

MORONGO
BAND OF
MISSION
INDIANS



A SOVEREIGN NATION

September 04, 2015

California Department of Water Resources
Attn: Sustainable Groundwater Management Section
P.O. Box 942836
Sacramento, CA 94236

Via e-mail to: sgmps@water.ca.gov

RE: Comments on Draft Basin Boundary Regulations

On behalf of the Morongo Band of Mission Indians, we respectfully submit the following comments.

§341(c): The definition of "Affected agency" fails to include all beneficial users as defined in CA Water Code Section 10723.2 (a-j), including federally recognized tribes.

§341 (e): The definition of "Affected system" fails to include beneficial users as defined in CA Water Code Section 10723.2 (a, d, e, f, g, h, i) including federally recognized tribes.

§343.6: The requesting agency should have the option to combine the request(s) with other affected agencies or not. It should be the decision of the Department to make recommendations to submit a "combined boundary change" based on the information submitted. This would be cumbersome within large basins.

§343.8: Add the following: *Each requesting agency shall notify each affected local agency, public agency, beneficial users as defined in CA Water Code Section 10723.2 (a,d,e,f,g,h,i) including federally recognized tribes of such review and comment periods.*

§343.10 (b1): The second paragraph states that the "requesting agency" has attempted to comply with these regulation in good faith.... This should be changed to state that the requesting agency "shall comply" with these regulations...

§343.10 (b1): The second paragraph states that the "requesting agency" has attempted to comply with these regulation in good faith.... This should be changed to state that the requesting agency "shall comply" with these regulations...

§343.12 (a): This should read as follows: *Any person may protest a basin modification including all beneficial users as defined in CA Water Code Section 10723.2 including federally recognized tribes.*

§344.4: Shall include the following: *"including all beneficial users as defined in CA Water Code Section 10723.2 including federally recognized tribes".*

§344.8: (b) Strike this paragraph as it is redundant to this section.

§344.8: (c) Add the following: *beneficial users as defined in CA Water Code Section 10723.2 (a,d,e,f,g,h,i)*

§345.2 (d): This section shall read as follows: *The requesting agency has failed to provide all required information or information deemed necessary by the Department or has failed to substantially comply with the requirements of this subchapter and §344.8 (c) as amended.*

Sincerely



John Covington

Water Department Manager

Morongo Band of Mission Indians