Specific Comments on the NOP:

1. (page 4) A statement is made that the project is not subject to the National Environmental Policy Act. The project crosses Deer Creek, Dry Creek, the Consumnes River, and the Mokelumne River, as well as several lessor streambeds. The document acknowledges that these crossings will require Federal 404 permits. The project will also traverse 32 miles of open area on the margins of the Sacramento-San Joaquin Delta, potentially affecting endangered species, wetlands and streambeds. Such matters require additional consideration of NEPA reporting.

2. (page 8, ¶ 2 and page 19...IIIi) The study area may need to include the Sacramento-San Joaquin Delta, (or explain why it does not) since the project will be diverting water which flows to the Delta.

3. (page 13...Ib) The Project EIR may need to discuss American River instream flow requirements, how they relate to recreational use, and how this project impacts such activities.

4. (page 17...IIb) "No impact" on service area population seems inadequate without further explanation.

5. (page 22...IVd) "Less than significant" seems inadequate without further explanation.

6. (page 22...IVf) If the project is to be tied to a conjunctive use program, this should be discussed.

7. (page 31) The discussion on the impact to "wetlands" seems to indicate the need for NEPA reporting.

8. (page 36...VIIIb) Some may consider it practicable for EBMUD to build the Project, by taking water from a division downstream of the American River.

9. (page 42...XI) A greater or more reliable source of water can have an impact. The Project EIR may need to explain why "no impact" was noted.

10. (page 49...XV) A greater or more reliable source of water can have an impact on population, and therefore an impact on recreation. The Project EIR may need to explain why "no impact" was noted.