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State of California Energy Resources Conservation and Development Commission
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814-5512

Ref: Docket 03-RPS-1078

Dear Sirs:

I am actively pursuing six hydroelectric projects in Northern California. SB 1078 eliminates from RPS eligibility any projects that require a diversion. The "Diversion" exclusion absolutely precludes RPS eligibility for small hydro at existing dams if one means by "Diversion", a diversion permit. However, "if "by diversion" one means to take water out of a streambed or dewater a streambed for a certain distance then a number of very fine and environmentally benign projects on existing structures that has little or no affects on the flow regime would be eligible for the renewable portfolio standard programs.

I have been actively searching for a market for my proposed projects since 1986. These are good projects. I have an enormous amount of barriers to placing a hydroproject on line. I could use a little help.

Respectfully,

Edward T. Navickis

ETN/dld