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May 1, 2008

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STATE WATER RESOURCES  
CONTROL BOARD  
DIVISION OF WATER RIGHTS  
SACRAMENTO  
MAY - 1 PM 12:31

**Subject: Comment Letter – AB2121 Policy**


Dear Ms. Niiya:

The purpose of this letter is to provide comments to the Division of Water Rights (Division) relative to the Draft Policy for Maintaining Instream Flows in Northern California Coastal Streams (Draft Policy), dated December 2007. Based on our brief review of the Draft Policy, the following is an initial list of our comments and observations:

1. Any technical analysis associated with the Draft Policy should identify confidence intervals and how those confidence intervals may affect the results of the analysis.
2. In advance of new enforcement efforts, priority should be considered to assisting pending applicants and pending petitioners complete their request appropriations and changes.
3. The data to support a Water Supply Report (Section 4.1.2) should be initially prepared by the Division, perhaps in consultation with the U.S. Geological Survey. This would provide a consistent data set for evaluations specific to each pending application or petition. This could minimize the redundant efforts of applicants and petitioners and could reduce the potential for errors in reviewing Water Supply Reports.

In advance, thank you for your consideration of our comments. Please call if you have any questions.

Sincerely,  
MBK ENGINEERS

  
Darren Cordova

DC/pp  
CORDOVA/KAREN NIIYA.DOC