

Clifton Court, L.P.  
3619 Land Park Drive  
Sacramento, CA 95818

July 11, 2016

Hearing Chair Tam Doduc  
Hearing Officer Felicia Marcus  
State Water Resources Control Board  
P.O. Box 100  
Sacramento, CA 95812-0100

Re: Evidentiary objections concerning petitioners' case

Dear Chair Doduc and Officer Marcus:

Clifton Court, L.P. is the last remaining farm at Clifton Court. DWR/Reclamation's petition to take water at new northern intakes and tunnel the water to the Clifton Court Forebay will harm our farm irreparably. The tunnels necessitate that Clifton Court Forebay be expanded and divided into North Clifton Court Forebay (NCCF) and South Clifton Court Forebay (SCCF). We are unable to tell how many acres of our farm will be taken and thus we are unable to quantify our injuries. We are writing to you in letter format because we are not lawyers; I was a school teacher and my father was a farmer.

How many farmable acres will the petitioners take?

We looked at various maps and found many with conflicting information:

- DWR-1 pg.8 shows some of our land taken for the SCCF and an unknown quantity of remaining farm land.
- DWR-2 pg. 9, the more technical Engineering Overview, shows most of our land taken, with the exception of a bowling alley strip of our land not in the SCCF, but covered in a striped pattern that according to the key is "Temporary Surface Impact". We are unsure exactly what this means, but we know we do not want our land used for anything on a temporary basis.
- DWR-2 pg. 10 appears to show that all of our farm is used for SCCF.
- DWR-2 pg. 30 provides another look at SCCF but unfortunately this map does not have a key. Although our farm is divided up, we can only guess what DWR proposes.
- DWR-2 pg. 33, the Enlarged Map, does not even show our land being used.
- DWR-213 the Location of Facilities Map shows that our entire property becomes SCCF.
- DWR-331, "Map Cal WaterFix Facilities", shows that not all our property will be used.

Your maps do not tell exactly how many acres of our land will be taken, so we looked carefully through various reports.

- DWR-212 pg. 30 ES 2.5 refers to the petitioners taking the Byron Tract Island south of the CCF. We own almost all the land south of the CCF, but it is not an island. Again, if this is our property, there is no mention of the # of acres the petitioners will take.

- DWR 212 p. 164 14.1.3.1 Forebay Storage Need. “SCCF is necessary to enable the existing Banks PP to maximize its operation when electrical power rates are lowest and divert water from the south Delta when required to meet existing flow and water quality standards. To maintain current operations during and after construction of NCCF, the southern portion of CCF will be expanded to incorporate the adjacent property to the south. This will provide the additional storage necessary to maintain current operations. This combined area makes up the SCCF.” Again no mention of how many acres DWR will take. (Glad to see the ecological balance of the Delta is tied up with the lowest power rates!)
- DWR-212 pg.168 14.2.2.1 Clifton Court Forebay Construction, “Drive sheet piles between two sets of sheet piles on south side of CCF. Excavate down to invert elevation and use suitable fill material in embankment fill for Phases 1 and 2.” Again no reference or map to show whether or not our farm land will be affected.

Until you make clear to us how much land will be taken and how many farmable acres will remain, we cannot clearly state how this WaterFix will injure our legal water rights or our property rights.

DWR-3 pg. 17 ...”no injury to legal users due to: Water Levels, Water Quality, Water Supply, or Contractual Obligations.

When the SWP & the CVP were put in, we did not know our farm would be damaged. Today we do know how the SWP & the CVP have injured us for the past 55 years. Our ongoing damages to our levees, pumps, crops, property, and even water quality are a direct result of the operations of the SWP & CVP. We have asked for help and reparations both informally (telephone calls) and formally (letters and meetings) for over 45 years. Our pleas have been ignored. We have even been told to sue the State.

According to your information, the SCCF will “retain the same operation criteria as the existing CCF (DWR-212 pg.164 14.1.3.1). The CVP and SCCF will continue to act as massive intakes (15,000 cfs = 6.7 million gallons a minute) and cause massive injuries to our farm. We can only guess how the action of taking water near Sacramento and moving it through a tunnel to the NCCF will affect us. However, for DWR and the Board to find no injury to legal users is to once again ignore us.

Sincerely,  
Suzanne Womack  
Clifton Court, L.P., general partner

**STATEMENT OF SERVICE**

**CALIFORNIA WATERFIX PETITION HEARING  
Department of Water Resources and U.S. Bureau of Reclamation (Petitioners)**

I hereby certify that I have this day submitted to the State Water Resources Control Board and caused a true and correct copy of the following document(s):

*Clifton Court, L.P.  
Evidentiary objections concerning  
Petitioner's case*

to be served by **Electronic Mail** (email) upon the parties listed in Table 1 of the **Current Service List** for the California WaterFix Petition Hearing, dated July 11, 2016, posted by the State Water Resources Control Board at

[http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/bay\\_delta/california\\_waterfix/service\\_list.shtml](http://www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/california_waterfix/service_list.shtml):

*Note: In the event that any emails to any parties on the Current Service List are undeliverable, you must attempt to effectuate service using another method of service, if necessary, and submit another statement of service that describes any changes to the date and method of service for those parties.*

**For Petitioners Only:**

I caused a true and correct **hard copy** of the document(s) to be served by the following method of service to Suzanne Womack & Sheldon Moore, Clifton Court, L.P., 3619 Land Park Drive, Sacramento, CA 95818:

**Method of Service:** \_\_\_\_\_

I certify that the foregoing is true and correct and that this document was executed on 7/11/16  
Date

Signature: *Suzanne Womack*

Name: Suzanne Womack

Title: General Partner

Party/Affiliation: Clifton Court, L.P.

Address: 3619 Land Park Drive, Sacramento,  
*CA, 95818*