

DEPARTMENT OF WATER RESOURCES

1416 NINTH STREET, P.O. BOX 942836
SACRAMENTO, CA 94236-0001
(916) 653-5791



Ms. Wendy Wyels
Environmental Program Manager
California Regional Water Quality Control Board
Central Valley Region
11020 Sun Center Drive #200
Rancho Cordova, California 95670-6114

Dear Ms. Wyels:

Thank you for the opportunity to review and comment on the *Revised Tentative California Regional Water Quality Control Board, Central Valley Region Order N. R5-2007-_____ Requiring Musco Family Olive Company and The Studley Company Wastewater Treatment and Land Disposal Facility, San Joaquin County to Cease and Desist from Discharging Contrary to Requirements.*

On December 7, 2006 California Regional Water Quality Control Board staff notified DWR that the California Department of Fish and Game (DFG) received a Cal Tip on April 6, 2006 concerning discharge from the Musco Olive Company (Musco) into the California Aqueduct (Aqueduct). On April 20, 2006 a DFG Warden filed a report confirming that water had discharged off the Musco property and appeared to have discharged into the Aqueduct through a stormwater outfall pipe. DWR Field Division and Environmental Assessment staff reviewed this report and investigated the discharge location at Mile Post 12.47 of the Aqueduct, where the Musco turnout is constructed. Our staff confirmed that significant amounts of Musco wastewater have discharged into the Aqueduct.

The California Aqueduct serves 29 water agencies, called State Water Project Contractors, including 21 SWP Contractors downstream of the Musco Olive turnout. These SWP Contractors supply both urban and agricultural water, and wastewater from Musco facilities entering the Aqueduct could thus adversely affect the water supply of 20,000,000 people and 750,000 acres of farmland. Additionally, a number of federal water contractors also receive water from a part of the Aqueduct further downstream, known as the San Luis Canal. We request that the cease and desist order include whatever appropriate actions are needed to keep future releases of Musco wastewater from entering the Aqueduct.

Attached to this letter is a copy of the actual draft Cease and Desist Order, with our specific comments shown using the "Comments" feature of Microsoft Word.

Ms. Wendy Wyels

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We have also reviewed the Stipulated Order and have no comments on it.

If have any questions about these comments, please contact me at (916) 653-6250.

Sincerely,

A handwritten signature in black ink, appearing to read "Craig J. Trombly". The signature is fluid and cursive, with the first name "Craig" being the most prominent.

Craig J. Trombly, Chief
Water Contracts Branch

Attachment

cc: Ms. Melissa Hall
California Regional Water Quality Control Board
Central Valley Region
11020 Sun Center Drive #200
Rancho Cordova, California 95670-6114

Mr. Steven Rosenbaum
California Regional Water Quality Control Board
Central Valley Region
11020 Sun Center Drive #200
Rancho Cordova, California 95670-6114