

## Farwell Jensen, Jane@Waterboards

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**From:** Farwell Jensen, Jane@Waterboards  
**Sent:** Thursday, April 06, 2017 4:14 PM  
**To:** 'tmberliner@duanemorris.com'; Takei, Kevin@Wildlife  
**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  
**Attachments:** esr\_040617ltr\_final.pdf

Messers. Berliner and Takei:

Please see the attached letter regarding the March 23, 2017 request by El Sur Ranch (ESR) for continued abeyance of any further action on water right Application 30166 of ESR. Please note all other parties will have until **noon, April 14, 2017**, to submit objections to ESR's request for abeyance until May 15, 2017 to complete settlement negotiations .

The attached letter also requests the California Department of Fish and Wildlife submit a status update on the final instream flow requirements by **noon, April 14, 2017**.

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/](http://www.waterboards.ca.gov/waterrights/water_issues/programs/hearings/elsur_ranch/)

Best regards,

*Jane Farwell-Jensen*

Jane Farwell Jensen  
Ph: (916) 341-5349  
Fax: (916) 341-5400

[State Water Resources Control Board](#)  
[Division of Water Rights](#)  
[Hearings and Special Programs Section](#)





EDMUND G. BROWN JR.  
GOVERNOR

MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

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## State Water Resources Control Board

APR 06 2017

### VIA ELECTRONIC EMAIL

El Sur Ranch  
c/o Tom Berliner  
Duane Morris LLP  
One Market Plaza, Suite 2200  
San Francisco, CA 94105  
[tberliner@duanemorris.com](mailto: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](mailto:Kevin.Takei@wildlife.ca.gov)

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

Dear Messrs. Berliner and Takei:

On March 23, 2017, the State Water Resources Control Board (Board) received a request from El Sur Ranch (ESR) for continued abeyance of any further action on Water Right Application 30166. ESR requested an additional 45 days, until May 15, 2017, to conclude settlement negotiations with the California Department of Fish and Wildlife (CDFW).

This is the second request made by ESR for additional time to conclude settlement negotiations with CDFW in the matter of Water Right Application 30166. On February 16, 2017, ESR filed the first 45-day abeyance request, which was granted. In a separate letter, CDFW expressed their concurrence. Following ESR's latest request, CDFW informed the Board on April 3, 2017 that they have no objection to continuing the abeyance.

All other parties in this matter will have until **noon, April 14, 2017**, to file any objection to ESR's request for abeyance until May 15, 2017, in order to complete settlement negotiations.

Additionally, on December 27, 2016, CDFW anticipated transmitting the final instream flow requirements for the Big Sur River by early 2017. The Board has not received these final instream flow requirements, and hereby requests a status update from CDFW by **noon, April 14 2017**.

Sincerely,

ORIGINAL SIGNED BY:

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

cc: [current service list](#)