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NIPOMO COMMUNITY  
SERVICES DISTRICT

September 9, 2009  
Nipomo Community Services District  
148 Wilson Street  
P.O. Box 326  
Nipomo, CA 93444

(805) 929-1133 Phone  
(805) 929-1932 Fax

Dear Bruce Buel:

Golden State Water Company has indicated that the Water Intertie is not feasible and in a letter, September 24<sup>th</sup> 2007, to the PUC states:

NCSD's Board of Directors elected to pursue as its primary alternative, a connection to the Coastal Branch of the State Water Project. GSWC does not believe this is the most cost-effective alternative. Thus, GSWC intends to evaluate an alternative that will allow it to utilize some of its existing rights granted under the Basin judgment to augment its supplies on the Nipomo Mesa. A more complete financial and hydraulic analysis of this alternative will likely be available within the next 60-90 days.

I make the following public records requests:

- 1) A copy of the more complete analysis of the "an alternative" documents;
- 2) A copy of documents that contain descriptions and/or cost analysis of the "alternative" referenced in the above statements.

Thank You



Harold Snyder

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF CALIFORNIA**

In the Matter of the Application of Golden State Water Company (U 133 W) for an Order pursuant to Public Utilities Code Section 851 approving a Settlement in a Water Rights Adjudication, and for an Order pursuant to Section 454 approving the proposed Ratemaking Treatment

Application 06-02-026

**SECOND STATUS REPORT ON  
THE NIPOMO PIPELINE AND NIPOMO SUPPLEMENTAL WATER ISSUES  
IN THE SANTA MARIA GROUNDWATER BASIN LITIGATION**

Section E.8 of the *Settlement Agreement* between Golden State Water Company ("GSWC"), Division of Ratepayer Advocates ("DRA") and the Orcutt Area Advisory Group Inc. ("OAAG") ("*Settlement Agreement*") requires GSWC to "provide to the Commission, DRA and OAAG a status report on the ongoing deliberations concerning the Nipomo Pipeline and Nipomo Supplemental Water issues no later than 30 days after the Commission approves the Settlement Agreement and no less frequently than quarterly thereafter." Section E.8 of the Settlement Agreement also requires GSWC to "inform DRA and OAAG of any major developments relating to the Nipomo Mesa Supplemental Water issue in a timely manner as they occur and no less frequently than quarterly." The Settlement Agreement was approved by the California Public Utilities Commission ("Commission") in Decision 07-05-041 issued on May 24, 2007. In light of the Decision, and pursuant to the reporting requirements under the Settlement Agreement, GSWC provides the following status report on the current status of the litigation in the underlying Santa Maria groundwater basin adjudication ("*Adjudication*")<sup>2</sup> and the Nipomo pipeline project alternatives analysis.

Settlement Agreement (A.06-02-026) (February 16, 2007), Section E.8.

<sup>2</sup> *Santa Maria Valley Water Conservation District v. City of Santa Maria*, et al, Lead Case No. CV 770214, Superior Court of the State of California, County of Santa Clara.

## I. Status of Obtaining a Final Judgment in the Adjudication

Timing. As noted in the first status report dated June --, 2007, all trial phases of the Adjudication are complete. The court ordered the public water purveyors to prepare a draft proposed judgment; one that would incorporate a complete and final judgment for all purposes in the Adjudication. Attached as Attachment A is a copy of the proposed final judgment dated July 17, 2007. After several court hearings and revisions, the final draft of the judgment is awaiting the court's signature, which is expected in September or October 2007.

The substance of the final judgment was described in the first status report. No substantive changes have been made from the original draft judgment to that currently awaiting the court's signature.

## II. Status of the Nipomo Supplemental Water Project Alternatives Analysis

GSWC, Nipomo Community Services District (NCSD) and the City of Santa Maria have held several meetings to consider alternative methods of making supplemental water available to the Nipomo Mesa area. As a result of these meetings, NCSD was given the primary responsibility to conduct feasibility assessments on several viable alternative(s) that were anticipated to result in reduced capital costs in comparison to the originally conceived project. NCSD did prepare a draft feasibility study of several alternatives.

NCSD's Board of Directors elected to pursue as its primary alternative, a connection to the Coastal Branch of the State Water Project. GSWC does not believe this is the most cost-effective alternative. Thus, GSWC intends to evaluate an alternative that will allow it to utilize some of its existing rights granted under the Basin judgment to augment its supplies on the Nipomo Mesa. A more complete financial and hydraulic analysis of this alternative will likely be available within the next 60-90 days.

\* \* \*

This concludes GSWC's Second Status Report on the Nipomo Pipeline and Nipomo Supplemental Water Issues in the Santa Maria Groundwater Basin Litigation.

Dated: September 24, 2007

Respectively submitted,

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# NIPOMO COMMUNITY

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# SERVICES DISTRICT

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September 18, 2009

Mr. Harold Snyder  
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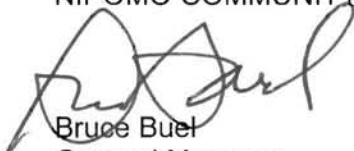
**SUBJECT:** SEPTEMBER 9, 2009 PUBLIC DOCUMENT REQUEST

Dear Mr. Snyder,

I am unaware of a public record in NCSD's possession from the Golden State Water Company regarding an analysis of "an alternative" or documents that contain descriptions and/or cost analysis of the "Alternative".

Sincerely,

NIPOMO COMMUNITY SERVICES DISTRICT



Bruce Buel  
General Manager

CC: Chronological File

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