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EXEMPT FROM FILING FEES
[GOV. CODE, § 6103]

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF RIVERSIDE

CITY OF BARSTOW, et al.,

Plaintiffs,

v.

CITY OF ADELANTO, et al.,

Defendants.

And All Related Cross-Actions

Case No. CIV208568/JCCP 5265

**DECLARATION OF AARON JOHNSON
IN SUPPORT OF CALIFORNIA
DEPARTMENT OF FISH AND
WILDLIFE'S OPPOSITION TO
WATERMASTER'S MOTION FOR
DETERMINATION OF HYDROLOGIC
BASE PERIOD FOR PRODUCTION
SAFE YIELD CALCULATIONS**

**[Concurrently filed with Opposition Brief
and Supporting Declaration of James
Blanke]**

Date: October 20, 2025

Time: 8:30 a.m.

Dept.: 1

Judge: The Honorable Craig G. Reimer,
Retired

Action Filed: November 21, 1990

Judgment Entered: January 10, 1996

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1 Case No. 208568 (Judgment).

2 5. I am providing this declaration in support of the Department's Opposition to
3 Watermaster's Motion for Determination of Hydrologic Base Period for Production Safe Yield
4 Calculations (Motion).

5 6. The following facts and opinions are true and correct of my knowledge and, if called
6 to testify, I could and would testify completely thereto. I make this declaration based on personal
7 knowledge and on my expert opinion as a Senior Environmental Scientist at the Department.

8 7. The Department has followed the topic of hydrologic base period with interest since
9 the Court ordered the Mojave River Basin Area Watermaster (Watermaster) to re-evaluate
10 Production Safe Yield (PSY) in all Basin Subareas, and, in its September 16, 2022 order,
11 specifically questioned the appropriateness of Watermaster's continued reliance on the initial 60-
12 year base period of 1931-1990.

13 8. Neither the Judgment nor Watermaster's Mojave Basin Rules and Regulations define
14 the concept of a hydrologic base period, specify the base period to be used, or provide specific
15 procedures to change or update the base period. Although the Department believes it is
16 appropriate to consider the changes in water supply and consumptive use using current methods
17 and information, the adoption of a new base period for the entire basin is a significant change in
18 the implementation of the Judgment that warrants additional review and analysis to understand
19 the impacts on the Department's water rights and public trust resources across each of the
20 individual Subareas. However, the information necessary to either support or object to the new
21 proposed base period has not yet been provided by Watermaster.

22 9. In the absence of procedures to re-evaluate and set the hydrologic base period,
23 Watermaster looked to the Judgment's definition of PSY to inform its process. Watermaster
24 notes that it includes two essential elements that pertain to base period, 1) "long-term average
25 annual natural water supply to the Subarea net of long-term average annual natural outflow from
26 the Subarea;" and (2) "patterns of Production, applied water, return flows and Consumptive Use,"
27 which Watermaster characterizes as "recent cultural conditions". (Mot., p. 5.) The Judgment also
28 provides in Exhibit C, Table C-1, the quantitative elements to be used in determining PSY for

1 each subarea, as typically used by the Watermaster in its Annual Reports (as Table 5-1), and
2 occasional PSY update reports.

3 10. In the Motion, Watermaster proposes to change the base period across the entire Basin
4 without providing any specific details of what other base periods were considered or how the new
5 proposed base period would alter the elements of the PSY calculations within each Subarea.
6 Watermaster has indicated only that the 2001-2020 base period experienced a six-percent
7 reduction in water supply, but this observation is only applicable to Alto, and no information is
8 provided regarding water supply for the other Subareas, such as Baja, in this new period.

9 11. In response to the Watermaster's two most recent motions to adjust PSY and set
10 annual FPA for Water Years 2025-2026 and 2024-2025, the Court rejected the Watermaster's
11 PSY calculations for Baja as lacking sufficient evidence, and Watermaster has stated that the
12 elements of PSY are "insufficiently known" to make a new recommendation for PSY there.

13 12. The Department has provided verbal and written comments to Watermaster during
14 regular meetings, hearings, and workshops, voicing concerns about the significant, measured
15 decrease in water supply to Baja, and the loss of groundwater-dependent vegetation, during the
16 new proposed hydrologic base period.

17 13. The Department, in its responses to Watermaster's motions to adjust PSY and set
18 annual FPA for Water Years 2025-2026 and 2024-2025, argued that significant reductions in
19 surface flow (water supply) have occurred as measured at the Barstow USGS gage, during the
20 proposed hydrologic base period. This reduced water supply has impacted public trust resources
21 by reducing groundwater recharge in Baja from stormflow events, harming public trust resources
22 in Baja and Camp Cady specifically where groundwater levels remain far below the depths noted
23 in Judgment Exhibit H, Table H-2 as required to support healthy native riparian vegetation.

24 14. The Department and Watermaster have both independently concluded that relative to
25 the original hydrologic base period, there have been substantial reductions in groundwater
26 dependent vegetation (phreatophytes) along the Mojave River, and thus the associated
27 consumptive use of water by phreatophytes in the Centro and Baja Subareas. This water should
28 not be made available for pumping in the PSY calculations but should instead remain in the

1 system for groundwater recovery and eventual re-establishment of native vegetation in the river.

2 15. As noted above, the Department has argued, based on evidence, that increased
3 infiltration of water along the Mojave River in Alto has altered the natural flow of water across
4 the Subarea since the original base period, resulting in increased local infiltration and recharge
5 from the river at the expense of outflow to the lower Subareas. This increased capture of recharge
6 in the new base period must be addressed in future PSY calculations.

7 16. In the Motion, Watermaster states that the base period may need to be adjusted as soon
8 as the Regional Mojave Basin Model (RMBM) is completed and PSY is re-evaluated, and that in
9 fact different base periods may be applied to each Subarea. The Watermaster clearly believes that
10 the RMBM is an important tool to inform both the base period and resulting PSY, and changing
11 the base period should be done after the model is finalized.

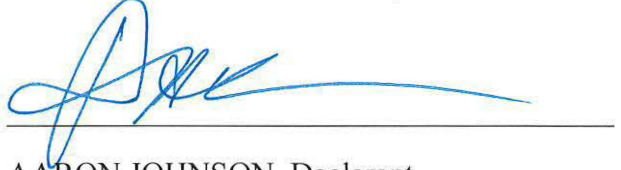
12 17. The Department supports an adaptive approach to integrating new information and
13 methods in the Judgment and implementation of the physical solution; however, Watermaster has
14 not adequately demonstrated how changing the hydrologic base period will change the elements
15 of the PSY calculations in the various Subareas.

16 18. In conclusion, the Department finds that it is premature to change the hydrologic base
17 period now for the entire Basin, without having the information necessary to analyze how that
18 change will impact the individual components of the Subarea water balance calculations,
19 including natural water supply, outflow, and consumptive use of water by phreatophytes. It is
20 apparent that the Watermaster is not prepared to update the PSY calculations for all of the
21 Subareas until after the RMBM has been completed. In the absence of such information, it is not
22 possible for the Department to properly evaluate the impact of a new hydrologic base period, or
23 any other proposed alternative base period, on the resulting PSY for each of the Subareas in the
24 basin, on the Department's interests. Any change to the hydrologic base period should occur
25 concurrently with the next PSY calculation update, after the RMBM has been released and peer
26 reviewed, using the procedures to approve re-calculated PSY set forth in the Court's October 23,
27 2024, order.

28 ///

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

3 Executed this 30th day of September, 2025, in the City of Bishop, County of Inyo,
4 California.

5 
6 _____

7 AARON JOHNSON, Declarant

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ATTACHMENT A

Aaron P Johnson
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EDUCATION

Bachelors Degree in Environmental Studies, Highest Honors
University of California, Santa Cruz (UCSC), June 2005
Merrill College Honors (UCSC)

TRAININGS/CERTIFICATIONS

Water Measurement Devices and Methods, UC Cooperative Extension
Measuring and Monitoring Rare Plant Populations, CDFW
Vegetation Rapid Assessment, California Native Plant Society
Wildland Weed Mapping Methods, Utah State University

PROFESSIONAL EXPERIENCE

California Department of Fish and Wildlife (CDFW), Senior Environmental Scientist. Supervise and oversee the CDFW Inland Deserts Region's northern lands program staff in a variety of complex activities related to management of CDFW lands, water rights, and related activities. I am responsible for the overall planning, analysis, and preparation of land conservation documents, land management plans, and associated maintenance and restoration projects for state owned and managed properties in Inyo, Mono, and northern San Bernardino Counties, and ensure environmental compliance for the program. This includes the preparation of environmental documents, grant requests, contracts, special use agreements, and various assorted reporting, including local, state, and federal environmental compliance and coordination such as required under CEQA, CESA, LSA and NEPA (10/2021-present).

Environmental Scientist. As an Environmental Scientist at Range C in the CDFW lands program I supported the Senior Environmental Scientist in various planning and analysis tasks including the preparation of land conservation documents, land management plans, and maintenance and restoration projects for CDFW properties, and completed environmental review and compliance tasks and documents. I served as lead person for the Wildlife Habitat Supervisor, Scientific Aids, and Wildlife Habitat Assistant coordinating day-to-day work assignments and priorities (1/2015-9/2021).

Eastern Sierra Land Trust, Lands Director. In this position I directed the land conservation and stewardship programs of a non-profit land conservation organization. The position involved managing complex real estate transactions to protect land and water resources, coordinating closely with private landowners and partner agencies, and grant writing and management. I conducted annual monitoring of all land trust properties and easements, completed monitoring reports, prepared resource inventories and reports and plans based on field data, interviews, and coordination with resource management agencies. The position required strong organizational skills, project management, and daily written and verbal communication (10/2008-12/2014).

USDA, Exotic & Invasive Weed Research Unit. Biological Science Technician. In this position I supported USDA Agricultural Research Service (ARS) efforts to develop a remote sensing/GIS spatial plant ecology program while also participating in regular botanical fieldwork to support the research of my unit. My regular office duties included hyperspectral remote sensing image processing, GIS mapping and analysis, data collection flight planning, as well as plant ecology lab work. Fieldwork included quantitative plant ecology data collection tasks related to the population demography of invasive plants, GPS spatial data collection, as well as supervision of volunteers on mapping projects (10/2007 - 10/2008).

City of Boulder, Open Space & Mountain Parks. Vegetation Management Crew Leader. This position included budgeting, hiring and training of the crew, as well as daily supervision. The office component of this position included project planning, GIS data management, quality assurance, and report writing. This work also included planning for and managing daily weed removal work projects, plant identification, detailed project tracking and reporting, designing, and implementing monitoring plans, as well as educating the public and local landowners (3/2006 - 9/2007).

**DECLARATION OF SERVICE BY E-MAIL AND OVERNIGHT
COURIER**

Case Name: **City of Barstow v. City of Adelanto, et al.**

Case No.: **CIV208568 (Lead)**

I declare: I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter; my business address is: 300 South Spring Street, Suite 1702, Los Angeles, CA 90013-1230. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for overnight mail with the **Federal Express** courier service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the overnight courier that same day in the ordinary course of business.

On October 8, 2025, I served the **DECLARATION OF AARON JOHNSON IN SUPPORT OF CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE'S OPPOSITION TO WATERMASTER'S MOTION FOR DETERMINATION OF HYDROLOGIC BASE PERIOD FOR PRODUCTION SAFE YIELD CALCULATIONS** by transmitting a true copy via electronic mail. In addition, I placed a true copy thereof enclosed in a sealed envelope, in the internal mail system of the Office of the Attorney General, for overnight delivery, addressed as follows:

William J. Brunick, Esq.
Leland P. McElhaney, Esq.
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I declare under penalty of perjury under the laws of the State of California and the United States of America, the foregoing is true and correct and that this declaration was executed on October 8, 2025, at Los Angeles, California.

Blanca Cabrera

Declarant



Signature

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.

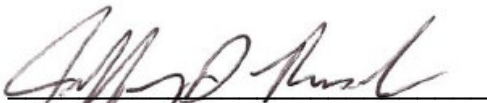
On October 8, 2025, the document(s) described below were served pursuant to the Mojave Basin Area Watermaster's Rules and Regulations paragraph 8.B.2 which provides for service by electronic mail upon election by the Party or paragraph 10.D, which provides that Watermaster shall mail a postcard describing 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:

DECLARATION OF AARON JOHNSON IN SUPPORT OF CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE'S OPPOSITION TO WATERMASTER'S MOTION FOR DETERMINATION OF HYDROLOGIC BASE PERIOD FOR PRODUCTION SAFE YIELD CALCULATIONS

 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 October 8, 2025 at Apple Valley, California.



Jeffrey D. Ruesch

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Mojave Basin Area Watermaster Service List as of October 08, 2025

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Newberry Springs, CA 92365-9230

Attn: Randy Wagner
Dennison, Quentin D. - Clegg, Frizell and Joke
44579 Temescal Street
Newberry Springs, CA 92365

Attn: Marie McDaniel
Desert Dawn Mutual Water Company
P. O. Box 392
Lucerne Valley, CA 92356-0392

Attn: Penny Zaritsky
(pennyzaritsky2000@yahoo.com)
Desert Girlz LLC (via email)
P. O. Box 709
Lucerne Valley, CA 92356-0709

Attn: Denise Courtney
Desert Springs Mutual Water Company
P. O. Box 396
Lucerne Valley, CA 92356-0396

Attn: Debby Wyatt
DLW Revocable Trust
13830 Choco Rd.
Apple Valley, CA 92307-5525

Attn: Judith Dolch-Partridge, Trustee
Dolch Living Trust Robert and Judith
4181 Kramer Lane
Bellingham, WA 98226-7145

Donaldson, Jerry and Beverly
16736 B Road
Delta, CO 81416-8501

Attn: Virginia Shaw
Dora Land, Inc.
P. O. Box 1405
Apple Valley, CA 92307-0026

Attn: David Dorrance
Dorrance, David W. and Tamela L.
118 River Road Circle
Wimberley, TX 78676-5060

Attn: David Looper
Douglass, Tina
P.O. Box 1730
Lucerne Valley, CA 92356-

Dowell, Leonard
345 E Carson St.
Carson, CA 90745-2709

Evenson, Edwin H. and Joycelaine C.
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1372 West 26th St.
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Attn: Paul Johnson
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Van Nuys, CA 91405-1423

Attn: Richard Bruce Fitzwater
(rickfitzwater@gmail.com)
Fitzwater, Survivor's Trust (via email)
12372 E Parks Road
Athol, ID 83801-5362

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(cfrates@renewablegroup.com)
Frates, D. Cole (via email)
RRG CM, 926 N Sycamore Ave Ste 725
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Friend, Joseph and Deborah
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Fundamental Christian Endeavors, Inc. (via email)
49191 Cherokee Road
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Gabrych Family Trust dated October 9, 2007
2006 Old Highway 395
Fallbrook, CA 92028

Gabrych Family Trust dated October 9, 2007
2006 Old Highway 395
Fallbrook, CA 92028-8816

Gaeta, Miguel and Maria
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Mojave Basin Area Watermaster Service List as of October 08, 2025

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Lucerne Valley, CA 92356-0304

Garg, Om P.
530 Technology Drive, Suite 100
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Attn: Brent Peterson
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GenOn California South, LP (via email)
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160 Via Verde, Ste. 100
San Dimas, CA 91773-5121

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San Dimas, CA 91773-5121

Attn: Manoucher Sarbaz
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Gordon Acres Water Company
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Gray, George F. and Betty E.
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Mojave Basin Area Watermaster Service List as of October 08, 2025

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email)
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Helendale, CA 92342-0359

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Helendale School District
P. O. Box 249
Helendale, CA 92342-0249

Attn: Jeff Gallistel
Hendley, Rick and Barbara
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Yermo, CA 92398-0972

Hensley, Mark P.
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Hesperia Venture I, LLC (via email)
10 Western Road
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Attn: Jeremy McDonald
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Hesperia Water District (via email)
9700 7th Avenue
Hesperia, CA 92345-3493

Attn: Jeremy McDonald
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Hesperia, City of (via email)
9700 Seventh Avenue
Hesperia, CA 92345-3493

Attn: Carabeth Carter ()
Hettinga Revocable Trust (via email)
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Attn: Lisset Sardeson
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Hesperia, CA 92345-4902

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Hilarides 1998 Revocable Family Trust
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Attn: Katherine Hill (Khill9@comcast.net)
Hill Family Trust and Hill's Ranch, Inc. (via
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Attn: Anne Roark
Hitchin Lucerne, Inc.
PO Box 965
Lucerne Valley, CA 92356-0749

Ho, Ting-Seng and Ah-Git
P.O. Box 20001
Bakersfield, CA 93390-0001

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22832 Buendia
Mission Viejo, CA 92691-

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Denver, CO 80202-1348

Attn: Weiya Noble
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10111 Choicena Avenue
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Attn: Paul Hong
Hong, Paul B. and May
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Covina, CA 91722-0432

Attn: Sandra D. Hood
Hood Family Trust
2142 W Paseo Del Mar
San Pedro, CA 90732-4557

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47716 Fairview Road
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Attn: Ester Hubbard
Hubbard, Ester and Mizuno, Arlean
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Hunt, Connie (via email)
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Mojave Basin Area Watermaster Service List as of October 08, 2025

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Attn: Lawrence Dean (ldean28296@aol.com)
Jackson, Ray Revocable Trust No. 45801 (via email)
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Redlands, CA 92375-1450

Attn: Audrey Goller
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Jamboree Housing Corporation (via email)
15940 Stoddard Wells Rd - Office
Victorville, CA 92395-2800

Attn: Tomas Janovsky
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Janovsky Revocable Trust No. 1 (via email)
17241 Bullock Street
Encino, CA 91316-1437

Attn: Gary A. Ledford
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Jess Ranch Water Company (via email)
906 Old Ranch Road
Florissant, CO 80816-

Attn: Cynthia Mahoney
(cyndisue87@yahoo.com)
Johnson, Carlean F. Trust Dated 10/29/2004
(via email)
8626 Deep Creek Road
Apple Valley, CA 92308-8769

Attn: Paul Johnson
(johnsonfarming@gmail.com)
Johnson, Paul - Industrial (via email)
10456 Deep Creek Road
Apple Valley, CA 92308-8330

Johnson, Ronald
1156 Clovis Circle
Dammeron Valley, UT 84783-5211

Attn: Lawrence W. Johnston
Johnston, Harriet and Johnston, Lawrence W.
P. O. Box 401472
Hesperia, CA 92340-1472

Attn: Magdalena Jones
(mygoldenbiz9@gmail.com)
Jones Trust dated March 16, 2002 (via email)
35424 Old Woman Springs Road
Lucerne Valley, CA 92356-7237

Attn: Paul Jordan
Jordan Family Trust
1650 Silver Saddle Drive
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Attn: Ray Gagné
Jubilee Mutual Water Company
P. O. Box 1016
Lucerne Valley, CA 92356

Attn: Jilin Xiao
Jujube Valley Farm, Inc.
19 Pemberly
Irvine, CA 92603-3452

Attn: Daniel Smith (dsmith@jrcwd.org)
Juniper Riviera County Water District (via email)
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Lucerne Valley, CA 92356-0618

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(Robertkasner@aol.com)
Kasner, Robert (via email)
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Katcher, August M. and Marceline
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Kemp, Robert and Rose
48441 National Trails Highway
Newberry Springs, CA 92365

Attn: Peggy Shaughnessy
Kemper Campbell Ranch
10 Kemper Campbell Ranch Road - Office
Victorville, CA 92395-3357

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419 Sara Jane Ln
Placentia, CA 92870-5137

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Kim, Ju Sang (via email)
1225 Crestview Dr
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Kim, Seon Ja
34981 Piute Road
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Koering, Richard and Koering, Donna
40909 Mountain View Road
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Attn: Catherine Cerri
(ccerri@lakearrowheadcsd.com)
Lake Arrowhead Community Services District
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Lake Arrowhead, CA 92352-0700

Mojave Basin Area Watermaster Service List as of October 08, 2025

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West Hollywood, CA 90069-4120

(PhillipLam99@Yahoo.com)
Lam, Phillip (via email)
864 Sapphire Court
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Attn: Robert Lawrence Jr.
Lawrence, William W.
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Lee, Doo Hwan
P. O. Box 556
Lucerne Valley, CA 92356-0556

Lenhert, Ronald and Toni
4474 W. Cheyenne Drive
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Attn: Michael Reese
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Apple Valley, CA 92307

Attn: Neal Davies (ndavies@terra-gen.com;
dkelly@terra-gen.com)
Lockhart Land Holding, LLC (via email)
43880 Harper Lake Road
Hinkley, CA 92347-

Lua, Michael T. and Donna S.
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Attn: Manoucher Sarbaz
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Langley, James (via email)
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Lawson, Ernest and Barbara
20277 Rock Springs Road
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Attn: Sepoong & Woo Poong Lee
Lee, et al., Sepoong and Woo Poong
#6 Ensueno East
Irvine, CA 92620-

Attn: Brad Francke
LHC Alligator, LLC
P. O. Box 670
Upland, CA 91785-0670

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

Attn: Patricia Miranda
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Lee, Anna K. and Eshban K. (via email)
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Lee, Vin Jang T.
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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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Attn: Dean Low (lowgo.dean@gmail.com)
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3 Panther Creek Ct.
Henderson, NV 89052-

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Attn: Eugene R. & Vickie R. Bird
M Bird Construction
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Mojave Basin Area Watermaster Service List as of October 08, 2025

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Manning, Sharon S.
19332 Balan Road
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13846 Conference Center Drive
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Attn: Doug Kerns (dkerns@mojavewater.org)
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Attn: Manoucher Sarbaz
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7649 Cypress Dr.
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Attn: Dennis Hills
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Mojave Basin Area Watermaster Service List as of October 08, 2025

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Chino, CA 91710-3196

Attn: Jodi Howard
Newberry Community Services District
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Attn: Jeff Gaastra (jeffgaastra@gmail.com)
Newberry Springs Recreational Lakes
Association (via email)
32935 Dune Road, Space 10
Newberry Springs, CA 92365-

Attn: Mary Ann Norris
Norris Trust, Mary Ann
29611 Exeter Street
Lucerne Valley, CA 92356-8261

Attn: Kenton Eatherton
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NSSL, Inc. (via email)
9876 Moon River Circle
Fountain Valley, CA 92708-7312

Núñez, Luis Segundo
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Oasis World Mission (via email)
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Attn: Dorothy Ohai
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13450 Monte Vista
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Attn: Craig Maetzold
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Omya California, Inc. (via email)
7225 Crystal Creek Rd
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Attn: John P. Oostdam
Oostdam Family Trust, John P. and Margie K.
24953 Three Springs Road
Hemet, CA 92545-2246

Attn: Nick Higgs
Oro Grande School District
P. O. Box 386
Oro Grande, CA 92368-0386

Attn: Taghi Shoraka
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