



Winston H. Hickox
Secretary for
Environmental
Protection

State Water Resources Control Board

Division of Water Rights

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Gray Davis
Governor

JUL 21 1999

In Reply Refer
To:340:EM:262.0(58-08)

To Attached Mailing List

NOTICE OF HEARING CANCELLATION

The purpose of this notice is to advise you that the State Water Resources Control Board (SWRCB) has cancelled the lower Yuba River hearing and pre-hearing orientation tour described by SWRCB Notice of Public Hearing, dated July 1, 1999. As stated in the notice, a pre-hearing field orientation tour was scheduled for August 25, 1999, and an evidentiary hearing was scheduled for September 8, 9, 14 and 15, 1999 and to be continued, if necessary, on September 28, 29, and 30, 1999. The tour and hearing have been cancelled until further notice.

The SWRCB received a letter dated July 16, 1999 from the California Department of Fish and Game (DFG) and Yuba County Water Agency (YCWA) which requests postponement of the hearing and pre-hearing orientation tour. DFG and YCWA have requested that the hearing be postponed until after mid-November 1999 to allow DFG, YCWA and other interested parties additional time to reach a proposed settlement agreement regarding interim flows and studies to be conducted on the lower Yuba River. YCWA and DFG state that, in November, they intend to present a recommendation for interim flows and studies together with a request that the SWRCB proceed at that time with certain other aspects of the SWRCB's draft decision dated April 28, 1996.

The SWRCB will reassess the need to conduct a supplemental hearing on issues addressed in the draft decision following a status report from DFG and YCWA on their proposed settlement agreement. DFG and YCWA are requested to file their proposed settlement agreement with the SWRCB and other parties no later than November 15, 1999. DFG and YCWA are also requested to file monthly progress reports with the SWRCB on the status of the settlement negotiations. The SWRCB encourages DFG and YCWA to involve other parties to this proceeding in the development of the proposed interim flow settlement agreement.

The parties to be identified on the List of Parties intending to present evidence at the hearing, pursuant to the SWRCB's July 1, 1999 Notice of Public Hearing, and the parties currently identified on the attached mailing list will be provided with a written Notice of Public Hearing specifying the new hearing dates, if or when such a hearing is scheduled. The notice will be distributed at least 60-days prior to the start of the hearing.

California Environmental Protection Agency

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If you have any questions or wish to discuss this matter further, please telephone me at (916) 657-1359. Alternatively, you can contact Dan Frink at (916) 657-2104 of the Office of Chief Counsel, or Ernest Mona at (916) 657-1947 of the Licensing and Hearing Section.

Sincerely,



Harry M. Schueller, Chief,
Division of Water Rights

Enclosure

YUBA RIVER MAILING LIST
Updated July 13, 1999

PARTIES TO THE HEARING (1992)

Yuba County Water Agency
c/o Mr. Alan B. Lilly
Bartkiewicz, Kronick & Shanahan
1011 22nd Street, Suite 100
Sacramento, CA 95816-4907

Brophy Water District
c/o Mr. Daniel Gallery
Attorney at Law
926 J Street, Suite 505
Sacramento, CA 95814

Browns Valley Irrigation District
c/o Mr. Paul M. Bartkiewicz
Bartkiewicz, Kronick
& Shanahan
1011 22st Street, Suite 100
Sacramento, CA 95816-4907

A-43
CA Department of Fish & Game
c/o Ms. Nancee Murray
1416 Ninth Street, 12th Floor
Sacramento, CA 95814-5511

A-36
CA Department of Water Resources
c/o Mr. David B. Anderson
1416 Ninth Street
Sacramento, CA 95814

California Sportfishing
Protection Alliance
c/o Mr. Michael Jackson
P.O. Box 207
Quincy, CA 95971-0207

Hallwood Irrigation Company
c/o Mr. Don Huckins
439 Center Street
Yuba City, CA 95991

Pacific Gas & Electric Co.
c/o Ms. Jennifer Post
P.O. Box 7442
San Francisco, CA 94120-7442

Rameriz Irrigation District
c/o Mr. Kevin O'Brien
Downey, Brand, Seymour
& Rohwer
555 Capitol Mall, 10th Floor
Sacramento, CA 95814-4686

Sierra Club for the
Motherlode Chapter
c/o Mr. Joseph J. Bell
350 Crown Point Circle, Suite 250
Grass Valley, CA 95945

South Yuba River Citizens League
c/o Mr. Lawrence Sanders
P.O. Box 841
Nevada City, CA 95959

South Yuba Water District
and Cordua Water District
c/o Mr. Paul Minasian
Minasian, Spruance, Baber,
Meith, Soares, & Sexton
1681 Bird Street
Oroville, CA 95965-4803

U.S. Department of the Interior
U.S. Fish and Wildlife Service
c/o Ms. Lynn Cox
Office of Solicitor
2800 Cottage Way, Room E-1712
Sacramento, CA 95825-1890

YG Development Company and
Western Aggregates, Inc.
c/o Mr. Edward J. Tiedemann
Kronick, Moskovitz, Tiedemann & Girard
400 Capitol Mall, 27th Floor
Sacramento, CA 95814-4417

U.S. Department of the Interior
U.S. Fish and Wildlife Service
c/o Mr. Carl Mesick
4001 N. Wilson Way
Stockton, CA 95205

Yuba County Water Agency
c/o Mr. Don Wilson
1402 D Street
Marysville, CA 95901

Walter Cook
42 Northwood Commons
Chico, CA 95973

OTHER INTERESTED PARTIES

Brophy Water District
2649D North Beale Road
Marysville, CA 95901

McGeorge School of Law
c/o Mr. Gregory S. Weber
3200 Fifth Avenue
Sacramento, CA 95817

A-43
CA Department of Fish & Game,
Region II
1701 Nimbus Road
Sacramento, CA 94814

Pacific Gas & Electric Co.
c/o Mr. Richard Moss
P.O. Box 7442
San Francisco, CA 94120-7442

CA Regional Water Quality
Control Board
Central Valley Region
c/o Mr. Gary M. Carlton, EO
3443 Routier Road, Suite A
Sacramento, CA 95827-3098

E. C. Powell Fly Fishers
c/o Mr. Mark Iwanaga
P.O. Box 1135
Yuba City, CA 95992

California Sportfishing
Protection Alliance
c/o Mr. Robert Baiocchi
P.O. Box 357
Quincy, CA 95971

Cordua Irrigation District
P.O. Box 1111
Marysville, CA 95901

Mr. Howard N. Ellman
and Mr. John D. Hoffman
One Ecker Building, Suite 200
San Francisco, CA 94105

South Yuba River Citizens League
c/o Ms. Mary Haughey
P.O. Box 841
Nevada City, CA 95959

South Yuba Water District
3002 Forty Mile Road
Marysville, CA 95901

East Bay Municipal Utilities District
c/o Jon Myers
P.O. Box 24055
Oakland, CA 94623-1055

National Marine Fisheries Service
c/o Environmental Coordinator
777 Sonoma Avenue, Room 325
Santa Rosa, CA 95403

United Anglers of California
c/o Mr. John Beutler
1360 Neilson Street
Berkeley, CA 94702-1116

Felix Smith
4720 Talus Way
Carmichael, CA 95608

Lake Wildwood Association
c/o Bill Haushalter, G. M. and
Robert C. Meyer, President
11255 Cottontail Way
Penn Valley, CA 95946

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Mr. Harold Kruger
Appeal Democrat
P. O. Box 431
Marysville, CA 95901-0431