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CALIFORNIA AMERICAN WATER

FILED

MAR 15 2007

LISA M. GALDOS
CLERK OF THE SUPERIOR COURT
DEPUTY

J. NICHOLSON

8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 IN AND FOR THE COUNTY OF MONTEREY

10 CALIFORNIA AMERICAN WATER,)
11)

12 Plaintiff,)

13 vs.)

14 CITY OF SEASIDE; CITY OF)
MONTEREY; CITY OF SAND CITY;)
15 CITY OF DEL REY OAKS; SECURITY)
NATIONAL GUARANTY, INC.; GRANITE)
16 ROCK COMPANY, INC.; D.B.O.)
DEVELOPMENT COMPANY NO. 27,)
17 INC.; MURIEL E. CALABRESE 1987)
TRUST; ALDERWOODS GROUP)
18 (CALIFORNIA), INC.; PASADERA)
COUNTRY CLUB, LLC; LAGUNA SECA)
19 RESORT, INC; BISHOP MC INTOSH &)
MC INTOSH, a general partnership; THE)
20 YORK SCHOOL, INC.; and DOES 1)
through 1,000, Inclusive,)

21 Defendants.)
22)

23 MONTEREY PENINSULA WATER)
MANAGEMENT DISTRICT,)

24 Intervenor.)

25 MONTEREY COUNTY WATER)
RESOURCES AGENCY,)

26 Intervenor.)

27 AND RELATED CROSS-ACTIONS)
28 //

Case No. M66343

**REPORT ON STATUS OF
CONSULTANT TO OVERSEE
IMPLEMENTATION OF THE
MONITORING AND MANAGEMENT
PROGRAM**

(Assigned to Hon. Roger D. Randall, Ret.)

1 On February 9, 2007, this Court approved the Seaside Groundwater Basin Monitoring and
2 Management Program ("MMP") and further ordered the Watermaster to submit a report
3 regarding implementation of the MMP no later than March 13, 2007. California American Water,
4 on behalf of the Seaside Groundwater Basin Watermaster Committee, submits this Report on
5 Status of Consultant to Oversee Implementation of the Monitoring and Management Program in
6 compliance with the Court's order.

7 A. Quarterly Water Testing

8 In the Annual Report submitted to the Court, the Watermaster Committee included the
9 Results of Ground Water Quality Samples Collected in Fall 2006 from MPWMD Monitor Wells
10 in and Near the Seaside Groundwater Basin. In addition, the Watermaster Committee approved a
11 contract on January 31, 2007, with the Monterey Peninsula Water Management District/Monterey
12 County Water Resources Agency to collect winter and spring 2007 quarterly groundwater samples
13 to comply with the Court's February 9, 2007 Order. Thereafter, water quality monitoring will
14 continue on a quarterly basis with reports to follow within 90 days as described in the
15 Implementation Plan, attached hereto as Exhibit 1.

16 B. Construction of Additional Monitoring Wells

17 The 2006 Annual Report included the Seawater Sentinel Monitoring Wells Workplan that
18 was approved by the Watermaster Committee on January 31, 2007. On February 20, 2007, the
19 Watermaster executed a contract with the hydrogeologist, Martin Feeney, to plan and install
20 sentinel wells. Mr. Feeney's contract is attached hereto as Exhibit 2.

21 As further described in the Implementation Plan, the approved Workplan has been slightly
22 modified based upon recommendations of the Watermaster Technical Committee. The permitting
23 and planning process for the construction of additional wells is currently underway and, pending all
24 necessary approvals, Mr. Feeney anticipates drilling will begin in approximately mid-May 2007.

25 C. Implementation Plan

26 The MMP, as approved by the Court, contains several primary tasks: (1) Basin
27 Monitoring Program; (2) Basin Management Program; and (3) Seawater Intrusion Contingency
28 Program. The Seaside Basin Watermaster Technical Advisory Committee has developed an

1 Implementation Plan (Exhibit 1 hereto) that incorporates those tasks already approved by the
2 Watermaster and which are currently underway, as well as a scope of work and/or an approach for
3 implementing the remaining aspects of the MMP.

4 The Implementation Plan was approved in concept by the Watermaster Committee on
5 March 7, 2007, and the Administrator for the Watermaster Committee was instructed to prepare
6 contracts with the appropriate consultants. The contracts are to be presented for approval at the
7 Watermaster's April 4, 2007 meeting.

8 D. Supplemental Water Supply

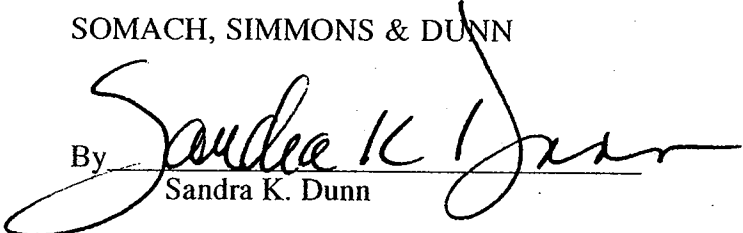
9 The development of supplemental water supplies is critical to ensuring a reliable source of
10 water for the Monterey Peninsula as well as the protection of the Seaside Groundwater Basin.
11 Thus, in addition to setting forth those tasks required for implementation of the MMP, the
12 Implementation Plan also provides the Court with a status report of the ongoing efforts toward
13 water supply development.

14 Respectfully submitted,

15 SOMACH, SIMMONS & DUNN

16
17 Dated: March 13, 2007

18 By


Sandra K. Dunn

19 Attorneys for California American Water
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PROOF OF SERVICE

I am employed in the County of Sacramento; my business address is Hall of Justice Building, 813 Sixth Street, Third Floor, Sacramento, California; I am over the age of 18 years and not a party to the foregoing action.

On March 13, 2007, I served a true and correct copy of

**REPORT ON STATUS OF CONSULTANT TO OVERSEE IMPLEMENTATION OF
THE MONITORING AND MANAGEMENT PROGRAM**

X (by mail) on all parties in said action listed below, in accordance with Code of Civil Procedure §1013a(3), by placing a true copy thereof enclosed in a sealed envelope in a designated area for outgoing mail, addressed as set forth below. At Somach, Simmons & Dunn, mail placed in that designated area is given the correct amount of postage and is deposited that same day, in the ordinary course of business, in a United States mailbox in the City of Sacramento, California.

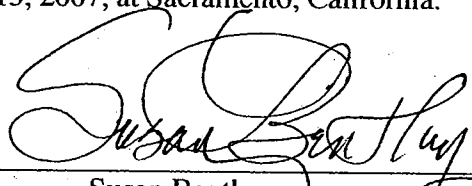
SEE ATTACHED SERVICE LIST

X (by e-mail) to the persons at the email addresses set forth on the attached E-Mail Service List.

___ (by personal delivery) by personally delivering a true copy thereof to the person and at the address set forth below:

___ (by facsimile transmission) to the person at the address and phone number set forth below:

I declare under penalty of perjury that the foregoing is true and correct under the laws of the State of California. Executed on March 13, 2007, at Sacramento, California.



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