

EXHIBIT 43

CONTACT REPORT
DIVISION OF WATER RIGHTS
STATE WATER RESOURCES CONTROL BOARD

Subject: A31491

Division Yoko Mooring
Personnel

Date 11/15/04 Time 9:05 AM

Yoko Mooring

Personal Where (208) 345-5170

Telephone Number fax(208)345-5107

Individual(s)/Agency Contacted G. Scott Fahey, Applicant

Conversation Description:

Scott called me to discuss the protests he received. He and I both received the same protests from (1) Central Sierra Environmental Resource Center, (2) Stanislaus National Forest, (3) City and County of San Francisco so far. He knew he needed to perform the several environmental studies and prepare the environmental documents so he was wondering if the Division could hold off any immediate action on his application. I told him we needed to acknowledge the protests; therefore, I would accept the protests for the record but I would explain in the letter that their concerns would be addressed during the environmental review. Then, he said that the San Francisco letter requested the time extension for submitting the protest but he would accept all of the conditions described in the letter. I told him that I hadn't reviewed the SF protest yet but usually when people respond to the notice and offer the conditions, then we treat the letter as the protest and in the same acceptance letter we could dismiss their protest since the applicant accepted all of the conditions. He said he would send his letter accepting all conditions himself, too.

Decision(s) _____ Action Items _____