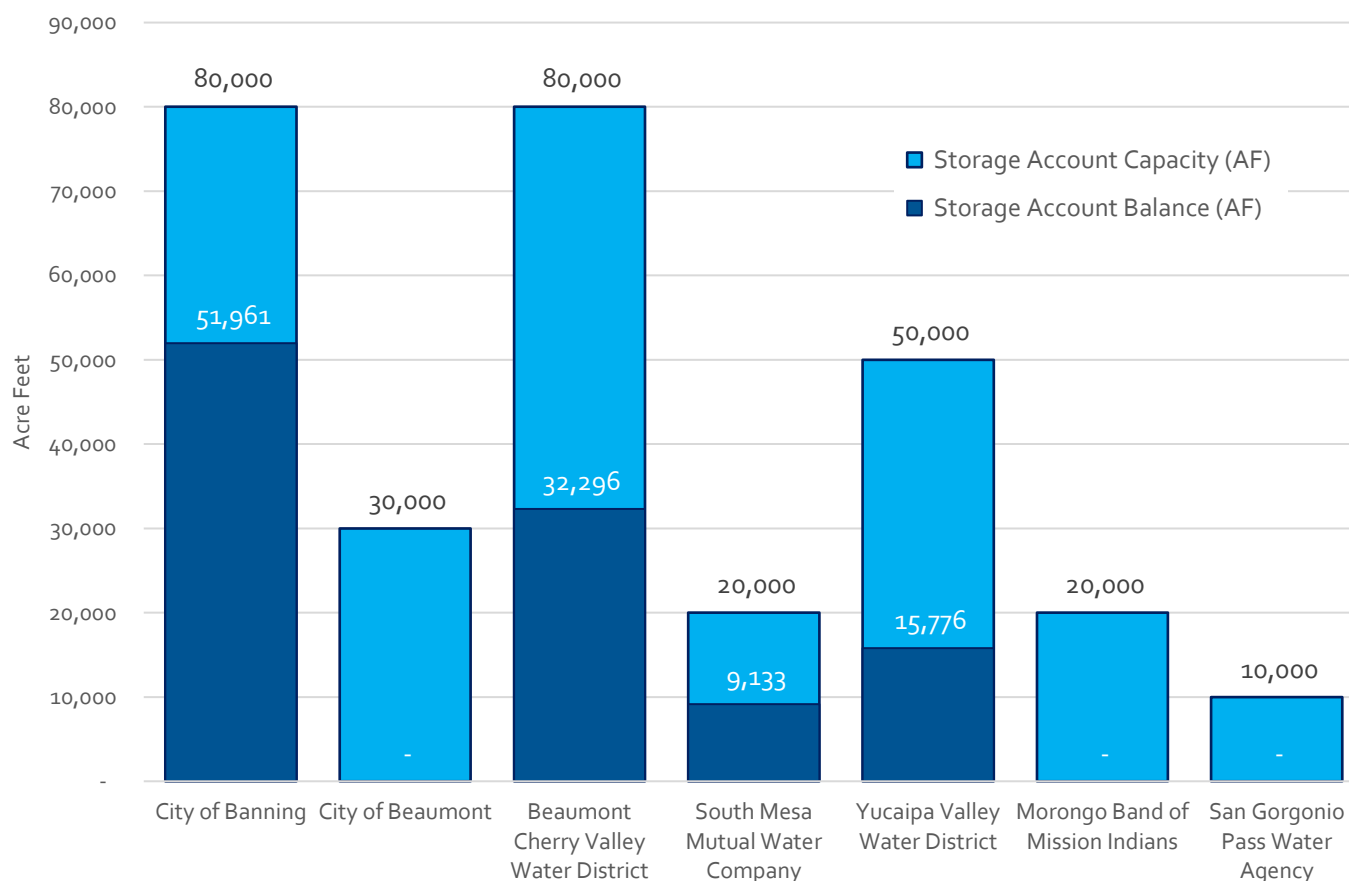
Authority and Formation: Case No. RIC 389197 – A Stipulated Agreement signed by Honorable Judge Gary Tranbarger of the Superior Court of the State of California, County of Riverside on February 4, 2004 (the “Judgment”).

Online Documentation: www.beaumontbasinwatermaster.org

Watermaster Members:

- City of Banning
 - Arturo Vela and Luis Cardenas
- City of Beaumont
 - _____ and Kyle Warsinski
- Beaumont Cherry Valley Water District
 - Dan Jagers and Mark Swanson
- South Mesa Mutual Water Company
 - George Jorritsma and David Armstrong
- Yucaipa Valley Water District
 - Joseph Zoba and Jennifer Ares

Storage Account Balances (as of December 31, 2017)



Original Safe Yield Determination (2004):	8,650 acre feet per year
Safe Yield Re-evaluation (2014):	6,700 acre feet per year
Safe Yield Re-evaluation (2024):	To be determined

Overlying Party to the Judgment	2004 Initial Overlying Water Right (acre feet)	2014 Updated Overlying Water Right (acre feet)
California Oak Valley Golf and Resort	950.0	735.8
Plantation on the Lake	581.0	450.0
Sharondale Mesa Owners Association	200.0	154.9
Tukwet Canyon Golf Club	2,200.0	1704.0
Rancho Calimesa Mobile Home Park	150.0	116.2
Gutierrez, Hector, et.al.	10.0	7.7
Darmont, Boris and Miriam	2.5	1.9
Aldama, Nicolas and Amalia	7.0	5.4
McAmis, Ronald L.	5.0	3.9
Nikodinov, Nick	20.0	15.5
Beckman, Walter M.	75.0	58.1
Albor Properties III	300.0	232.4
Sterns, Leonard M. and Dorothy D.	200.0	154.9
Sunny-Cal Egg and Poultry Company	1,439.5	1,115.0
Merlin Properties	550.0	426.0
Oak Valley Partners	1,806.0	1,398.9
Roman Catholic Bishop of San Bernardino	154.0	119.3
Total	8,650.0	6,700.0

Transfer of Overlying Rights to Overlying-Appropriative Rights:

Beaumont Basin Watermaster Resolution No. 17-02 adopted on August 30, 2017 transferred all of the overlying water rights from Oak Valley Partners to Yucaipa Valley Water District.

Summary of Assigned Overlying-Appropriative Rights	Watermaster Notification Date	Earmarked Amount (acre feet)
Assignment No. 1 to Yucaipa Valley Water District	3/28/2018	90.94
Assignment No. 2 to Yucaipa Valley Water District	8/1/2018	59.89
Assignment No. 3 to Yucaipa Valley Water District	10/3/2018	29.57
Assignment No. 4 to Yucaipa Valley Water District	2/6/2019	2.65
Total		183.05

Financial Information:

Each year the Beaumont Basin Watermaster has an independent accountant's review of the financial standing. The following illustration provides a summary of the annual revenue and expenditure information since the formation of the Beaumont Basin Watermaster.

