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September 7, 2008

Bureau of Reclamation
Denver Federal Center
P.O. Box 25007
Denver, CO 80225-007

Attn: Richard Rizzi, Mail Code: 84-53000

Subject: 1006-AA51, 43 CFR part 429, BOR-2008-000443

Paragraph's 429.28 (3), 429.29 (4), 429.28 (5) all state in part that the BOR may at any time ... unilaterally terminate the use...

This is an unconscionable phrase. Any proper contract, for which there is due consideration, will have a portion clearly defining the conditions under which the contract can be terminated, notice requirements, remediation possibilities and the costs and or penalties the terminating party shall pay.

The specific conditions under which the dock permit can be terminated, reasonable and timely notice as well as possible corrective actions with a 360 day time frame for the individual holding the permit to make such corrections must be included, or eliminate these paragraphs. There must also be a due process clearly defined before the termination of the permit. Likewise, if the permit is revoked, the BOR must pay damages to the individual or entity holding the permit, just as they would if taking a persons land or devaluing a persons land by their actions.

Very truly yours,

Marvin and Janice Gabert