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REF./FILE NO.

June 6, 2003

63702-0004

VIA FEDERAL EXPRESS

Division of Water Rights
State Water Resources Control Board
1001 I Street, 14th Floor
Sacramento, CA 95814
Attn: Paul Murphey

STATE WATER RESOURCES CONTROL BOARD
SACRAMENTO
03 JUN -9 AM 10:56
DIV. OF WATER RIGHTS
SACRAMENTO

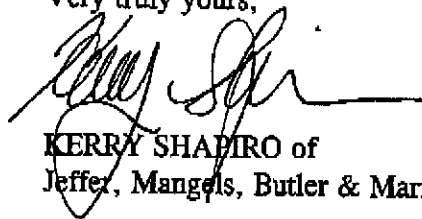
Re: Santa Clara River Hearing

Dear Mr. Murphey:

On behalf of my client, CEMEX, Inc./Transit Mixed Concrete Company, enclosed are an original and two copies of a Notice of Intent to Appear for the Santa Clara River Hearing Regarding The Legal Classification Of Groundwater For Applications 30942 and 31023, scheduled for July 29-30, 2003.

Please call me at the above number if there are any questions regarding this Notice. Thank you.

Very truly yours,



KERRY SHAPIRO of
Jeffer, Mangels, Butler & Marmaro LLP

KS:jc
Enclosures

TRANSIT MIXED CONCRETE / NOTICE OF INTENT TO APPEAR

CEMEX (APPLICATION 29967) plans to participate in the water right hearing regarding: (name of party or participant)

SANTA CLARA RIVER HEARING REGARDING THE LEGAL CLASSIFICATION OF GROUNDWATER FOR APPLICATIONS 30942 AND 31023

Scheduled for July 29-30, 2003

- I/we intend to present a policy statement only
I/we intend to participate by cross-examination or rebuttal only
I/we agree to accept electronic service of hearing-related materials
I/we plan to call the following witnesses to testify at the hearing:

WE RESERVE THE RIGHT TO PRESENT AN OPENING STATEMENT, POLICY STATEMENT, CROSS-EXAMINE WITNESSES, PRESENT REBUTTAL EVIDENCE, AND SUBMIT CLOSING BRIEFS.

Table with 4 columns: NAME, SUBJECT OF PROPOSED TESTIMONY, ESTIMATED LENGTH OF DIRECT TESTIMONY, EXPERT WITNESS (YES/NO)

(If more space is required, please add additional pages or use reverse side)

Name, Address, Phone Number and Fax Number of Attorney or Other Representative

Signature: [Handwritten Signature] Dated: 06/06/03

Name (Print): KERRY SHAPIRO

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