



Westlands Water District

3130 N. Fresno Street, P.O. Box 6056, Fresno, California 93703-6056, (559) 224-1523, FAX (559) 241-6277

January 12, 2009

Jeffrey D. Byron
Commissioner and Presiding Member
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

DOCKET	
08-AFC-1	
DATE	JAN 12 2009
RECD.	JAN 26 2009

Re: Avenal Energy Project, Docket Number: 08-AFC-1

Dear Commissioner Byron:

Under date of May 29, 2008, the Westlands Water District (District) filed a letter containing the District's comments concerning the Avenal Energy Project (Project). Since then, the District has had discussions with the applicant, Avenal Power Center, LLC; on November 18, 2008 representatives of the applicant appeared before the District's Water Policy Committee to explain the Project and respond to the District's comments; and the District and the applicant have reached an agreement that resolves all of the District's issues and concerns respecting the Project.

Accordingly, the District hereby withdraws its May 29, 2008 letter and advises the Commission that it has no objection to approval of the Project by the Commission.

Sincerely,

Dave Ciapponi
Assistant General Manager

PROOF OF SERVICE (REVISED 10/27/08) FILED WITH
ORIGINAL MAILED FROM SACRAMENTO ON 01/26/09

TKG



BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
COMMISSION OF THE STATE OF CALIFORNIA
1516 NINTH STREET, SACRAMENTO, CA 95814
1-800-822-6228 – WWW.ENERGY.CA.GOV

APPLICATION FOR CERTIFICATION
For the AVENAL ENERGY PROJECT

Docket No. 08-AFC-1
PROOF OF SERVICE
(revised 10/27//2008)

INSTRUCTIONS: All parties shall either (1) send an original signed document plus 12 copies or (2) mail one original signed copy AND e-mail the document to the address for the Docket as shown below, AND (3) all parties shall also send a printed or electronic copy of the document, which includes a proof of service declaration to each of the individuals on the proof of service list shown below:

CALIFORNIA ENERGY COMMISSION
Attn: Docket No. 07-AFC-9
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

APPLICANT

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DECLARATION OF SERVICE

I, Teraja` Golston , declare that on January 26, 2009, I deposited copies of the attached Avenal Energy (08-AFC-1) Water District Withdrawal Letter in the United States mail at Sacramento, California with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above.

OR

Transmission via electronic mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210. All electronic copies were sent to all those identified on the Proof of Service list above.

I declare under penalty of perjury that the foregoing is true and correct.

Original Signature in Dockets
Teraja` Golston

Attachments