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 INDEPENDENCE

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF INYO

12 **SIERRA CLUB, and OWENS VALLEY**)
 13 **COMMITTEE,**)

14 **Plaintiffs,**)
 15 **vs.**)

16 **CITY OF LOS ANGELES, et al,**)

17 **Defendants.**)

CASE NO.: S1CVCV01-29768

(The Honorable Lee Cooper, Assigned)

**LADWP'S REPORT TO THE COURT
 PURSUANT TO SECTION 2(G) OF THE
 AUGUST 9, 2005 COURT ORDER**

Due Date: November 5, 2006

18 **CALIFORNIA DEPARTMENT OF FISH**)
 19 **AND GAME and CALIFORNIA STATE**)
 20 **LANDS COMMISSION,**)

21 **Real Parties in Interest and**)
 22 **Cross-Complainants.**)

FAX FILE

23 **COUNTY OF INYO and DOES 51 - 100**)
 24 **Real Party in Interest**)

1 **TO THE COURT, THE SPECIAL MASTER, ALL PARTIES AND THEIR ATTORNEYS:**

3 In accordance with Paragraph 2(G) of the Court's Order of August 9, 2005 ("Court Order"), LADWP
4 hereby submits this report setting forth the progress LADWP is making towards implementation of the
5 LORP and reporting the amounts of groundwater pumping, water supplied for groundwater recharge, and
6 water supplied for in-valley uses.

7
8
9 **I. PROGRESS REPORT TOWARDS THE IMPLEMENTATION OF LORP**

10 LADWP continues to make progress towards the implementation of LORP in a manner consistent
11 with meeting the deadlines established by the Court Order. The significant events which occurred during the
12 period of October 1 through October 31, 2006 demonstrating the progress made are as follows:

13
14 **A. Initial Flows Will be Released Ahead of the Court Imposed Deadline**

15 LADWP will commence the initial releases of water into the Lower Owens River on December 6,
16 2006. With the commencement of Phase 1 releases of water into the Lower Owens River on December 6,
17 2006, LADWP will be in compliance with Section II(E) of the Court Order seven weeks ahead of the January
18 27, 2007 deadline.

19
20 **B. Activities at Intake**

21 All major work is complete at the aqueduct intake. Some minor cosmetic items and railing work
22 remains to be completed and that will be accomplished shortly. All water release components are ready to
23 go.

24
25 **C. Fencing**

26 Crews are installing over a mile of riparian fencing per day. They are also putting up cattle guards
27 and other public access features. The crews are making good progress towards the fencing needs.
28

D. Blackrock Waterfowl Area

1
3 The Blackrock Waterfowl Area is the main focus area for construction at this time. All berm work
4 is complete and the ditch work is nearing completion. Water control structures have been framed and the
5 concrete is being poured. The Goose Lake fish corridor work will be started as soon as the Blackrock work
6 is finished. The target date for completion of the Blackrock work is the end of November.

E. Measuring Stations

8
9 All of the measuring stations are in place. A few stations have minor electrical hook up work to be
10 completed that is purposely being deferred until just prior to flow releases to decrease the chance of
11 vandalism prior to flow initiation. The main Keeler bridge measuring station is 100% complete.

F. Pump Station

13
14 The pump station work continues on schedule. The remaining tasks deal primarily with the delivery
15 of the pumps, finalizing the main electrical work, and testing of the pumping system components. All work
16 remains on schedule for compliance with the Court Order.

G. Beaver Dam Removals

18
19
20 Helicopter and ground crews spent last week removing major beaver dams which would impede flows
21 and were very successful in their efforts. Flows increased in the river channel even though spillgate
22 releases had not changed indicating the draining of major impoundments.

H. Ecosystem Sciences' Activities

25
26 ESI reports that during the month of October they continued with the implementation of the LORP
27 at a pace consistent with meeting the respective deadlines. During the month of October ESI worked closely
28 with LADWP and the County to develop a final LORP Monitoring and Adaptive Management Plan.

1 Considerable time was spent reviewing the plan and preparing for possible technical concerns. ESI
3 participated in a LORP Monitoring and Adaptive Management meeting with LADWP and ICWD.

4 ESI began work on a plan for the next draft of the management and monitoring plan. A professional
5 statistician familiar with monitoring ecosystems will be utilized to outline statistical methods for the next
6 draft. ESI is currently developing a work plan for the statistician and will include statistical methodologies
7 in the next draft document. The next draft will include specific tasks for post implementation procedures for
8 the first six-to-twelve months as well as post implementation monitoring needs, including man power
9 estimates.
10

11 ESI also spent time in the field on implementation activities including the review of ongoing
12 construction activities in the Blackrock Waterfowl Area. In the Blackrock Waterfowl Area, ESI checked
13 the Winteron unit for water spreading with field reconnaissance teams circumambulating the entire 160 acre
14 unit along the wetted edges to determine the entire wetted area.
15

16 ESI continues to monitor LORP implementation progress and support construction activities as
17 needed. ESI is presently documenting the temporary river monitoring stations and will present the data to
18 the LADWP and County upon completion next month. ESI reports that all of its work is progressing on
19 schedule for compliance with the Court imposed deadlines.
20

21 II. GROUNDWATER PUMPING AND RECHARGE AMOUNTS FOR SEPTEMBER 2006

22 In accordance with Paragraph 2(G)(1-3) of the Court Order, LADWP hereby reports the required
23 information regarding groundwater pumping, water used for recharge, and in-valley water uses for the month
24 September 2006.

25 The total amount of groundwater pumping for the month of September 2006 was 5,895 acre feet of
26 water. This brings the cumulative pumping amount for the 2006-07 runoff year to 33,403 acre feet of water.
27 Exhibit A sets forth an itemization of the stated pumping amount by well field and well number. Please note
28 that there is a revision to the groundwater pumping figures reported for June, July and August 2006. The

1 total figure reported for pumping activities in June 2006 is further revised upward from 5,487 acre feet to
3 5,491 acre feet , the amount for July 2006 is revised upward from 5,007 acre feet to 5,009 acre feet and the
4 amount for August 2006 is revised upward from 5,831 acre feet to 5,883 acre feet. These revisions are based
5 upon the re-analysis of data in the normal course of operations. The amount of water pumped in June from
6 Well 401 in the Independence-Oak well field initially reported as 288 acre-feet and was then revised to 284
7 acre feet. That amount is again being revised to the initial figure of 288 acre feet. The amount of water
8 pumped in July is being revised by 2 acre feet to reflect the pumping which took place at Well 413 Laws Well
9 Field, which is a new well. The purpose of Well 413 is to provide water to the Laws Historic Museum and
10 the Town water system. Well 413 does not pump into the Los Angeles Aqueduct system. The amount of
11 water pumped during August 2006 is being increased by 52 acre feet. The increase results from the pumping
12 of 49 acre feet of water from the Well 413 in the Laws Well Field and revising the pumping data from Well
13 402 in the Symmes-Shepherd Well Field from 172 acre feet to 175 acre feet. The revised figures are
14 reflected in Exhibit A.
15

16
17 During the month of September no water was provided for the recharging of groundwater levels in
18 the Laws Well Field. Please note that the amount of water provided for recharging of groundwater levels
19 reported for the month of August is being adjusted downward from 1,819.5 acre feet to 1,636 acre feet. A
20 revised table is attached hereto as Exhibit B. The adjustment is being made based upon the shut off of the
21 McNally Canals. Based upon that adjustment, the total amount of water provided by LADWP is revised to
22 17,565 acre feet of water. Even with this downward revision, the amount of water provided by LADWP
23 for the recharging of groundwater levels is in excess of the 16,294 acre feet required by Section 2(B) of the
24 Court Order.
25

26 As to water supplied by LADWP for in-valley uses, Exhibit C attached hereto sets forth the amounts
27 of water provided for irrigation and stockwater to lessees, recreation and wildlife, tribal uses, and
28

1 enhancement and mitigation projects, as required by Paragraph 2(G)(3) of the Court Order. Please note that
3 the figures for July and August have been adjusted upward by 51 acre feet to reflect Well 413 beginning
4 operation and supplying the Laws Historic Museum. As noted in the Exhibit C, the amount for tribal uses
5 does not include tribal domestic uses. This is due to the fact that the figures for tribal domestic uses are self
6 reported by the respective tribes and have not been reported by them.

7 This concludes LADWP's Report to the Court.

8 Respectfully submitted,

9 Dated: November 3, 2006

ROCKARD J. DELGADILLO, City Attorney
RICHARD M. BROWN, General Counsel, Water and Power

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12
13 By

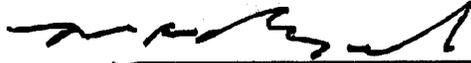


JOSEPH A. BRAJEVICH
Deputy City Attorney

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15 **Verification By Acting General Manager**

16 I, Robert K. Rozanski, declare, under the penalty of perjury, that I am the Chief Administrative Officer of the
17 Los Angeles Department of Water and Power and the General Manger, Ronald F. Deaton, is presently out
18 of the country. In his absence, I am the Acting General Manager. I have read the above report and hereby
19 verify that to the best of my knowledge the information contained in this report is accurate and complete.
This verification is based upon information which has been provided to me by Department of Water and
Power staff, which I believe to be complete and accurate.

20 Dated: November 3, 2006


Robert K. Rozanski, Chief Administrative Officer
and Acting General Manger

Groundwater Pumping

Well Field	Well #	Apr-06 (af)	May-06 (af)	Jun-06 (af)	Jul-06 (af)	Aug-06 (af)	Sep-06 (af)	Cumulative Runoff Year (af)
Laws	238	85	228	227	238	231	219	1228
	239	0	0	0	0	0	0	0
	246	0	0	0	0	74	58	130
	247	0	0	0	0	0	0	0
	305	68	77	74	61	74	71	445
	354	1	2	3	3	5	11	28
	377	0	0	0	0	0	0	0
	387	0	0	0	0	102	293	395
	388	0	0	0	0	232	190	422
	399	0	0	1	2	2	0	5
413	0	0	0	2	48	48	59	
	Subtotal	174	307	308	304	769	688	2747
Bishop Cone	140	133	213	208	156	156	100	962
	371	55	2	0	0	63	114	254
	406	74	26	114	140	0	162	516
	407	67	3	0	0	0	0	70
	408	119	98	103	42	44	7	419
	410	112	4	0	0	166	237	519
	411	85	4	0	0	167	250	506
	412	60	3	0	0	0	0	63
	Subtotal	725	353	423	337	615	670	3323
Big Pine	218	0	0	0	0	0	0	0
	219	0	0	0	0	0	0	0
	222	0	0	0	0	0	0	0
	223	0	0	0	0	0	0	0
	232	0	0	0	0	0	0	0
	330	561	557	577	609	624	606	3594
	332	1060	1105	1080	1125	1133	1102	6605
	341	28	50	63	69	68	53	331
	352	0	0	0	0	0	0	0
	Subtotal	1649	1742	1720	1803	1825	1761	10500
Batra-Georges	348	0	0	0	0	0	0	0
	403	0	0	0	0	0	0	0
	Subtotal	0	0	0	0	0	0	0
Independence-Oak	89	157	170	168	178	178	171	1016
	60	289	297	289	170	360	306	1697
	61	132	198	160	197	198	181	952
	65	217	222	209	218	221	202	1289
	401	314	323	288	1	0	0	826
	357	36	52	64	66	65	53	336
	383	180	152	145	163	154	145	902
	384	84	88	84	86	87	84	511
	Subtotal	1379	1458	1385	1042	1229	1125	7626
Symmes-Shepherd	69	0	0	0	0	0	0	0
	75	0	0	0	0	0	0	0
	348	0	0	0	0	0	0	0
	393	0	0	0	0	0	0	0
	402	199	187	199	181	175	189	1137
	Subtotal	199	187	199	181	175	189	1137
Taboose-Aberdeen	118	76	166	152	0	0	0	394
	349	204	77	73	74	76	71	575
	370	1	1	3	0	0	2	7
	Subtotal	281	244	228	74	76	73	676
Thibaut-sawmill	103	16	0	0	0	0	0	16
	104	10	0	0	0	0	0	10
	392	0	0	0	0	0	0	0
	351	1063	1092	1063	1100	1019	821	6148
	358	0	0	0	0	0	0	0
	Subtotal	1079	1092	1063	1100	1019	821	6174
Lone Pine	344	48	68	70	0	0	1	187
	349	0	0	12	87	87	72	258
	390	60	73	66	81	88	85	473
	Subtotal	108	141	168	168	175	158	618
	Total	5591	5534	5491	5009	5863	5685	33403

* New well

EXHIBIT A

Groundwater Recharge in Laws

Apr-06 (af)	May-06 (af)	Jun-06 (af)	Jul-06 (af)	Aug-06 (af)	Sep-06 (af)	Cumulative Runoff Year Apr-Mar 2006/07 (af)
2137	4356	5072	4365	1636	0	17566

* August was adjusted for the shut off of the McNally Canals.

EXHIBIT B

Owens Valley Water Uses

	Apr-08 (af)	May-08 (af)	Jun-08 (af)	Jul-08 (af)	Aug-08 (af)	Sep-08 (af)	Cumulative Runoff Year (af)
Irrigation	3593	8978	7977	11572	10438	7071	49629
Stockwater	872	1055	1104	1127	1071	863	6293
Recreation & Wildlife	445	1430	1482	1237	949	604	6157
Tribal Uses (Bishop, Big Pine, Lone Pine)	269*	523*	586*	613*	659*	520*	3070
Enhancement & Mitigation							
Project	Apr-08 (af)	May-08 (af)	Jun-08 (af)	Jul-08 (af)	Aug-08 (af)	Sep-08 (af)	Cumulative Runoff Year (af)
McNally Canals Conveyance Losses	0	0	0	0	0	0	0
McNally/Laws/Poleto Native Pasture Lands	188	402	123	113	57	97	945
McNally Ponds	0	0	0	0	0	0	0
Laws Historic Museum	0	0	0	2	48	48	98
Klondike Lake	0	0	126	107	54	27	314
Lower Owens River	348	814	689	1448	867	681	6045
Independence Pasture Lands	373	348	318	320	492	487	2319
Independence Springfield	309	332	259	282	317	249	1758
Independence Ditch System	30	31	30	31	31	30	183
Independence Woodlot	30	28	28	27	29	30	172
Shepherd Creek Alfalfa Lands	193	175	173	165	183	195	1097
Lone Pine Park/Richards Field	136	129	156	157	78	98	752
Lone Pine Woodlot	8	20	18	19	23	14	110
Lone Pine Van Norman Field	60	73	69	61	68	55	473
Lone Pine Regreening	3	46	39	3	9	8	105
Total Enhancement & Mitigation	1642	2402	2242	2785	2267	2027	13345

* - Does not include Tribal domestic use

July and August were adjusted for Well 413 beginning operation and supplying the Laws Historic Museum.

EXHIBIT C