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A PROFESSIONAL LAW CORPORATION

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July 12, 2017

Via Email CWFhearing@waterboards.ca.gov
Felicia Marcus, Chair and Co-Hearing Officer
Tam Doduc, Member and Co-Hearing Officer
State Water Resources Control Board
1001 I Street
Sacramento, California 95814

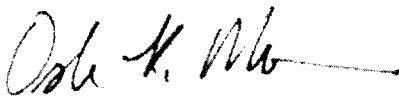
RE: California WaterFix Hearing – Sur-Rebuttal Testimony Scheduling Request

Dear Hearing Officers and Board Hearing Staff:

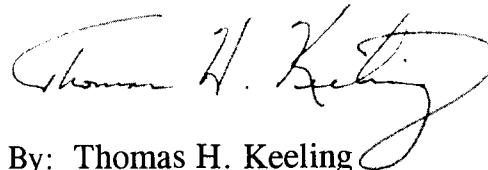
Protestants San Joaquin County, et al. and Local Agencies of the North Delta, et al. hereby move to enter their sur-rebuttal exhibits, as identified in the Sur-Rebuttal Exhibit List submitted herewith, into evidence for the sur-rebuttal phase of Part 1 of the California WaterFix Hearing. Please note that, consistent with the colloquies between counsel and the Hearing Officers, on July 11, the corrections to SJC-200 are reflected in the submitted exhibit, SJC-200-errata. The protestants on whose behalf these exhibits are being offered into evidence will also update their respective Exhibit Identification Indexes accordingly.

Please do not hesitate to call with any questions.

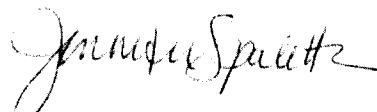
Very truly yours,



By: Osha Meserve
SOLURI MESERVE



By: Thomas H. Keeling
FREEMAN FIRM



By: Jennifer Spaletta
SPALETТА LAW, PC

THK:tmr

cc: J. Mark Myles, Esq.

ATTACHMENT A

Sur-Rebuttal Exhibit List

	SUR-REBUTTAL EVIDENCE	
SJC-84	Progress Report by Permittee for 2010 - Permit # 16478	SJC_084.pdf
SJC-85	Progress Report by Permittee for 2011 - Permit # 16478	SJC_085.pdf
SJC-86	Progress Report by Permittee for 2012 - Permit # 16478	SJC_086.pdf
SJC-87	Progress Report by Permittee for 2013 - Permit # 16478	SJC_087.pdf
SJC-88	Progress Report by Permittee for 2014 - Permit # 16478	SJC_088.pdf
SJC-89	Progress Report by Permittee for 2015 - Permit # 16478	SJC_089.pdf
SJC-90	Progress Report by Permittee for 2010 - Permit # 16479	SJC_090.pdf
SJC-91	Progress Report by Permittee for 2011 - Permit # 16479	SJC_091.pdf
SJC-92	Progress Report by Permittee for 2012 - Permit # 16479	SJC_092.pdf
SJC-93	Progress Report by Permittee for 2013 - Permit # 16479	SJC_093.pdf
SJC-94	Progress Report by Permittee for 2014 - Permit # 16479	SJC_094.pdf
SJC-95	Progress Report by Permittee for 2015 - Permit # 16479	SJC_095.pdf
SJC-96	Progress Report by Permittee for 2010 - Permit # 16481	SJC_096.pdf
SJC-97	Progress Report by Permittee for 2011 - Permit # 16481	SJC_097.pdf
SJC-98	Progress Report by Permittee for 2012 - Permit # 16481	SJC_098.pdf
SJC-99	Progress Report by Permittee for 2013 - Permit # 16481	SJC_099.pdf
SJC-100	Progress Report by Permittee for 2014 - Permit # 16481	SJC_100.pdf
SJC-101	Progress Report by Permittee for 2015 - Permit # 16481	SJC_101.pdf
SJC-102	Progress Report by Permittee for 2010 - Permit # 16482	SJC_102.pdf
SJC-103	Progress Report by Permittee for 2011 - Permit # 16482	SJC_103.pdf
SJC-104	Progress Report by Permittee for 2012 - Permit # 16482	SJC_104.pdf
SJC-105	Progress Report by Permittee for 2013 - Permit # 16482	SJC_105.pdf
SJC-106	Progress Report by Permittee for 2014 - Permit # 16482	SJC_106.pdf
SJC-107	Progress Report by Permittee for 2015 - Permit # 16482	SJC_107.pdf
SJC-108	Progress Report by Permittee for 2010 - Permit # 11315	SJC_108.pdf
SJC-109	Progress Report by Permittee for 2011 - Permit # 11315	SJC_109.pdf
SJC-110	Progress Report by Permittee for 2012 - Permit # 11315	SJC_110.pdf
SJC-111	Progress Report by Permittee for 2013 - Permit # 11315	SJC_111.pdf
SJC-112	Progress Report by Permittee for 2014 - Permit # 11315	SJC_112.pdf
SJC-113	Progress Report by Permittee for 2015 - Permit # 11315	SJC_113.pdf
SJC-114	Progress Report by Permittee for 2016 - Permit # 11315	SJC_114.pdf
SJC-115	Progress Report by Permittee for 2010 - Permit # 11316	SJC_115.pdf

SJC-116	Progress Report by Permittee for 2011 - Permit # 11316	SJC_116.pdf
SJC-117	Progress Report by Permittee for 2012 - Permit # 11316	SJC_117.pdf
SJC-118	Progress Report by Permittee for 2013 - Permit # 11316	SJC_118.pdf
SJC-119	Progress Report by Permittee for 2014 - Permit # 11316	SJC_119.pdf
SJC-120	Progress Report by Permittee for 2015 - Permit # 11316	SJC_120.pdf
SJC-121	Progress Report by Permittee for 2016 - Permit # 11316	SJC_121.pdf
SJC-122	Progress Report by Permittee for 2010 - Permit # 11967	SJC_122.pdf
SJC-123	Progress Report by Permittee for 2011 - Permit # 11967	SJC_123.pdf
SJC-124	Progress Report by Permittee for 2012 - Permit # 11967	SJC_124.pdf
SJC-125	Progress Report by Permittee for 2013 - Permit # 11967	SJC_125.pdf
SJC-126	Progress Report by Permittee for 2014 - Permit # 11967	SJC_126.pdf
SJC-127	Progress Report by Permittee for 2015 - Permit # 11967	SJC_127.pdf
SJC-128	Progress Report by Permittee for 2016 - Permit # 11967	SJC_128.pdf
SJC-129	Progress Report by Permittee for 2010 - Permit # 11968	SJC_129.pdf
SJC-130	Progress Report by Permittee for 2011 - Permit # 11968	SJC_130.pdf
SJC-131	Progress Report by Permittee for 2012 - Permit # 11968	SJC_131.pdf
SJC-132	Progress Report by Permittee for 2013 - Permit # 11968	SJC_132.pdf
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SJC-134	Progress Report by Permittee for 2015 - Permit # 11968	SJC_134.pdf
SJC-135	Progress Report by Permittee for 2016 - Permit # 11968	SJC_135.pdf
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SJC-140	Progress Report by Permittee for 2014 - Permit # 11969	SJC_140.pdf
SJC-141	Progress Report by Permittee for 2015 - Permit # 11969	SJC_141.pdf
SJC-142	Progress Report by Permittee for 2016 - Permit # 11969	SJC_142.pdf
SJC-143	Progress Report by Permittee for 2010 - Permit # 11971	SJC_143.pdf
SJC-144	Progress Report by Permittee for 2011 - Permit # 11971	SJC_144.pdf
SJC-145	Progress Report by Permittee for 2012 - Permit # 11971	SJC_145.pdf
SJC-146	Progress Report by Permittee for 2013 - Permit # 11971	SJC_146.pdf
SJC-147	Progress Report by Permittee for 2014 - Permit # 11971	SJC_147.pdf
SJC-148	Progress Report by Permittee for 2015 - Permit # 11971	SJC_148.pdf
SJC-149	Progress Report by Permittee for 2016 - Permit # 11971	SJC_149.pdf
SJC-150	Progress Report by Permittee for 2010 - Permit # 11973	SJC_150.pdf
SJC-151	Progress Report by Permittee for 2011 - Permit # 11973	SJC_151.pdf
SJC-152	Progress Report by Permittee for 2012 - Permit # 11973	SJC_152.pdf
SJC-153	Progress Report by Permittee for 2013 - Permit # 11973	SJC_153.pdf

STATEMENT OF SERVICE

CALIFORNIA WATERFIX PETITION HEARING Department of Water Resources and U.S. Bureau of Reclamation (Petitioners)

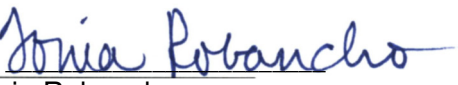
I hereby certify that I have this day submitted to the State Water Resources Control Board and caused a true and correct copy of the following document(s):

- 1. Letter Dated July 12, 2017, addressed to Hearing Chair Doduc, Hearing Officer Marcus re Submittal of Cross-Examination Exhibits into Evidence for Part 1B**
- 2. SJC-200-errata**
- 3. Updated Exhibit List**

to be uploaded to the Board's FTP site at <https://ftp.waterboards.ca.gov/>. This Notice of Availability and Statement of Service and the Letter to Hearing Officers and Staff was served by **Electronic Mail** (email) upon the parties listed in Table 1 of the **Current Service List** for the California WaterFix Petition Hearing, dated July 3, 2017, posted by the State Water Resources Control Board at

http://www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/california_waterfix/service_list.shtml

I certify that the foregoing is true and correct and that this document was executed on July 12, 2017.

Signature: 
Name: Tonia Robancho
Title: Legal Assistant for Thomas H. Keeling
Freeman Firm

Party/Affiliation:
County of San Joaquin, San Joaquin County Flood Control
and Water Conservation District, and Mokelumne River
Water and Power Authority

Address:
Freeman Firm, A Professional Law Corporation
1818 Grand Canal Blvd., Suite 4, Stockton, CA 95207

Filename: Statement of Service 07.12
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LETTER.dot
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As of Last Complete Printing
Number of Pages: 1
Number of Words: 254 (approx.)
Number of Characters: 1,454 (approx.)

SJC-154	Progress Report by Permittee for 2014 - Permit # 11973	SJC_154.pdf
SJC-155	Progress Report by Permittee for 2015 - Permit # 11973	SJC_155.pdf
SJC-156	Progress Report by Permittee for 2016 - Permit # 11973	SJC_156.pdf
SJC-157	Progress Report by Permittee for 2010 - Permit # 12364	SJC_157.pdf
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SJC-163	Progress Report by Permittee for 2016 - Permit # 12364	SJC_163.pdf
SJC-164	Progress Report by Permittee for 2010 - Permit # 12721	SJC_164.pdf
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SJC-173	Progress Report by Permittee for 2012 - Permit # 12722	SJC_173.pdf
SJC-174	Progress Report by Permittee for 2013 - Permit # 12722	SJC_174.pdf
SJC-175	Progress Report by Permittee for 2014 - Permit # 12722	SJC_175.pdf
SJC-176	Progress Report by Permittee for 2015 - Permit # 12722	SJC_176.pdf
SJC-177	Progress Report by Permittee for 2016 - Permit # 12722	SJC_177.pdf
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SJC-181	Progress Report by Permittee for 2013 - Permit # 12723	SJC_181.pdf
SJC-182	Progress Report by Permittee for 2014 - Permit # 12723	SJC_182.pdf
SJC-183	Progress Report by Permittee for 2015 - Permit # 12723	SJC_183.pdf
SJC-184	Progress Report by Permittee for 2016 - Permit # 12723	SJC_184.pdf
SJC-185	Progress Report by Permittee for 2016 - Permit # 16478	SJC_185.pdf
SJC-186	Progress Report by Permittee for 2016 - Permit # 16479	SJC_186.pdf
SJC-187	Progress Report by Permittee for 2016 - Permit # 16481	SJC_187.pdf
SJC-188	Progress Report by Permittee for 2016 - Permit # 16482	SJC_188.pdf
SJC-189	Written Testimony of Russell Frink	SJC_189.pdf
SJC-190 - Reserved	DWR Master Spreadsheet of Operations Data Requested by Subpoena/Notice	
SJC-200	Sur-Rebuttal Testimony of Michael T. Brett, Phd. Concerning Harmful Algal Blooms Resulting from the California Waterfix	SJC_200.pdf

SJC-200-errata	Sur-Rebuttal Testimony of Michael T. Brett, Phd. Concerning Harmful Algal Blooms Resulting from the California Waterfix	SJC_200_errata.pdf
SJC-201	Michael T. Brett, PhD. Statement of Qualifications	SJC_201.pdf
SJC-203	Ahlgren, G. 1987. Temperature functions in biology and their application to algal growth constants. <i>Oikos</i> 49:177-90.	SJC_203.pdf
SJC-204	EPA. 2006. Conceptual model for nutrients in the Central Valley and Sacramento-San Joaquin Delta. Prepared by Tetra Tech., Lafayette, Ca.	SJC_204.pdf
SJC-205	Jassby, A., 2008. Phytoplankton in the upper San Francisco Estuary: Recent biomass trends, their causes, and their trophic significance. <i>San Francisco Estuary and Watershed Science</i> 6(1).	SJC_205.pdf
SJC-206	Long T.Y., Wu L, Meng G.H. et al. 2011. Numerical simulation for impacts of hydrodynamic conditions on algae growth in Chongqing section of Jialing River, China. <i>Ecological Modelling</i> 222: 112-119.	SJC_206.pdf
SJC-207	Mitrovic, S.M., Oliver, R.L., Rees, C. et al. 2003. Critical flow velocities for the growth and dominance of <i>Anabaena circinalis</i> in some turbid freshwater rivers. <i>Freshwater Biol.</i> 48:164-174.	SJC_207.pdf
SJC-208	Oliver, R. and Ganf, G. (2000) Freshwater blooms. In Whitton, B. and Potts, M. (eds), <i>The Ecology of Cyanobacteria: Their Diversity in Time and Space</i> . Kluwer Academic Publishers, The Netherlands, pp. 149–194.	SJC_208.pdf
SJC-209	Perrson, P.E. 1981. Growth of <i>Oscillatoria agardhii</i> in a hypertrophic brackish-water bay. <i>Annales Botanici Fennici</i> 18:1-12.	SJC_209.pdf
SJC-210	Schindler, D.W., S.R. Carpenter, S.C. Chapra, R.E. Hecky and D.M. Orihel. Reducing phosphorus to curb lake eutrophication is a success. <i>Environ. Sci. Tech.</i> 50:8923-8929.	SJC_210.pdf
SJC-211	Verspagen, J.M., Passarge, J., Jöhnk, K.D., Visser, P.M., Peperzak, L., Boers, P., Laanbroek, H.J. and Huisman, J., 2006. Water management strategies against toxic <i>Microcystis</i> blooms in the Dutch delta. <i>Ecological Applications</i> 16:313-327.	SJC_211.pdf
SJC-212	Kann, J. and Welch, E.B. 2005. Wind control on water quality in shallow, hypereutrophic Upper Klamath Lake, Oregon. <i>Lake and Reservoir Management</i> , 21(2), pp. 149-158.	SJC_212.pdf
SJC-213	Welch, E.B., Buckley, J.A., and Bush, R.M. 1972. Dilution as an algal bloom control. <i>J. Water Pollut. Cont. Fed.</i> 44:2245-65.	SJC_213.pdf
SJC-214	Welch, E.B. 2009. Should nitrogen be reduced to manage eutrophication if it is growth limiting? Evidence from Moses Lake. <i>Lake and Reserv. Manage</i> 25:401-409.	SJC_214.pdf
SJC-215	Zhang Y. M., Zhang Y.C., Zhang L.J. et al. 2007. The influence of lake hydrodynamics on blue algal growth. <i>China Environmental Science</i> 27:707-711.	SJC_215.pdf
SJC-216	Chapter 8: Water Quality (Pages 8-1, 8-2, 8-120, 8-121, 8-195 – 8-199, 8-979 – 8-982, Figure 8-60a) Excerpt from 2016 Bay Delta Conservation Plan/California WaterFix Final EIR/EIS	SJC_216.pdf
SJC-217	Discovery Bay Sample Locations, Contra Costa County Health Department (2016)	SJC_217.pdf
SJC-218	Tables 6.6-5 to 6.6-25 in the 2016 BA Biological Assessment for the California WaterFix, July 2016 (Published August 2nd, 2016)	SJC_218.pdf

SJC-220	DWR Master Spreadsheet of Operations Data Requested by Subpoena/Notice	
SJC-221	DWR Master Spreadsheet of Operations Data Requested by Subpoena/Notice	