

STATE WATER RESOURCES CONTROL BOARD

NOTICE OF INTENT TO APPEAR

2005 OCT -6 AM 7:49

Marjorie M. Mikels plans to participate in the water right hearing regarding DIRTY WATER RIGHTS SACRAMENTO
(name of party or participant)

Lake Arrowhead Community Services District Enforcement Hearing
scheduled for
November 8, 2005

- I/we intend to present a policy statement only.
- I/we intend to participate by cross-examination or rebuttal only.
- I/we agree to accept electronic service of hearing-related materials.
- I/we plan to call the following witnesses to testify at the hearing.

NAME	SUBJECT OF PROPOSED TESTIMONY	ESTIMATED LENGTH OF DIRECT TESTIMONY	EXPERT WITNESS (YES/NO)

More info will be submitted later

(If more space is required, please add additional pages or use reverse side.)

Name, Address, Phone Number and Fax Number of Attorney or Other Representative

Signature: Marjorie M. Mikels Dated: 10-5-05

Name (Print): Marjorie M. Mikels

Mailing Address: 201 N. First Ave.
Upland, CA 91786

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Marjorie M. Mikels

Attorney at Law

201 N. First Avenue

Upland, CA 91786-6061

October 5, 2005

STATE WATER RESOURCES CONTROL BOARD

Division of Water Rights

P.O. Box 2000

Sacramento, CA 95812-2000

Attn: Ruben Mora

*By fax and U.S. Mail*Re: *Lake Arrowhead Enforcement Hearing*Order No. 262.31-18 and Complaint No. 262.5-40

Dear Board Members:

Your Notice of Public Hearing announces the meeting to be held commencing November 8, 2005 in Sacramento regarding the rights of residents of Arrowhead Woods to consume lake water for their domestic use.

I represent Arrowhead Woods Domestic Water Users and Taxpayers. On their behalf, I invite you to please come to Lake Arrowhead to hold your public hearing and please schedule the hearing for a day other than the day after the scheduled election of the LASCSD board of directors.

Sacramento is so distant from the affected water users as to make attendance extremely difficult and improbable. November 7th is the day residents and water customers of LASCSD are scheduled to vote for their board. The last time an election was held, November 2, 2003, was the first day residents were allowed back home into their community after the forest fire caused their evacuation for over two weeks. That timing hampered the election by diminishing voter turn-out.

Now residents of Lake Arrowhead, desirous of attending your November 8th hearing but who must drive the eight hours to Sacramento, may be forced to leave the community on election day. Certainly this must have been an oversight on your staff's part, to schedule the hearing at a time potentially conflicting with the water board election.

If your department intends to tell Arrowhead Woods families, some residing on this mountain for multiple generations in homes built as early as 1908, that they have no entitlement to water from Lake Arrowhead for their domestic purposes, **such a meeting should be held closer than 400 miles away, shouldn't it?**

If you believe existing residents, whose homes are built near the lake over underground springs and aquifers that flow into the creeks that were diverted into the reservoir-lake before 1914, and who have been beneficially and continuously using that water,¹ have no right to drink water from the lake, then such **"public hearing"** should be held at a place where you may actually **"hear"** the cries of the public whose water rights are being voided, shouldn't it?

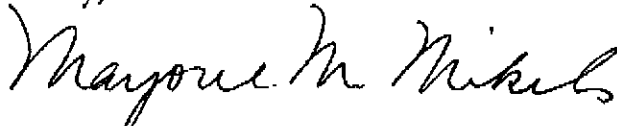
When you by regulatory fiat contemplate depriving long-term residents whose homes are built near the headwaters of their water rights, so you may transport the life-giving substance to the desert for new development at places like Las Flores Ranch, **shouldn't you tell the residents to their faces?** Such pronouncements should not be made far away in high towers, with ears shut to the voices of the thirsty, should they? Please listen to the citizens of Arrowhead Woods before decisions affecting their lives and property are made by this board.

It may be helpful for you to come and see for yourselves exactly what is happening on this mountain and to witness the devastation wrought by some of the same actors who are part of the scheme to take the water from existing users for the benefit of new development, both on and off the mountain. These mountains, these trees, whose roots pull up the water treasure, and whose foliage creates our oxygen, sustain the lives of millions of Southern Californians. When you suck the mountain dry and carry the precious life source far away for use of developers, you are killing the source, the headwaters of life.

Please come to Lake Arrowhead for your public hearing. Please schedule the hearing some other time than the day after the election. Thank you for your consideration.

PLEASE TAKE NOTICE THAT I INTEND TO APPEAR AT AND PARTICIPATE IN THE PROCEEDINGS.

Sincerely,



Marjorie M. Mikels

¹ (with the highest and most beneficial use of the water, i.e. for drinking, bathing, and cooking)