



Linda S. Adams
Secretary for
Environmental Protection

State Water Resources Control Board

Division of Water Rights

1001 I Street, 14th Floor ♦ Sacramento, California 95814 ♦ 916.341.5300
P.O. Box 2000 ♦ Sacramento, California 95812-2000
Fax: 916.341.5400 ♦ www.waterboards.ca.gov/waterrights



Arnold Schwarzenegger
Governor

NOTICE OF PETITION FOR TEMPORARY CHANGE INVOLVING THE TRANSFER OF UP TO 3,520 ACRE-FEET OF WATER FROM TULE BASIN FARMS TO EIGHT STATE WATER CONTRACTOR AGENCIES UNDER LICENSE 2840 (APPLICATION 10030)

Notice is hereby given that on April 14, 2010

Tule Basin Farms
c/o Marc Van Camp
MBK Engineers
1771 Tribute Road, Suite A
Sacramento, CA 95815

2010 MAY 18 10 16 AM
BOARD OF SUPERVISORS

filed with the State Water Resources Control Board (State Water Board) a Petition for Temporary Change under Water Code section 1725, et seq. Tule Basin Farms (TBF) petition requests the transfer of up to 3,520 acre-feet (af) of water to eight State Water Contractor Agencies. Water would be used within the State Water Project (SWP) service area. Temporary changes approved pursuant to Water Code section 1725 may be effective for up to one year from the date of approval.

DESCRIPTION OF THE TRANSFER

TBF proposes to transfer up to 3,520 af of water under License 2840 (Application 10030) to the Antelope Valley-East Kern Water Agency, the Dudley Ridge Water District, the Kern County Water Agency, the Metropolitan Water District of Southern California, the Napa County Flood Control and Water Conservation District, the Oak Flat Water District, the Palmdale Water District, and the San Bernardino Valley Municipal Water District (hereinafter collectively referred to as the Agencies). To facilitate this transfer, TBF will pump additional groundwater and reduce its direct diversion from the West Borrow Pit of the Sutter Bypass by 21 cubic feet per second (cfs). At times when pumping capacity is available in the Delta, the additional flow in the West Borrow Pit of the Sutter Bypass thence the Sacramento River would be available for diversion at the SWP's Banks Pumping Plant or Barker Slough Pumping Plant and delivery to the Agencies. The petition requests that the change be effective from July 1 through September 30, 2010.

TBF's petition states that detailed information relative to historical groundwater pumping, well characteristics, and associated maps has been submitted to the Department of Water Resources and the United States Bureau of Reclamation for review. Additionally the petition states that TBF has developed a monitoring and

California Environmental Protection Agency

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mitigation plan to assure that the proposed transfer does not result in any unreasonable impacts to the local groundwater basin. A copy of TBF's petition is posted with the copy of this notice on the Division of Water Rights' website at:

www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_tu_notices/.

PROPOSED TEMPORARY CHANGE

The proposed transfer would temporarily add the SWP's Banks Pumping Plant and Barker Slough Pumping Plant as points of diversion to License 2840. The service area of the SWP would also be temporarily added to the place of use under License 2840. The SWP points of diversion and service area are identified on Maps 1878-1, 2, 3 & 4 on file with the State Water Board Division of Water Rights under Application 5629. Domestic, municipal and industrial, salinity control, fish and wildlife enhancement, and water quality control would be temporarily added as purposes of use under License 2840.

PETITIONER'S WATER RIGHTS

License 2840 (Application 10030) authorizes the direct diversion of up to 21.05 cfs of water from the West Borrow Pit of Sutter Bypass between April 1 and November 1 of each year for irrigation purposes. The authorized point of diversion for License 2840 is located on the West Borrow Pit of the Sutter Bypass, North 950 feet and West 275 feet from the Southeast corner of Section 5, T14N, R2E, MDB&M. The authorized place of use consists of 842.13 acres within the North Basin Tract.

COMPLIANCE WITH CALIFORNIA ENVIRONMENTAL QUALITY ACT

Temporary changes involving the transfer of water pursuant to Water Code section 1725 are exempt from the requirements of the California Environmental Quality Act (CEQA). However, the State Water Board must consider potential impacts to other legal users of the water and to fish, wildlife, or other instream beneficial uses.

STATE WATER RESOURCES CONTROL BOARD'S STATUTORY PROVISIONS

Pursuant to Water Code sections 1725, et seq., the State Water Board is authorized to issue temporary change orders, allowing the transfer or exchange of water or water rights after completing an evaluation and finding that the proposed temporary changes:

1. Involve only water that would otherwise have been consumptively used, stored, or conserved pursuant to Water Code section 1011, by Permittee;
2. Would not injure any legal user of the water;

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3. Would not unreasonably affect fish, wildlife, or other instream beneficial uses; and
4. Any increase in groundwater pumping associated with this transfer (i.e., groundwater substitution) is performed in compliance with Water Code sections 1745.10 and 1745.11.

If the State Water Board cannot satisfy, in a timely manner, the provisions of Water Code section 1725, et. seq., then the State Water Board may deny the petition or schedule and notice a hearing regarding the proposed transfer or exchange of water.

OPPORTUNITY FOR COMMENT

Pursuant to the requirements outlined above, the State Water Board is seeking information to assist in the evaluation of the proposed temporary change of water rights. Any person may file comments concerning the petition for temporary change. The comments must address the required findings set forth above. The petitioner has the burden of establishing that the proposed temporary change will not injure any legal user of water, or unreasonably affect fish, wildlife, or instream beneficial uses. If the State Water Board determines that the petitioner has established a prima facie case, the burden of proof then shifts to the party that has filed comments (Water Code section 1727). While such a determination has not been made in this case, commenters should provide sufficient information to support claims of injury or effects on fish, wildlife, or other instream uses.

Due to the relative brevity of the temporary transfer process, the Division of Water Rights (if necessary) may request that the petitioner submit additional information during the comment period. Any such requests and any additional information submitted by the petitioner regarding this proposed temporary change **during the comment period** will be posted with this notice on the Division of Water Rights' website at:

www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_tu_notices/.

Potential commenters are strongly urged to check the website for such information prior to filing a comment. Comments filed in response to this notice must be received in the office of the State Water Board's Division of Water Rights, at the first address listed below by **2:00 p.m. on June 14, 2010**. Additionally, a copy of the comments must be filed with TBF. **Comments must be accompanied by proof of service of a separate copy of the materials on the petitioner.** Interested parties are encouraged to file comments by FAX and to notify the following contact persons by telephone of any materials that will be submitted. An original copy of all materials, however, must be received for the State Water Board to consider your comments.

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Division of Water Rights
c/o Greg Wilson
P.O. Box 2000
Sacramento, CA 95812-2000
FAX: (916) 341-5400

Tule Basin Farms
c/o Marc Van Camp
MBK Engineers
1771 Tribute Road, Suite A
Sacramento, CA 95815
FAX: (916) 456-0253

Please address questions about this notice to Greg Wilson at (916) 341-5427.
Questions regarding the petitioner should be addressed to Marc Van Camp at
(916) 456-4400.

Original signed by

Leslie F. Grober, Manager
Hearings and Special Programs Section

Dated: **May 13, 2010**



State Water Resources Control Board

Division of Water Rights

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Linda S. Adams
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Arnold Schwarzenegger
Governor

NOTICE OF PETITION FOR TEMPORARY CHANGE INVOLVING THE TRANSFER OF UP TO 653 ACRE-FEET OF WATER FROM GOOSE CLUB FARMS TO EIGHT STATE WATER CONTRACTOR AGENCIES UNDER LICENSE 8267 (APPLICATION 3206)

Notice is hereby given that on April 14, 2010

Goose Club Farms
c/o Marc Van Camp
MBK Engineers
1771 Tribute Road, Suite A
Sacramento, CA 95815

BOARD OF SUPERVISORS
2010 MAY 17 11 P 12:31

filed with the State Water Resources Control Board (State Water Board) a Petition for Temporary Change under Water Code section 1725, et seq. Goose Club Farm's (GCF) petition requests the transfer of up to 653 acre-feet (af) of water to eight State Water Contractor Agencies. Water would be used within the State Water Project (SWP) service area. Temporary changes approved pursuant to Water Code section 1725 may be effective for up to one year from the date of approval.

DESCRIPTION OF THE TRANSFER

GCF proposes to transfer up to 653 af of water under License 8267 (Application 3206) to the Antelope Valley-East Kern Water Agency, the Dudley Ridge Water District, the Kern County Water Agency, the Metropolitan Water District of Southern California, the Napa County Flood Control and Water Conservation District, the Oak Flat Water District, the Palmdale Water District, and the San Bernardino Valley Municipal Water District (hereinafter collectively referred to as the Agencies). Water would be made available through crop shifting on 60 acres and idling of 561.9 acres. This idling/shifting will result in a reduction in consumptive use of surface water by GCF from the consumptive use which would occur absent the proposed crop idling/shifting. The saved water will be made available on the same schedule that the water would have been consumptively used by the crops idled/shifted in accordance with the evapotranspiration of applied water pattern established by the Department of Water Resources (DWR). The petition states that specific information regarding the proposed crop idling/shifting has been submitted to DWR and the United States Bureau of Reclamation for review. Specific information regarding GCF's historical cropping patterns is contained in the petition and is posted online with the copy of this notice on the Division of Water Rights' website at:
www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_tu_notices/.

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The proposed crop idling/shifting would result in additional flow in the Feather River, thence the Sacramento River thence the San Francisco Bay/Sacramento-San Joaquin Delta and would be available for rediversion at the SWP's Banks Pumping Plant and Barker Slough Pumping Plant for delivery to the Agencies. The petition requests that the change be effective from July 1 through September 30, 2010.

PROPOSED TEMPORARY CHANGE

The proposed transfer would temporarily add the SWP's Banks Pumping Plant and Barker Slough Pumping Plant as points of rediversion to License 8267. The service area of the SWP would also be temporarily added to the place of use under License 8267. The SWP points of rediversion and service area are identified on Maps 1878-1, 2, 3 & 4 on file with the State Water Board Division of Water Rights under Application 5629. Domestic, municipal and industrial, salinity control, fish and wildlife enhancement, and water quality control would be temporarily added as purposes of use under License 8267.

PETITIONER'S WATER RIGHTS

License 8267 (Application 3206) authorizes the direct diversion of up to 20.3 cfs of water per annum from the Feather River and Sacramento Slough between April 1 and October 15 of each year for irrigation purposes. The authorized points of diversion for License 8267 are located on the Feather River and Sacramento Slough. The authorized place of use consists of 3,029 acres net within a gross area of 3,499.6 acres.

COMPLIANCE WITH CALIFORNIA ENVIRONMENTAL QUALITY ACT

Temporary changes involving the transfer of water that was previously stored are exempt from the requirements of the California Environmental Quality Act (CEQA). However, the State Water Board must consider potential impacts to other legal users of the water and to fish, wildlife, or other instream beneficial uses.

STATE WATER RESOURCES CONTROL BOARD'S STATUTORY PROVISIONS

Pursuant to Water Code sections 1725, et seq., the State Water Board is authorized to issue temporary change orders, allowing the transfer or exchange of water or water rights after completing an evaluation and finding that the proposed temporary changes:

1. Involve only water that would otherwise have been consumptively used, stored, or conserved pursuant to Water Code section 1011, by Permittee;
2. Would not injure any legal user of the water; and

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3. Would not unreasonably affect fish, wildlife, or other instream beneficial uses.

If the State Water Board cannot satisfy, in a timely manner, the provisions of Water Code section 1725, et. seq., then the State Water Board may deny the petition or schedule and notice a hearing regarding the proposed transfer or exchange of water.

OPPORTUNITY FOR COMMENT

Pursuant to the requirements outlined above, the State Water Board is seeking information to assist in the evaluation of the proposed temporary change of water rights. Any person may file comments concerning the petition for temporary change. The comments must address the required findings set forth above. The petitioner has the burden of establishing that the proposed temporary change will not injure any legal user of water, or unreasonably affect fish, wildlife, or instream beneficial uses. If the State Water Board determines that the petitioner has established a prima facie case, the burden of proof then shifts to the party that has filed comments (Water Code section 1727). While such a determination has not been made in this case, commenters should provide sufficient information to support claims of injury or effects on fish, wildlife, or other instream uses.

Due to the relative brevity of the temporary transfer process, the Division of Water Rights (if necessary) may request that the petitioner submit additional information during the comment period. Any such requests and any additional information submitted by the petitioner regarding this proposed temporary change **during the comment period** will be posted with this notice on the Division of Water Rights' website at:

www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_tu_notices/.

Potential commenters are strongly urged to check the website for such information prior to filing a comment. Comments filed in response to this notice must be received in the office of the State Water Board's Division of Water Rights, at the first address listed below by **2:00 p.m. on June 14, 2010**. Additionally, a copy of the comments must be filed with GCF. **Comments must be accompanied by proof of service of a separate copy of the materials on the petitioner.** Interested parties are encouraged to file comments by FAX and to notify the following contact persons by telephone of any materials that will be submitted. An original copy of all materials, however, must be received for the State Water Board to consider your comments.

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Division of Water Rights
c/o Greg Wilson
P.O. Box 2000
Sacramento, CA 95812-2000
FAX: (916) 341-5400

Goose Club Farms
c/o Marc Van Camp
MBK Engineers
1771 Tribute Road, Suite A
Sacramento, CA 95815
FAX: (916) 456-0253

Please address questions about this notice to Greg Wilson at (916) 341-5427.
Questions regarding the petitioner should be addressed to Marc Van Camp at
(916) 456-4400.

Original signed by

Leslie F. Grober, Manager
Hearings and Special Programs Section

Dated: **May 10, 2010**



Linda S. Adams
*Secretary for
Environmental Protection*

State Water Resources Control Board



Arnold Schwarzenegger
Governor

Division of Water Rights

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NOTICE OF PETITION FOR TEMPORARY CHANGE INVOLVING THE TRANSFER OF UP TO 5,802 ACRE-FEET OF WATER FROM THE GARDEN HIGHWAY MUTUAL WATER COMPANY TO EIGHT STATE WATER CONTRACTOR AGENCIES UNDER LICENSE 2033 (APPLICATION 1699)

Notice is hereby given that on April 12, 2010

Garden Highway Mutual Water Company
c/o Gary Kienlen
MBK Engineers
1771 Tribute Road, Suite A
Sacramento, CA 95815

BOARD OF SUPERVISORS
2010 MAY 17 11 P 12:31

filed with the State Water Resources Control Board (State Water Board) a Petition for Temporary Change under Water Code section 1725, et seq. Garden Highway Mutual Water Company's (GHMWC) petition requests the transfer of up to 5,802 acre-feet (af) of water to eight State Water Contractor Agencies. Water would be used within the State Water Project (SWP) service area. Temporary changes approved pursuant to Water Code section 1725 may be effective for up to one year from the date of approval.

DESCRIPTION OF THE TRANSFER

GHMWC proposes to transfer up to 5,802 af of water under License 2033 (Application 1699) to the Antelope Valley-East Kern Water Agency, the Dudley Ridge Water District, the Kern County Water Agency, the Metropolitan Water District of Southern California, the Napa County Flood Control and Water Conservation District, the Oak Flat Water District, the Palmdale Water District, and the San Bernardino Valley Municipal Water District (hereinafter collectively referred to as the Agencies). To facilitate this transfer, GHMWC will pump additional groundwater and reduce its direct diversion from the Feather River by 39 cubic feet per second (cfs). At times when pumping capacity is available in the Delta, the additional flow in the Feather and Sacramento Rivers would be available for diversion at the SWP's Banks Pumping Plant or the Barker Slough Pumping Plant and delivery to the Agencies. The petition requests that the change be effective from July 1 through September 30, 2010.

GHMWC's petition states that detailed information relative to historical groundwater pumping, well characteristics, and associated maps has been submitted to the Department of Water Resources and the United States Bureau of Reclamation for review. Additionally the petition states that GHMWC has developed a monitoring and mitigation plan to assure that the proposed transfer does not result in any unreasonable

California Environmental Protection Agency

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impacts to the local groundwater basin. A copy of GHMWC's petition is posted with the copy of this notice on the Division of Water Rights' website at:

www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_tu_notices/.

PROPOSED TEMPORARY CHANGE

The proposed transfer would temporarily add the SWP's Banks Pumping Plant and Barker Slough Pumping Plant as points of diversion to License 2033. The service area of the SWP would also be temporarily added to the place of use under License 2033. The SWP points of diversion and service area are identified on Maps 1878-1, 2, 3 & 4 on file with the State Water Board Division of Water Rights under Application 5629. Domestic, municipal and industrial, salinity control, fish and wildlife enhancement, and water quality control would be temporarily added as purposes of use under License 2033.

PETITIONER'S WATER RIGHTS

License 2033 (Application 1699) authorizes the direct diversion of up to 39 cfs of water per annum from the Feather River between April 15 and October 31 of each year for irrigation purposes. The authorized point of diversion for License 2033 is located on the Feather River, N 72° 00' E, 4,130 feet from the SW corner of Section 24, T13N, R3E, MDB&M. The authorized place of use consists of 3,708.45 acres net within a gross area of 3,765.45 acres.

COMPLIANCE WITH CALIFORNIA ENVIRONMENTAL QUALITY ACT

Temporary changes involving the transfer of water pursuant to Water Code section 1725 are exempt from the requirements of the California Environmental Quality Act (CEQA). However, the State Water Board must consider potential impacts to other legal users of the water and to fish, wildlife, or other instream beneficial uses.

STATE WATER RESOURCES CONTROL BOARD'S STATUTORY PROVISIONS

Pursuant to Water Code sections 1725, et seq., the State Water Board is authorized to issue temporary change orders, allowing the transfer or exchange of water or water rights after completing an evaluation and finding that the proposed temporary changes:

1. Involve only water that would otherwise have been consumptively used, stored, or conserved pursuant to Water Code section 1011, by Permittee;
2. Would not injure any legal user of the water;

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3. Would not unreasonably affect fish, wildlife, or other instream beneficial uses; and
4. Any increase in groundwater pumping associated with this transfer (i.e., groundwater substitution) is performed in compliance with Water Code sections 1745.10 and 1745.11.

If the State Water Board cannot satisfy, in a timely manner, the provisions of Water Code section 1725, et. seq., then the State Water Board may deny the petition or schedule and notice a hearing regarding the proposed transfer or exchange of water.

OPPORTUNITY FOR COMMENT

Pursuant to the requirements outlined above, the State Water Board is seeking information to assist in the evaluation of the proposed temporary change of water rights. Any person may file comments concerning the petition for temporary change. The comments must address the required findings set forth above. The petitioner has the burden of establishing that the proposed temporary change will not injure any legal user of water, or unreasonably affect fish, wildlife, or instream beneficial uses. If the State Water Board determines that the petitioner has established a prima facie case, the burden of proof then shifts to the party that has filed comments (Water Code section 1727). While such a determination has not been made in this case, commenters should provide sufficient information to support claims of injury or effects on fish, wildlife, or other instream uses.

Due to the relative brevity of the temporary transfer process, the Division of Water Rights (if necessary) may request that the petitioner submit additional information during the comment period. Any such requests and any additional information submitted by the petitioner regarding this proposed temporary change **during the comment period** will be posted with this notice on the Division of Water Rights' website at:

www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_tu_notices/.

Potential commenters are strongly urged to check the website for such information prior to filing a comment. Comments filed in response to this notice must be received in the office of the State Water Board's Division of Water Rights, at the first address listed below by **2:00 p.m. on June 14, 2010**. Additionally, a copy of the comments must be filed with GHMWC. **Comments must be accompanied by proof of service of a separate copy of the materials on the petitioner.** Interested parties are encouraged to file comments by FAX and to notify the following contact persons by telephone of any materials that will be submitted. An original copy of all materials, however, must be received for the State Water Board to consider your comments.

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Division of Water Rights
c/o Greg Wilson
P.O. Box 2000
Sacramento, CA 95812-2000
FAX: (916) 341-5400

Garden Highway Mutual Water Company
c/o Gary Kienlen
MBK Engineers
1771 Tribute Road, Suite A
Sacramento, CA 95815
FAX: (916) 456-0253

Please address questions about this notice to Greg Wilson at (916) 341-5427.
Questions regarding the petitioner should be addressed to Gary Kienlen at
(916) 456-4400.

Leslie F. Grober, Manager
Hearings and Special Programs Section

Dated: **May 11, 2010**



Linda S. Adams
*Secretary for
Environmental Protection*

State Water Resources Control Board



Arnold Schwarzenegger
Governor

Division of Water Rights

1001 I Street, 14th Floor ♦ Sacramento, California 95814 ♦ 916.341.5300
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NOTICE OF PETITION FOR TEMPORARY CHANGE INVOLVING THE TRANSFER OF UP TO 4,377 ACRE-FEET OF WATER FROM THE CITY OF SACRAMENTO AND SACRAMENTO SUBURBAN WATER DISTRICT TO EIGHT STATE WATER CONTRACTOR AGENCIES UNDER PERMIT 11360 (APPLICATION 12622)

Notice is hereby given that on April 20, 2010,

City of Sacramento
c/o Joe Robinson, Senior Deputy City Attorney
City Attorney's Office
915 I Street, 4th Floor
Sacramento, CA 95814

and

Sacramento Suburban Water District
c/o Joshua Horowitz
Bartkiewicz, Kronick & Shanahan
1011 22nd Street
Sacramento, CA 95816-4907

BOARD OF SUPERVISORS
2010 MAY 11 P 12:30

filed with the State Water Resources Control Board (State Water Board) a Petition for Temporary Change under Water Code section 1725, et seq. Pursuant to the petition, City of Sacramento (City) and Sacramento Suburban Water District (SSWD) seek to transfer up to 4,377 acre-feet (af) of water to eight State Water Contractor Agencies. Water would be used within the State Water Project (SWP) service area. Temporary changes approved pursuant to Water Code section 1725 may be effective for up to one year from the date of approval.

DESCRIPTION OF THE TRANSFER

SSWD has a long-term water service contract with the City to provide capacity within the City's water diversion and treatment works on the American River and convey the treated surface water to SSWD. SSWD and the City propose to transfer up to 4,377 af of water under Permit 11360 (Application 12622) to the Antelope Valley-East Kern Water Agency, the Dudley Ridge Water District, the Kern County Water Agency, the Metropolitan Water District of Southern California, the Napa County Flood Control and Water Conservation District, the Oak Flat Water District, the Palmdale Water District, and the San Bernardino Valley Municipal Water District (hereinafter collectively referred to as the Agencies). To facilitate this transfer, SSWD will pump additional groundwater

California Environmental Protection Agency

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and reduce the amount of water the City directly diverts from the American River by approximately 24 cubic feet per second (cfs). At times when pumping capacity is available in the Delta, the additional flow in the American River thence the Sacramento River would be available for diversion at the SWP's Banks Pumping Plant or the Barker Slough Pumping Plant and delivery to the Agencies. The petition states that the physical transfer of water would occur between July 1 and September 30, 2010, and that the water would be used within the Agencies' service area within a year from the date of approval. A copy of the petition is posted with the copy of this notice on the Division of Water Rights' website at:

www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_tu_notices/.

In the absence of this transfer, up to 4,377 af of water would be diverted by the City and used within SSWD's service area.

PROPOSED TEMPORARY CHANGE

The proposed transfer would temporarily add the SWP's Banks Pumping Plant and Barker Slough Pumping Plant as points of diversion to Permit 11360. The service area of the SWP would also be temporarily added to the place of use under Permit 11360. The SWP points of diversion and service area are identified on Maps 1878-1, 2, 3 & 4 on file with the State Water Board Division of Water Rights under Application 5629. Domestic, industrial, irrigation, salinity control, fish and wildlife enhancement, and water quality control would be temporarily added as purposes of use under Permit 11360.

PETITIONER'S WATER RIGHTS

Permit 11360 (Application 12622), issued on May 7, 1958, authorizes the City to divert 500 cubic feet per second (cfs) from Rubicon River, 500 cfs from South Fork Rubicon River, 200 cfs from Rock Bound Creek, 75,000 af per year (afa) by storage collected from Rubicon River, 200,000 afa by storage collected from South Fork Rubicon River, 14,000 afa by storage collected from Rock Bound Creek and 25,000 afa by storage collected from Gerle Creek. This permit authorizes the direct diversion and accumulation of water in storage between November 1 of each year and August 1 of the succeeding year. The authorized purpose of use under Permit 11360 is municipal.

COMPLIANCE WITH CALIFORNIA ENVIRONMENTAL QUALITY ACT

Temporary changes involving the transfer of water pursuant to Water Code section 1725 are exempt from the requirements of the California Environmental Quality Act (CEQA). However, the State Water Board must consider potential impacts to other legal users of the water and to fish, wildlife, or other instream beneficial uses.

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STATE WATER RESOURCES CONTROL BOARD'S STATUTORY PROVISIONS

Pursuant to Water Code sections 1725, et seq., the State Water Board is authorized to issue temporary change orders, allowing the transfer or exchange of water or water rights after completing an evaluation and finding that the proposed temporary changes:

1. Involve only water that would otherwise have been consumptively used, stored, or conserved pursuant to Water Code section 1011, by Permittee;
2. Would not injure any legal user of the water;
3. Would not unreasonably affect fish, wildlife, or other instream beneficial uses; and
4. Any increase in groundwater pumping associated with this transfer (i.e., groundwater substitution) is performed in compliance with Water Code sections 1745.10 and 1745.11.

If the State Water Board cannot satisfy, in a timely manner, the provisions of Water Code section 1725, et. seq., then the State Water Board may deny the petition or schedule and notice a hearing regarding the proposed transfer or exchange of water.

OPPORTUNITY FOR COMMENT

Pursuant to the requirements outlined above, the State Water Board is seeking information to assist in the evaluation of the proposed temporary change of water rights. Any person may file comments concerning the petition for temporary change. The comments must address the required findings set forth above. The petitioner has the burden of establishing that the proposed temporary change will not injure any legal user of water, or unreasonably affect fish, wildlife, or instream beneficial uses. If the State Water Board determines that the petitioner has established a prima facie case, the burden of proof then shifts to the party that has filed comments (Water Code section 1727). While such a determination has not been made in this case, commenters should provide sufficient information to support claims of injury or effects on fish, wildlife, or other instream uses.

Due to the relative brevity of the temporary transfer process, the Division of Water Rights (if necessary) may request that the petitioner submit additional information during the comment period. Any such requests and any additional information submitted by the petitioner regarding this proposed temporary change **during the comment period** will be posted with this notice on the Division of Water Rights' website at:

www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_tu_notices/.

Notice of Petition for Temporary Change
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Potential commenters are strongly urged to check the website for such information prior to filing a comment. Comments filed in response to this notice must be received in the office of the State Water Board's Division of Water Rights, at the first address listed below by **2:00 p.m. on June 14, 2010**. Additionally, a copy of the comments must be filed with SSWD. **Comments must be accompanied by proof of service of a separate copy of the materials on the petitioner.** Interested parties are encouraged to file comments by FAX and to notify the following contact persons by telephone of any materials that will be submitted. An original copy of all materials, however, must be received for the State Water Board to consider your comments.

Division of Water Rights
c/o Greg Wilson
P.O. Box 2000
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FAX: (916) 341-5400

Sacramento Suburban Water District
c/o Joshua Horowitz
Bartkiewicz, Kronick, & Shanahan
1011 22nd Street
Sacramento, CA 95816-4907
FAX: (916) 446-4018

Please address questions about this notice to Greg Wilson at (916) 341-5427. Questions regarding the petitioner or co-petitioner should be addressed to Joshua Horowitz at (916) 446-4254.

Original signed by

Leslie F. Grober, Manager
Hearings and Special Programs Section

Dated: May 13, 2010

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PROOF OF SERVICE BY FIRST CLASS U.S. MAIL

I, Alissa D. Mackrill, declare:

I am over the age of eighteen and not a party to this action and work in Sacramento County at 1011 Twenty-Second Street, Sacramento, California 95816. On **May 14, 2010**, following ordinary business practices, I placed for collection and mailing via First Class U.S. Mail with the United States Postal Service, Sacramento, California 95816, **Notice of Petition For Temporary Change Involving the Transfer of up to 4,377 Acre-Feet of Water From the City of Sacramento and Sacramento Suburban Water District to Eight State Water Contractors Agencies Under Permit 11360 (Application 12622)** in a sealed envelope, with postage fully prepaid, addressed to:

Please see attached Service List

I am readily familiar with the business' practice for collection and processing of correspondence for mailing with the United States Postal Service and, in the ordinary course of business, the correspondence would be deposited with the United States Postal Service on the day on which it is collected at the business.

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

Dated: May 14, 2010

Alissa D. Mackrill

BOARD OF SUPERVISORS
2010 MAY 17 12:33

Board of Supervisors
COUNTY OF BUTTE
25 County Center Drive
Oroville, CA 95965

Board of Supervisors
COUNTY OF KERN
1115 Truxtun Avenue, 5th Floor
Bakersfield, CA 93301

Board of Supervisors
COUNTY OF NAPA
1195 Third Street, Suite 310
Napa, CA 94559

Board of Supervisors
COUNTY OF TUOLUMNE
2 South Green
Sonora, CA 95370

Fresno County Board of
Supervisors
2281 Tulare
Hall of Records, Room 301
Fresno, CA 93721-2198

Board of Supervisors
COUNTY OF CALAVERAS
Government Center
891 Mountain Ranch Road
San Andreas, CA 95249-9709

Board of Supervisors
COUNTY OF MONTEREY
Courthouse
168 West Alisal Street
Salinas, CA 93901

Board of Supervisors
COUNTY OF VENTURA
800 S. Victoria Ave.
Ventura, CA 93009

Board of Supervisors
COUNTY OF SANTA CRUZ
701 Ocean
Santa Cruz, CA 95060

Merced County Board of
Supervisors
2222 M Street
Merced, California 95340

Kings County Board of
Supervisors
1400 West Lacey Boulevard
Hanford, CA 93230

Board of Supervisors
COUNTY OF SANTA BARBARA
105 East Anapamu
Santa Barbara, CA 93101

Madera County Board of
Supervisors
200 West 4th Street
Madera, CA 93637

Mariposa County Board of
Supervisors
5100 Bullion Street
Mariposa, CA 95338

San Joaquin County Board of
Supervisors
222 East Weber Avenue
Stockton, CA 95202

Stanislaus County Board of
Supervisors
1010 10th Street, Suite 6500
Modesto, CA 95354

Board of Supervisors
COUNTY OF SOLANO
Solano County Government Center
675 Texas Street, Suite 6500
Fairfield, CA 94533

Tulare County Board of
Supervisors
2800 West Burrel
Visalia, CA 93291

Board of Supervisors
COUNTY OF ORANGE
333 W. Santa Ana Boulevard
Santa Ana, CA 92701

Board of Supervisors
COUNTY OF SUTTER
1160 Civic Center Boulevard
Yuba City, CA 95993

San Benito County Board of
Supervisors
481 4th Street
Hollister, CA 95023

Federal Energy Regulatory
Commission
888 First Street, NE
Washington, DC 20426

Santa Clara County Board of
Supervisors
70 West Hedding Street
10th Floor
San Jose, CA 95110

Board of Supervisors
COUNTY OF ALAMEDA
1221 Oak
Oakland, CA 94612

Board of Supervisors
COUNTY OF CONTRA COSTA
651 Pine Street
Martinez, CA 94553

Board of Supervisors
COUNTY OF LOS ANGELES
Kenneth Hahn Hall of Administration
500 W. Temple Street, Room 383
Los Angeles, CA 90012

Board of Supervisors
COUNTY OF RIVERSIDE
4080 Lemon Street, 1st Floor
Riverside, CA 92501

Board of Supervisors
COUNTY OF SACRAMENTO
700 H Street, Suite 2450
Sacramento, CA 95814

Board of Supervisors
COUNTY OF SAN BERNARDINO
385 N. Arrowhead, 5th Floor
San Bernardino, CA 92415-0110

Board of Supervisors
COUNTY OF SAN DIEGO
1600 Pacific Highway
San Diego, CA 92101

Board of Supervisors
COUNTY OF SAN LUIS OBISPO
County Government Center, Room D-430
1055 Monterey Street
San Luis Obispo, CA 93408

Board of Supervisors
COUNTY OF IMPERIAL
939 Main
El Centro, CA 92243

Board of Supervisors
COUNTY OF COLUSA
546 Jay Street
Colusa, CA 95932

Board of Supervisors
COUNTY OF PLUMAS
520 Main Street, Room 309
Quincy, CA 95971

Board of Supervisors
COUNTY OF GLENN
526 W. Sycamore
Willows, CA 95988

Board of Supervisors
COUNTY OF YOLO
625 Court Street, Room 204
Woodland, CA 95695

Board of Supervisors
COUNTY OF YUBA
915 8th Street, Suite 109
Marysville, CA 95901

Board of Supervisors
COUNTY OF TEHAMA
Courthouse
P.O. Box 250
Red Bluff, CA 96080

Board of Supervisors
COUNTY OF EL DORADO
330 Fair Lane
Placerville, CA 95667

Board of Supervisors
COUNTY OF SHASTA
1450 Court St., Suite 308B
Redding, CA 96001-1680

Board of Supervisors
COUNTY OF PLACER
175 Fulweiler Avenue
Auburn, CA 95603

US Environmental Protection
Agency Region 9
75 Hawthorne Street
San Francisco, CA 94105

Lester Snow
Department of Water Resources
1416 Ninth Street, Room 1115-1
Sacramento, CA 95814

US Army Corps of Engineers
441 G Street, NW
Washington, DC 20314

Ren Lohofener
US Fish and Wildlife Service
2800 Cottage Way W-2606
Sacramento, CA 95825

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Control
1001 I Street
Sacramento, CA 95814

Mary-Ann Warmerdam
Department of Pesticide Regulation
1001 I Street
Sacramento, CA 95814

Department of Food and
Agriculture
1220 N Street
Sacramento, CA 95814

Ruth Coleman
Department of Parks and
Recreation
1416 Ninth Street
Sacramento, CA 95814

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San Francisco Bay Conservation
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San Joaquin River Conservancy
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State Lands Commission
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Melissa Jones
California Energy Commission
1516 Ninth Street, MS-29
Sacramento, CA 95814

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Central Valley Flood Protection
Board
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LL40
Sacramento, CA 95821

Raynor Tsuneyoshi
Department of Boating and
Waterways
2000 Evergreen Street Suite 100
Sacramento, CA 95815

Bruce Wolfe
San Francisco Bay Regional Water
Quality Control Board
1515 Clay Street Suite 1400
Oakland, CA 94612

Pamela Creedon
Central Valley Regional Water
Quality Control Board
11020 Sun Center Drive #200
Rancho Cordova, CA 95670

Supervisor Maria Rea
National Marine Fisheries Service
650 Capitol Mall, Suite 8-300
Sacramento, CA 95814

Donald Glaser
Bureau of Reclamation
2800 Cottage Way
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Mike Chrisman
Resources Agency
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Sacramento, CA 95814

Linda Fiack
Delta Protection Commission
14215 River Road
Walnut Grove, CA 95690

Donald Koch
Department of Fish and Game
1416 Ninth Street
Sacramento, CA 95814

Water Resources Manager
Leah Orloff
Contra Costa Water District
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Regional Water Quality
Control Board
Central Coast Region
895 Aerovista Place, Suite 101
San Luis Obispo, CA 93401

Dante John Nomellini
Nomellini, Grilli & McDaniel
P.O. Box 1461
Stockton, CA 95201-1461

Department of Fish and Game
South Coast Region
4949 Viewridge Avenue
San Diego, CA 92123

Department of Fish and Game
North Central Region
1701 Nimbus Road
Rancho Cordova, CA 95670

Department of Fish and Game
Bay-Delta Region
P.O. Box 47
Yountville, CA 94599

Department of Fish and Game
Inland Deserts Region
3602 Inland Empire Boulevard,
Suite C-220
Ontario, CA 91764

Department of Fish and Game
Central Region
1234 E. Shaw Avenue
Fresno, CA 93710

Regional Water Quality
Control Board
Central Valley Region –
Fresno Office
1685 E Street
Fresno, CA 93706

Department of Fish and Game
Resources Management
and Policy Division
c/o Paul Forsberg
830 S Street
Sacramento, CA 95811

Regional Water Quality
Control Board
Central Valley Region –
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11020 Sun Center Drive, #200
Rancho Cordova, CA 95670

Regional Water Quality
Control Board
Colorado River Region
73-720 Fred Waring Drive, Suite 100
Palm Desert, CA 92260

Regional Water Quality
Control Board
San Diego Region
9174 Sky Park Court, Suite 100
San Diego, CA 92123-4353

Regional Water Quality
Control Board
Santa Ana Region
3737 Main Street, Suite 500
Riverside, CA 92501-3339

Regional Water Quality
Control Board
Los Angeles Region
320 W. Fourth Street, Suite 200
Los Angeles, CA 90013