## SENT VIA EMAIL/FIRST-CLASS MAIL

December 20, 2012

North State Water Alliance
Mountain Counties Water Resources
Association
Northern California Water Association
Regional Water Authority
Sacramento Area Council of
Governments
Sacramento Metro Chamber of Commerce

Calaveras Public Utility District Calaveras County Water District Carmichael Water District Citrus Heights Water District City of Folsom City of Roseville City of Sacramento City of West Sacramento Del Paso Manor Water District East Bay Municipal Utility District El Dorado County Water Agency El Dorado Irrigation District Elk Grove Water District Fair Oaks Water District Glenn-Colusa Irrigation District Jackson Valley Irrigation District Modesto Irrigation District Oakdale Irrigation District Placer County Water Agency Rancho Murieta Community Services District Rio Linda/Elverta Community Water Regional Council of Rural Counties Sacramento County Water Agency Sacramento Suburban Water District San Francisco Public Utilities Commission San Joaquin Tributaries Authority San Juan Water District South San Joaquin Irrigation District Stockton East Water District Turlock Irrigation District Woodbridge Irrigation District Woodland Davis Clean Water Agency Yuba County Water Agency

John Laird, Secretary California Natural Resources Agency 1416 Ninth Street, Suite 1311 Sacramento, CA 95814

Charles R. Hoppin, Chairman State Water Resources Control Board P.O. Box 100 Sacramento, CA 95812-0100

Dear Messrs. Laird and Hoppin:

We applaud the Governor's efforts to address stakeholder concerns with his July 25, 2012 announcement of changes to the Bay Delta Conservation Plan (BDCP). In particular, we appreciate his assurances that "State and U.S. governments will make sure implementation of BDCP will not result in adverse effects on the water rights of those in the watershed of the Delta, nor will it impose any obligations on water users upstream of the Delta to supplement flows in and through the Delta." We appreciate this confirmation that the BDCP must mitigate for the impacts caused by the project.

The State Water Resources Control Board (SWRCB) is responsible for two critical activities in the Delta watershed: 1) the revision of the Water Quality Control Plan for the Delta, a process that could set new flow standards in the Delta, and could amend the water rights of water users in the Delta watershed to meet those standards; and 2) issuing the permit for a change in the point of diversion and operation of the State and federal water projects to accommodate the new conveyance for the BDCP. Both of these processes are complex and will take years to complete. Considerable thought will be needed to determine how best to sequence and integrate these two processes.

Whether the SWRCB sets new flow standards before or after approving any petition for change associated with the relocation of points of diversion for the State Water Project (SWP) and Central Valley Project (CVP), upstream water right holders should not be held responsible for meeting the obligations of those projects. Regardless of which of these efforts is completed first, our overriding concern is that existing water rights

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priorities be recognized when changes in flow obligations are considered for the Delta in its entirety. In any scenario for a BDCP permit, the SWP and CVP must not be exempted from contributing when the needs of the entire Delta are evaluated.

We request that the SWRCB include specific language in any order approving a change in point of diversion for the SWP and CVP to provide clear assurance that the impacts of any such change, and of the BDCP generally, will not result in any redirected impacts to upstream water users, whether to meet water quality requirements, increased flows, or for other mitigation requirements. The same provision should also be included in the BDCP DEIR/S.

Thank you for your vigilant attention to meeting the needs of all stakeholders in this challenging endeavor.

Very truly yours,

Donna Leatherman, District Manager Calaveras Public Utility District

Lynn Gentry, Interim General Manager Calaveras County Water District

Steven Nugent, General Manager Carmichael Water District

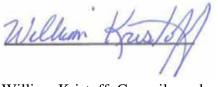
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John Shirey, City Manager City of Sacramento



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Thad Bettner, General Manager Glenn-Colusa Irrigation District

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Tom Hoover, General Manager Jackson Valley Irrigation District

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Chuck Bonham, Director, Department of Fish and Wildlife

David Murillo, Regional Director, U.S. Bureau of Reclamation

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