Received 7/25/05

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Dear Mr. Paul Dabbs,

I received in the mail today the Yolo County Agri-News newsletter and recognize I can not comment in time for the 6-30-05 deadline. However, my comments deal with future State water needs as does the letter by San Joaquin Farm Bureau Federation letter by Mike Robinson.

His concern is that future water needs should be accurately assessed and my addition to this topic is as follows:

The recent Supreme Court ruling (5 to 4) which broadens the the basis for the taking of property by Eminent Domain changes the figures of population growth to the higher degree. This ruling is so new that it is possible that California water needs in the near future must consider

this real impact in the overall formula for water usage.

Eminent Domain used to be a nice term for confiscation of land for public use and the definition of public use was within certain boundaries ie road widening, road building, parks etc.

Now, however, vacant farm land can now be "taken" by Eminent Domain for reasons other than public use and now include parcels adjacent to cities (ie farm land) that are necessary for increasing the cities' tax base. This of course supports housing developements & Malls etc. and in the end increases population growth. this is not some pipe

dream but is the latest ruling engineered by the Supreme Court (not appealable).

Those additional housing developements should be calculated into the population growth; also from the loss of farmland acreage. the latter being the more important issue. More people can be incorporated into the formula easily but the depletion of available ag land is really the double whammy effect. The next year will show how this Court ruling helps developers confiscate so-called vacant land (ie farm land) under the new definition of Public Use ie now defined as land that will result in higher tax base land. If the new law allows for

much broader definition of Eminent Domain power then population will increase and farm land will decrease.

In March of 2005 the definition of Eminent Domain was limited. In July of 2005 it was permanently & drastically changed.

In addition to previously calculated population increases I believe that just this last month the population increases should be re-calculated to include this new Eminent Domain ruling.

Please Consider

Sincerely,

G. A. Tindell

P.S. I own large ag. Parcel in close Prox to City of WOODLAND.

G Tindell
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