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October 15, 2008

Dorothy Rice, Executive Director  
State Water Resources Control Board  
Division of Water Rights  
P.O. Box 2000  
Sacramento, CA 95812

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DIV OF WATER RIGHTS  
SACRAMENTO  
STATE WATER RESOURCES  
CONTROL BOARD

*By hand delivery*

**RE: Water Quality Certification for Spring Gap-Stanislaus Hydroelectric Project, FERC No. 2130.**

**Petition for Reconsideration**  
**Request for Abeyance**  
**Petition for Stay**  
**(Cal. Code Regs., tit. 23, §§ 3867, 3869)**

Dear Ms. Rice:

This office represents the Tuolumne Utilities District (TUD) and we have been asked to file a Petition for Reconsideration, a Request for Abeyance, and a Petition for a Stay of your decision to grant a water quality certification for the above referenced project. It is the intent of this Petition to comply with the requirements set forth in California Code of Regulations, Title 23, Sections 3867 and 3869.

**I. Name and address of Petitioner:** Tuolumne Utilities District  
c/o Jesse Barton  
1112 I Street, Suite 240  
Sacramento, CA 95814  
(916) 444-2880

**II. Specific Board action of which the Petitioner requests reconsideration:**

TUD requests that the State Water Resources Control Board (SWRCB) reconsider its issuance of a water quality certification (the "Certification") for the Spring Gap-Stanislaus Project, FERC No. 2130. A copy of the Certification is attached as **Exhibit A**.

TUD requests reconsideration because the terms of the Certification impose an unjustified and arbitrary reservoir elevation that disrupts and curtails the long-standing domestic water supply that has been the principal source of water to TUD's Tuolumne