

State Water Resources Control Board

VIA ELECTRONIC MAIL AND UNITED STATES MAIL

September 26, 2013

Mr. William W. Abbott
Abbott & Kindermann, LLP
2100 21st Street
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wabbott@aklandlaw.com

RE: EAGLE CREST ENERGY COMPANY'S REQUEST FOR EXTENSION OF TIME TO
RESPOND TO PETITIONS FOR RECONSIDERATION OF WATER QUALITY
CERTIFICATION FOR EAGLE MOUNTAIN PUMPED STORAGE PROJECT

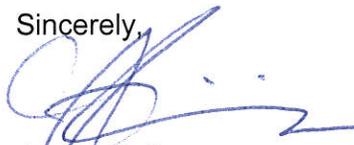
Dear Mr. Abbott:

I write in response to your September 18, 2013 letter, sent on behalf of your client Eagle Crest Energy Company, requesting an extension of time to respond to the petitions for reconsideration (Petitions) filed concerning the water quality certification issued for the Eagle Mountain Pumped Storage Project.

The State Water Resources Control Board (State Water Board) has extended the time for any interested party or person to file a response to the Petitions. Such responses must be filed with the State Water Board by 12:00 PM on January 3, 2014. A copy of the public notice extending the time to respond to the Petitions is attached to this letter.

Should you have any questions, please contact me by e-mail at carlos.mejia@waterboards.ca.gov or by telephone at (916) 341-5184.

Sincerely,



Carlos Mejia
Staff Counsel

Attachments

cc: See Attached List

cc [via United States Mail and Electronic Mail]:

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EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

NOTICE OF EXTENSION OF TIME TO RESPOND TO PETITIONS FOR RECONSIDERATION OF WATER QUALITY CERTIFICATION FOR EAGLE MOUNTAIN PUMPED STORAGE PROJECT, FEDERAL ENERGY REGULATORY COMMISSION PROJECT NO. 13123

NOTICE IS HEREBY GIVEN THAT the State Water Resources Control Board (State Water Board) has extended the time to respond to the petitions for reconsideration filed concerning the water quality certification issued for the Eagle Mountain Pumped Storage Project (Project). Any party wishing to file a response to any of the petitions for reconsideration with the State Water Board must do so by **12:00 PM on January 3, 2014**.

BACKGROUND

On July 15, 2013, the State Water Board's Executive Director issued a water quality certification (certification) for the Project pursuant to section 401 of the Clean Water Act. (33 U.S.C., § 1341.) The State Water Board received three Petitions for Reconsideration (Petitions) of certification issuance within 30 days. The Petitions are available on the State Water Board's Project website, as described below.

Any party wishing to file a response to a petition for reconsideration of a water quality certification must do so within 20 days of the date upon which the State Water Board issues notification that it has received the petition. (Cal. Code Regs., tit. 23, § 3867.1.) The State Water Board issued such a notification on September 11, 2013.

On September 18, 2013, Eagle Crest Energy Company, the Project applicant, requested an extension of time to respond to the Petitions. Eagle Crest Energy Company's request can be found on the State Water Board's Project website, as described below. The State Water Board may extend the time for filing a response to petitions for reconsideration. (Cal. Code Regs., tit. 23, § 3867.1.)

AVAILABILITY OF DOCUMENTS

The water quality certification, the Petitions, and Eagle Crest Energy Company's request for an extension of time to respond to the Petitions can be found on the State Water Board's Project website at:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/water_quality_cert/eaglemtn_ferc13123.shtml

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

SUBMISSION OF RESPONSES

Any party or person wishing to file a response to the Petitions with the State Water Board shall have until 12:00 PM on January 3, 2014 to do so. (Cal. Code Regs., tit. 23, § 3867.1.) Responses to the Petitions should be submitted to the State Water Board, as directed below. Copies of responses should also be submitted to the Executive Officer of the Colorado River Basin Regional Water Quality Control Board, the Project applicant, and the Petitioners at the following addresses:

Mr. Robert E. Perdue, Executive Officer
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Palm Desert, CA 92260

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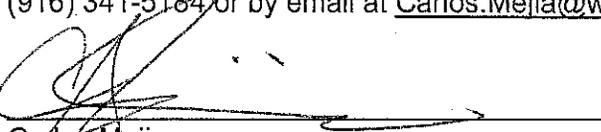
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The State Water Board copy may be sent electronically to: oscar.biondi@waterboards.ca.gov or hard copies may be mailed to:

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Division of Water Rights
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In an effort to reduce reliance on paper mailings, information on new postings will now be provided by email. To receive these notices, go to the State Water Board's Email List Subscription webpage located at:
http://www.waterboards.ca.gov/resources/email_subscriptions/swrcb_subscribe.shtml and select the box titled "Water Rights Water Quality Certifications."

If you have questions regarding this notice, please contact Carlos Mejia, Staff Counsel at (916) 341-5184 or by email at Carlos.Mejia@waterboards.ca.gov.



Carlos Mejia
Staff Counsel

September 26, 2013

Attachment: Interested Parties List

EAGLE MOUNTAIN PUMPED STORAGE PROJECT INTERESTED PARTIES MAILING LIST

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