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June 9, 2003

Division of Water Rights  
State Water Resources Control Board  
Post Office Box 2000  
Sacramento, California 95812-2000  
Attention Paul Murphey

STATE WATER RESOURCES  
CONTROL BOARD  
2003 JUN -9 AM 11:29  
DIV OF WATER RIGHTS  
SACRAMENTO

Re: Santa Clara River Hearing

Dear Mr. Murphey:

Attached is Valencia Water Company's Notice of Intent to Appear in the State Water Resources Control Board hearing on the determination of the legal classification of groundwater in the Santa Clara Valley East Subbasin. Valencia Water Company exercises rights to produce groundwater from the Santa Clara River East Subbasin and is one of the entities participating in extensive groundwater management and planning work for the Santa Clara River and aquifer system. Given these extensive efforts, and the Legislature's direction in AB 134 in 2001 that the Santa Clara River East Subbasin be managed under Water Code Sections 10750 *et seq.*, the Valencia Water Company concurs in the view that the State Water Resources Control Board should not proceed with this hearing.

If the State Water Resources Control Board decides to proceed with this hearing, however, I am hereby requesting postponement of the hearing and testimony submittal deadline. There are several bases for requesting postponement. The deadline for submitting testimony and exhibits is only 17 days from today (and only 30 days from the date of the notice). I was retained by Valencia Water Company at the end of last week, and would greatly appreciate having additional time to prepare. Of even greater importance is the problem that Mr. Scalmanini is scheduled to be out of the country until June 25. He has been a consultant to Valencia since 1996, and it is crucial that he be available for preparation of testimony. His testimony will be directed at the primary hearing issue, the occurrence of groundwater and its classification.

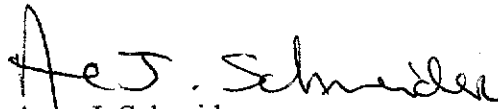
Mr. Scalmanini's expertise in preparing for a hearing is crucial not only to Valencia Water Company, but to the other public agencies and water companies who are interested parties in this proceeding. Important cooperative efforts have been and are continuing to be undertaken on a regional basis to manage groundwater resources in the Santa Clarita Valley. The

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groundwater management planning efforts mandated by the Legislature in AB 134 are nearing completion, and the actual plan has been drafted by Mr. Scalmanini. He was also a co-author of the groundbreaking Memorandum of Understanding among the public agencies and water companies who produce and manage groundwater within the overall Santa Clara River and aquifer system. In addition, Mr. Scalmanini has prepared a substantial portion of the annual assessments and reports on water resources in the Santa Clara River East Subbasin over the last four years. His testimony will both provide key technical information, and will reflect these continuing cooperative management efforts.

We believe that the State Water Resources Control Board should not proceed with this hearing. Alternatively, on behalf of Valencia Water Company, I respectfully request postponement of the hearing and deadline for submittal of testimony and exhibits.

Yours very truly,

  
Anne J. Schneider

AJS:rko  
enc.

cc: Chairman Arthur G. Baggett, Jr.  
Erin Mahaney, Staff Counsel  
Joseph C. Scalmanini  
Robert DiPrimio  
Thomas S. Bunn III  
Philip C. Drescher  
Edward C. Giermann  
Arthur G. Kidman

**NOTICE OF INTENT TO APPEAR**

Valencia Water Company plans to participate in the water right hearing regarding:

**SANTA CLARA RIVER HEARING REGARDING THE LEGAL CLASSIFICATION  
OF GROUNDWATER FOR APPLICATIONS 30942 AND 31023**

- 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)
Joseph C. Scalmanini, Luhdorff & Scalmanini	Classification of groundwater in the Santa Clara River Valley East Subbasin	1 hour	Yes
Robert DiPrimio, President Valencia Water Company	Groundwater production and management within the Santa Clara River Valley East Subbasin	20 minutes	Yes

(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:           *A. J. Schneider*          

Dated: June 6, 2003

Name (Print): Anne J. Schneider

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