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June 24, 2009

Via Electronic Mail and Hand Delivery

Division of Water Rights
State Water Resources Control Board
Attention: Ernest Mona
1001 I Street, 2nd Floor
Sacramento, CA 95814

Re: Emmerson Revocation Hearing

Dear Mr. Mona:

Montague Water Conservation District will not be presenting a case-in-chief in the above-captioned matter. Please find enclosed an Amended Notice of Intent to Appear, indicating that Montague Water Conservation District will be participating by cross-examination of witnesses and rebuttal only.

Sincerely,



Teresa W. Chan

Encl.

cc: Janet Goldsmith (via electronic mail)
David Rose (via electronic mail)

AMENDED NOTICE OF INTENT TO APPEAR

Montague Water Conservation District plans to participate in the water right hearing regarding
(name of party or participant)

Proposed Revocation Hearing

**Emmerson Investment, Inc.
Shasta River Tributary to Klamath River in
Siskiyou County
Permits 19164 and 19165 (Applications 26306 and 26307)**

scheduled to commence
Monday, July 20, 2009
no earlier than 1:00 p.m

Check all that apply:

- 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 services 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	EXERT WITNESS (YES/NO)

(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: Robert E. Donlan Dated: 06/24/2009

Name (Print): Robert E. Donlan, Ellison Schneider & Harris

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