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June 9, 2006

J. Andrew Schlange, Chief of Watermaster Service
Beaumont Basin Watermaster
c/o Beaumont-Cherry Valley Water District
560 Magnolia Avenue
Beaumont, California 92223

Re: Assignment of Sunny Cal Water Rights:
Amended Resolution No. 2006-04

Dear Andy:

Enclosed is the original of the above-resolution, correcting an error in a prior resolution.

Please safeguard this original. By copy of this letter I am sending a copy of the Amended Resolution to Attorney Steve Anderson of Best, Best & Krieger, counsel for Sunny Cal.

Best regards,

AKLUF AND WYSOCKI

JOSEPH S. AKLUF

JSA:dvh
Enclosure

cc: Steven M. Anderson, Esq., w/encl.
Best, Best & Krieger

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

BEAUMONT BASIN
WATERMASTER

AND WHEN RECORDED MAIL TO:

Joseph S. Aklufi, Esq.
Aklufi and Wysocki
3403 10th St., Ste. 610
Riverside, CA 92501

TH

NO RECORDING FEE REQUIRED
PER GOV. CODE, SEC. 27383

DOC # 2006-0383274

05/26/2006 08:00A Fee:NC

Page 1 of 4

Recorded in Official Records

County of Riverside

Larry W. Ward

Assessor, County Clerk & Recorder



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AMENDED RESOLUTION NO. 2006-04
A RESOLUTION OF THE BEAUMONT BASIN WATERMASTER
RECOGNIZING THE DESIGNATION OF A SPECIFIC AMOUNT
OF OVERLYING WATER RIGHTS TO SPECIFIC PARCELS

Title of Document



THIS IS RECORDED TO CORRECT AN ERROR IN
DOCUMENT NO. 2006-0304648

THIS AREA FOR
RECORDER'S
USE ONLY

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION
(\$3.00 Additional Recording Fee Applies)

ORIGINAL

RECORDING REQUESTED BY:

BEAUMONT BASIN WATERMASTER

AND WHEN RECORDED MAIL TO:

Joseph S. Aklufi, Esquire
Aklufi and Wysocki
3403 Tenth Street, Suite 610
Riverside, California 92501

Attorneys for the Beaumont Basin
Watermaster

NO RECORDING FEE PURSUANT TO
GOVERNMENT CODE SECTION 27383

AMENDED RESOLUTION NO. 2006-04

A RESOLUTION OF THE
BEAUMONT BASIN WATERMASTER
RECOGNIZING THE DESIGNATION OF A SPECIFIC AMOUNT
OF OVERLYING WATER RIGHTS TO SPECIFIC PARCELS

WHEREAS, the Beaumont Basin was adjudicated by Judgment entitled San Timoteo Watershed Management Authority v. City of Banning, et al. (Riverside County Superior Court Case No. RIC 389197) ("Judgment");

WHEREAS, one of the defendants, Sunny-Cal Egg and Poultry Company ("Sunny Cal") is the owner of 9.35 acres identified in Exhibit D of the Judgment as Assessor Parcel No. 407-180-004;

WHEREAS, Sunny Cal desires to sell APN 407-180-004 to a third party, and, in connection with such sale, to transfer twenty (20) acre feet of Overlying Rights awarded under the Judgment to such third party;

WHEREAS, to facilitate the transfer of APN 407-180-004 to a third party, Sunny-Cal desires that the Watermaster recognize that twenty (20) acre feet of the Sunny-Cal Overlying Water Rights awarded under the Judgment be designated for use on APN 407-180-004 and henceforth be placed in the name of its transferee upon any sale or transfer of APN 407-180-004 from Sunny Cal to such third party. Sunny-Cal further desires that the remaining 1,464 acre feet of Sunny-Cal water rights awarded under the Judgment be designated for use on the Sunny-Cal parcels listed in Exhibit D of the Judgment (excluding the Manheim Manheim and Berman ("MMB") parcel encompassing APN 407-180-004 and also excluding the MMB parcels

encompassing APN Nos. 407-200-009, -011 and -012 and 407-210-001, -002 and 004, as more specifically provided for in Resolution No. 2006-02 of the Beaumont Basin Watermaster, which Resolution was recorded on February 15, 2006 as Document No. 2006-0112028 in the Officials Records of the County of Riverside, California) and henceforth be placed in the name of Sunny-Cal alone, or in the name of its transferee upon any sale or transfer of such remaining parcels.

NOW, THEREFORE, the Beaumont Basin Watermaster hereby resolves as follows:

1. Designation of Rights. At the special instance and request of co-defendant Sunny-Cal, the Beaumont Basin Watermaster hereby recognizes the designation of twenty (20) acre feet of Sunny-Cal's Overlying Water Right to APN 407-180-004. Such twenty (20) acre feet of Overlying Rights shall henceforth be placed in the name of its transferee upon any sale or transfer of APN 407-180-004.

2. Adjusted Right. With the recognition of the designation of the twenty (20) acre feet described in paragraph 1, above, to the third party transferee, the Overlying Water Right of Sunny-Cal of twenty (20) acre feet, as set forth in Column No. 4 of Exhibit "B" to the Judgment, is hereby reduced to 1,464 acre feet, all of which shall be applicable to the remaining properties identified in Exhibit D of the Judgment as owned by Sunny-Cal. Further, henceforth, such 1,464 acre feet of Overlying Water Rights shall be placed in the name of Sunny-Cal alone, or its transferee upon any sale or transfer of Sunny-Cal of such parcels.

3. Effect of Judgment on Successors and Assigns. The Judgment provides, in Article VII.4, that the Judgment "shall be binding on and shall inure to the benefit of . . . successors and assigns of the parties."


4. Further Documentation or Action. The Chief of Watermaster Services is hereby authorized and directed to execute such further documents and instruments, and take such further action, as shall be reasonably required to carry out the purposes and intent of this resolution, including without limitation, to acknowledge the transfer of the twenty (20) acre feet of Overlying Rights allocated to Sunny-Cal to any purchaser of APN 407-180-004.

5. Effective Date. The effective date of this designation is April 17, 2006.

6. Recording and Notice. The Chief of Watermaster Services shall record this Resolution and shall mail a true, correct and complete copy as follows:

Sunny-Cal Egg & Poultry Company
c/o Steven M. Anderson, Esquire
Best, Best & Krieger
Post Office Box 1028
Riverside, California 92502

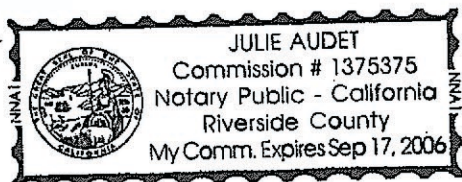
BEAUMONT BASIN WATERMASTER

By 
GEORGE JORRITSMA, Chairman of the
WATERMASTER

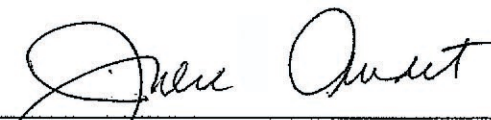
STATE OF CALIFORNIA)
) SS.
COUNTY OF Riverside)

On May 10, 2006, before me, Julie Audet, Notary Public, personally appeared George Jorritsma, personally known to me (~~or proved to me on the basis of satisfactory evidence~~) to be the person(s) whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(~~ies~~), and that by his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.



(SEAL)


Notary Public in and for said County and State