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8 BEFORE THE CALIFORNIA STATE WATER RESOURCES CONTROL BOARD
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10 HEARING IN THE MATTER OF
11 CALIFORNIA DEPARTMENT OF WATER
RESOURCES AND UNITED STATES
12 BUREAU OF RECLAMATION REQUEST
FOR A CHANGE IN POINT OF
13 DIVERSION FOR CALIFORNIA WATER
FIX
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**CALIFORNIA DEPARTMENT OF
WATER RESOURCES' OBJECTIONS
TO CITY OF FOLSOM WRITTEN
TESTIMONY AND EXHIBITS
SUBMITTED BY PROTESTANTS IN
SUPPORT OF PART 1B CASE IN
CHIEF AND RELATED JOINDERS**

15 California Department of Water Resources ("DWR") submits the following
16 objections, motion to strike testimony and/or exclude a portion of testimony of City of
17 Folsom's written testimony from Mr. Marcus Yasutake, City of Folsom's Environmental &
18 Water Resources Director. (Folsom-1, page 1.) Folsom's filing includes about 23
19 exhibits, including maps of its water service area, water service contracts between
20 Folsom and Bureau of Reclamation, water supply agreements with Southern California
21 Water Company, agreements with other agencies, and figures and photos regarding
22 Folsom Reservoir. (See Folsom-1.)

23 Mr. Yasutake's testimony explains the source of Folsom's water supply from
24 Reclamation and other water agencies. (Folsom-1.) The City of Folsom is highly
25 dependent on surface water diverted directly from Folsom Reservoir. (Id., paragraph 7,
26 page 2.) All of the City's water supplies currently are diverted through the municipal and
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1 industrial (M&I) intake in Folsom Dam. A single pipeline delivers the City's raw water
2 supply from Folsom Reservoir to the City's drinking-water treatment plant. (Id.)

3 Mr. Yasutake explains that if the Reservoir drops below a certain elevation or
4 storage volume, that it puts Folsom's M&I water supply at risk because the intake is out
5 of the water. (Id., pages 4-5.) Mr. Yasutake uses examples of recent drought year
6 operations and Bureau of Reclamation's management of Folsom Reservoir to
7 demonstrate his concern of the risks to Folsom's water supply. (Id., pages 4-6,
8 paragraphs 24-33.) This testimony is of current operational issues and current
9 conditions which is not relevant to the Petitioned Project and should be excluded.
10 Please see Master Objections, section I.

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12 In addition, Mr. Yasutake cites to exhibit DWR-514, Figure 14, from DWR's written
13 testimony on modeling for the California WaterFix that shows end of September storage
14 in Folsom Reservoir. (Id., pages 7-8, paragraphs 35-38.) His testimony claims the
15 modeling shows that with the Petitioned Project, in 5% of the years, Folsom Reservoir
16 storage will be drawn down to 90,000 acre-feet or less, at the end of September, and
17 this level can cause adverse effects to Folsom's M&I intake. (Id.) DWR objects to Mr.
18 Yasutake's mischaracterization of the model results shown in DWR-514, Figure 14,
19 because he indicates that the "proposed project" causes the reduced storage. However,
20 Figure 14, which shows an exceedance curve of the no action alternative and 4
21 alternative operational scenarios, indicates that all the alternatives, as well as the no
22 action alternative, showed the reduced storage level in 5% of the years.

23 Thus, the model results show that the reservoir will be drawn down to the low
24 storage under future conditions when there is no project and lower reservoir storage is
25 not caused by the Petitioned Project but by other conditions, such as dry hydrology. Mr.
26 Yasutake incorrectly interprets the modeling results and incorrectly suggests that Folsom
27 will be injured by the Petitioned Project. The Folsom testimony mischaracterizes the
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1 model results, is not the type of testimony that the State Water Resources Control Board
2 Hearing Officers can rely upon, and should be excluded or stricken from Folsom-1,
3 paragraphs 35-38. See also DWR Master Objections, section III.

4 **CONCLUSION**

5 For the reasons stated above and in the Objections Master Response, the City of
6 Folsom's case-in-chief includes testimony that is not relevant, misrepresents and
7 mischaracterizes DWR's modeling exhibit and should be excluded from this hearing.
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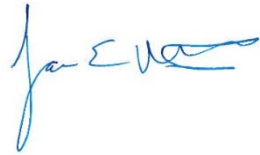
10 Dated: September 21, 2016

CALIFORNIA DEPARTMENT OF WATER
RESOURCES

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