

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

June 27, 2018

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

Dear Hearing Officers and Board,

DWR's opposition to Clifton Court, L.P.'s clarification request to the Board on June 25, 2018 claims that Clifton Court, L.P. could "learn" through cross-exam how changes to CA WaterFix will affect our property, does not provide us with the information necessary to participate meaningfully in Rebuttal. If there is no sur-rebuttal or Phase 3, we will be foreclosed from being able to get any testimony on record regarding the proposed changes to the Project.

For example, is DWR going to take our property for open space and recreation (Figure M12-4: Sheet 5 of 6)? Or is DWR just trying to change our land use to take away our property rights? Furthermore, is DWR going to build a new facility on our property? Figure M3-4: Sheet 11 of 12 is very unclear. What will the proposed new "Control Structure" look like on Herdlyn Road? We find no illustrations. How will construction of this "Control Structure" affect Herdlyn Road? Herdlyn Road is not listed in the Transportation chapter. Why is our land between Herdlyn Road and the Delta Mendota Intake Canal labeled "Public Access"(Figure M12-4: Sheet 5 of 6)? We have many questions not answered by the Supplemental EIR/EIS.

DWR demands that we wait until the Rebuttal hearing to "learn" of these exact changes through "cross-exam." This, of course, prevents CCLP from providing its own rebuttal testimony on this issue because the exact Project changes are unknown. It also assumes that DWR will have witnesses with specific and detailed knowledge of the new project impacts to CCLP and that there would be a sur-rebuttal proceeding to address any information provided during cross-exam. DWR's position is simply unreasonable and prevents CCLP from participating in Part 2 in a meaningful way.

Sincerely,  
Suzanne Womack  
General Partner, Clifton Court, L.P.