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EXEMPT FROM FILING FEES
GOV. CODE § 6103

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OF VICTORVILLE (formerly VICTOR VALLEY WATER DISTRICT and BALDY MESA
WATER DISTRICT)

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF RIVERSIDE

Coordination Proceeding Special Title
(Cal. Rules of Court, rule 3.550)

JCCP NO. 5265
Case No. CIV208568

MOJAVE BASIN WATER CASES

CITY OF BARSTOW,

Plaintiff,

v.

CITY OF ADELANTO, et al.,

Defendants.

AND RELATED CROSS ACTIONS

**VICTORVILLE WATER DISTRICT'S
EVIDENTIARY OBJECTIONS TO
CALIFORNIA DEPARTMENT OF
FISH AND WILDLIFE AND
NEWBERRY SPRINGS
RECREATIONAL LAKES
ASSOCIATION OPPOSITIONS TO
WATERMASTER'S MOTION TO
ADJUST FREE PRODUCTION
ALLOWANCE FOR WATER YEAR
2026-2027**

**August 12, 2026
10:00 a.m.
Department 1**

Hon. Craig G. Riemer (Retired), Judge
Presiding by Assignment

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I. INTRODUCTION

Victorville Water District (**VWD**) hereby objects to certain material contained in the following documents filed in opposition to the Mojave Basin Area Watermaster's (**Watermaster**) Water Year 2026-2027 Free Production Allowance Motion (**FPA Motion**):

- a. California Department of Fish and Wildlife Response to Watermaster's Water Year 2026-2027 Free Production Allowance Motion (*CDFW Response*); Declaration of James Blanke in Support of California Department of Fish and Wildlife's Response to Watermaster's Motion for Approval of (1) Production Safe yield Classifications, and (2) Free Production Allowance Recommendations for Water Year 2026-2027 (*Blanke Decl.*); Declaration of Aaron Johnson in Support of California Department of Fish and Wildlife's Response to Watermaster's Motion for Approval of (1) Production Safe yield Classifications, and (2) Free Production Allowance Recommendations for Water Year 2026-2027 (*Johnson Decl.*);
- b. Newberry Springs Recreational Lakes Association's Opposition to Watermaster's Motion for Approval of (1) Production Safe yield Classifications, and (2) Free Production Allowance Recommendations for Water Year 2026-2027 (*NSRLA Opp.*); Declaration of W. Richard Laton in Support of Opposition to Watermaster's Motion to Adjust the Free Production Allowance for the Baja Subarea for Water Year 2026-2027 (*Laton Decl.*).

These evidentiary objections are filed pursuant to California Rules of Court, Rule 3.1354. VWD respectfully requests that the Court strike the material objected to.

II. OBJECTIONS

A. Objections to CDFW Response

Objection Number 1

“ . . . when all parties and this Court know that PSY is in reality lower than stated by the Watermaster, even if we do not know exactly how much lower.” (CDFW Response, page 10, lines 1-2.)

Grounds for Objection 1: Lacks foundation; (Evid. Code, § 403); lack of personal knowledge (Evid. Code, § 702(a)); speculation (Evid. Code § 800(b)).

B. Objections to Blanke Declaration

Objection Number 2

In the Water Year 2021-2022 Annual Report, which also relied on the 1931-1990 base period, the Alto Surface Water Inflow of 68,500 acre-feet was based on the average discharge of the Mojave River at The Forks (1931-1990), including 3,000 acre-feet of ungaged inflow. In the current analysis, using the same base period, the Alto Surface Water Inflow has been increased to 73,301 acre-feet, with an additional 2,280 acre-feet of Tributary Inflow reported separately, for a combined total of 75,581 acre-feet. This increase of over 7,000 acre-feet is attributed to reliance on Stamos et al. (2001) rather than to a change in the underlying hydrogeologic understanding of the Mojave Basin Area (Basin).

(Blanke Decl., page 5, lines 14-23.)

Grounds for Objection 2: Lacks foundation. (Evid. Code § 403.) The Declarant does not make clear whether this is an account of surface water inflows or total inflows and may conflate those two categories.

Objection Number 3

“. . . incorporates many new water-budget terms and assumptions that individually result in increased calculated water availability in each subarea” (Blanke Decl., page 4, lines 24-25.)

Grounds for Objection 3: Lacks foundation. (Evid. Code § 403.) This statement is factually incorrect as to Centro for which Watermaster recommends a reduction in PSY and FPA.

Objection Number 4

“In . . . Centro . . . the increased Surface Water Inflow directly contributes to increasing the calculated storage and PSY [in Centro]” (Blanke Decl., page 6, lines 20-23 (bracketed language added).)

Grounds for Objection 4: Lacks foundation. (Evid. Code § 403.) This statement is factually incorrect as to Centro for which Watermaster recommends a reduction in PSY and FPA.

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1 **C. Objections to Johnson Declaration**

2 **Objection Number 5**

3 “. . . particularly when the flow to Baja has decreased substantially in the last 30 years.” (Johnson
4 Decl., page 12, lines 24-25.)

5 **Grounds for Objection 5:** Lacks foundation (Evid. Code § 403.); speculation (Evid. Code
6 800(b)). Declarant offers no support for this assertion.

7 **D. Objections to NSRLA Opposition**

8 **Objection Number 6**

9 “However it certainly seems that Watermaster is following the political winds rather than the
10 science in its motion since Baja is uniquely called out for reductions in pumping while groundwater
11 levels in Baja are primarily rising at the same time that the rest of the watershed, other than Este,
12 receives a recommended increased FPA allowance” (NSRLA Opp., page 2, lines 27-28.)

13 **Grounds for Objection 6:** Lacks foundation (Evid. Code § 403). This statement is factually
14 incorrect as to Centro for which Watermaster recommends a reduction in PSY and FPA.

15 **Objection Number 7**

16 “. . . Watermaster in its motion instead recommends increased FPA and PSY in . . . Centro”
17 (NSRLA Opp., page, 4, lines 6-7.)

18 **Grounds for Objection 7:** Lacks foundation. (Evid. Code § 403.) This statement is factually
19 incorrect. Watermaster recommends a reduction in FPA and PSY for Centro.

20 **Objection Number 8**

21 “All of the basins other than Baja and Este receive an increase in FPA under the approach
22 Watermaster asks the Court to approve herein” (NSRLA Opp., page 6, lines 8-9.)

23 **Grounds for Objection 8:** Lacks foundation. (Evid. Code § 403.) This statement is factually
24 incorrect as to Centro for which Watermaster recommends a reduction in PSY and FPA.

25 **E. Objections to Laton Declaration**

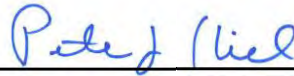
26 **Objection Number 9**

27 “Three features of the Baja system make subsurface transmission from the recreational lakes area
28 to Camp Cady exceptionally slow.” (Laton Decl., page 7, lines 22-27.)

1 **Grounds for Objection 9:** Lacks foundation (Evid. Code § 403); speculation (Evid. Code
2 800(b)). Other than the stated geological features Declarant offers no evidence supporting this
3 assertion.

4
5 Dated: August 5, 2026

Law Office of Peter Kiel PC

6 

7 Peter J. Kiel

8 Attorneys for Defendant Victorville Water District, a
9 subsidiary district of the City of Victorville
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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF SONOMA

Re: *City of Barstow v. City of Adelanto, et al.*;
Riverside Superior Court Case No.: CIV 208568

I am over 18 years of age, and not a party to this action. I am employed at the Law Office of Peter Kiel PC. My mailing address is Law Office of Peter Kiel PC, 11 Western Avenue Petaluma, California 95952 and my email is vgoble@cawaterlaw.com.

On August 5, 2026, I served the documents

VICTORVILLE WATER DISTRICT'S REPLY TO CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE AND NEWBERRY SPRING RECREATIONAL LAKES ASSOCIATION OPPOSITIONS TO WATERMASTER'S MOTION FOR PRODUCTION SAFE YIELD AND FREE PRODUCTION ALLOWANCE FOR WATER YEAR 2026-2027

DECLARATION OF PETER LEFFLER IN SUPPORT OF CITY OF VICTORVILLE / VICTORVILLE WATER DISTRICT'S REPLY TO OPPOSITIONS TO WATERMASTER'S MOTION FOR PRODUCTION SAFE YIELD AND FREE PRODUCTION ALLOWANCE FOR WATER YEAR 2026-2027

VICTORVILLE WATER DISTRICT'S EVIDENTIARY OBJECTIONS TO CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE AND NEWBERRY SPRINGS RECREATIONAL LAKES ASSOCIATION OPPOSITIONS TO WATERMASTER'S MOTION TO ADJUST FREE PRODUCTION ALLOWANCE FOR WATER YEAR 2026-2027

[PROPOSED] ORDER REGARDING VICTORVILLE WATER DISTRICT'S EVIDENTIARY OBJECTIONS TO CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE, NEWBERRY SPRINGS RECREATIONAL LAKES ASSOCIATION AND GOLDEN STATE WATER COMPANY OPPOSITIONS TO WATERMASTER'S MOTION TO ADJUST FREE PRODUCTION ALLOWANCE FOR WATER YEAR 2026-2027

By FedEx Overnight Mail to the recipients listed below. I caused such envelope to be delivered by hand to the office of the addressee via overnight delivery pursuant to CCP § 1013(c), with delivery fees fully prepaid or provided for.

By Electronic Mail/Email to the email addresses listed below. Said document was served electronically and the transmission was reported as complete and without error.

To the Attached Service List

I certify and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this document was executed on August 5, 2026 at Petaluma, California.

/s/ Vincent Goble
Vincent Goble

Service List

City of Barstow v. City of Adelanto, et al.;
Riverside Superior Court Case No.: CIV 208568

VIA EMAIL AND FEDEX

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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.

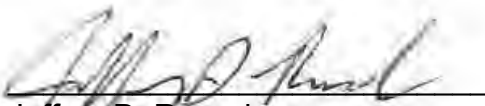
August 5, 2026, the document(s) described below were served pursuant to the Mojave Basin Area Watermaster's Rules and Regulations paragraph 8.B.2 which provides for service by electronic mail upon election by the Party or paragraph 10.D, which provides that Watermaster shall mail a postcard describing 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:

Victorville Water District's Evidentiary Objections to California Department of Fish and Wildlife and Newberry Springs Recreational Lakes Association Oppositions to Watermaster's Motion to Adjust Free Production Allowance for Water Year 2026-2027

 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 August 5, 2026 at Apple Valley, California.



Jeffrey D. Ruesch

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

Attn: Gary Juatco
Foothill Estates MHP, LLC
9454 Wilshire Blvd., Ste. 920
Beverly Hills, CA 90212-2925

Attn: Jin Hyung Kim
Fourfree USA, Inc.
35000 Indian Trail
Helendale, CA 92342-9782

(cfrates@renewablegroup.com)
Frates, D. Cole (via email)
RRG CM, 926 N Sycamore Ave Ste 725
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Attn: Deborah A. Friend
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Attn: Mark Asay (bettybrock@ironwood.org;
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Fundamental Christian Endeavors, Inc. (via email)
49191 Cherokee Road
Newberry Springs, CA 92365

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
9366 Joshua Avenue
Lucerne Valley, CA 92356-8273

Attn: Jay Storer
Gaeta, Trinidad
10551 Dallas Avenue
Lucerne Valley, CA 92356

Mojave Basin Area Watermaster Service List as of August 05, 2026

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223 Rabbit Trail
Lake Jackson, TX 77566-3728

Attn: Sang Hwal Kim
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P. O. Box 304
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Garg, Om P.
530 Technology Drive, Suite 100
Irvine, CA 92618-1350

Attn: Brent Peterson
Gayjikian, Samuel and Hazel
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Attn: Jeffrey Edwards
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GenOn California South, LP (via email)
P. O. Box 337
Daggett, CA 92327-0337

Attn: Toby Moore (toby.moore@gswater.com)
Golden State Water Company (via email)
160 Via Verde, Ste. 100
San Dimas, CA 91773-5121

Attn: Manoucher Sarbaz
Golf Investments LLC
9903 Santa Monica Blvd., #541
Beverly Hills, CA 90212-1606

Attn: Scot Gasper
Gordon Acres Water Company
P. O. Box 1035
Lucerne Valley, CA 92356-1035

Gray, George F. and Betty E.
975 Bryant
Calimesa, CA 92320-1301

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Green Acres Estates
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Attn: Eric Archibek
Green Hay Packers LLC
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Attn: Nick Grill (Nick.terawatt@gmail.com)
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Halanna Equities III (via email)
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Hammack, Mitchell (via email)
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Handrinos, Nicole A.
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West Covina, CA 91791-2818

Attn: Donald F. Hanify
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PO BOX 1021
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Mojave Basin Area Watermaster Service List as of August 05, 2026

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ccarlson@helendalecsd.org)
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email)
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Helendale, CA 92342-0359

Attn: Kelly Henderson
Helendale School District
P. O. Box 249
Helendale, CA 92342-0249

Attn: Jeff Gallistel
Hendley, Rick and Barbara
P. O. Box 972
Yermo, CA 92398-0972

Hensley, Mark P.
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Hinkley, CA 92347-9613

Attn: Isaac Ortiz (IsaacOrtiz@hesperiaca.gov)
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Attn: Janie Martines
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10 Western Road
Wheatland, WY 82201-8936

Attn: Isaac Ortiz
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Hesperia Water District (via email)
9700 7th Avenue
Hesperia, CA 92345-3493

Attn: Isaac Ortiz (issacortiz@hesperiaca.gov)
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9700 Seventh Avenue
Hesperia, CA 92345-3493

Attn: Carabeth Carter ()
Hettinga Revocable Trust (via email)
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Ehrenberg, AZ 85334-0455

Attn: Lisset Sardeson
Hi Desert Mutual Water Company
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Barstow, CA 92311

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Holy Heavenly Lake, LLC
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Mojave Basin Area Watermaster Service List as of August 05, 2026

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Attn: Lawrence Dean (ldean28296@aol.com)
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Attn: Bobby Boytor
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Jess Ranch Water Company (via email)
PO Box 542
Trabuco Canyon, CA 92678-0542

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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

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1156 Clovis Circle
Dammeron Valley, UT 84783-5211

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Johnston, Harriet and Johnston, Lawrence W.
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Hesperia, CA 92340-1472

Attn: Magdalena Jones
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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
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Attn: Jilin Xiao
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19 Pemberly
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Attn: Cherie Casey (ccasey@jrcwd.org)
Juniper Riviera County Water District (via email)
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419 Sara Jane Ln
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Kim, Seon Ja
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Koering, Richard and Koering, Donna
40909 Mountain View Road
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Lake Arrowhead Community Services District
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Mojave Basin Area Watermaster Service List as of August 05, 2026

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(PhillipLam99@gmail.com)
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864 Sapphire Court
Pomona, CA 91766-5171

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Lee, Doo Hwan
P. O. Box 556
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Eloy, AZ 85131-3410

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(Michael.Reese@libertyutilities.com)
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Apple Valley, CA 92307

Attn: Robert Fimbres (rfimbres@terra-gen.com)
Lockhart Land Holding, LLC (via email)
43880 Harper Lake Road
Hinkley, CA 92347-

Attn: Michael Lua
Lua, Michael T. and Donna S.
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Rowland Heights, CA 91748-4890

Attn: Manoucher Sarbaz
Lucerne Valley Partners
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Lake Waikiki
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Langley, James (via email)
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Lawson, 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

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

Attn: Patricia Miranda
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Attn: Parviz Omidvar
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Lucerne Valley 26, LLC (via email)
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4192 Biscayne St
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Attn: Manshan Gan
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San Gabriel, CA 91776-1724

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Attn: Sherri Brown
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Mojave Basin Area Watermaster Service List as of August 05, 2026

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Manning, Sharon S.
19332 Balan Road
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Mojave Basin Area Watermaster Service List as of August 05, 2026

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Attn: Jeff Gaastra (jeffgaastra@gmail.com)
Newberry Springs Recreational Lakes
Association (via email)
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Fountain Valley, CA 92708-7312

Núñez, Luis Segundo
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Odessa Water District
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Attn: Craig Maetzold
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24953 Three Springs Road
Hemet, CA 92545-2246

Attn: Nick Higgs
Oro Grande School District
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Oro Grande, CA 92368-0386

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P and H Engineering and Development
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District (via email)
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Poland, John R. and Kathleen A.
778 23rd St SW
Loveland, CO 80537-7200

Porter, Timothy M.
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Attn: Carin McKay
Precision Investments Services, LLC
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Pruett, Andrea
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(s_quakenbush@yahoo.com)
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Mojave Basin Area Watermaster Service List as of August 05, 2026

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