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December 21, 2012

Ms. Barbara Evoy  
Chief, Division of Water Rights  
California State Water Resources Control Board  
1001 I Street, 14th Floor  
Sacramento, California 95812

Dear Ms. Evoy:

Subject: The Los Angeles Department of Water and Power's (LADWP) Mono Basin Feasibility Report in Response to the Stream Scientists' Final "*Synthesis of In Stream Flow Recommendations to the State Water Resources Control Board and LADWP, Final Report*", Reference: GSB 1631

Thank you for the opportunity to respond to the "*Synthesis of Instream Flow Recommendations to the State Water Resources Control Board and LADWP, Final Report*" (Synthesis Report).

The Stream Scientists submitted the final Synthesis Report on April 30, 2010, after considering comments from LADWP and interested parties on the draft Synthesis Report, submitted on February 1, 2010. The final report is a summary of the recommended actions based on a 12-year monitoring program and analyses, which also includes an important In-stream Flow Study that was conducted in 2009.

On July 28, 2010, LADWP's submitted its Feasibility Report in accordance with Order 98-05, section 1.b. (2)(a) and (b) and the Division of Water Right's letter of February 26, 2010. Per Order 98-05, if any party disagreed with LADWP's determination regarding implementation of the Stream Scientists recommendations, the party may request review by the Deputy Director for Water Rights, who shall then decide the matter.

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In an October 6, 2010 letter, LADWP advised the State Water Resources Control Board (SWRCB) that there was consensus among the Mono Lake Committee, California Department of Fish and Game, California Trout (Cal Trout) and LADWP that the best opportunity to move forward on resolving differences of opinion regarding the feasibility of measures recommended by the Stream Scientists is through a facilitator-led process. The process was estimated to take 12 months, beginning in early 2011.

In order to support the facilitated process, the SWRCB did not consider the July 28 submittal to be final, but instead extend the time for LADWP to comment on the feasibility of measures in the Synthesis Report to August 1, 2012. The time for parties to notify the Division of any disagreements with the Feasibility Report was extended to October 31, 2012.

LADWP began meeting with the representatives from the Mono Lake Committee, Cal Trout, California Department of Fish and Game, and the U.S. Forest Services regularly, beginning in April 2011, to attempt to identify and resolve differences between LADWP and the stakeholders prior to placing the SWRCB in the position of making a decision on modifications to LADWP's water licenses. The intended final product of this process was a comprehensive package that was to be developed for submission to the SWRCB that fulfilled the SWRCB desire that LADWP provide a revised Feasibility Report that incorporates any agreements reached with the parties. Copies of any relevant agreements should accompany the submittal. The SWRCB has granted additional extensions with LADWP's comments now due by December 22, 2012.

We regret to inform you that despite achieving consensus on several key matters, we have been unable to reach agreement on all issues necessary for settlement. Although LADWP is submitting its response to the Stream Scientist's Synthesis Report, it remains committed to continuing negotiations with all stake holders in an effort to resolve our remaining disagreements while we all await comments.

Therefore, per the requirements of SWRCB Order 98-05, Section 1.b. (2)(a) and (b), LADWP has evaluated the feasibility of the recommendations and suggestions in the Synthesis Report and is herein submitting its final Mono Basin Feasibility Report.

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If you have any questions, please contact Mr. James G. Yannotta, Manager of Aqueduct, at (760) 873-0396.

Sincerely,



Martin L. Adams  
Director of Water Operations

DWM:rdn

Enclosure

c: Ms. Katherine Mrowka, SWRCB  
Mr. Greg Brown, SWRCB  
Dr. Bill Trush, McBain and Trush  
Mr. Ross Taylor, Taylor and Associates  
Mr. Geoffrey McQuilken, Mono Lake Committee  
Mr. Bruce Dodge, Mono Lake Committee  
Mr. Mark Drew, California Trout  
Mr. Richard Roos-Collins, California Trout  
Mr. Steve Parmenter, Department of Fish and Game  
Ms. Nancee Murray, Department of Fish and Game  
Mr. Jon Regelbrugge, Inyo National Forest  
Mr. David Edwards, LADWP  
Mr. James G. Yannotta, LADWP