

Item 16 -
Submitted by MPWMD
staff at 11/21/2011
Board meeting.

LAW OFFICES OF
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MPWMD

Via Email

Bob Brower, Chair,
and Member of the Board of Directors
Monterey Peninsula Water Management District
5 Harris Court, Building G
Monterey, CA 93942-0085

Subject: November 21, 2011 meeting - Flores/Pisenti wells, Beech appeal.

Dear Chair Brower and Members of the Board:

This Office represents the Beeches. The matter before you on Monday evening is not complicated. Unfortunately, the staff report is confusing.

Background: The October 2010 testing of the Flores and Pisenti fractured rock wells was not done in accordance with MPWMD procedures. The entire test should be redone, and at same time, the Beech well should be monitored.


Request: The Beeches seek the following:

- A retest of the Flores/Pisenti wells in accordance with MPWMD procedures in order to
 - determine actual well recovery (i.e., avoid use of estimates)
 - monitor the Beech well

Why Board direction is needed: At the October 2011 Board meeting, the Beeches and I thought we had an agreement with Messrs. Flores and Pisenti for a retest to replace the October 2010 test. We understood that "retest" meant a retest of the Flores and Pisenti wells while the Beech well was monitored. We were surprised to find that Messrs. Flores and Pisenti refused to have their wells retested while the Beech well was monitored. In other words, they did not want to follow the MPWMD's formal testing procedures for the monitoring and the retest.

I wanted to get this short letter to you promptly as you prepare for Monday's meeting. I will make a presentation on Monday that addresses these points. Thank you for your thoughtful consideration.

Very truly yours,


Molly Erickson