

**MINASIAN, MEITH,  
SOARES, SEXTON &  
COOPER, LLP**

ATTORNEYS AT LAW  
A Partnership Including Professional Corporations

1681 BIRD STREET  
P.O. BOX 1679  
OROVILLE, CALIFORNIA 95965-1679

Writer's email: dcooper@minasianlaw.com

PAUL R. MINASIAN, INC.  
JEFFREY A. MEITH  
M. ANTHONY SOARES  
DUSTIN C. COOPER  
EMILY E. LaMOE  
PETER C. HARMAN

WILLIAM H. SPRUANCE,  
Retired

MICHAEL V. SEXTON,  
Retired

TELEPHONE:  
(530) 533-2885

FACSIMILE:  
(530) 533-0197

May 19, 2014

Via e-Mail (commentletters@waterboards.ca.gov) and U.S. Mail

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

Re: **Emergency Regulations**

Dear Ms. Marcus and Members of the State Water Resources Control Board:

This Firm represents Los Molinos Mutual Water Company. For the reasons expressed by Northern California Water Association, Stanford Vina Ranch Irrigation Company, and other water right holders throughout the state, the State Water Board's proposed regulations are unlawful and should not be adopted.

In addition, the proposed regulations are unnecessary given ongoing discussions and existing agreements between Los Molinos and fishery agencies to coordinate water diversions and minimize impacts on endangered and threatened fish species. Los Molinos and NOAA's National Marine Fisheries Service (NMFS) recently executed a voluntary drought agreement to establish minimum instream flows and a pulse flow regime (copy enclosed). A similar agreement has been executed with California Department of Fish and Wildlife (CDFW) (copy enclosed). Additionally, in 2007, Los Molinos executed an agreement with the CDFW and the Department of Water Resources to provide for a long-term cooperative management and restoration plan for Mill Creek, including providing instream flows for Chinook salmon while also preserving diversions for the family farms and businesses reliant on the delivery of irrigation water (copy enclosed).

The draft emergency regulations are unlawful and unnecessary. Los Molinos urges the Board Members to reject the draft emergency regulations.

Very truly yours,

**MINASIAN, MEITH, SOARES,  
SEXTON & COOPER, LLP**

By: 

**DUSTIN C. COOPER**

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