

From: "mtoth2232@netzero.net" <mtoth2232@netzero.net>
To: <JLaBay@waterboards.ca.gov>
Date: Wed, Jan 2, 2008 12:03 PM
Subject: WDR comments

Jennifer,

I apologize for all the last minute problems with my comments, I missed that date on the cover letter and I thank you for calling and giving me one last chance to comment. I hope this all works, I am at my in-laws house in San Diego and their computer is about 10 years old, but I think I got done what i needed to get done. I have spoken with Paul Martin this morning as well. If you have questions about the 10% I do not have that information with me, but Ron Rowe at Merced County should have that available to him. Also, I did send the lab results I had on the ponds, I have the certified receipt at my home office. If there is anything else you need please call. If my cell doesn't work (it only works on the top floor standing at a window) the land line here is 760.789.3792. Thanks Simon

CC: <scvw@netzero.net>

Attention: Jennifer LaBay

Comments from Simon Vander Woude regarding WDR for Vander Woude Dairy

1. Page 1, #3 : I believe the county EIR and my CUP allow for a 10% variance on any of these numbers. This is less than allowed to all general WDR holders as they are allowed a 15% variance. I would like to reinstate that variation allowance as herd size will vary throughout the year depending on calving cycles, heat stress and many other factors. We do not maintain a consistent herd size day in and day out as these are living creatures that we work with. Please reinstate the 10% variance due to fluctuations in herd size on any given day.
2. Page 5, #23 : Is cost effectiveness considered with the best practicable treatment and control? The SJVAPCD does a cost effectiveness study on all control measures.
3. Page 11, #15: I would like some clarification on what is considered storage of tailwater. Our tailwater return systems are often fully utilized and have water in them the entire irrigation season due to inflow of offsite water and tailwater collection. They are not used to store water per se, but have water in them most of the time.
4. Page 13, #28: I would like the option to use a physical barrier or vegetated buffer for protection of irrigation wells as allowed in the general order.
5. Page 14, #29: When we spread manure in the spring we are often not able to get corn planted within one month of that application. With the cultural practices necessary after application, 1 pre- irrigation and proper seed bed preparation we will often be looking at closer to 45-55 days. This is partly due to our reliance on groundwater, we cannot irrigate 100 acres in 2-3 days like district water can, and our heavier soil forces us to stay off the ground longer after irrigation.
6. Page 14, #4and #5: Again, I would like to incorporate the 10% fluctuation allowed by my CUP.