



**Winston H. Hickox**  
Secretary for  
Environmental  
Protection

# State Water Resources Control Board

## Division of Water Rights

901 P Street • Sacramento, California 95814 • (916) 657-2170  
Mailing Address: P.O. Box 2000 • Sacramento, California • 95812-2000  
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**Gray Davis**  
Governor

## NOTICE OF PUBLIC HEARING AND NOTICE OF PRE-HEARING ORIENTATION TOUR

The State Water Resources Control Board will hold a hearing regarding  
the California Department of Fish and Game's  
Lower Yuba River Fisheries Management Plan  
and a  
Complaint by the United Group against Yuba County Water Agency  
and other diverters of water from the lower Yuba River in  
Yuba County

### Pre-Hearing Field Orientation Tour

February 15, 2000, at 9:00 a.m.,  
to convene at  
Yuba County Water Agency  
1402 D Street  
Marysville, CA

A pre-hearing field orientation tour has been scheduled to familiarize the State Water Resources Control Board Hearing Officer and staff with the major water diversion facilities that affect the flows of the lower Yuba River within the Yuba County Water Agency service area. This tour is for orientation purposes only. All parties may be present during the tour but may not present testimony, evidence or arguments related to the issues to be considered at the hearing. If you wish to be present during the tour, you must arrange for your own transportation.

### Public Hearing

**Non-evidentiary policy statements<sup>1</sup>**  
will be heard beginning at  
9:00 a.m., on  
February 22, 2000, at  
State Water Resources Control Board  
Paul R. Bonderson Building  
First-Floor Hearing Room  
901 P Street, Sacramento, CA

**Presentation of evidence**  
will be heard immediately following the policy  
statement session, on February 22, 2000,  
and continuing on  
February 23, 24 and 25, 2000, at 9:00 a.m.  
and continuing, if necessary, on  
March 6, 7 and 9, 2000, at 9:00 a.m., at  
State Water Resources Control Board  
Paul R. Bonderson Building  
First-Floor Hearing Room  
901 P Street, Sacramento, CA

<sup>1</sup> Policy statements are explained in item #5a of the attached "Information Concerning Participation".

## **SUBJECT OF HEARING**

The purpose of this hearing is to receive any relevant new information that should be considered by the State Water Resources Control Board (SWRCB) prior to adoption of a decision. Information regarding the following subjects is solicited.

- The condition of the fishery and other public trust resources of the lower Yuba River.
- The effects that the operations of New Bullards Bar Reservoir, Englebright Lake, and other diversions from the lower Yuba River downstream of Englebright Lake have on these resources.
- Appropriate revisions to water right permits and licenses, and changes in water diversion structures and practices needed to protect the fishery and other public trust resources.

## **BACKGROUND**

On February 23, 1988, the SWRCB received a complaint regarding fishery protection and water right issues on the lower Yuba River. The complaint was filed by a coalition of fishery groups referred to as the United Group<sup>2</sup>. The complainants' main contention is that the instream flow requirements in the Yuba County Water Agency's (YCWA) water right permits and the existing fish screening facilities do not provide an adequate level of protection for fishery resources in the lower Yuba River.

On May 8, 1991, the California Department of Fish and Game (DFG) requested that the SWRCB revise existing streamflow and temperature requirements on the lower Yuba River, in accordance with the recommendations set forth in the "Lower Yuba River Fisheries Management Plan" (DFG Plan) proposed by DFG. The SWRCB subsequently held a 14-day water right hearing beginning on February 10, 1992, to consider the long-term fishery protection recommendations in the DFG Plan and to address other issues raised by the United Group's complaint.

The SWRCB hearing included the receipt of testimony and other evidence from 15 parties and presentation of non-evidentiary policy statements regarding the issues under consideration. The evidentiary hearing concluded on June 8, 1992. Following submittal of legal briefs, the hearing record was closed on August 25, 1992.

On February 10, 1999, the Division distributed to all parties copies of the staff analysis and a draft decision relating to the issues addressed in the 1992 water right hearing. The draft decision would:

- Establish flow, temperature and ramping requirements that would be applied primarily to the water rights held by YCWA.
- Require YCWA and other local entities to develop workplans to describe measures to be taken to improve fish screens or to otherwise reduce fish losses at the major points of diversion from the lower Yuba River.

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<sup>2</sup> The United Group includes the following organizations: California Sportfishing Protection Alliance, United Anglers of California, Northern California Council Federation of Fly-Fishers, Fly Fishers of Davis, and E.C. Powell Fly-fishers

- Require measures to be taken by specified parties<sup>3</sup> that divert water from the lower Yuba River to comply with applicable legal requirements.

Due to the length of time since the close of the SWRCB's 1992 hearing, the SWRCB scheduled a hearing to begin on September 8, 1999 to receive relevant new information that was not available at the time of the 1992 hearing.

On July 1, 1999, the SWRCB issued a Notice of Public Hearing, which described the hearing procedure and the Key Issues to be explored during the hearing. **[Note: this notice and the July 1, 1999, hearing notice can be found at the Division of Water Rights' Hearing Unit web-site: [www.waterrights.ca.gov/hearings](http://www.waterrights.ca.gov/hearings)]**

On July 16, 1999, the SWRCB received a letter from DFG and YCWA which requested postponement of the scheduled hearing. DFG's and YCWA's joint request was made to allow the parties additional time to reach a proposed settlement agreement regarding interim flows and studies to be conducted on the lower Yuba River. The DFG and YCWA request stated that, by mid-November, they intended to present a recommendation for interim flows and studies together with a request that the SWRCB proceed with certain other aspects of the SWRCB's draft decision dated April 28, 1999. In response to DFG's and YCWA's request for postponement, the SWRCB issued on July 21, 1999, a Notice of Hearing Cancellation. **[Note: the cancellation notice can be found at the Division of Water Rights' Hearing Unit web-site: [www.waterrights.ca.gov/hearings](http://www.waterrights.ca.gov/hearings)]**

On November 15, 1999, DFG and YCWA advised the SWRCB that the parties were unable to reach a proposed settlement agreement regarding interim flows and studies to be conducted for the lower Yuba River. Consequently, the SWRCB has rescheduled the supplemental hearing that was previously scheduled for September, 1999.

### **KEY ISSUES**

1. What relevant new information is available regarding factors that influence population trends of the following species of anadromous fish present in the lower Yuba River: American shad, steelhead trout, spring-run chinook salmon, late-fall chinook salmon, and fall-run chinook salmon?
2. What relevant new information is available regarding stream flow and water temperature requirements for the protection of fish in the lower Yuba River? Is new information available to support different stream flow and water temperature requirements during below normal, dry, and critically dry water years?
3. What relevant new information is available regarding the water diversion facilities, fish screens, fish ladders and fish losses at: (1) the Browns Valley Pumpline Diversion facility, (2) the South Yuba/Brophy Water District South Canal, (3) the North Canal which serves Hallwood, Cordua and Ramirez Districts, (4) the YG Development Co., and (5) the Daguerre Point Diversion Dam.

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<sup>3</sup> The specified parties are: YCWA, Browns Valley Irrigation District, Brophy Water District, Cordua Irrigation District, South Yuba Water District, Rameriz Water District, and YG Development Company and Western Aggregates, Inc.

4. What additional studies may be needed to further refine stream flow and water temperature requirements for the protection of fishery resources in the lower Yuba River?
5. What relevant new information is available regarding existing and projected water supply requirements for irrigation, municipal use and waterfowl habitat within YCWA's service area?
6. What relevant new information is available regarding water conservation measures and conjunctive use measures that could be implemented within the YCWA service area?
7. What relevant new information is available regarding the effects of proposed and recommended fishery protection measures on the use of water for non-fishery purposes (i.e., (a) impacts to existing and projected water supply, power generation supply, and the local economy; and (b) impacts on recreation, wildlife, riparian vegetation and waterfowl habitat)?
8. What relevant new information is available regarding the water rights and diversions and uses of water by parties diverting water from the lower Yuba River?
9. What relevant new information related to the following subjects is available regarding the historic operation of New Bullards Bar Reservoir during the period 1969 to the present?
  - Total monthly inflow of water.
  - Total monthly losses of water (i.e., evaporation and seepage).
  - Total monthly storage releases of water -- what are the components of monthly storage releases (i.e., power generation, in-basin uses, out-of-basin transfers, fishery use).
  - End-of-month storage volumes, end-of-month staff gage elevations, end-of-month surface areas.
  - Current staff gage elevation/surface area/reservoir capacity values for the reservoir.

### **HEARING PARTICIPATION**

IF YOU WANT TO TAKE PART IN THIS HEARING you should carefully read the enclosure entitled "Information Concerning Appearance at Water Right Hearing". As stated in that enclosure, parties intending to present evidence at the hearing must submit a **Notice of Intent to Appear**, which must be received by the SWRCB on or before **January 10, 2000**.

**Please Note:** Parties who previously submitted a Notice of Intent to Appear for the hearing scheduled for September, 1999, must resubmit a Notice of Intent to Appear for the hearing described in this notice.

To facilitate exchange of testimony, exhibits and witness qualifications, on or about **January 11, 2000**, the SWRCB will mail out a list of those parties who have indicated an intent to participate in the hearing.

Copies of witnesses' proposed testimony, exhibits, list of exhibits, and qualifications must be served upon and received by the SWRCB and each of the parties who have indicated their intent to appear no later than **January 28, 2000**.

**PARKING AND ACCESSIBILITY**

The enclosed maps show the locations of YCWA's office in Marysville, and the Paul R. Bonderson building and public parking sites in Sacramento. The Paul R. Bonderson building first floor hearing room is accessible to persons with disabilities.

**IF YOU HAVE ANY QUESTIONS**

Questions concerning this notice may be directed to Ernest Mona at (916) 657-1947 (Licensing and Hearings Section).

\_\_\_\_\_  
Maureen Marché  
Administrative Assistant to the Board

Enclosure

Date:

## INFORMATION CONCERNING APPEARANCE AT WATER RIGHT HEARING

The following procedural requirements will apply to this hearing and will be strictly enforced by the SWRCB.

1. **PARTIES:** In accordance with section 648.1 of Title 23, California Code of Regulations, persons who want to be designated as a party to this hearing shall submit a Notice of Intent to Appear, written testimony, and exhibits in accordance with the requirements stated below, with a request to be designated as a party to the hearing. Persons who present only policy statements, either orally or in writing, will not be considered a party to the hearing.
2. **NOTICE OF INTENT TO APPEAR:** Each party intending to participate in the hearing must submit to the SWRCB six copies of a written Notice of Intent to Appear (form enclosed). The notice must state the name and address of the attorney or other representative of the party, the name of each witness who will testify on such party's behalf, together with a description of the proposed testimony and the estimated amount of time required by the witness to present an oral summary of his or her written direct testimony. The notice must be received by the SWRCB by **4:00 p.m. on January 10, 2000**. Only parties who submit a Notice of Intent to Appear will be included on the List of Parties to exchange evidence.

On or about **January 11, 2000**, the SWRCB will mail out a List of Parties intending to present evidence at the hearing to each of the other parties who have submitted a Notice of Intent to Appear indicating their intention to present evidence. Not later than **January 18, 2000**, each party shall serve by mail a copy of the party's Notice of Intent to Appear to each of the participating parties identified on the above-mentioned List of Parties.

3. **SUBMITTAL OF WRITTEN TESTIMONY, STATEMENTS OF QUALIFICATIONS, AND EXHIBITS:** The parties proposing to present evidence shall submit six copies of their witnesses' written testimony and proposed exhibits to the SWRCB. In the case of an expert witness, the parties shall also submit six copies of the witnesses' statement of qualifications to the SWRCB.

Each party shall also complete and submit the attached exhibit identification index along with the party's exhibits. The Status of Evidence column will be completed during the course of the hearing. Written testimony of each witness, the statement of qualifications for expert witnesses, and other exhibits will all be considered as proposed exhibits and shall all be identified on the exhibit identification index. **Please Note: Exhibits previously entered into the record at the 1992 hearing need not be resubmitted. New exhibits for this hearing shall be designated with an "S" (for supplemental), followed by the abbreviation for the party submitting the exhibit, followed by the exhibit number. (e.g., "S-YCWA-1")**

One copy of the written testimony, statements of qualifications, exhibits, and a complete list of exhibits, shall be served by mail on each of the other parties designated on the List of

Parties to be provided by the SWRCB. A statement of service, which indicates the manner of service on the parties, shall be filed with each party's exhibits.

**No later than 4:00 p.m. on January 28, 2000,** all written testimony, statements of qualifications, other exhibits and a complete list of exhibits must be received by the SWRCB and served on the other parties.

At the time of the hearing, witnesses will be sworn and required to identify their written testimony as their own. Witnesses will be given a brief period to summarize or emphasize their written testimony on direct examination. Cross-examination will be permitted on the written submittals and any oral testimony. (See below)

Proposed exhibits are subject to the following requirements:

- a. Information based on technical studies or models shall be accompanied by sufficient information to clearly identify and explain the logic, assumptions, development, and operation of the studies or models.
  - b. Bulletins and reports, which have been prepared and published by a governmental agency, if otherwise admissible, may be submitted as exhibits by reference provided that the original or copy is in the possession of the SWRCB.
  - c. Exhibits that rely on unpublished technical documents will be excluded unless the unpublished technical documents are admitted as exhibits.
  - d. If documents are submitted as exhibits by reference, the parties offering such documents shall advise the other parties with whom exhibits must be exchanged of the titles of the documents, the particular portions on which they rely, the nature of the contents, the purpose for which the exhibit will be used when offered into evidence, and the specific file folder or other exact location in SWRCB's files where the document(s) may be found.
4. **RULES OF EVIDENCE:** Evidence will be admitted in accordance with Government Code section 11513.
  5. **ORDER OF PROCEEDING:** The hearing will be conducted in accordance with California Code of Regulations, Title 23, section 648.5 and the following specific rules.
    - a. **POLICY STATEMENTS:** Consistent with California Code of Regulations, Title 23, section 648.1(d), the SWRCB will provide an opportunity for presentation of policy statements or comments by interested persons who are not participating as parties. A policy statement is a nonevidentiary statement. It may include (1) the policy view and position of the speaker, or (2) non-expert analysis of evidence that already has been presented. Persons who wish to make only a policy statement may do so, subject to the following provisions in addition to the regulation:
      - a. Persons making nonevidentiary policy statements will not be sworn or asked to affirm the truth of their statement.

- b. Persons making policy statements must not attempt to use their statements to present evidence of fact either orally or through introduction of written exhibits.
- c. At the discretion of the Hearing Officer, questions may be addressed to persons making policy statements. However, such person shall not be subject to cross-examination.
- d. Nonevidentiary policy statements are not subject to the prehearing requirements specified above for testimony or exhibits. All persons wishing to make policy statements, however, are requested to file a Notice of Intent to Appear on the enclosed form indicating clearly an intent to make only a policy statement, or call Mr. Ernest Mona at (916) 657-1947.
- e. The SWRCB will hear nonevidentiary oral policy statements starting at **9:00 a.m. on February 22, 2000.**

A limit of ten minutes will be imposed on policy statements. Persons making policy statements are encouraged to have written copies of their statement available at the time they speak for distribution to the SWRCB.

- b. **OPENING STATEMENTS:** All parties who present evidence in the hearing may make an opening statement. Oral presentation of opening statements will be limited to 20 minutes for each party. Opening statements may also be submitted in writing. Parties should use their opening statements to explain the objectives of the party's case, the major points that will be made, and the relationship between the major points and the key issues.
- c. **PRESENTATION OF EACH PARTY'S CASE-IN-CHIEF:** Each party shall present one case-in-chief on the Key Issues listed in the hearing notice. The presentation shall include all of the written testimony, exhibits, and oral summaries of written testimony relevant to the issues that the party intends to address. Oral presentation of the direct testimony of each witness shall be limited to a maximum of 20 minutes per witness, not to exceed a total of two hours for all witnesses presented by a party. The time allowed for the presentation of a party's case-in-chief may be extended upon a showing of good cause. The Hearing Officer will limit presentation of redundant testimony.

During the presentation of each party's case-in-chief, each witness shall identify his or her written testimony, affirm that the testimony is true and correct, and briefly summarize the major points in the testimony. The written testimony shall be treated as direct testimony in its entirety.

- d. **CROSS-EXAMINATION:** Each party will be subject to cross-examination immediately following the presentation of the party's case-in-chief. Cross-examination will be allowed by other parties presenting evidence, the SWRCB staff, and Board Members.

If a party presents multiple witnesses on a given subject area or closely related subject areas, those witnesses may be subject to cross-examination as a panel, at the discretion of the Hearing Officer. Cross-examination will be limited to 20 minutes per witness or panel



of witnesses for each party conducting cross-examination. The time allowed for cross-examination will be extended upon a showing of good cause.

- e. **REBUTTAL EVIDENCE:** Parties will have the opportunity to present rebuttal evidence. Parties must not use the opportunity to present rebuttal evidence to attempt to present new evidence that should have been included in the case-in-chief, or to present repetitive evidence. All rebuttal evidence will be subject to cross-examination in the same manner as for evidence presented during the party's case-in-chief.
  - f. **CLOSING ARGUMENTS:** Oral Closing statements shall not be made. An opportunity will be provided for submission of written closing statements and/or legal briefs following the close of the hearing. six copies of any closing statements or legal briefs shall be submitted to the SWRCB and one copy shall be mailed to each of the parties required to exchange information for this hearing. The schedule for submission of closing statements and legal briefs will be decided by the Hearing Officer at the close of the hearing.
11. **EX PARTE COMMUNICATION:** During the pendency of the proceeding, there will be no *ex parte* communications with Board members or staff of the SWRCB regarding substantive issues within the scope of the proceeding. Communications regarding solely procedural matters will be permissible, but ordinarily should be directed to SWRCB staff, not Board members.
12. **CONDUCT OF HEARING:** Except as provided herein, the proceeding will be conducted as closely as practicable to the procedures set forth in California Code of Regulations, Title 23, sections 648-648.8, 649.6 and sections 768-770. All parties and counsel should be mindful of the procedural standards set forth in Section 648.5:

“(a) Adjudicative proceedings shall be conducted as the Board deems most suitable to the particular case with a view toward securing relevant information expeditiously without unnecessary delay and expense to the parties and to the Board...”

Failure to submit witness information and exhibits in a timely manner may be interpreted by the SWRCB as intent not to appear. If there is any change in the hearing schedule, only those persons who have filed a Notice of Intent to Appear will be informed of the change.

Materials submitted to the SWRCB should be addressed as follows:

Division of Water Rights  
State Water Resources Control Board  
P.O. Box 2000  
Sacramento, CA 95812-2000  
Attn: Ernest Mona  
Phone: (916) 657-1947  
Fax: (916) 657-1485  
Email: [emona@waterrights.swrcb.ca.gov](mailto:emona@waterrights.swrcb.ca.gov)

**NOTICE OF INTENT TO APPEAR**

\_\_\_\_\_ plans to participate in the water right hearing regarding:  
(name of party or participant)

**LOWER YUBA RIVER**

Scheduled for  
February 22, 23, 24 and 25, 2000 and, if necessary, March 6, 7 and 9, 2000

I/we plan to call the following witnesses to testify at the hearing:

<b>NAME</b>	<b>SUBJECT OF PROPOSED TESTIMONY</b>	<b>ESTIMATED LENGTH OF DIRECT TESTIMONY</b>	<b>EXPERT WITNESS* (YES/NO)</b>

(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

\_\_\_\_\_.

\_\_\_\_\_.

\_\_\_\_\_.

\_\_\_\_\_.

\_\_\_\_\_.

\* For each person testifying as an expert witness please attach a list of his/her qualifications.

Participant \_\_\_\_\_

Exhibit No.	Description	Status as Evidence	
		Introduced	Accepted

## EXHIBITS PREVIOUSLY OFFERED INTO EVIDENCE

**1. 1992 Hearing Record:** The hearing scheduled for February 22, 23, 24, and 25, 2000 and March 6, 7 and 9, 2000 is a continuation of the SWRCB proceeding held in 1992 on the lower Yuba River. The transcripts and exhibits from the SWRCB's 1992 hearing on the lower Yuba River [File No. 262.0 (58-08)] will be included in the record for the present proceeding and previously admitted exhibits need not be resubmitted.

**2. SWRCB Staff Exhibits:** The SWRCB staff exhibits admitted into the record as exhibits by reference at the 1992 hearing were identified as follows:

1. All water right files related to:
  - a. Complaint by United Groups against YCWA, and others. [File No. 262.0(58-08-03]
  - b. Geologic evaluation of underflow of the Yuba River, memo dated January 8, 1980 [File No. 262.0 (58-08-02)]
  - c. Complaint by California Sportfishing Protection Alliance against Yuba County Water Agency. [File No. 262.21)]
  - d. Staff Report, Lower Yuba River, dated August 1991.
  - e. YCWA's Applications 2197, 3028, 5004, 5631, 5632, 9516, 10282, 15204, 15205, 15563, and 15574.
  - f. South Yuba Water District's and Brophy Water District's Applications 27316 and 27317.
  - g. Hallwood Irrigation Company's Application 9899.
  - h. Cordua Irrigation District's Applications 9927 and 12371.
2. Topographic Maps published by the United States Geological Survey covering the area under consideration.
3. United States Geological Survey, "Water Resource Data, California" for the period of published record.
4. U.S. Department of Commerce, National Oceanic and Atmospheric Administration, "Climatological Data of California" for the period of published record.
5. DWR Bulletin No. 230, "Index to Sources of Hydrologic Data" and all pertinent data available from the water Data Information System and all predecessor publications (Bulletins Nos. 130 and 23).
6. Water Quality Control Plan, Central Valley Region, as originally approved by the State Water Resources Control Board, and any amendments thereto.
7. California Department of Fish and Game, "Lower Yuba River Fisheries Management Plan", February 1991.

**3. Supplemental Information in SWRCB Staff Exhibits:** The SWRCB staff exhibits for the present hearing will be designated by the same Exhibit Identification Numbers specified above. Where the identified exhibits have been supplemented with more recent information following

the 1992 hearing, the staff exhibits offered into evidence for the present hearing will include the more recent information.

**LOWER YUBA RIVER  
MAILING LIST  
(updated December 15, 1999)**

**PARTIES TO THE HEARING (1992)**

Yuba County Water Agency  
c/o Mr. Alan B. Lilly  
Bartkiewicz, Kronick & Shanahan  
1011 22<sup>nd</sup> Street, Suite 100  
Sacramento, CA 95816-4907

Brophy Water District  
c/o Mr. Daniel Gallery  
Attorney at Law  
926 J Street, Suite 505  
Sacramento, CA 95814

Browns Valley Irrigation District  
c/o Mr. Paul M. Bartkiewicz  
Bartkiewicz, Kronick  
& Shanahan  
1011 22<sup>st</sup> Street, Suite 100  
Sacramento, CA 95816-4907

California Department of Fish & Game  
c/o Ms. Nancee Murray  
1416 Ninth Street, 12<sup>th</sup> Floor  
P.O. Box 944209  
Sacramento, CA 94244-2090

California Department of Fish & Game  
c/o Mr. Ronald D. Remple  
Deputy Director  
1416 9th Street  
P.O. Box 944209  
Sacramento, CA 94244-2090

California Department of Fish and Game  
c/o Matthew Campbell, Esq.  
Office of the Attorney General  
P.O. Box 944255  
Sacramento, CA 94244

California Department of Water  
Resources  
c/o Mr. David A. Sandino  
1416 9th Street, Room 1138-2  
P.O. Box 942836  
Sacramento, CA 94236-0001

California Department of Water  
Resources  
c/o Mr. Dwight P. Russell  
1419 9th Street, Room 204-6  
P.O. Box 942836  
Sacramento, CA 94236-0001

California Sportfishing  
Protection Alliance  
c/o Mr. Robert Baiocchi, Consultant  
P.O. Box 357  
Quincy, CA 95971

Hallwood Irrigation Company  
c/o Mr. Don Huckins  
439 Center Street  
Yuba City, CA 95991

Pacific Gas & Electric Company  
c/o Ms. Jennifer Post  
P.O. Box 7442  
San Francisco, CA 94120-7442

Pacific Gas & Electric Company  
c/o Mr. Richard Moss  
P.O. Box 7442  
San Francisco, CA 94120-7442

Rameriz Irrigation District  
c/o Mr. Kevin O'Brien  
Downey, Brand, Seymour  
& Rohwer

555 Capitol Mall, 10th Floor  
Sacramento, CA 95814-4686

Sierra Club Nevada Group  
P.O. Box 1042  
Nevada City, CA 95959

South Yuba River Citizens League  
c/o Mr. Lawrence Sanders  
Attorney at Law  
P.O. Box 841  
Nevada City, CA 95959

South Yuba Water District  
and Cordua Water District  
c/o Mr. Paul Minasian  
Minasian, Spruance, Baber,  
Meith, Soares, & Sexton, LLP  
P.O. Box 1679  
Oroville, CA 95965

U.S. Department of the Interior  
U.S. Fish and Wildlife Service  
c/o Ms. Dana E. Jacobsen  
Office of Regional Solicitor

2800 Cottage Way, Room E-1712  
Sacramento, CA 95825  
U.S. Department of the Interior  
U.S. Fish and Wildlife Service  
c/o Mr. Carl Mesick  
4001 N. Wilson Way  
Stockton, CA 95205

Western Water Company and  
Western Aggregates, Inc.  
c/o Mr. Edward J. Tiedemann  
Kronick, Moskovitz, Tiedemann &  
Girard  
400 Capitol Mall, 27<sup>th</sup> Floor  
Sacramento, CA 95814-4417

Yuba County Water Agency  
c/o Mr. Don Wilson  
1402 D Street  
Marysville, CA 95901

Walter Cook  
42 Northwood Commons  
Chico, CA 95973

### **OTHER INTERESTED PARTIES**

Brophy Water District  
2649D North Beale Road  
Marysville, CA 95901

CA Department of Fish & Game,  
Region II  
1701 Nimbus Road  
Rancho Cordova, CA 95670

CA Regional Water Quality  
Control Board  
Central Valley Region  
c/o Mr. Gary M. Carlton, EO  
3443 Routier Road, Suite A  
Sacramento, CA 95827-3098

Mr. Howard N. Ellman  
and Mr. John D. Hoffman  
One Ecker Building, Suite 200  
San Francisco, CA 94105

McGeorge School of Law  
c/o Mr. Gregory S. Weber  
3200 Fifth Avenue  
Sacramento, CA 95817

E. C. Powell Fly Fishers  
c/o Mr. Mark Iwanaga  
P.O. Box 1135

Yuba City, CA 95992

Department of Water Resources  
1416 Ninth Street, Room 215-14  
Sacramento, CA 95814

Cordua Irrigation District  
P.O. Box 1111  
Marysville, CA 95901

Mr. Harold Kruger  
Appeal Democrat  
P. O. Box 431  
Marysville, CA 95901-0431

South Yuba River Citizens League  
c/o Ms. Mary Haughey  
P.O. Box 841  
Nevada City, CA 95959

National Marine Fisheries Service  
c/o Mr. James Bybee  
Northern California Habitat Manager  
777 Sonoma Avenue  
Santa Rosa, CA 95404

South Yuba Water District  
3002 Forty Mile Road  
Marysville, CA 95901

Felix Smith  
4720 Talus Way  
Carmichael, CA 95608

East Bay Municipal Utilities District  
c/o Jon Myers  
P.O. Box 24055  
Oakland, CA 94623-1055

United Anglers of California  
c/o Mr. John Beutler  
1360 Neilson Street  
Berkeley, CA 94702-1116

Lake Wildwood Association  
c/o Bill Haushalter, G. M. and  
Robert C. Meyer, President  
11255 Cottontail Way  
Penn Valley, CA 95946

Sushil K. Arora  
Supervising Engineer  
Modeling Support Branch  
Department of Water Resources  
1416 Ninth Street, Room 215-20A  
Sacramento, CA 95814

George Barnes, Chief  
Modeling Support Branch  
Department of Water Resources  
1416 Ninth Street, Room 215-7  
Sacramento, CA 95814

Sina Darabzand  
Senior Engineer  
Modeling Support Branch