

State of California

Before the State Water Resources Control Board

California Department of Water Resources, Permittee- Petitioner

Water Right Permits 16477, 16478, 16479, 16480, 16481, and 16482

Feather River Watershed; Sacramento/San Joaquin Delta Channels; Bay Delta Estuary et al

In the Matter of Petitions for Extension of Time to full the water to beneficial uses – 220,000 Acre Feet of Water

Objections by the California Fisheries and Water Unlimited

It is a waste of time of time for the public to file formal protests and objections against water transfers because formal protest and objections filed on environmental and legal grounds are not given any weight at all, and are dismissed by the staff of the Division of Water Rights and the State Water Board in a arbitrary and capricious manner that violates the due process rights of protestants.

As a member of the public, with a long history of protecting the Public Trust resources, in particular matters pertaining to fisheries and water rights, I am compelled to make the following statements relative to the manner in which the SWRCB and its Office of the Chief Counsel has and continues to conduct the public's business.

The record will attest to the fact that my organization(s) are very familiar with the water rights process and procedures, in fact, as an individual citizen, and as a member of a number of fisheries and water organization, I have filed a significant number of petitions and protests on water right application, permits and licenses issued by the board. The board's staff recent response to my questions regarding water transfers essentially preempt meaningful input into the petition process and creates a serious imposition to my ability to effectively participate in the process, and, more importantly, impede my due process rights in this proceeding as a protestant. The board is entrusted with the duties and responsibilities to protect the waters and trust resources of the state; I, on the other hand, in my attempt to assist the board, am being treated with hostility, ambiguity, and inequities that thwart my ability to participate in the process afforded to the public by law; i.e., conditioning my input by placing additional limitations on my input.

The board's performance in matters relating to water rights compliance, water for fish and/or protection of public trust resources is abdominal. Now, it has entered into a new dimension of dimness in this so-called age of "transparency".

Place this filing into the records for this proposed water transfer. I reference all filing on water transfer and water right applications and partitions that I have filed with the Board and its staff.

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Respectfully Submitted

Signed by Robert J. Baiocchi

Robert J. Baiocchi, President
California Fisheries and Water Unlimited
California Non-Profit Corporation

Dated: October 16, 2010

Service List

Greg Wilson, Staff, Water Transfers, Division of Water Rights
Chairman Charles Hoppin, State Water Resources Control Board
Chief Counsel Mike Lauffer, State Water Resources Control Board
New Deputy Director Barbara Evoy, State Water Resources Control Board
Interested Californians (bcc)