



Linda S. Adams
Secretary for
Environmental Protection

State Water Resources Control Board



Arnold Schwarzenegger
Governor

Division of Water Rights

1001 I Street, 14th Floor ♦ Sacramento, California 95814 ♦ 916.341.5300
P.O. Box 2000 ♦ Sacramento, California 95812-2000
Fax: 916.341.5400 ♦ www.waterboards.ca.gov/waterrights

ELECTRONIC MAIL

JAN 13 2010

TO: ENCLOSED SERVICE LIST

SERVICE LIST OF PARTICIPANTS TO EXCHANGE INFORMATION: WATER RIGHT HEARING REGARDING THE PROPOSED REVOCATION OF PERMITS 18257, 19159, 19160 AND 19161 (Applications 25917, 27087, 27088 and 27089) - B.J. DEIS, A CALIFORNIA CORPORATION – SCHEDULED TO COMMENCE ON FEBRUARY 22, 2010

In accordance with the State Water Resources Control Board's (State Water Board) Notice of Public Hearing (Notice), dated December 22, 2009, enclosed is a Service List of Participants who have submitted a Notice of Intent to Appear (NOI) and who have indicated intent to participate in the above-referenced hearing. Copies of the NOIs are attached.

As instructed in Section 4 of the December 22, 2009 Notice's attachment entitled, "Information Concerning Appearance at Water Right Hearings", each participant shall submit to the State Water Board either: seven paper copies of each of its exhibits or five paper copies and one electronic copy of each of its exhibits. Exhibits are due no later than **12 Noon, Wednesday, February 10, 2010**. Please see Section 5 of the Notice's attachment for details regarding electronic submissions. With exhibits, each participant must submit to the State Water Board and serve on other participants a completed "Exhibit Identification Index". Please submit the "Exhibit Identification Index" to the State Water Board in either Microsoft Word or Excel format. **All of the required copies must be received by the 12 Noon, Wednesday, February 10, 2010 deadline.** Each participant shall also serve a copy of each exhibit on every participant on the service list. Participants may serve those participants who agree to electronic service with an electronic copy of exhibits. For this hearing, all participants have agreed to accept electronic service of hearing-related materials.

All written testimony and other exhibits submitted to the State Water Board should be addressed as follows:

Division of Water Rights
State Water Resources Control Board
Attention: Jane Farwell
P.O. Box 2000
Sacramento, CA 95812-2000

Email: wrhearing@waterboards.ca.gov
With Subject of "B.J. Deis Revocation Hearing"

California Environmental Protection Agency

JAN 13 2010

Documents related to this hearing will also be posted on the Division of Water Rights website at:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/hearings/deis/ .

If you have any questions regarding this letter, please contact me at (916) 341-5349 or by email at jfarwell@waterboards.ca.gov.

Sincerely,

A handwritten signature in cursive script that reads "Jane Farwell".

Jane Farwell
Hearings Unit

Enclosures

**HEARING REGARDING THE PROPOSED REVOCATION
OF PERMITS 18257, 19159, 19160 AND 19161
(Applications 25917, 27087, 27088 and 27089) -
B.J. DEIS, A CALIFORNIA CORPORATION -
SCHEDULED TO COMMENCE ON FEBRUARY 22, 2010**

**SERVICE LIST OF PARTICIPANTS
(January 13, 2010)**

PARTICIPANTS TO BE SERVED WITH WRITTEN TESTIMONY, EXHIBITS AND OTHER DOCUMENTS. (The participants listed below AGREED TO ACCEPT electronic service, pursuant to the rules specified in the hearing notice.)

B.J. Deis
c/o Jesse W. Barton
1112 I Street, Suite 240
Sacramento, CA 95814
jbarton@gallerybartonlaw.com

DIVISION OF WATER RIGHTS
PROSECUTION TEAM
c/o David Rose
1001 I Street
Sacramento, CA 95814
DRose@waterboards.ca.gov

NOTICE OF INTENT TO APPEAR

B.J. Deis / Evered McCain plans to participate in the water right hearing regarding
(name of party or participant)

**B. J. Deis, A California Corporation
Revocation Hearing**

scheduled to commence
February 22, 2010

Check all that apply:

- 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.

NAME	SUBJECT OF PROPOSED TESTIMONY	ESTIMATED LENGTH OF DIRECT TESTIMONY	EXPERT WITNESS (YES/NO)
<u>Evered McCain</u>		<u>50</u>	<u>Yes</u>

(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: Jesse W Barton Dated: 1-11-10

Name (Print): Jesse W Barton

Mailing Address: 1112 I Street, Suite 240

Sacramento CA 95814

Phone Number: (916) 444-2880 Fax Number: (916) 444-6915

E-mail: jbarton@gallerybartonlaw.com

NOTICE OF INTENT TO APPEAR

Division of Water Rights Prosecution Team plans to participate in the water right hearing regarding:
(name of party or participant)

**B.J. Deis, A California Corporation
Revocation Hearing**

scheduled to commence
February 22, 2010

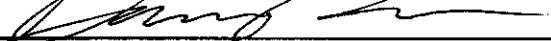
STATE WATER RESOURCES
CONTROL BOARD
10 JAN 13 AM 11: 15
DIV. OF WATER RIGHTS
SACRAMENTO

- 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.

NAME	SUBJECT OF PROPOSED TESTIMONY	ESTIMATED LENGTH OF DIRECT TESTIMONY	EXPERT WITNESS (YES/NO)
Laura Lavallee	Evidence Supporting Proposed Revocation	20 minutes	yes
Water Resources Control Engineer			

(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:  Dated: January 13, 2010

Name (Print): David Rose

Mailing Address: State Water Resources Control Board
1001 I Street, Sacramento, California 95814

Phone Number: (916) 341-5196 Fax Number: (916) 341-5199

E-mail: DRose@waterboards.ca.gov