

FROM : (000000000000) (0000000000)

PHONE NO. : 707 462 6681

MAY. 01 2008 11:39AM P2

May 1, 2008

We just got this information & wish to raise our concern by the noon deadline so will follow up in a letter this afternoon.

Ms. Karen Niiya, Senior Engineer
Division of Water Rights
State Water Resources Control Board
1001 I Street, 2nd Floor
P.O. Box 2000
Sacramento, CA 95814

FROM: FRANK & PHYLLIS HOOPER
Phone 775-738-5777
Box 1133
ELKO, NV. 89803

STATE WATER RESOURCES CONTROL BOARD
2008 MAY -1 PM 11:53
DIV. OF WATER RIGHTS
SACRAMENTO

Re: Comment Letter - AB 2121 Policy

- WE ARE MENDOCINO CO
- approximately 400 acres of a landowner in _____ County and the proposed policy will directly impact me. I own _____ and divert water from _____ Creek (or River) for irrigation purposes. FURTHER INFORMATION WILL BE SUBMITTED PROMPTLY
 - I filed a(n) [say whether it is a Petition or Application] in [year filed] to [appropriate water or change my water right permit/license] for storage in [say if you have an onstream or offstream storage reservoir].
 - The proposed policy will directly impact the farming interests of my family/business.
 - Implementation of the Policy will result in further delays in water right processing because the majority of applicants and petitioners will need to seek a variance due to the stringent bypass and diversion rate limitations in the Policy. The variance criteria are not clearly defined in the Policy; therefore, we believe that processing of numerous variance requests will exacerbate the already back-logged workload of the State Water Board staff, and further delay approval of our pending action(s).
 - I have cooperated with State Water Board staff in the processing of my water right [Application/Petition] but have been pending for more than _____ years.
 - The Policy does not provide a balance to the competing needs for water as it fails to weigh the many benefits derived from the agricultural, domestic and industrial uses of water.
 - I am concerned that the severe and costly compliance measures imposed on my project will result in drastically reduced water yields and possibly loss of my productive farmland. There is no indication in the Policy that the fishery resources would actually benefit from my implementation of such measures.
 - The State Water Board should concentrate on fixing the water right process. Applicants deserve clear and effective guidance as to how to obtain a water right permit. The Draft Policy should be rejected and replaced with one that balances economic interests and environmental protection.

SEND COPIES OF LETTER TO:

cc: Tam Dotuc, Chair, SWRCB
SWRCB Members: Arthur Baggoti, Jr., Charles Hoppin, Frances Spivy-Weber, Gary Wolff

Frank + Phyllis Hooper
P.S. Please accept this as our strong objection to this proposed policy
Frank + Phyllis Hooper
5/1/2008

MEMORANDUM
LEGAL AND POLICY ISSUES