

Resort location:
Snug Harbor Resorts, LLC
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(On Ryer Island)
Walnut Grove, CA 95690
Phone: (916)775-1455

Web site:
<http://www.snugharbor.net>

Email:
sunshine@snugharbor.net



Tam Doduc, Hearing Chair
Felicia Marcus, Hearing Officer
State Water Resources Control Board
1001 I Street
Sacramento, CA 95814

December 7, 2017

RE: California WaterFix Hearing SHR Revised Exhibit list dated 12/7/2017, and
Response to question regarding revised Witness list and testimony for SHR, and
Request to upload to main site SHR-2-249 which was uploaded to the DWR site but
file appears to have saved and/or uploaded as a corrupted file missing many pages

Dear Hearing Officers and Board Hearing Staff:

Please be advised that the Exhibit List for Snug Harbor Resorts, LLC has been corrected to reflect the files that were uploaded by the deadline on 11/30/17. However, in testing the files that were uploaded, I discovered that **SHR-2-249**, which is a set of slides totaling 33 pages only showed the first page of the set. The file was created in PowerPoint combined with Corel files, and saved to PDF, and I believed the whole file set had saved. I have resaved the file set in PowerPoint, and request that the entire file be accepted for use during the Part II, Waterfix hearing. In the meantime, the file will be uploaded to the alternate site provided by DWR. I will also be uploading several files that failed to be uploaded by the November 30th deadline, which are **SHR-2-13**, **SHR-2-21** and **SHR-2-228-2** which I request to also be included for use during my testimony before the board sometime in 2018. These files simply are meant to inform the hearing officers of the history and location of SHR Delta property and uses over time.

I also wish to respond to an email received from hearing staff person Sara Gaylon on 12/6/17 which said

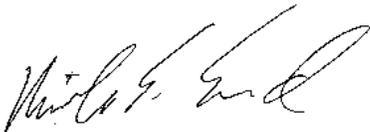
“Upon reviewing your Revised Supplemental Notice of Intent (attached), we see you have crossed out all witnesses besides yourself but left the original topics and times. To clarify, will your own testimony be covering all topics listed and are you requesting the full time? Or will you only be testifying to your original topic and staying within 20 minutes?”

Yes, my own testimony covers all topics listed as written in the testimony and Revised Supplemental Notice of Intent To Appear dated 11/30/17. Only the other witness names were crossed out, not the subject matter of proposed testimony. I do request the entire time of approximately 170 minutes to cover the topics, but I will be

the only witness to present on behalf of SHR. I will make every effort to not duplicate testimony of others, or my testimony on behalf of other Protestants, and it is quite possible, I will use somewhat less time than requested. However, SHR is located in an area of the Delta that has been, and continues to be, a test site for impacts from both high flows and low flows and it takes time to explain how hydraulics as managed by DWR and USBR impact persons and businesses in the Delta. Please note that Witnesses previously listed for SHR have either been utilized by other parties and to avoid duplication, the witness will not also testify for SHR; or else the witnesses did not want to commit to being flexible regarding attending hearing date for SHR not yet specifically scheduled, so those witnesses may elect to submit policy statements instead. So to be clear, Nicole Suard will be the sole witness presenting for SHR, and the topics will include topics as listed in 11/30/17 document as represented in Suard witness testimony uploaded prior to 11/30/17 deadline, except that impacts to Aviation recreation and crop dusting will not be discussed.

I appreciate the Hearing Staff's assistance and courtesy in this matter, and request that the Hearing Officers accept this correction of the exhibit attached with this letter, and the exhibits as listed above, so that it matches the submitted Revised Exhibit List.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Nicole Suard". The signature is fluid and cursive, with a large initial "N" and "S".

Nicole S. Suard, Esq.
Managing Member, Snug Harbor Resorts, LLC
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