

Farwell Jensen, Jane@Waterboards

From: Farwell Jensen, Jane@Waterboards
Sent: Wednesday, February 01, 2017 2:26 PM
To: Takei, Kevin@Wildlife; 'tmberliner@duanemorris.com'
Cc: 'jgoldsmith@kmtg.com'; 'bjohnson@tu.org'; 'jbuse@biologicaldiversity.org'; 'bjleneve@att.net'
Subject: WATER RIGHT APPLICATION 30166 OF EL SUR RANCH, BIG SUR RIVER IN MONTEREY COUNTY
Attachments: esr_020117 final.pdf

Messrs. Takei and Berliner,
Please see the attached letter regarding continued abeyance of any further actions regarding water right Application 30166 of El Sur Ranch. California Department of Fish and Wildlife (CDFW) and El Sur Ranch ESR (ESR) have not submitted a request for a specific period of abeyance or a date by which the parties expect settlement negotiations to have concluded. In order to consider the request, the Hearing Officer directs CDFW and ESR to submit an estimated time schedule for conclusion of the settlement negotiations no later than **noon, February 16, 2017**.

Please note all parties will have until **noon, March 2, 2017**, to submit objections to any such request.

The letter will be posted to the El Sur Ranch Hearing website at:
http://www.waterboards.ca.gov/waterrights/water_issues/programs/hearings/elsur_ranch/

Best regards,

Jane Farwell Jensen
Ph: (916) 341-5349
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[State Water Resources Control Board](#)
[Division of Water Rights](#)
[Hearings and Special Programs Section](#)



State Water Resources Control Board

February 1, 2017

VIA ELECTRONIC EMAIL

El Sur Ranch
Tom Berliner
Duane Morris LLP
One Market Plaza, Suite 2200
San Francisco, CA 94105
tberliner@duanemorris.com

California Department of Fish & Wildlife
c/o Kevin Takei
1416 Ninth Street, 12th Floor
Sacramento, CA 95814
Kevin.Takei@wildlife.ca.gov

WATER RIGHT APPLICATION 30166 OF EL SUR RANCH, BIG SUR RIVER IN MONTEREY COUNTY

Dear Messrs. Berliner and Takei:

By letter dated [August 24, 2016](#), I granted the joint request by the California Department of Fish and Wildlife (CDFW) and El Sur Ranch (ESR) to hold any further actions regarding water right Application 30166 in abeyance until December 31, 2016, and set preliminary hearing dates of February 28 through March 3, 2017.

On December 27, and December 29, 2016, CDFW and ESR, respectively, informed the Board that 1) CDFW anticipates transmitting the final flow recommendations in early 2017, and 2) CDFW and ESR actively continue to seek settlement. In light of this information, the preliminary hearing dates described above are cancelled.

The letters do not include a request for a specific period of continued abeyance or a date by which the parties expect settlement negotiations to have concluded. For a request for an extension of the abeyance period to be considered, CDFW and ESR are directed to submit no later than **noon, February 16, 2017**, an estimated time schedule for conclusion of the negotiations. All parties will have until **noon, March 2, 2017**, to submit objections to any such request.

Sincerely,

ORIGINAL SIGNED BY:

Tam M. Doduc, Board Member
El Sur Ranch Hearing Officer
State Water Resources Control Board

Cc: [current service list](#)