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9 GOLDEN STATE WATER COMPANY

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

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

14 MOJAVE BASIN AREA WATER CASES

15 CITY OF BARSTOW, et al.,

16 Plaintiff,

17 v.

18 CITY OF ADELANTO, et al.,

19 Defendant.

JCCP NO.: 5265

Lead Case No. CIV 208568

Assigned for All Purposes to the
Honorable Harold W. Hopp, Dept. 1

**NOTICE OF LODGING OF
POWERPOINT PRESENTATION IN
SUPPORT OF GOLDEN STATE
WATER COMPANY'S MOTION TO
ENFORCE JUDGMENT**

Date: October 2, 2024

Time: 8:30 am

Dept.: 1

Reservation ID: 562595011427

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE THAT Golden State Water Company (“GSWC”) hereby lodges with this Court the following document in support of its Motion to Enforce Judgment (“Motion”) in accordance with the direction in the Court’s July 3, 2024 Order on the Watermaster’s Annual Motion to Adjust Free Production Allowance for Water Year 2024-2025:

1. A 17-page document entitled Expert Report of Anthony Brown Hydrologic Conditions and Water Flow Between the Alto Subarea (Alto) and Centro Subarea (Centro) of the Mojave Basin, San Bernardino County, California (the “Presentation”), which is the PowerPoint Presentation to be made by Mr. Anthony Brown, aquilogic, Inc., at the Court hearing on GSWC’s Motion on October 2, 2024.

A copy of the Presentation in PDF format is attached to this Notice as Exhibit A. Further, the native file of the PowerPoint Presentation will be delivered to the Court and served on the Parties shown on the attached Proof of Service.

Dated: September 26, 2024

BROWNSTEIN HYATT FARBER
SCHRECK, LLP



By: _____
STEPHANIE OSLER HASTINGS
MACKENZIE W. CARLSON
Attorneys for Plaintiff
GOLDEN STATE WATER COMPANY

EXHIBIT A

Anthony Brown, M.S.

Expert Witness - Hydrology

Hydrologic Conditions and Water Flow Between the Alto Subarea (Alto) and the Centro Subarea (Centro) of the Mojave Basin, San Bernadino County, California

October 2, 2024

GSWC 0988

Opinions

1. Production wells operated by Golden State in Centro are experiencing chronic water level declines. In simple terms, considering a conservation of mass, groundwater level declines (i.e., loss of storage) result from excessive discharge (e.g., over-pumping) and/or insufficient recharge (e.g., river seepage).
2. Based on currently available data and analyses performed by aquilogic, the observed chronic water level declines at Golden State's production wells in Centro do not result from over-pumping at the wells.
3. Thus, it is more likely that recharge to Centro from Alto has decreased and contributed to the observed chronic water level declines.

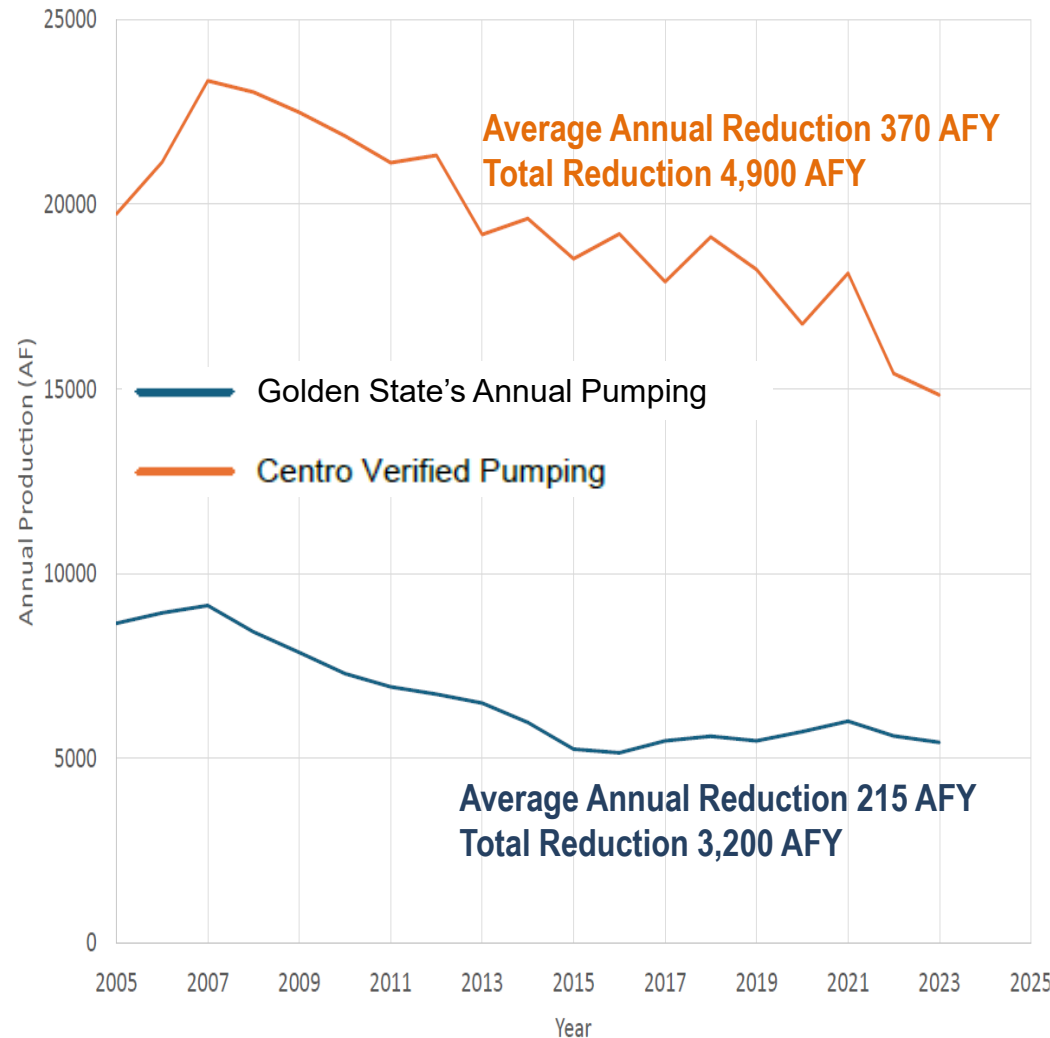
Opinions (continued)

4. There is currently a deficit in the volume of water producers in Alto are obligated under the Judgment to deliver as recharge to Centro.
5. The Watermaster should take actions to better quantify recharge to Centro, notably stream flows in the Mojave River and subsurface flow.
6. The Watermaster should also address recommendations presented below to ensure more effective management of groundwater in the Basin.

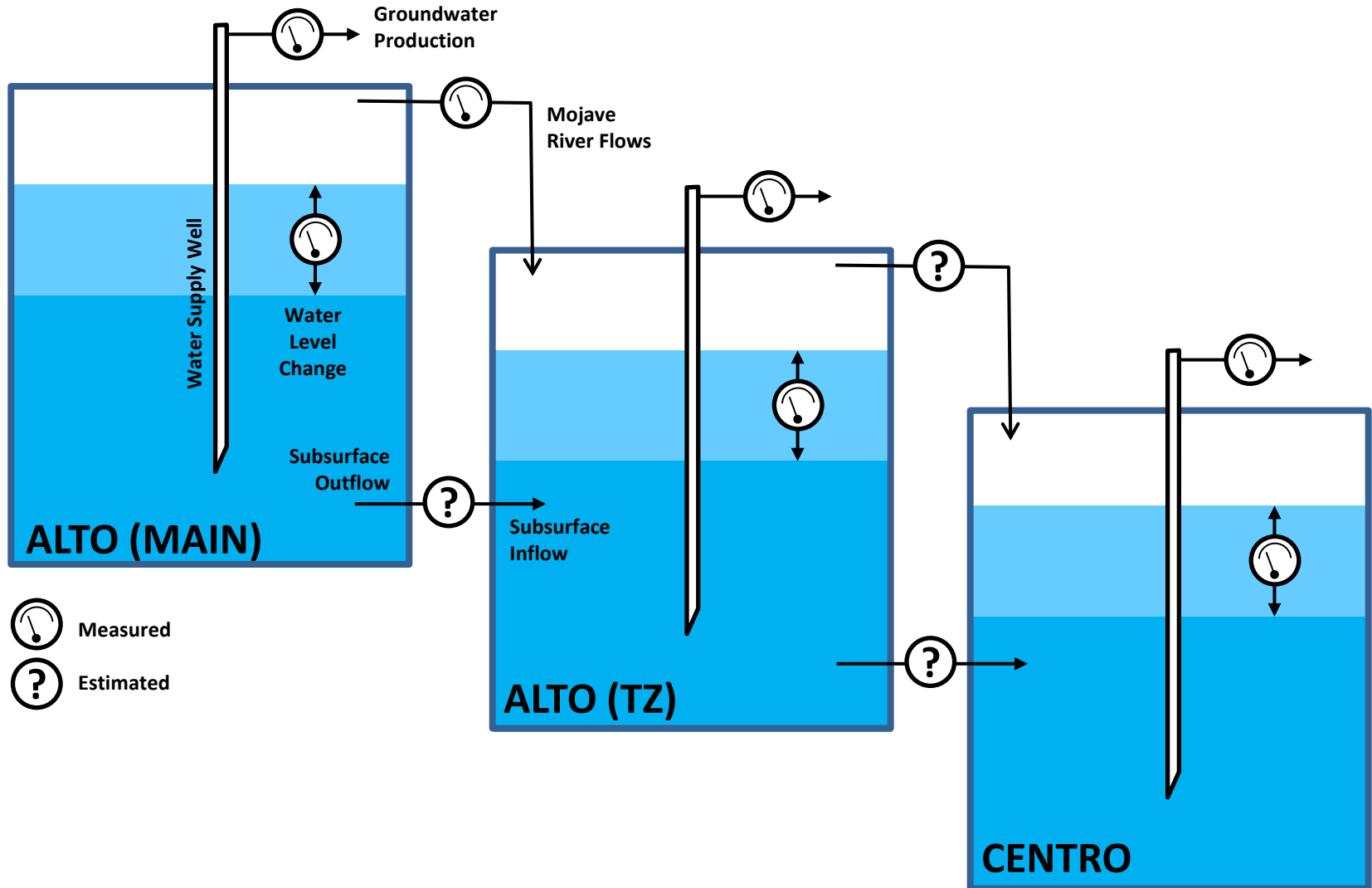
Statement of Problem

Groundwater levels recorded in Golden State's production wells in the Barstow area have been declining chronically over time

- Consistent average annual production from Golden State's production wells of 5,570 AFY over the last ten years
- Total average annual verified production for Centro of 17,773 AFY
- Significantly less than Watermaster's estimate of 32,000 AFY to 37,000 AFY of inflow to Centro



Conceptual Water Budgets



The Math Doesn't Add Up

- As noted, groundwater production in the Centro Subarea has been declining since **2007**
 - Average Centro verified production, 2007-2023 = 19,400 AFY
 - Average Golden State Centro production, 2007-2023 = 6,400 AFY
- Watermaster **estimates** inflow to the Centro Subarea averages about 37,000 AFY (surface + subsurface inflow) since 2007
 - However, there are no measurements of water inflow to Centro
- Watermaster: Average “paper” surplus 2001-2020 = 11,540 AFY
 - Includes additional outflows, mostly estimated or assumed by Watermaster
- Water levels declining in Golden State’s production wells
- What is explanation for this **discrepancy**?
- Where is the “surplus” water?

Watermaster's 2001-2020 Water Budgets

TABLE 5-1 Proposed

HYDROLOGICAL INVENTORY BASED ON VARIOUS SUPPLY ASSUMPTIONS AND 2021-22 CONSUMPTIVE USE, RETURN FLOW AND IMPORTS

(ALL AMOUNTS IN ACRE-FEET)

	ALTO	TRANSITION ZONE	CENTRO
WATER SUPPLY	2001-2020	2001-2020	2001-2020
Surface Water Inflow ¹	61,635	24,808	36,725
Mountain Front Recharge ²	8,511	0	0
Groundwater Discharge to the Transition Zone ³	0	5,112	0
Subsurface Inflow ⁴	0	7,053	2,000
Este/Oeste Inflow ⁵	4,785	62	
Imports ⁶	0	15,095	
TOTAL	74,931	52,130	38,725
CONSUMPTIVE USE AND OUTFLOW			
Surface Water Outflow	36,725 ⁷	36,725 ⁷	7,500 ⁴
Barstow Treatment Plant Discharge			2,475
Subsurface Outflow ⁸	2,000	2,000	1,462
Consumptive use ⁹			
Agriculture	949	949	5,863
Urban	40,171	6,456	6,885
Phreatophytes ¹⁰	11,000	6,000	3,000
TOTAL	90,845	52,130	27,185
Surplus / (Deficit) ¹¹	(15,914)		11,540
Total Estimated Production ¹²	78,147		16,995
Potential Return Flow from Surplus	0		2,885
PRODUCTION SAFE YIELD ¹³	62,233		31,420

¹ Average discharge of Mojave River by USGS, 2001-2020 (USGS stations at West Fork Mojave River Near Hesperia, CA (10261000), Deep Creek Near Hesperia, CA (10260500) and Lower Narrows Near Victorville, CA (10261500)).

² Mountain front recharge as developed from Upper Basin Alto Model.

³ Groundwater discharge lost to Transition Zone below the Narrows.

⁴ Portion of water lost to Transition Zone from Alto (Upper Basin Model). Groundwater discharge to Harper Lake (USGS Stamos 2001).

⁵ Subsurface Inflow to Alto from Este and Oeste Subareas (Upper Basin Model).

⁶ Total discharge to Transition Zone from VVWRA, 2021-22 Water Year.

⁷ Estimated based on reported flows at USGS gaging station, Mojave River at Victorville Narrows and 2001-2020

⁸ Groundwater discharge to Baja 1462 AF; 3501 AF groundwater discharge from Barstow area to Harper Lake. (USGS Stamos 2001)

⁹ Includes consumptive use of "Minimals Pool" (estimated Minimal's production is 2,104 af).

¹⁰ From USGS Water-Resources Investigation Report 96-4241 "Riparian Vegetation and Its Water Use During 1995 Along the Mojave River, Southern California" 1996. Lines and Bilhorn

¹¹ Amount necessary to offset overdraft under the above assumptions.

¹² Water production for 2021-22. Included in the production values are the estimated minimal producer's water use.

¹³ Imported State Water Project water purchased by MWA is not reflected in the above table.

¹⁴ Reported flows at USGS gaging station, Mojave River at Barstow (10262500).

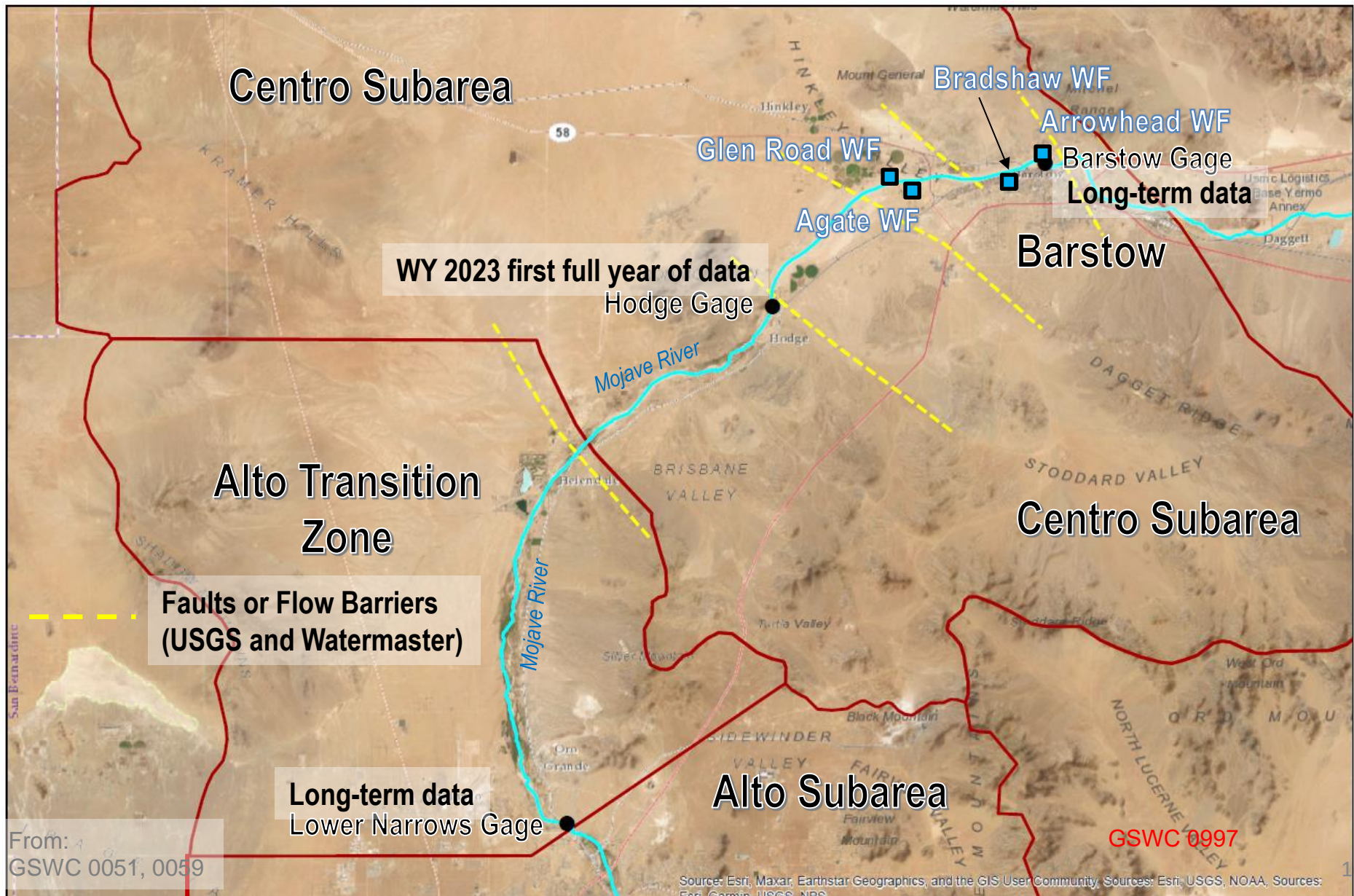
Watermaster's 2001-2020 TZ Water Budget

Inflows (Water Supply)	Consumptive Uses and Outflow
Surface Water Inflow (Measured at Lower Narrows gage)	Surface Water Outflow (Assumed & Calculated)
Groundwater Discharge to Transition Zone (Assumed)	Subsurface Outflow (Assumed)
Subsurface Inflow (Modeled)	Consumptive Use – Agriculture & Urban (Measured & Estimated)
Este/Oeste Inflow (Modeled)	Phreatophytes (Assumed)
Imports (non-native) (Measured at VVWRA discharge)	---
Total: 52,130 AFY	Total: 52,130 AFY

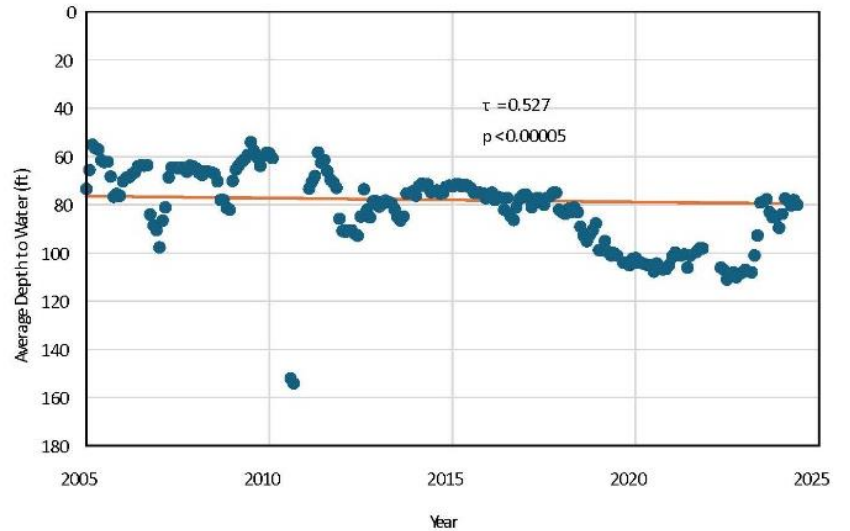
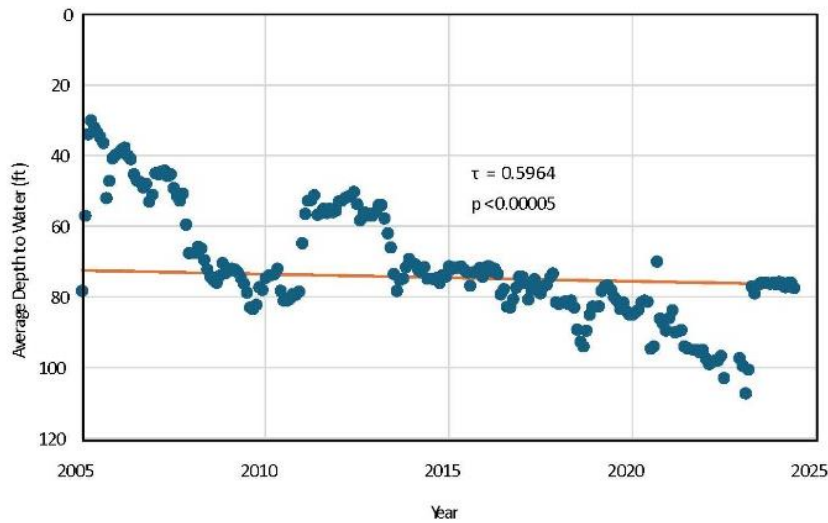
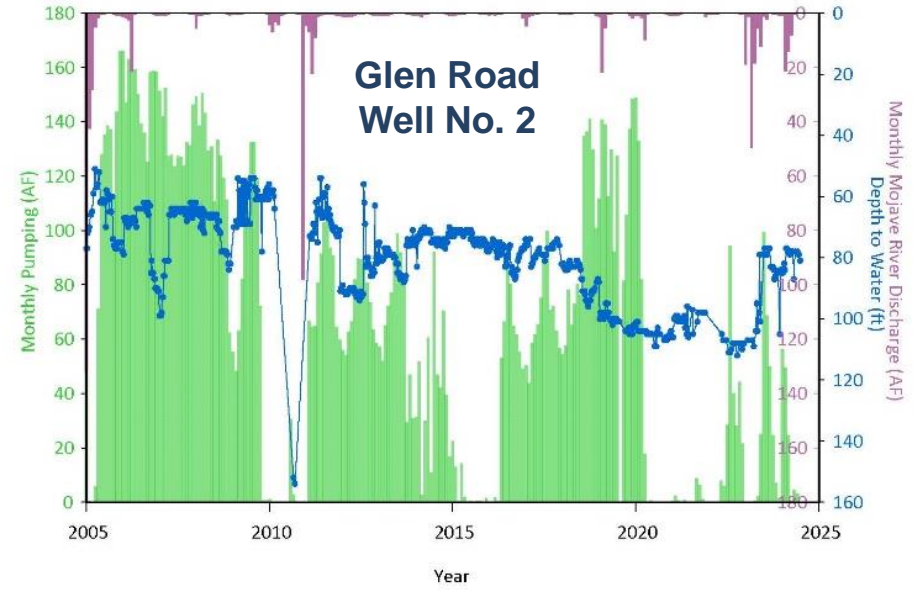
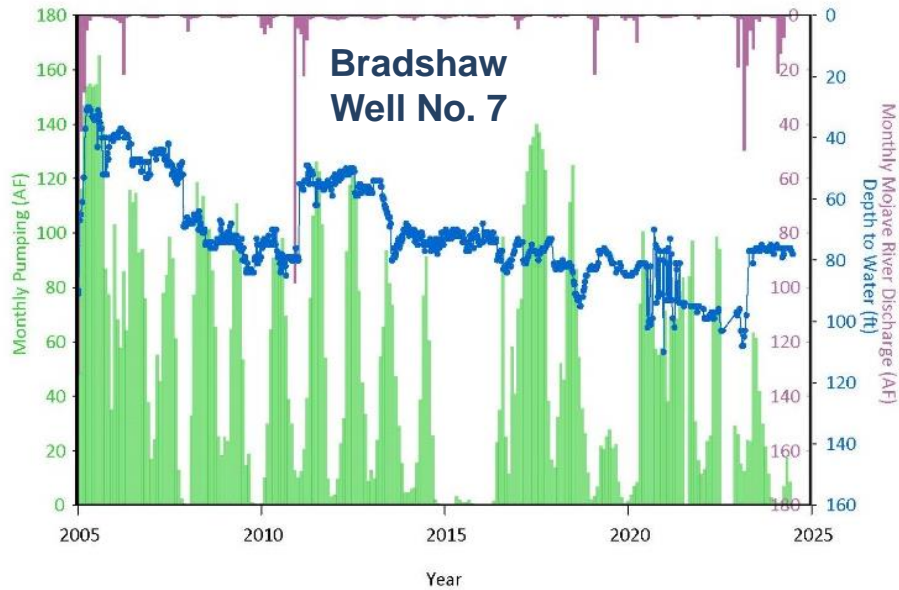
Watermaster's 2001-2020 Centro Water Budget

Inflows (Water Supply)	Consumptive Uses and Outflow
Surface Water Inflow (Assumed)	Surface Water Outflow (Measured & Assumed)
Subsurface Inflow (Assumed)	Barstow Treatment Plant Discharge (Assumed)
---	Subsurface Outflow (Assumed)
---	Consumptive Uses – Agriculture & Urban (Measured & Estimated)
---	Phreatophytes (Assumed)
Total: 38,725 AFY	Total: 27,185 AFY

Mojave Basin Area



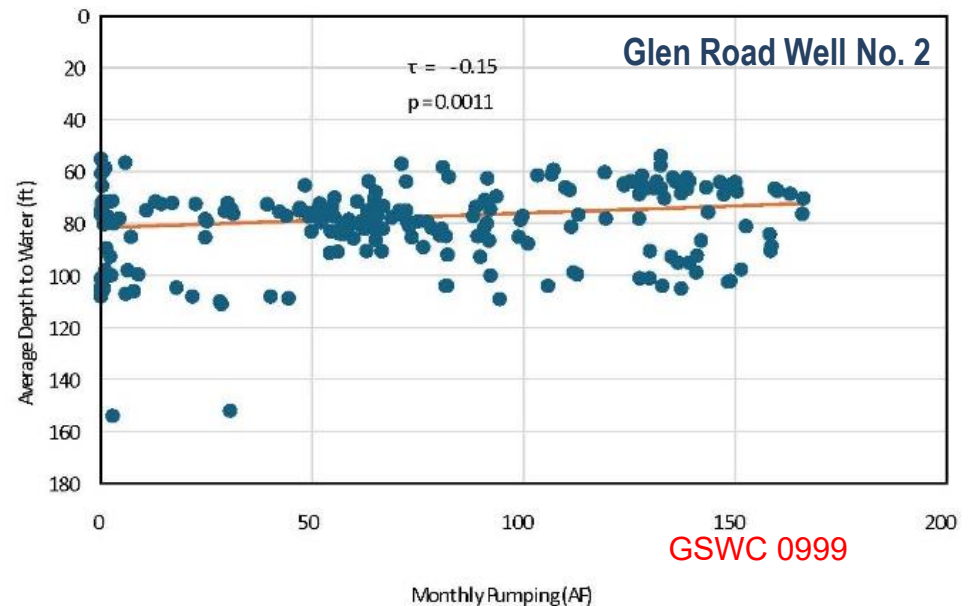
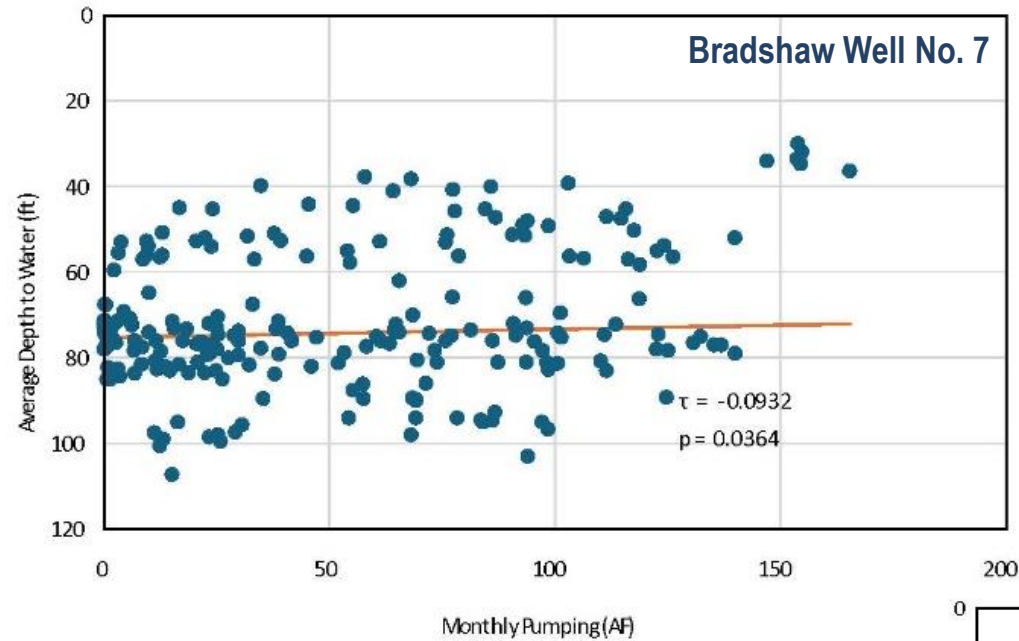
Groundwater Levels



From:
GSWC 0068, GSWC 0076

GSWC 0998

Depth to Water and Monthly Pumping Correlation



Statistical Correlations: Water Levels vs Time

- Most hydrographs show visually that depth to water (DTW) decrease sharply during and following large discharge events (i.e., storms)
 - Two of 17 hydrographs show general decreases after storms
 - One of 17 hydrographs lacks sufficient data
- Most hydrographs show statistically significant DTW increase over time
 - Seven of 17 hydrographs show DTW strongly increases over time
 - Eight of 17 hydrographs show DTW moderately increases over time
 - Two of 17 hydrographs show DTW weakly decreases over time

Statistical Correlations: Water Levels vs Pumping

- Most wells do **not** show statistically significant DTW increase with pumping
 - Six wells show **no correlation/trend** with pumping
 - Five wells show DTW **decreases** with pumping
 - Only one well shows DTW strongly increasing with pumping
 - Four wells show DTW weakly increasing with pumping; one shows DTW moderately increasing
- For wells that do show statistically significant DTW increase with pumping
 - Groundwater production is likely a minor component of the observed increases in DTW; increased DTW much more correlated with time
 - Likely that decreased inflow to Centro has contributed to increasing DTW (declining water levels)

Recommendations

1. Watermaster should re-evaluate the water budgets for Alto, the TZ, and Centro
 - a. Consumptive Use by agriculture and phreatophytes
 - b. Storage losses in the TZ
 - c. Subsurface flow between Alto and the TZ and thence to Centro
 - d. Surface water flows between the TZ and Centro
2. Watermaster should update the current UMRB model to include the entire adjudicated area subject to the Judgment, and then use the updated (and calibrated) model to reevaluate water budgets
3. Watermaster should perform additional statistical analyses to correlate groundwater levels in Alto, the TZ, and Centro

Recommendations (continued)

4. Based on results from the above, Watermaster should determine whether Producers in Alto have met, are currently meeting, and will meet their obligations to Centro
5. If Watermaster determines the obligation:
 - a. **Has not been, is not being, and will not be met**, then Watermaster should develop a plan to ensure they are met in the future and then implement such a plan and develop an approach to address past shortfalls in water delivery.
 - b. **Has been, is being, and will be met**, then Watermaster should recommend and implement additional analyses that would evaluate why chronic water levels declines are being observed at Golden State's production wells in Centro.

Thank You

PROOF OF SERVICE

I am over the age of eighteen years and not a party to the within-entitled action. I am employed in Santa Barbara County, California. My business address is Brownstein Hyatt Farber Schreck, LLP, 1021 Anacapa Street, 2nd Floor, Santa Barbara, California 93101-2711. My electronic service address is Meldridge@bhfs.com. On September 26, 2024, I served a copy of the following document(s):

NOTICE OF LODGING OF POWERPOINT PRESENTATION IN SUPPORT OF GOLDEN STATE WATER COMPANY'S MOTION TO ENFORCE JUDGMENT



BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused a copy of the document(s) listed above to be sent to the persons at the e-mail addresses listed below

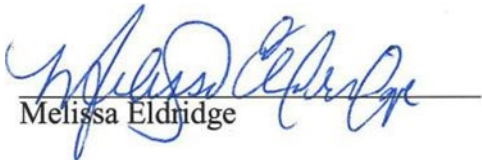
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Mojave Basin Area Watermaster

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on September 26, 2024, at Santa Barbara, California.


Melissa Eldridge

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.

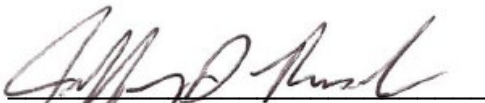
On September 30, 2024, the document(s) described below were served pursuant to the Mojave Basin Area Watermaster's Rules and Regulations paragraph 8.B.2 which provides for service by electronic mail upon election by the Party or paragraph 10.D, which provides that Watermaster shall mail a postcard describing 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:

NOTICE OF LODGING OF POWERPOINT PRESENTATION IN SUPPORT OF GOLDEN STATE WATER COMPANY'S MOTION TO ENFORCE JUDGMENT

 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 September 30, 2024 at Apple Valley, California.



Jeffrey D. Ruesch

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Contratto, Ersula
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Corbridge, Linda S.
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Attn: Steve and Dana Rivett
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Mojave Basin Area Watermaster Service List as of September 30, 2024

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Mojave Basin Area Watermaster Service List as of September 30, 2024

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Mojave Basin Area Watermaster Service List as of September 30, 2024

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Hubbard, Ester and Mizuno, Arlean
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Mojave Basin Area Watermaster Service List as of September 30, 2024

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Jackson, James N. Jr Revocable Living Trust
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906 Old Ranch Road
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Attn: Lee Logsdon
Juniper Riviera County Water District
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Mojave Basin Area Watermaster Service List as of September 30, 2024

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Mojave Basin Area Watermaster Service List as of September 30, 2024

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