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August 9, 2017

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

**RE: California WaterFix Hearing
Joinder of the San Joaquin County Protestants' and LAND in the Request of
California Water Research Concerning Adoption of "Appropriate Delta Flow
Criteria" Required Under Water Code § 85086(c)(2) and Compliance with the
Administrative Procedure Act, Government Code § 11340 et seq.**

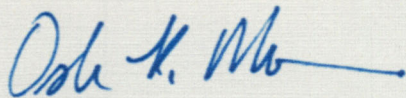
Dear Hearing Officers and Board Hearing Staff:

Protestants County of San Joaquin, San Joaquin County Flood Control and Water Conservation District, and Mokelumne River Water and Power Authority ("San Joaquin County Protestants"), as well as the Local Agencies of the North Delta, et al. ("LAND"), have reviewed the August 4, 2017 correspondence from California Water Research requesting that the Hearing Officers recognize that: (1) the Delta Reform Act, Water Code § 85086(c)(2), requires this Board to adopt "appropriate Delta flow criteria" before it decides whether to approve the California WaterFix Change Petition, and (2) promulgation of these required Delta flow criteria is a quasi-legislative function subject to the Administrative Procedure Act ("APA"), Government Code § 11340 et seq.

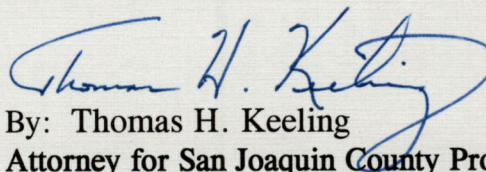
We agree with California Water Research on these points. We agree, too, that this Board should hold a pre-hearing conference prior to Part 2 for the purpose of assuring compliance with APA requirements for promulgation of the required flow criteria.

Accordingly, the San Joaquin County Protestants and LAND join in California Water Research's request, which is practical, prudent, and consistent with the mandate of California law. The request should be granted.

Very truly yours,



By: Osha Meserve
Attorney for LAND, et al.



By: Thomas H. Keeling
Attorney for San Joaquin County Protestants

WaterFix Project Co-Hearing Officers
State Water Resources Control Board
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THK:tmr
cc: J. Mark Myles, Esq.