

# Memorandum

File  
SACRAMENTO RIVER FISH  
SCREENS

To : Mr. Edward Anton, Chief  
Division of Water Rights  
State Water Resources Control Board  
901 P Street  
Sacramento, California 95814

Date February 16, 1994

From : Department of Fish and Game

Subject: Protest of Change Petitions for WA 1765A and 12470 of Pelgar and Sutter Mutual Water Company, Respectively, Sacramento River Tributary to Suisun Bay in Sutter County.

The protest due dates for the subject petitions were February 7, 1994. Department of Fish and Game (DFG) staff in Region II is currently functioning with several vacancies, including the Environmental Services Supervisor and regional Fisheries Biologist. Due to increased staff load and associated complications, our protests were not brought to your staffs attention until February 15, 1994. We were told to draft a cover letter explaining why our late protests should be considered if we wished to pursue protest acceptance at this time.

DFG staff is currently negotiating with Pelger and Sutter Mutual Water Companies (actually the Bureau of Reclamation through their Pilot Fish Screen Demonstration Program) concerning the construction of the fish screens and has only seen conceptual design criteria to date. DFG requires any final design to meet DFG screening criteria. We wish to continue our involvement in the development of applicants "state of the art" screen until final design criteria agreement is reached.

If you have any questions or concerns regarding this memo, you may contact myself at (916) 653-4875, or Mr. Dan Odenweller, Department of Fish and Game Statewide Screening Coordinator, Inland Fisheries Division, at (916) 654-2731.

original signed by Dick A. Daniel FOR

John Turner, Chief  
Environmental Services Division

cc: Pelgar Mutual Water Company  
Woodland, California

Sutter Mutual Water Company  
Robbins, California

Mr. Dan Odenweller  
Department of Fish and Game

State Water Resources Control Board  
DIVISION OF WATER RIGHTS  
P. O. Box 2000  
Sacramento, CA 95810

Villa

# PROTEST - (Change Petitions)

BASED ON ENVIRONMENTAL OR PUBLIC INTEREST CONSIDERATIONS

Protests based on injury to vested rights should be completed on other side of this form

APPLICATION 1765A & 12470 PERMIT \_\_\_\_\_ LICENSE 613A & 8547

I, (We,) California Department of Fish and Game - Region 2

Name of protestant

of 1701 Nimbus Road, Rancho Cordova, California 95670 have read carefully

Post Office address of protestant

a notice relative to a petition to change Point of Diversion

point of diversion, place of use, character of use

1765A & 12470

under APPLICATION (s) \_\_\_\_\_ of Pelger and Sutter Mutual Water Companies

State name of petitioner

to appropriate water from Sacramento River

Name of source

It is desired to protest against the approval thereof because to the best of our information and belief:

my or our

- the proposed change will (1) not be within the Board's jurisdiction
- (2) not best serve the public interest
- (3) be contrary to law
- (4) have an adverse environmental impact

State facts which support the foregoing allegations The Sacramento River at the diversion site

supports significant populations of chinook salmon and other fishes,  
including the endangered winter-run salmon. An unscreened diversion  
would entrain and destroy juvenile salmon and other fishes.

Under what conditions may this protest be disregarded and dismissed? Applicants should continue to work

State conditions which will relieve protest, or if none, so state

with this Department and agree to install and maintain a state of the art  
fish screen on the New Crawford Pumping Plant.

A true copy of this protest has been served upon the petitioner \_\_\_\_\_ by mail

personally or by mail

Date February 16, 1994

original signed by Dick A. Daniel

Protestant(s) or Authorized Representative sign here

Protests MUST be filed within the time allowed by the Board as stated in the notice relative to the change or such further time as may be allowed.

(NOTE: Attach supplemental sheets as necessary)

cc: Pelger Mutual Water Co  
c/o Scott C. Tucker  
Box 1193  
Woodland, CA 95695

Sutter Mutual Water Co  
c/o Max Sato  
P. O. Box 120  
Robbins, CA 95676

bc: Fred Meyer, Nick Villa  
Rancho Cordova, CA

Wdn C. Jensen, Lt. R. Hawks  
Rancho Cordova, CA