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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **COUNTY OF RIVERSIDE, RIVERSIDE HALL OF JUSTICE**

11 Coordination Proceeding Special Title
12 (Cal. Rules of Court, Rule 3.550)

13 MOJAVE BASIN WATER CASES

14 _____
15 CITY OF BARSTOW, et al,

16 Plaintiff,

17 v.

18 CITY OF ADELANTO, et al,

19 Defendant.
20 _____

21 AND RELATED CROSS-ACTIONS
22 _____

JCCP 5621

Case No. CIV 208568

**DECLARATION OF MICHAEL
THORNTON IN SUPPORT OF THE CITY
OF HESPERIA'S OPPOSITION TO THE
WATERMASTER'S MOTION TO
ADJUST THE FREE PRODUCTION
ALLOWANCE**

[Filed Concurrently with the City of
Hesperia's Opposition to the Watermaster's
Motion to Adjust Free Production Allowance]

Date: June 9, 2023

Time: 1:30

Dept.: 1

Assigned for All Purposes to:

Dept. 1

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DECLARATION OF MICHAEL THORNTON

I, Michael Thornton, declare as follows:

1. I have personal knowledge of the facts set forth herein, except as to those stated on information and belief and, as to those, I am informed and believe them to be true. If called as a witness, I could and would competently testify to the matters stated herein. I make this declaration in support of the THE CITY OF HESPERIA'S OPPOSITION TO THE WATERMASTER'S MOTION TO ADJUST THE FREE PRODUCTION ALLOWANCE.

2. I am the City Engineer for the City of Hesperia ("City"). I have been a registered civil engineer since 1987 and have worked for the City for the past eight years. I oversee the Engineering Department that manages capital improvement projects for the public water system of the City of Hesperia and Hesperia Water District, including management of the water system model at the City, and identification of any system deficiencies. We conduct engineering reviews and analyses in the regular course of business, and I am familiar with system costs. I oversaw the City's analysis of the Regional Recharge and Recovery Project, ("R-Cubed" or "R3") system, and gained an understanding of Mojave Water Agency's ("MWA") "R3" system and how it operates in order to analyze whether the City should use R3 water.

3. In 1996, the Superior Court for the County of Riverside entered a Judgment after Trial ("Judgment"). The Judgment is contained in the Court's file in this case. The Judgment sets forth, among other things, the Free Production Allowance ("FPA") for each subarea and the requirements that Watermaster must meet to have the FPA increased or decreased. (Judgment at p. 32.) It also defines "Replacement Obligation". (The Judgment, as amended, is referred to herein as "Judgment".)

4. As discussed in the Declaration of Robert C. Wagner, P.E. in Support of Motion to Adjust Free Production Allowance for Water Year 2019-2020 (at page 4 lines 9 – 18), to the extent production by a Producer in any Subarea exceeds such Producer's share of FPA in that Subarea, and to the extent the Producer pays the resulting charge, Watermaster must provide replacement water to replace such excess production or purchase unused FPA from another party in the Subarea. The

1 City alone contributed at least \$3,700,000 for replacement water, but the Watermaster did not deliver
2 the imported water for which the replacement water charge was paid.

3 5. The City has not received a substantive analysis of the following factors or issues
4 from the Watermaster in its Report or its moving papers, even though the Judgment provides the
5 Watermaster will take into account all available pertinent hydrologic data and estimates including
6 at least the factors, or changes in the factors, shown in Judgment Table C-1 together with changes
7 in storage as determined by well levels, biological resource mitigation, and other pertinent data:

8 a. 2022-2023 Water Year has been one of the wettest on record, and now that
9 the drought emergency has ended, logically, it would be anticipated that Fork flow will return to
10 historic levels.

11 b. A significant change occurred after 2011-2012 Water Year: the construction
12 and operations of R3. R3 is a conjunctive use project that stores State Water Project ("SWP") water
13 underground in the local aquifer and later recovers and distributes the water to local retail water
14 purveyors. R3 is part of a comprehensive regional supply developed by MWA. The water is
15 discharged directly into the Mojave River, mixed with local water from natural runoff, for the
16 purposes of recharge. MWA-owned production wells on either side of the Mojave River located
17 approximately three miles downstream of the recharge area will then recover and deliver the stored
18 water through pipelines directly to retail water agencies. R-Cubed takes out water in middle of the
19 Mojave River before the water reaches the Narrows. MWA does not put the water back into the
20 Mojave River before the Narrows. As a result, the flow gage just north of the river bed in Lower
21 Narrows determines how much water Centro and Baja receive. The water flowing south to north
22 inevitably runs through the R-Cubed project and then reaches the flow gage. R-Cubed's
23 advantageous location allows MWA to control how much water travels north. An expert, such as a
24 hydrogeologist, can determine whether insufficient water is flowing north and consequently not
25 enough water traveling to other regions in the Basin. No other entity draws that much water from
26 one area of the aquifer.

27 c. On behalf of the City, I have expressed concerns to MWA regarding whether
28 R-Cubed is working as MWA intended. Static water levels, as demonstrated by MWA hydrographs,



1 indicate static water levels experience extreme changes. In addition, the City has requested
2 subsidence data to determine if the R-Cubed operations are damaging aquifer capacities, and
3 expressed concerns to MWA about subsidence and production issues from R3. MWA previously
4 placed subsidence data on its website, but once R3 was fully implemented, MWA stopped doing so.
5 It has not produced to the City recent subsidence data or data that is closer than ten miles away from
6 the R3 wells. City does not receive water supplies from the R3 system.

7 d. On or about March 22, 2023, I submitted an objection to the proposed
8 rampdown of FPA for Water Year 2023-24 to the Watermaster. **A true and correct copy of such**
9 **objection I submitted is attached hereto as Exhibit 1.**

10 6. In the regular course of my duties for the City, I am familiar with the fact that Victor
11 Valley Wastewater Reclamation Authority ("VWVRA") has invested heavily in construction of
12 subregional wastewater treatment plants, and the City has invested nearly \$20 million in recycled
13 water conveyance facilities to enhance use of local recycled water supplies for use in irrigation
14 which can be used in this community. The Victor Valley Wastewater Reclamation Authority is
15 bringing two Sub-Regional Wastewater Treatment Plants on line that will provide recycled water
16 supplies to meet irrigation demands resulting in demand reductions and Alto Subarea recharge.
17 When operating at capacity, these plants would generate approximately 2,000 AFY of recycled
18 water supplies for irrigation uses and Alto Subarea recharge.

19 7. Greater implementation of recycled water use logically would reduce the region's
20 dependence on imported water supplies.

21 8. The City, in collaboration with San Bernardino County Flood Control, is planning a
22 number of flood control and recharge basin projects that will be located off-river. The plan is that
23 basins will attenuate runoff to protect downstream communities from flooding and will be designed
24 to recharge recycled water developed at Victor Valley Wastewater Reclamation Authority's
25 Hesperia Subregional Plant together with imported water recharge. The City has requested that these
26 projects be included in the Watermaster's analyses but it appears they were not. Despite beginning
27 feasibility studies on a large-scale Groundwater Banking Program in February 2020, the
28 Watermaster has not shared or incorporated any findings.

1 9. Geotechnical and geohydrology investigations in the upper Alto Subarea are
2 continuing.

3 10. I attended a public meeting at the Mojave Water Agency on May 25, 2023. **Attached**
4 **hereto as Exhibit 2 is a true and correct copy of powerpoints I was sent on May 25, 2023 by**
5 **Mojave Water Agency that were presented by Mojave Water Agency ("MWA") at the recent**
6 **MWA public meeting on May 25, 2023**, which reflects MWA having a 160 million dollar reserve.
7 MWA discussed investment options for its 160 million dollars of reserves at such meeting, and there
8 was no discussion of purchasing water supplies with any of the reserves at such meeting.

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

11 Executed on this 25TH day of May, at Hesperia, California.

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14 Michael Thornton
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EXHIBIT 1



City of Hesperia

Gateway to the High Desert

March 22, 2023

Watermaster c/o
MOJAVE WATER AGENCY
13846 Conference Center Drive
Apple Valley, CA 92307

Subject: Mojave River Basin – Alto Subarea
Free Production Allowance (FPA) for Water Year 2023-24

Ladies and Gentlemen,

The Mojave Basin Judgment's, dated January 10, 1996, primary objective was to manage Basin overdraft. The Court appointed Mojave Water Agency (MWA) as Watermaster (WM) for the Basin. For Water Year 2023-24, WM has determined that each Subarea is in overdraft to some extent due to the use of water by all producers¹ and proposes a Free Production Allowance (FPA) reduction to 50% in the Alto Subarea due to:

1. **Well Water Levels** – water levels in some wells show a continuing downward trend in response to drier than average water supply during the past 11 years.
2. **Deep Creek and West Fork Mojave River Flows** – 2020-21 inflow to the Alto Subarea was 30% of the 60-year base period average².
3. **Groundwater Basin Depletion** – the Alto Subarea experienced a volume depletion of 33,383 acre-feet in water year 2021-22³.

The purpose of the ramp down is not to cause a reduction in pumping but a reduction in FPA to cause imported water supply purchases to offset the deficits⁴. Watermaster proposes that the FPA remain for the next 5 years to complete a water supply investigation and to develop flexible basin management tools for long term sustainability. MWA is implementing a drought protection plan that will import water for recharge as needed in addition to the water purchases by watermaster parties pursuant to the Judgment⁵.

¹ Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, page 4.

² Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, page 19.

³ Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, page 38.

⁴ Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, page 37.

⁵ Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, page 38.



The City of Hesperia (City) opposes the unilateral ramp down for the following reasons:

1. Water Management

An underlying assumption of the Judgment is that sufficient water will be made available to meet the needs of the Basin in the future from a combination of natural supply, imported water, water conservation, water reuse, and transfers of FPA among parties⁶. The Judgment specifies factors that must be taken into consideration by WM in development of the FPA adjustment recommendation. Exhibit H of the Judgment provides that in the event that the FPA exceeds the PSY by 5% or more of the Subarea BAP, WM shall recommend a reduction in FPA equal to a full 5% of the aggregate subarea BAP⁷. The percent difference for the Alto Subarea does not trigger the proposed ramp down as shown on page 37. Therefore, a ramp down should not be recommended.

WM is required to administer the Judgment and the Physical Solution and is responsible for monitoring flows, verifying water production, reporting to the Court, collecting assessments, and conducting studies⁸. WM is monitoring flows, verifying water production, reporting to the Court, and collecting assessments; however, WM is not administering the Physical Solution nor conducting studies – or not sharing results of the studies – necessary to effectively manage the Basin. The Physical Solution and Basin Management Studies needed to improve Basin management are presented in later sections.

2. Imported Water Deliveries

All water produced in excess of any Producers share of the FPA must be replaced by the Producer, normally by payment to WM for funds sufficient to purchase Replacement Water. WM then assumes responsibility for replacing such excess production⁹. The table below summarizes Replacement Water requirements for each water year together with amounts of imported water delivered by MWA to the Alto Subarea.

Water Year	Alto Subarea Replacement Water Obligations (AF)	Alto Subarea Imported Water Deliveries (AF)	Alto Subarea Unused FPA (AF)
'18-'19	14,721	5,904	21,382
'19-'20	18,791	8,234	17,621
'20-'21	24,767	36	14,499
'21-'22	23,069	12	13,558

As shown in the above table, current FPA Replacement Obligations are not being met resulting

⁶ Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, page 5.

⁷ Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, page 36.

⁸ Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, page 8.

⁹ Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, pages 5 and 6.



in additional ramp down recommendations. Until WM manages the basin in accordance with the Judgment, it should not recommend additional ramp downs. During the 2019 Court proceeding, WM indicated that new revenues created by the 2019 ramp down would be used to increase imported water deliveries. However, as shown on the table below, production in the Alto Subarea exceeds unproduced supplies by approximately 10,000 AF over the past 2 water years. WM received the Replacement Water payments, Hesperia has paid \$3.7 million for replacement water, but WM did not deliver imported water.

3. Water Reuse/Return Flow

Water Reuse or Return Flow is part of the water supply¹⁰. Table 5-1 does not include return flow for each water year. Instead, it relies on a 2018 Water Consumptive Use Study prepared by WM. In WM's Annual Report, it indicates that it conducts a consumptive use analysis annually and fine tunes the assumptions as individual producers' use and each subarea's hydrology are greater understood¹¹. WM is not complying with its obligation to conduct annual consumptive use studies.

The 2018 study indicates that all indoor domestic use is assumed to be 100% return flow and all outdoor use is considered to be 100% consumed. Further, 51% of water use is for indoor uses. For the High Desert Communities, outdoor uses are limited and the 2018 Report assumptions are inaccurate. WM, in accordance with the Judgment, should complete a study to develop more accurate water consumptive use estimates.

Lastly, WM is ignoring wastewater system operation changes in the Alto Subarea. VVWRA is bringing two Sub-Regional Wastewater Treatment Plants on line that will provide recycled water supplies to meet irrigation demands resulting in demand reductions and Alto Subarea recharge. When operating at capacity, these plants will generate approximately 2,000 AFY of recycled water supplies for irrigation uses and Alto Subarea recharge.

Prior to recommending water ramp down, the Court should require WM to complete a consumptive use study that accurately reflects current water management practices.

4. On-River Pumping

WM indicates that Mojave River well levels are falling due to on-river pumping and limited imported water deliveries as presented above. Regarding on-river pumping, MWA constructed the Regional Recharge and Recovery Project (R³) intended as a management tool that could be used to help manage where water is recharged and pumped in the Alto Subarea in order to alleviate basin pumping stresses¹². R³ is located upstream of the Narrows stream gage. MWA has expanded R³ providing greater capacity to the City of Victorville and creating new supplies to the City of Adelanto and the project is planned to deliver up to 14,000 AFY. The City of Hesperia has raised concerns regarding drastic static water level changes along the River that may lead to land subsidence. R³ production has resulted in water elevation changes of more than 60 feet in wells located upstream of R³ production facilities. The following table documents R³ historic production:

¹⁰ Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, page 36.

¹¹ Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, page 29.

¹² Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, page 16.



Water Year	R ³ Production (AF)
'18-'19	4,782
'19-'20	4,220
'20-'21	2,281
'21-'22	4,117

With implementation of R³, MWA reduced production costs for the City of Victorville. The groundwater aquifer that overlies the City of Victorville contains constituents that exceed drinking water contaminant levels. Victorville historically treated these water supplies - treatment results in higher operations and maintenance costs. Victorville, through an interconnection, supplied water to Adelanto. After R³, Victorville blended R³ supplies with local production, rather than costly treatment, to achieve water quality standards.

In addition to "water levels in some wells show a continuing downward trend in response to drier than average water supply during the past 11 years", greater on-river pumping and inconsistent imported water deliveries for recharge are contributing factors to in-river well level declines. R³ project has led to greater in-river production, and lower water levels while water levels in the Victorville area are rising. The R³ project has triggered both the 2019 ramp down and the proposed 2023 ramp down. Therefore, WM has effectively transferred water production costs from Victorville and Adelanto to other Alto Subarea producers. WM should not recommend a ramp down until R³ operational impacts are thoroughly evaluated.

5. Groundwater Banking Program

MWA began evaluating the feasibility of a large-scale Groundwater Banking Program. Work began in February 2020. Geotechnical and geohydrology investigations in the upper Alto Subarea continue, these will provide better information and data to use in determining the best locations for future off-river pumping. Investigations will characterize the subsurface infiltration rates, subsurface hydrogeologic zones and properties, groundwater levels, hydraulic properties and alluvial sediments of the aquifer as well as identify favorable areas for recharge facilities and help assess the regional suitability of the projects. The Agency's groundwater model for the upper Mojave River Basin will be updated as part of the ongoing investigations¹³. Since the study began in 2020, preliminary findings are likely available. WM has not shared any of the feasibility study findings with the City.

The City, in collaboration with San Bernardino County Flood Control, is planning a number of flood control and recharge basin projects that will be located off-river. Basins will attenuate runoff to protect downstream communities from flooding and will be designed to recharge recycled water developed at VVWRA's Hesperia Subregional Plant together with imported water recharge. The City requests that these projects be included MWA's investigations.

WM should share technical study findings with the City, all area producers, and the Court prior to recommending a ramp down.

¹³ Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, page 16.



6. Conclusions

In light of the far above average rainfall occurring this year (2022-2023), last year's precipitation being 112% of the Base Period Average¹⁴ and the need for further investigation, WM should not recommend a ramp down. In addition to the above arguments, the City requests that WM re-evaluate data collection locations. Wells along the river are influenced by R³; therefore, should not be used for Basin storage calculations. The City's nearby wells – water levels are considerably different than in river well levels – would more accurately estimate water storage volumes. The Narrows gage is located upstream of VVWRA's wastewater effluent discharge - 2021-22 discharge was 15,095 AF – and does not accurately measure water conveyed to the lower subareas. The City also recommends changes to the storm water management requirement of the judgment. During severe winter storms, capture and recharge of storm water in the Alto Subarea is effective water management.

Thank you for your consideration regarding changing the ramp down recommendation. If you have any questions or require additional information, please advise.

Sincerely,

Michael Thornton, City Engineer

cc. Nils Bentsen, City of Hesperia, City Manager
Rachel Molina, City of Hesperia, Assistant City Manager
Casey Brooksher, City of Hesperia, Finance Director
Pam Lee, Aleshire & Wynder, LLP, City Attorney

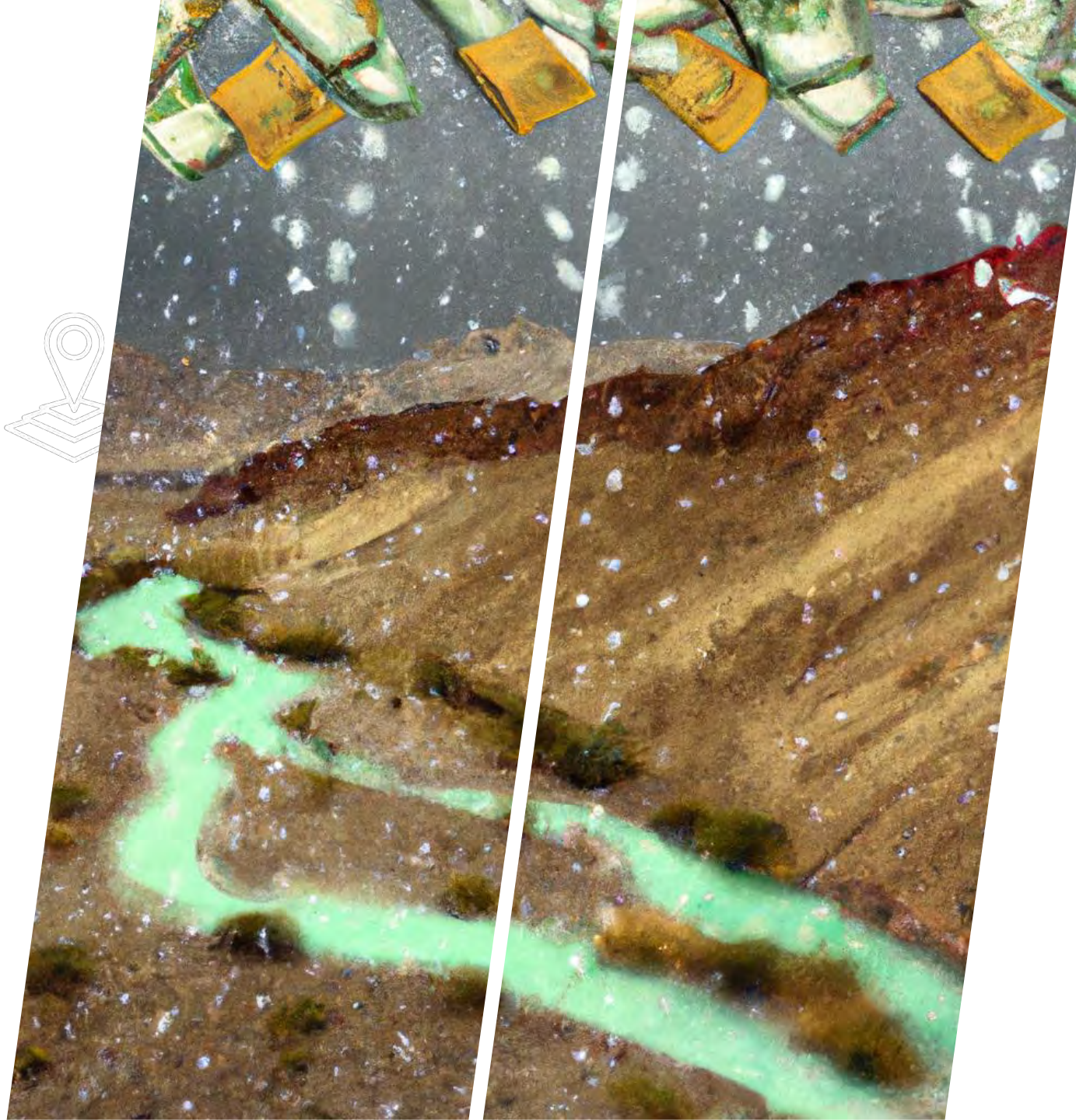
¹⁴ Draft Twenty-Ninth Annual Report of the Mojave Basin Area Watermaster, Water Year 2021-22, February 22, 2023, Summary of the Judgment, page 19.

EXHIBIT 2



Cash Management

May 25, 2023

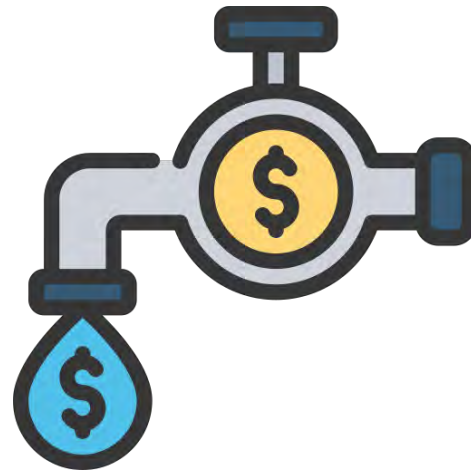


Investment Management Principals



Safety

Making sure there is no risk for loss of principle due to risky investments is the highest priority of Mojave.



Liquidity

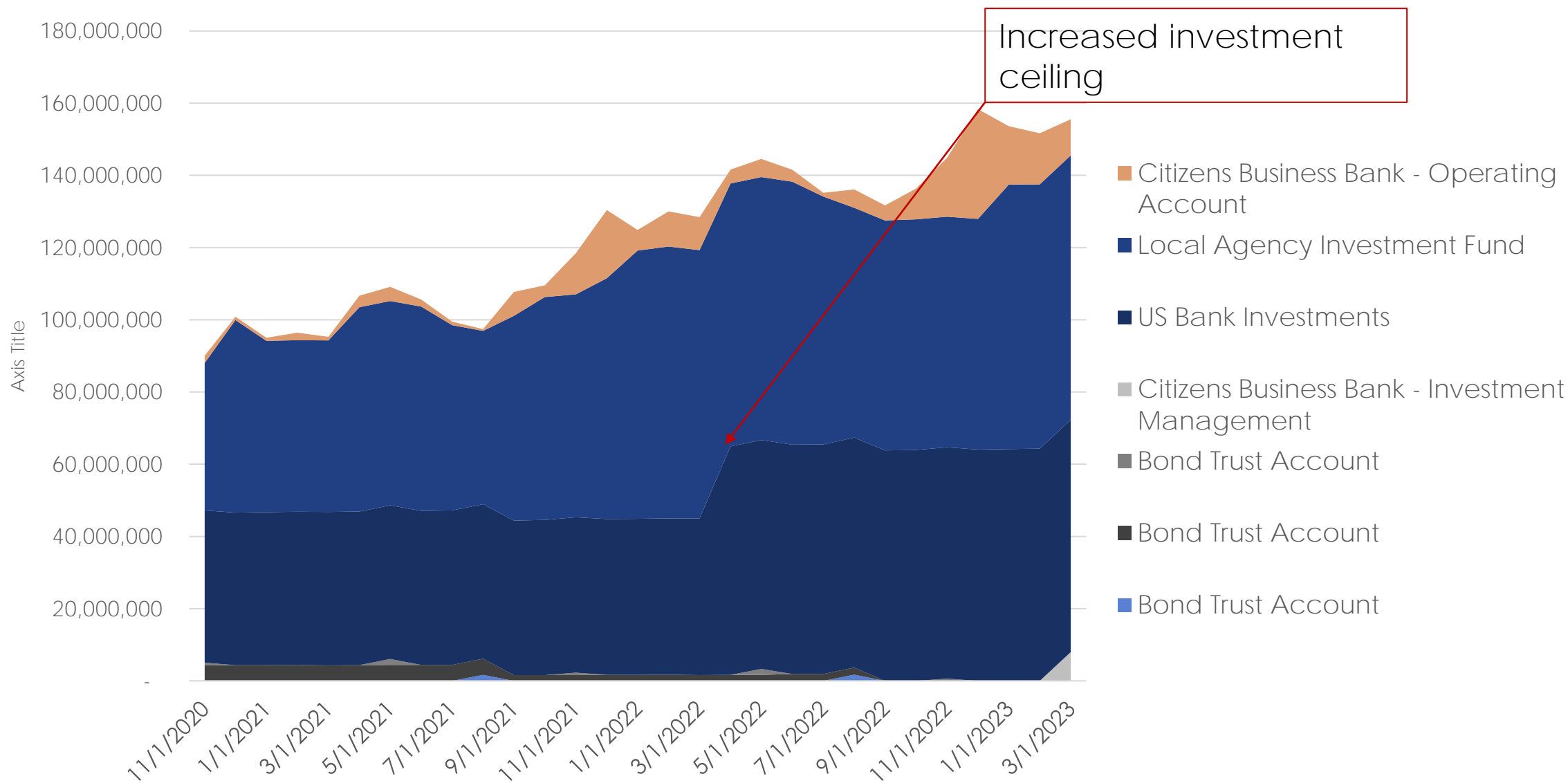
MWA also does not want to have a cash deficit, as that could lead you to prematurely sell an investment which may result in causing market risk.

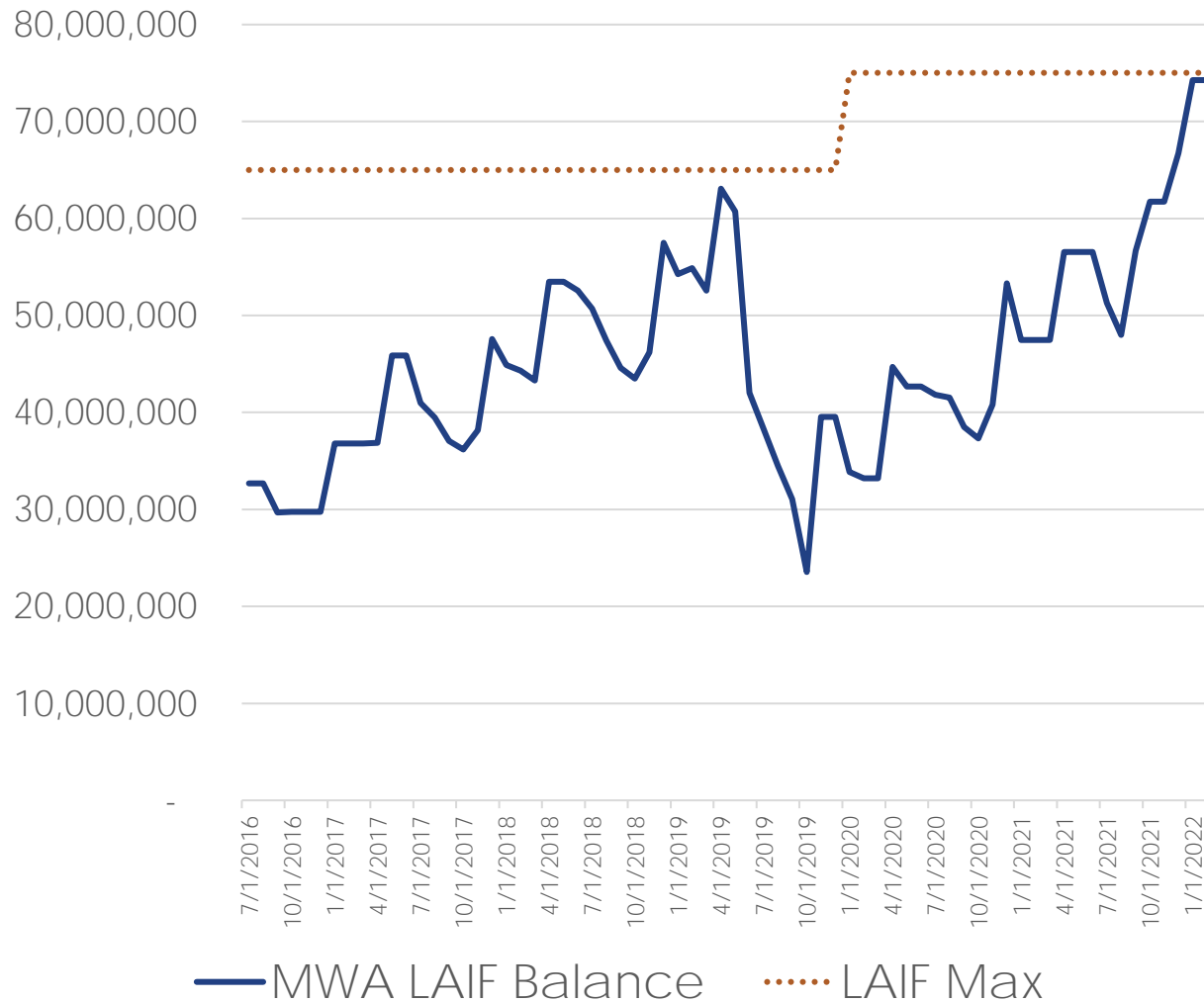


Yield

And, finally, there needs to be balance where our portfolio doesn't have too much cash and, ultimately, earns nothing.

CASH BALANCES





LAIF Maximum Reached

LAIF is a pooled investment fund administered by the State of California. We have reached the maximum allowable to be invested at this time. LAIF also has historically conservative policies and low yield.

STRATEGY

Minimize Cash in Operating Account

Cash in operating account should be kept to a minimal amount for cash flow needs.

Diversify Investment Portfolios

To minimize the risk of being too heavily leveraged in one particular area, investment tools should be varied.



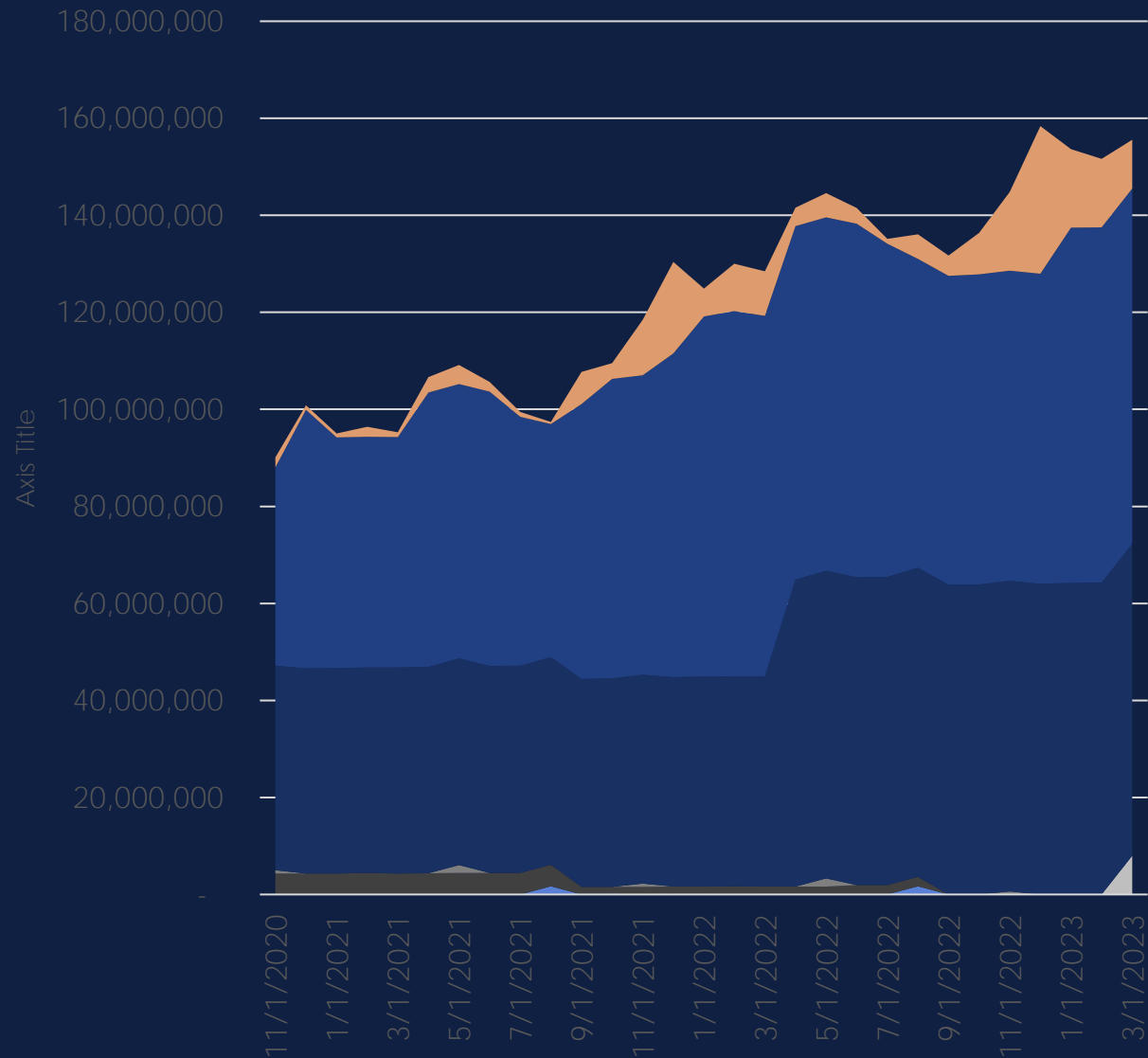
Maximize Gains in the Short Term

Adding on another liquid security means increasing our yield of investments without locking up funds for a longer term

Optimize the Cash for future investments

Until large cash outlays are necessary, we can generate more interest income to go back into Agency operations.

New! Investment With



California CLASS

California Cooperative Liquid Assets Securities System.

California CLASS is a Joint Powers Authority investment pool that provides public agencies the opportunity to invest funds on a cooperative basis in rated pools that are managed in accordance with state law with the primary objectives of offering Participants maximum safety, daily and next-day liquidity, and optimized returns

1 **PROOF OF SERVICE**

2 **STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

3 At the time of service, I was over 18 years of age and not a party to this action. I am employed
4 in the County of Los Angeles, State of California. My business address is 2361 Rosecrans Ave., Suite
475, El Segundo, CA 90245.

5 On **May 26, 2023**, I served true copies of the following document(s) described as
6 **DECLARATION OF MICHAEL THORNTON IN SUPPORT OF THE CITY OF**
7 **HESPERIA'S OPPOSITION TO THE WATERMASTER'S MOTION TO ADJUST THE**
8 **FREE PRODUCTION ALLOWANCE** on the interested parties in this action as follows:

9 William J. Brunick, Esq.
10 Brunick, McElhaney & Kennedy PLC
1839 Commercenter West
P.O. Box 13130
San Bernardino, CA 92423-3130
Email: bbrunick@bmklawplc.com

*Attorneys for Defendant/Cross-Complainant
Mojave Water Agency*

11 Valerie Wiegenstein
12 Mojave Basin Area Watermaster
13 13846 Conference Center Drive
Apple Valley, CA 92307
Email: vwiegenstein@mojavewater.org
14 watermaster@mojavewater.org

Mojave Basin Area Watermaster

15 **BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the
16 persons at the addresses listed in the Service List and placed the envelope for collection and mailing,
17 following our ordinary business practices. I am readily familiar with the practice of Aleshire &
18 Wynder, LLP for collecting and processing correspondence for mailing. On the same day that
19 correspondence is placed for collection and mailing, it is deposited in the ordinary course of business
20 with the United States Postal Service, in a sealed envelope with postage fully prepaid. I am a resident
21 or employed in the county where the mailing occurred. The envelope was placed in the mail at El
22 Segundo, California.

23 **BY E-MAIL OR ELECTRONIC TRANSMISSION:** I caused a copy of the document(s) to be sent
24 from e-mail address lmadrid@awattorneys.com to the persons at the e-mail addresses listed in the
25 Service List. I did not receive, within a reasonable time after the transmission, any electronic message
26 or other indication that the transmission was unsuccessful. The parties agreed to waive the 2 extra
27 days

normally required for electronic service for this filing.

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

Executed on **May 26, 2023**, at El Segundo, California.



Lilia E. Madrid

PROOF OF SERVICE

**STATE OF CALIFORNIA }
COUNTY OF SAN BERNARDINO}**

I am employed in the County of the San Bernardino, State of California. I am over the age of 18 and not a party to the within action; my business address is 13846 Conference Center Drive, Apple Valley, California 92307.

On May 30, 2023, the document(s) described below were served pursuant to the Mojave Basin Area Watermaster's Rules and Regulations paragraph 8.B.2 which provides for service by electronic mail upon election by the Party or paragraph 10.D, which provides that Watermaster shall mail a postcard describing each document being served, to each Party or its designee according to the official service list, a copy of which is attached hereto, and which shall be maintained by the Mojave Basin Area Watermaster pursuant to Paragraph 37 of the Judgment. Served documents will be posted to and maintained on the Mojave Water Agency's internet website for printing and/or download by Parties wishing to do so.

Document(s) filed with the court and served herein are described as follows:

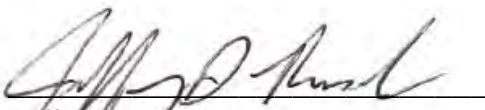
**CITY OF HESPERIA'S OPPOSITION TO WATERMASTER'S MOTION TO
ADJUST THE FREE PRODUCTION ALLOWANCE**

**DECLARATION OF MICHAEL THORNTON IN SUPPORT OF THE CITY OF
HESPERIA'S OPPOSITION TO THE WATERMASTER'S MOTION TO
ADJUST THE FREE PRODUCTION ALLOWANCE**

**CITY OF HESPERIA'S REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF
ITS OPPOSITION TO THE WATERMASTER'S MOTION TO ADJUST THE
FREE PRODUCTION ALLOWANCE, DECLARATION OF CHRISTINE
CARSON IN SUPPORT THEREOF**

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

Executed on May 30, 2023 at Apple Valley, California.



Jeffrey D. Ruesch

Mojave Basin Area Watermaster Service List as of May 30, 2023

Attn: Roberto Munoz
35250 Yermo, LLC
11273 Palms Blvd., Ste. D.
Los Angeles, CA 90066-2122

Attn: John McCallum
Abshire, David V.
P. O. Box # 2059
Lucerne Valley, CA 92356-2059

Attn: Daniel Best
Adelanto, City Of
11600 Air Expressway
Adelanto, CA 92301-1914

(adesdevon@gmail.com)
Ades, John and Devon (via email)

Attn: Pedro Dumaua
(pdumaua@ducommun.com)
Aerochem, Inc. (via email)
4001 El Mirage Rd.
Adelanto, CA 92301-9489

Attn: Lori Clifton (lclifton@robar.com)
Agcon, Inc. (via email)
17671 Bear Valley Road
Hesperia, CA 92345-4902

Attn: Chun Soo and Wha Ja Ahn
(chunsooahn@naver.com)
Ahn Revocable Living Trust (via email)
P. O. Box 45
Apple Valley, CA 92307-0001

Attn: Simon Ahn (ssahn58@gmail.com)
Ahn Revocable Trust (via email)
29775 Hunter Road
Murrieta, CA 92563-6710

Attn: Chun Soo Ahn
(davidahnmd@gmail.com,
chunsooahn@naver.com;
davidahn0511@gmail.com)
Ahn, Chun Soo and David (via email)
P. O. Box 45
Apple Valley, CA 92307-0001

Attn: Chun Soo Ahn (chunsooahn@naver.com)
Ahn, Chun Soo and Wha Ja (via email)
P. O. Box 45
Apple Valley, CA 92307-0001

Ake, Charles J. and Marjorie M.
2301 Muriel Drive, Apt. 67
Barstow, CA 92311-6757

Attn: Paul Tsai (paul@ezzlife.com)
America United Development, LLC (via email)
19625 Shelyn Drive
Rowland Heights, CA 91748-3246

Attn: Ana Chavez
American States Water Company
160 Via Verde, Ste. 100
San Dimas, CA 91773-5121

Anderson, Ross C. and Betty J.
13853 Oakmont Dr.
Victorville, CA 92395-4832

Attn: Daniel B. Smith (avfcwd@gmail.com)
Apple Valley Foothill County Water District
(via email)
22545 Del Oro Road
Apple Valley, CA 92308-8206

Attn: Matthew Patterson
Apple Valley Heights County Water District
P. O. Box 938
Apple Valley, CA 92308-0938

Attn: Mathew Schulenberg
Apple Valley Unified School District
12555 Navajo Road
Apple Valley, CA 92308-7256

Attn: Emely and Joe Saltmeris
Apple Valley View Mutual Water Company
P. O. Box 3680
Apple Valley, CA 92307-0072

Attn: Tina Kuhns
Apple Valley, Town Of
14955 Dale Evans Parkway
Apple Valley, CA 92307-3061

Archibek, Eric
41717 Silver Valley Road
Newberry Springs, CA 92365-9517

Attn: Deborah Stephenson
(stephenson@dmsnaturalresources.com)
Atchison, Topeka, Santa Fe Railway Company
(via email)
602 S. Ferguson Avenue, Suite 2
Bozeman, MT 59718-

Attn: Debrah Stephenson
Atchison, Topeka, Santa Fe Railway Company
602 S. Ferguson Avenue, Suite 2
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Avila, Angel and Evalia
1523 S. Visalia
Compton, CA 90220-3946

Attn: Sheré R. Bailey
(LegalPeopleService@gmail.com)
Bailey 2007 Living Revocable Trust, Sheré R.
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10428 National Blvd
Los Angeles, CA 90034-4664

Attn: Daniel Shaw (barhwater@gmail.com)
Bar H Mutual Water Company (via email)
P. O. Box 844
Lucerne Valley, CA 92356-0844

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43774 Cottonwood Road
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Barstow, CA 92312-0077

Mojave Basin Area Watermaster Service List as of May 30, 2023

Attn: Curtis Palmer
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141 Road 2390
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Attn: Jennifer Riley (hriley@barstowca.org)
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220 East Mountain View Street -Suite A
Barstow, CA 92311

Attn: Barbara Davison
Bass Trust, Newton T.
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Apple Valley, CA 92307-4912

Attn: Remo E. Bastianon
Bastianon Revocable Trust
9484 Iroquois Rd.
Apple Valley, CA 92308-9151

Attn: Mike Beinschroth
(Beinschroth@gmail.com)
Beinschroth Family Trust (via email)
18794 Sentenac
Apple Valley, CA 92307-5342

Beinschroth, Andy Eric
6719 Deep Creek Road
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Attn: Chuck Bell (Chuckb193@outlook.com;
Chuckb193@outlook.com)
Bell, Charles H. Trust dated March 7, 2014
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Best, Byron L.
21461 Camino Trebol
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Brommer House Trust
9435 Strathmore Lane
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Attn: Paul Johnson
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Helendale, CA 92342-9789

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Oro Grande, CA 92368-0146

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CalPortland Company - Oro Grande Plant (via
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Mojave Basin Area Watermaster Service List as of May 30, 2023

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4775 Bird Farm Road
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El Monte, CA 91731-1110

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DaCosta, Dean Edward (via email)
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daggettwater427@gmail.com)
Daggett Community Services District (via
email)
P. O. Box 308
Daggett, CA 92327-0308

Attn: Steve and Dana Rivett
Daggett Ranch, LLC
P. O. Box 112
Daggett, CA 92327-0112

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Mojave Basin Area Watermaster Service List as of May 30, 2023

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Attn: Denise Courtney
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13830 Choco Rd.
Apple Valley, CA 92307-5525

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Dolch Living Trust Robert and Judith
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Mojave Basin Area Watermaster Service List as of May 30, 2023

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Attn: Jay Storer
Gaeta, Trinidad
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Gardena Mission Church, Inc.
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Garg, Om P.
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Irvine, CA 92618-1414

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GenOn California South, LP (via email)
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160 Via Verde, Ste. 100
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Green Acres Estates
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Hackbarth, Edward E. (via email)
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Hamilton Family Trust
19945 Round Up Way
Apple Valley, CA 92308-8338

Attn: William Handrinos
Handrinos, Nicole A.
1140 Parkdale Rd.
Adelanto, CA 92301-9308

Attn: Donald F. Hanify
Hanify, Michael D., dba - White Bear Ranch
PO BOX 1021
Yermo, CA 92398-1021

Attn: Matt Wood
(Matthew.wood@martinmarietta.com)
Hanson Aggregates WRP, Inc. (via email)
P. O. Box 1115
Corona, CA 92878-1115

Attn: Mary Jane Hareson
Hareson, Nicholas and Mary
1737 Anza Avenue
Vista, CA 92084-3236

Attn: Kenny Harmsen (harmsencow@aol.com)
Harmsen Family Trust (via email)
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Hass, Pauline L.
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Helendale, CA 92342-0359

Mojave Basin Area Watermaster Service List as of May 30, 2023

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Attn: Jeff Gallistel
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Attn: Katherine Hill (Khill9@comcast.net)
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Mojave Basin Area Watermaster Service List as of May 30, 2023

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Johnston, Harriet and Johnston, Lawrence W.
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Jones Trust dated March 16, 2002 (via email)
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Attn: Lee Logsdon
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Mojave Basin Area Watermaster Service List as of May 30, 2023

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Lin, Kuan Jung and Chung, Der-Bing
2026 Turnball Canyon
Hacienda Heights, CA 91745-

Attn: Patricia Miranda
Lopez, Baltazar
12318 Post Office Rd
Lucerne Valley, CA 92356-

Attn: Gwen L. Bedics
Lucerne Valley Mutual Water Company
P. O. Box 1311
Lucerne Valley, CA 92356

Attn: Nancy Lan
Lake Waikiki
230 Hillcrest Drive
La Puente, CA 91744-4816

Langley Revocable Trust and Sharon Lanagley
P. O. Box 524
Yermo, CA 92398-0524

Attn: Robert Lawrence Jr.
Lawrence, William W.
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Newberry Springs, CA 92365

Lee, Doo Hwan
P. O. Box 556
Lucerne Valley, CA 92356-0556

Attn: Virginia Janovsky
(virginiajanovsky@yahoo.com)
Lem, Hoy (via email)
17241 Bullock St.
Encino, CA 91316-1473

Attn: Billy Liang
Liang, Yuan - I and Tzu - Mei Chen
4192 Biscayne St
Chino, CA 91710-3196

Attn: Manshan Gan
Lo, et al.
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San Gabriel, CA 91776-1724

(lowgo.dean@gmail.com)
Low, Dean (via email)
3 Panther Creek Ct.
Henderson, NV 89052-

Attn: Manoucher Sarbaz
Lucerne Valley Partners
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Attn: c/o J.C. UPMC, Inc. Lori Rodgers
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Lake Wainani Owners Association (via email)
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(jlangle@korschgroup.com)
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Apple Valley, CA 92308-1701

Lawson, Ernest and Barbara
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Lee, et al., Sepoong and Woo Poong
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Lenhert, Ronald and Toni
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Apple Valley, CA 92307

Attn: Neal Davies (ndavies@terra-gen.com;
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Mojave Basin Area Watermaster Service List as of May 30, 2023

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Attn: Eugene R. & Vickie R. Bird
M Bird Construction
1613 State Street, Ste. 10
Barstow, CA 92311-4162

Attn: Maria Martinez
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6831 Lime Avenue
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Attn: Robert Saidi
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46622 Fairview Road
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Attn: Jimmy Berry
Manning, Sharon S.
19332 Balan Road
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Attn: Allen Marcroft
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32942 Paseo Mira Flores
San Juan Capistrano, CA 92675

Attn: Rod Sexton
McCollum, Charles L.
15074 Spruce St
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McKinney, Paula
144 East 72nd
Tacoma, WA 98404-1060

Attn: Olivia L. Mead
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31314 Clay River Road
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Attn: David I. Milbrat
Milbrat, Irving H.
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Attn: Donna Miller
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Mojave Basin Area Watermaster Service List as of May 30, 2023

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Mojave Basin Area Watermaster Service List as of May 30, 2023

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Attn: Josie Rios
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Attn: David Kelly Gray
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Victorville, CA 92393-2805

Attn: Dale W. Ruisch
Ruisch Trust, Dale W. and Nellie H.
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Attn: Jafar Rashid
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S and E 786 Enterprises, LLC (via email)
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Attn: Sara Fortuna (sarajfortuna@gmail.com;
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Saba Family Trust dated July 24, 2018 (via
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Attn: Kanoe Barker (kanoebarker@yahoo.com)
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(BILLU711@yahoo.com)
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268 W. Hospitality Lane, Suite 302
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Attn: Rod Sexton
Sexton, Rodney A. and Sexton, Derek R.
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Rim Forest, CA 92378-

Attn: Chris Cummings
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Mojave Basin Area Watermaster Service List as of May 30, 2023

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Victorville, CA 92393-2926

Attn: Chan Kyun Son
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Attn: Joe Trombino
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Attn: Alex Vienna
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Sunray Land Company, LLC (via email)
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Mojave Basin Area Watermaster Service List as of May 30, 2023

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Attn: John Nahlen
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Mojave Basin Area Watermaster Service List as of May 30, 2023

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