

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

ORDER WR 2006-0004-EXEC

In the Matter of the Petition for Reconsideration of
**THE CALIFORNIA FARM BUREAU FEDERATION,
VARIOUS COUNTY FARM BUREAUS,
AND INDIVIDUAL PETITIONERS**

Regarding Annual Water Right Fee Determinations.

ORDER DENYING RECONSIDERATION

BY THE EXECUTIVE DIRECTOR:¹

1.0 INTRODUCTION

The California Farm Bureau Federation (Farm Bureau), various county farm bureaus, and other persons or entities collectively referred to herein as “Petitioners,”² petition the State Water Resources Control Board (State Water Board) for reconsideration and a refund of water right fees assessed by the State Board of Equalization (BOE) on November 7, 2005. Petitioners challenge the State Water Board’s decision to impose the water right fees on several constitutional grounds, including a claim that the fees constitute an unconstitutional tax in violation of Article III A of the California Constitution (commonly referred to as “Proposition 13”). They request the State Water Board to reconsider the water right fees, to refund all water right fees paid, and to vacate and rescind both State Water Board Resolution No. 2005 – 0069, which adopted regulations amending the water right and water quality certification fees, and the

¹ State Water Board Resolution No. 2002 - 0104 delegates to the Executive Director the authority to supervise the activities of the State Water Board. Unless a petition for reconsideration raises matters that the State Water Board wishes to address or requires an evidentiary hearing before the State Water Board, the Executive Director’s consideration of petitions for reconsideration of disputed fees falls within the scope of the authority delegated under Resolution No. 2002 - 0104. Accordingly, the Executive Director has the authority to refuse to reconsider a petition for reconsideration, deny the petition, or set aside or modify the fee assessment. This delegation is not affected by *Central Delta Water Agency v. State Water Resources Control Board* (2004) 124 Cal.App.4th 245 [20 Cal.Rptr.3d 898]. In that case, the court held that the State Water Board, after a hearing, could not defer making findings that were prerequisite to issuing water right permits by delegating the remaining findings to its staff for subsequent determinations by the staff. Accordingly, the Executive Director has the authority to refuse to reconsider a petition for reconsideration, deny the petition, or set aside or modify the fee assessment.

² The term “Petitioners” is used for ease of reference in this order and does not confer the legal status of petitioner.

fee regulations. The State Water Board finds that its decision to impose the fees was appropriate and proper and denies Petitioners' petition for reconsideration.

2.0 GROUNDS FOR RECONSIDERATION

A fee payer may petition for reconsideration of the State Water Board's determination that the fee payer is required to pay a fee, or the State Water Board's determination regarding the amount of the fee. (Cal. Code Regs., tit. 23, § 1077.)³ A fee payer may petition for reconsideration on any of the following grounds: (1) irregularity in the proceeding, or any ruling, or abuse of discretion, by which the fee payer was prevented from having a fair hearing; (2) the fee determination is not supported by substantial evidence; (3) there is relevant evidence that, in the exercise of reasonable diligence, could not have been produced; or (4) error in law. (§§ 768, 1077.) Pursuant to Water Code section 1537, subdivision (b)(4), the State Water Board's adoption of the regulations may not be the subject of a petition for reconsideration. When a State Water Board decision or order applies those regulations, a petition for reconsideration may include a challenge to the regulations as they have been applied in the decision or order.⁴

A petition for reconsideration of a fee assessment must include certain information, including the name and address of the petitioner, the specific board action of which petitioner requests reconsideration, the reason the action was inappropriate or improper, the reason why the petitioner believes that no fee is due or how the petitioner believes that the amount of the fee has been miscalculated, and the specific action which petitioner requests. (§§ 769, subd. (a)(1)-(6), 1077, subd. (a).) A petition for reconsideration of a fee assessed by BOE must include a copy of the notice of assessment. (§ 1077, subd.(a).) Section 769, subdivision (c) of the regulations further provides that a petition for reconsideration shall be accompanied by a statement of points and authorities in support of the legal issues raised in the petition.

³ All further regulatory references are to the State Water Board's regulations located in title 23 of the California Code of Regulations unless otherwise indicated.

⁴ Petitioners specifically petition for reconsideration of the State Water Board's adoption of the amended fee regulations on September 22, 2005. Because Petitioners included notices of determination dated November 7, 2005, however, the State Water Board will construe their request for reconsideration to include those assessments.

If the subject of the petition relates to an assessment of a fee by BOE, the State Water Board's decision regarding the assessment is deemed adopted on the date of assessment by BOE.

(§ 1077, subd. (b).) A petition is timely filed only if the State Water Board receives it within 30 days of the date the assessment is issued. (*Ibid.*)

The State Water Board may refuse to reconsider a decision or order if the petition for reconsideration fails to raise substantial issues related to the causes for reconsideration set forth in section 768 of the State Water Board's regulations. (§ 770, subd. (a)(1).) Alternatively, after review of the record, the State Water Board also may deny the petition if the State Water Board finds that the decision or order in question was appropriate and proper, set aside or modify the decision or order, or take other appropriate action. (*Id.*, subd. (a)(2)(A)-(C).)

This order addresses the principal issues raised by the Farm Bureau and the individual petitioners. To the extent that this order does not address all of the issues raised by Petitioners, the State Water Board finds that either these issues are insubstantial or that Petitioners have failed to meet the requirements for a petition for reconsideration under the State Water Board's regulations. (§§ 768-769, 1077.)

3.0 LEGAL AND FACTUAL BACKGROUND

The State Water Board's Division of Water Rights is the entity primarily responsible for administering the state's water right program. The primary source of funding for the water rights program is regulatory fees deposited in the Water Rights Fund in the state treasury. Legislation enacted in 2003 (Senate Bill 1049, Stats. 2003, ch. 741) required the State Water Board to adopt emergency regulations revising and establishing water right fees and revising fees for water quality certification. (Wat. Code, §§ 1525, 1530.) Pursuant to this legislation, the State Water Board revises the fee schedule each fiscal year, so that the fees will generate revenues consistent with the amount set forth in the annual Budget Act. (*Id.* § 1525, subd. (d).) BOE is responsible for collecting the annual fees. (*Id.* § 1536.)

In Fiscal Year (FY) 2005-2006, the Budget Act appropriates \$11.447 million for the water right program, including \$11.085 million for water right administration by the State Water Board and

\$0.362 million for water right fee collection by BOE.⁵ (Stats. 2005, ch. 38, as amended by Stats. 2005, ch. 39.) Most of the funding for the water right program – a total of \$9.589 million – is appropriated from the Water Rights Fund. In accordance with the Water Code fee provisions, the State Water Board sets a fee schedule each fiscal year so that the amount collected and deposited into the Water Rights Fund during that fiscal year will support the appropriation made from the Water Rights Fund in the annual Budget Act, taking into account money in the fund from other sources.⁶

In FY 2004-2005, the State Water Board collected \$8.01 million in water right fees and water quality certification fees deposited in the Water Rights Fund.⁷ Additional funds were remaining in the Water Rights Fund from previous years' fees. After subtracting program costs and accounting for encumbrances, approximately \$1.831 million was left in the Water Rights Fund at the end of the fiscal year. The State Water Board accounted for this excess, which exceeded the State Water Board's allocation specified in the Budget Act of 2004, by subtracting it from the budget target for FY 2005-2006. Thus, for the purposes of calculating this year's fees, the State Water Board determined that the fee schedule should be set so that fee collections deposited in the Water Rights Fund would amount to \$7.886 million (\$9.717 - \$1.831 million) this fiscal year. Assuming a non-collection rate of 10 percent,⁸ the total amount billed in annual fees was \$8.029 million, with the remaining balance expected to be collected from one-time filing fees.

⁵ The budget figures referenced in this order for FY 2005-2006 are based on the line item appropriations in the Budget Act of 2005. (Stats. 2005, ch. 38, amended by Stats. 2005, ch. 39.) These figures are subject to adjustment based on control sections in the Budget Act. After these adjustments are made, the precise amounts budgeted will be slightly different than the line appropriations indicated in the Budget Act, but the differences are not material for purposes of any of the issues addressed in this order.

⁶ Other sources of money in the Water Rights Fund, in addition to fee collections made during the fiscal year, include unexpended reserves from fee collections in previous years (see Wat. Code, § 1525, subd. (d)(3)) and money transferred from other funds. The Budget Act of 2005 reappropriates \$1.5 million that was appropriated in the Budget Act of 2004, but not expended, to pay for work described in Assembly Bill 2121 (Stats. 2004, ch. 943). This appropriation was based on a transfer from the Resources Trust Fund, a fund that is supported by tidelands oil revenues, and is reappropriated in the Budget Act of 2005 because insufficient funds were deposited in the Resources Trust Fund to make the transfer in FY 2004-05. The State Water Board did not include this amount in calculating the amount of revenue to be collected from fees.

⁷ Fees associated with water quality certification for Federal Energy Regulatory Commission licensing are deposited in the Water Rights Fund. (Wat. Code, § 1551, subd. (c).)

⁸ The State Water Board assumed a 90 percent rate of collection for this fiscal year. This assumption is based on BOE's rate of collection in FY 2004-2005. The amount attributed to non-collection includes reductions in fee revenues because the State Water Board may reduce or rescind some fees after the fee payer files a petition for
[footnote continues on next page]

On September 22, 2005, the State Water Board adopted emergency regulations amending the water right and water quality certification fee schedules to meet the requirements of the Water Code and the Budget Act. (State Water Board Resolution No. 2005 - 0069.) The emergency regulations became effective on October 21, 2005, and on November 7, 2005, BOE sent out notices of determination for the annual fees.

4.0 FEE DETERMINATIONS COVERED BY THE PETITION

The Farm Bureau's petition for reconsideration identifies itself, county farm bureaus representing themselves and the interests of their individual members in their respective counties, Harry E. Blythe, Jr. for himself and as executor of the Estate of Bruce W. Blythe, Lawrence B. Groteguth, William A. Gruenthal, Horace G. Kelsey, Bob J. Murphy, and Patricia Pereira as petitioners. A number of persons or entities also filed petitions incorporating the Farm Bureau petition by reference. In its Exhibit 1, the Farm Bureau identifies water right holders that it purports to represent under the doctrine of associational standing. The State Water Board has previously rejected the Farm Bureau's argument that it, the county farm bureaus, and individuals identified in Exhibit 1 may be considered petitioners under the State Water Board's regulations governing reconsideration of fees. (See Order WRO 2005-0002-EXEC, at pp. 5-7.) The reasoning of Order WRO 2005-0002-EXEC is incorporated by reference herein.

Only persons who were assessed a fee on November 7, 2005, and who met the State Water Board's reconsideration requirements are considered petitioners for purposes of this order. Those petitioners are identified in Attachment 1. The Farm Bureau's petition is dismissed to the extent it seeks review of any fee determinations other than the fee determinations identified for petitioners listed in Attachment 1.

A petition for reconsideration must be received by the State Water Board within 30 days of the date the assessment is issued, i.e., December 7, 2005, for bills issued on November 7, 2005.

reconsideration identifying a problem, as well as fees that are properly assessed but not paid by the end of the fiscal year. Unpaid fees are still subject to collection, with interest, but it may take some time before the Water Rights Fund receives significant revenues as a result of collection actions against parties who failed to pay their fees on time.

(§ 1077, subd. (b).) The State Water Board will not consider letters referencing the Farm Bureau petition for reconsideration that it received after the deadline of December 7, 2005.

The State Water Board's review in this order is limited to certain annual fee assessments issued on November 7, 2005. Petitioners have submitted notices of determination for annual permit and license fees under section 1066, annual permit and license fees passed through to Bureau of Reclamation (USBR) contractors under section 1073, annual application fees under section 1063, petition fees under section 1065, and a water quality certification fee under section 3833.1, subdivision (c). To the extent that Petitioners' contentions are not relevant to any of these fee assessments for which their petition for reconsideration has been filed, those contentions are not within the scope of the petitions for reconsideration.

Petitioners do not make any specific arguments regarding annual application fees, the annual petition fees, the USBR contractor fees, or the water quality certification fee. To the extent that Petitioners' challenge to these fees is based on their same contentions concerning the annual permit and license fees, those contentions are already addressed in this order and in the orders incorporated by reference. If Petitioners intended to rely on other grounds, then their challenge is deficient because they failed to specify those grounds and to include points and authorities in support of the legal issues raised. (§ 769, subd. (c).)

5.0 PETITIONERS' ARGUMENTS REGARDING THE CONSTITUTIONALITY OF THE FEES AND THE ADMINISTRATION OF THE FEES ARE WITHOUT MERIT

Petitioners raise a variety of constitutional challenges to Senate Bill 1049 and the fee regulations, including claims that the fees (1) constitute an unconstitutional tax in violation of Proposition 13; (2) unconstitutionally deprive Petitioners of their property rights without due process of law; (3) unconstitutionally deprive Petitioners of their property rights and constitute a taking; and (4) unconstitutionally deprive Petitioners of their equal protection rights. Petitioners previously raised these issues, nearly verbatim, in the petitions that the Farm Bureau previously filed challenging annual fees issued in FY 2003-2004 and in FY 2004-2005. The State Water Board denied those petitions in Orders WRO 2004-0010-EXEC and WRO 2005-0002-EXEC.

Petitioners have not provided any new arguments, new information, or supporting authorities that

materially change any of the issues raised in the earlier petitions. With respect to the issues that were raised in the previous petition and are repeated in the petition now before the State Water Board, this order adopts the reasoning of Orders WRO 2004-0010-EXEC and WRO 2005-0002-EXEC, and incorporates those orders by reference.⁹

6.0 CONCLUSION

For the reasons discussed above, the State Water Board finds that its decision to impose water right fees was appropriate and proper. To the extent that this order does not address all of the issues raised in the petition for reconsideration, the State Water Board finds that either these issues are insubstantial or that Petitioners have failed to meet the requirements for a petition for reconsideration under the State Water Board's regulations. The petition for reconsideration is denied.

ORDER

IT IS HEREBY ORDERED THAT the petition for reconsideration is denied.

Dated: January 26, 2006

ORIGINAL SIGNED BY
Celeste Cantú
Executive Director

Attachment

⁹ To the extent Orders WRO 2004-0010-EXEC and WRO 2005-0002-EXEC address issues that are not properly before the State Water Board in this order and are not relevant to the issues decided in this order, the incorporation by reference of those orders does not extend to those issues and those issues have not been decided by this order.

**In the Matter of the Petition for Reconsideration of the
California Farm Bureau Federation et al.
Attachment 1: Petitioners for Reconsideration**

NAME	STATE WATER BOARD ID
ALBERTSON, DAN	A025603
ALBERTSON, DAN	A028171
ALBERTSON, DAN	A028172
ALBERTSON, DAN	A028173
ALBERTSON, DAN	A030653
ALBERTSON, MARGE	A025604
ALBERTSON, MARGE	A025605
ALBERTSON, MARGE	A025606
ALEXANDER, JOE W	A025503
ALEXANDER, JOE W	A026515A
ALEXANDER, JOE W	A026515B
ALPERS, TIMOTHY P	A010115
ALVARES, LOURENCE A	A022470
ALVARES, LOURENCE A	A022471
ALVARES, LOURENCE A	A022507
ALVARES, LOURENCE A	A022508
ALVARES, LOURENCE A	A022509
ALVARES, LOURENCE A	A022510
ARMSTRONG, FRANCES MCCORMICK	A006864
ARMSTRONG, FRANCES MCCORMICK	A007932
ARNOLD, FANNY H	A025257
AZEVEDO, JOE T	A015175
BACIGALUPI, CHARLES N	A020264
BACIGALUPI, CHARLES N	A020769
BACIGALUPI, CHARLES N	A020979
BACIGALUPI, CHARLES N	A027757
BACIGALUPI, CHARLES N	A029671
BAKER, HARRY A	A022554
BAKER, HARRY A - REVOCABLE TRUST	A021223
BARNES, JANE M MATHIS & FRANKLIN I	A019740
BARTON, GARY M	A012987
BARTON, GARY M	A013099
BARTON, GARY M	A013100
BARTON, GARY M	A018715
BARTOW, WILLIAM	A018677
BARTOW, WILLIAM	A021677
BAUMANN, ALFRED	A017650
BAUMANN, ALFRED	A020692
BAZZANO, JOHN J	A024412
BELLO, LOUISA	A021002
BERGHOLZ, JOHN	A019118
BILLET, RAY F	A000518
BLAIR, HOWARD	A000404
BLAIR, HOWARD	A000668
BLAIR, HOWARD	A016929
BLAIR, HOWARD	A018666
BLYTHE JR, HARRY E	A016609

* Pending application

** Petition

**In the Matter of the Petition for Reconsideration of the
California Farm Bureau Federation et al.**

Attachment 1: Petitioners for Reconsideration

NAME	STATE WATER BOARD ID
BLYTHE JR, HARRY E	A016829
BLYTHE JR, HARRY E	A018673
BLYTHE JR, HARRY E	A018754
BLYTHE JR, HARRY E	A018762
BLYTHE JR, HARRY E	A018763
BLYTHE JR, HARRY E	A021153
BLYTHE JR, HARRY E	A021262
BLYTHE JR, HARRY E	A023341
BLYTHE JR, HARRY E	A023917
BLYTHE JR, HARRY E	A023918
BLYTHE JR, HARRY E	A023919
BLYTHE, BRUCE W	A021545
BOYERS, LAUREL MUNSON	A013954
BRUCE, EDWARD F	A018923
BRUCKER, MARK Y	A028640
BURTON, LUELLA	A025375
BURTON, LUELLA	A028660
CALAVERAS MURPHY PROPERTY L.P.	A017653
CARDINAUX, RENE	A027564
CATHEDAL PEAK LLC	A016877
CATHEDAL PEAK LLC	A016878
CHRIST, FRED B	A023079A
CINNAMON RANCH	FERC6885
COLBERT, MICHAEL	A025783
COLBERT, MICHAEL	A025784A
COLBERT, MICHAEL	A028219
COLLINS, G J	A006372
COMBS, AILEEN B BROOKE	A021558
CONTI, KENNETH R	A023955
COOK, JOHN F	A011155
COREY, WILLIAM G	A027246
CROOK REVOCABLE 1992 TRUST	A000862
CROOK REVOCABLE 1992 TRUST	A021329
CUNEO, EUGENE	A021360
CURTIN, MARY	A021289
DEHOFF, ALBERT E	A024376
DICKSON, PEGGY	A019567
DICKSON, PEGGY	A027281A
DICKSON, PEGGY	A027281B
DOUGHTY, STEPHEN	A017090
DOUGHTY, STEPHEN	A020482
DRAKE, WENDY	A011597
ERNA MURPHY MARITAL TRUST	A017652
ERNA MURPHY MARITAL TRUST	A017654
ERNA MURPHY MARITAL TRUST	A017681
ERNA MURPHY MARITAL TRUST	A017682
ERNA MURPHY MARITAL TRUST	A017683

* Pending application

** Petition

**In the Matter of the Petition for Reconsideration of the
California Farm Bureau Federation et al.**

Attachment 1: Petitioners for Reconsideration

NAME	STATE WATER BOARD ID
ERNA MURPHY MARITAL TRUST	A017684
ERNA MURPHY MARITAL TRUST	A017958
ERNA MURPHY MARITAL TRUST	A017959
ERNA MURPHY MARITAL TRUST	A018954
FIGONE, LOUIE	A023846
FIGONE, LOUIE	A026837
FLOOK, FREDERICK J	A024952
FOLGER, CLINTON	A012336
FORD, KENNETH R	A029406
FORD, KENNETH R	A029723
FRENCH COMPANY	A016879
GANNON, ELOISE T	A006854
GANNON, ELOISE T *	A030170
GEIGER, ERIK A	A013912
GEIGER, ERIK A	A016449
GEORGE, JOSEPH	A016799
GIANNECCHINI, SHARON L	A025123
GOLDEN, CATHERINE T	A022208
GRANAT, WILSON	A022029
GRASSO, PHILLIP	A017881
GRASSO, PHILLIP	A023338
GRENADA IRRIGATION DISTRICT	A000448
GROSSI, GEORGE A	A014000
GROSSI, GEORGE A	A018480
GROSSI, HENRY	A020036
GROSSI, HENRY	A020037
HAGEMANN, STANLEY G	A020778
HAMEL, OWEN W	A024974
HAMEL, OWEN W	A024975
HAMEL, OWEN W	A025265
HANSEN, ALVIN J	A025068
HANSEN, ALVIN J	A025069
HANSEN, ALVIN J	A025575
HARRISON, GERALD	A027985
HARRISON, GERALD	A028153
HEIDRICK, EMMETT & MILDRED, TRUST	USBR1036
HEIDRICK, EMMETT & MILDRED, TRUST	USBR1207
HEIDRICK, MILDRED	A007598
HELLUVA VINEYARDS LLC	A029645
HELLUVA VINEYARDS LLC	A029646
HELLUVA VINEYARDS LLC **	29645P990510
HELMHOLZ, GEORGE L	A024958A
HELMHOLZ, GEORGE L	A024958B
HELMHOLZ, GEORGE L	A029411
HELMHOLZ, GEORGE L	A029412
HELMHOLZ, GEORGE L	A029517
HELMHOLZ, GEORGE L	A030397

* Pending application

** Petition

**In the Matter of the Petition for Reconsideration of the
California Farm Bureau Federation et al.**

Attachment 1: Petitioners for Reconsideration

NAME	STATE WATER BOARD ID
HERMAN, TIMOTHY	A024397A
HILDEBRAND, ALEXANDER	A017950
HILDEBRAND, ALEXANDER	A019194
HOLDER, EARL G	A026086
HUBERT, MICHAEL V	A013426
HUBERT, MICHAEL V	A017526
IRVING, W G	A017560
JENSEN, JAMES D	A015836
KEEGAN JR, MATT J	A013237
KELLEY, CLINTON E JR & JANE K - FAMILY TRUST	A010526
KELLEY, CLINTON E JR & JANE K - FAMILY TRUST	A013206
KIMMEL & SONS	A025070
KIMMEL & SONS	A028116
KIMMEL & SONS	A028824
KLINTWORTH, ROBERT	A023109
KLINTWORTH, ROBERT	A024766
KNITTEL, AUGUST	A023257
KNITTEL, AUGUST	A023258
KNITTEL, AUGUST	A023313
KOSEK, JON C	A022926
KOSEK, JON C	A025223
KOSEK, JON C	A028081
KRAUTER, ROBERT	A024026
L R MARTIN INC	A022888
L R MARTIN INC	A022889
L R MARTIN INC	A022890
L R MARTIN INC	A022891
L R MARTIN INC	A022892
L R MARTIN INC	A022893
L R MARTIN INC	A023504
L R MARTIN INC	A023505
L R MARTIN INC	A024031
L R MARTIN INC	A024032
L R MARTIN INC	A024033
L R MARTIN INC	A024034
L R MARTIN INC	A024035
L R MARTIN INC	A024036
L R MARTIN INC	A024037
L R MARTIN INC	A024038
L R MARTIN INC	A024039
L R MARTIN INC	A024040
L R MARTIN INC	A024041
L R MARTIN INC	A024042
L R MARTIN INC	A025014
LAMMERS PROPERTIES LLC	A020424
LAMMERS PROPERTIES LLC	A020779
LAMMERS PROPERTIES LLC	A026191

* Pending application

** Petition

**In the Matter of the Petition for Reconsideration of the
California Farm Bureau Federation et al.**

Attachment 1: Petitioners for Reconsideration

NAME	STATE WATER BOARD ID
LAMMERS PROPERTIES LLC	A027071
LARRAMENDY, WILLIAM L	A024409
LASGOITY, JOHN M	A025323
LASGOITY, JOHN M	A025324
LASGOITY, JOHN M	A025373
LEE, H MAX	A018871
LEGG, ROGER	A025211
LEISER, PHIL KNOX - TRUST	A000882B
LEVEL LEA FARM INC.	A020711
LINNET, STEVEN E	A029266
LUCCHESI, PETE	A023605
LUNAS, WILLIAM	A028416
LUNAS, WILLIAM	A028417
MACLENNAN, BRUCE	A024995
MAGGINI, JOHN J	A017498
MAHRT, BOYD H	A025346
MAHRT, BOYD H	A025347
MAHRT, BOYD H	A027346
MARCIEL, PAUL E	A025933
MARCIEL, PAUL E	A025934
MARCIEL, PAUL E	A028530
MARQUART, NICHOLAS A	A023964
MARTIN, NANETTE BARRON	A013617A
MATTERN, RICHARD	A023326
MCCLAIN, BARRY A	A012482
MCDOWELL VALLEY VINEYARDS INC	A016825
MCDOWELL VALLEY VINEYARDS INC	A023793
MCDOWELL VALLEY VINEYARDS INC	A024404
MCM PROPERTIES, A CALIF CORP	A015150
MCM PROPERTIES, A CALIF CORP	A015152
MCM PROPERTIES, INC.	USBR1176
MEADOWS JR, HAROLD	A025051
MILLER JR, EARL J	A026054
MILLER JR, EARL J	A028861
MOERMAN, ROBIN R	A022433
MOERMAN, ROBIN R	A030560
MOERMAN, ROBIN R	A030564
MORENO & COMPANY	A006642
MORENO & COMPANY	A015158
MORENO & COMPANY	A023035
MORENO & COMPANY *	A030804
MOSLEY, CAROLYN SUE	A020841
MOSS, RICHARD	A019237
MOSS, RICHARD	A027468
MOSS, RICHARD	A028206
MYERS, ERNEST	A003215
MYERS, ERNEST	A006562

* Pending application

** Petition

**In the Matter of the Petition for Reconsideration of the
California Farm Bureau Federation et al.
Attachment 1: Petitioners for Reconsideration**

NAME	STATE WATER BOARD ID
NACCARATO, ALEX	A020496
NACCARATO, ALEX	A029917
NEESE, WILLIAM MARION	A006464
NEESE, WILLIAM MARION	A023737
NEFF, MARGIE A	A016290
NICHOLSON, ROGER	A014937
NICHOLSON, ROGER	A020344
NICHOLSON, ROGER	A022001
NIELSEN, ROBERT	A011092
NIELSEN, ROBERT	A013132
NIELSEN, ROBERT	A018896
NIELSEN, ROBERT	A026101
NOBMANN, MARGARET M	A024726
NOBMANN, MARGARET M	A027993
NORTHWOOD RECREATION INC	A022348
OAK RIDGE ANGUS	A029467
OAK RIDGE ANGUS *	A031049
O'BRIEN, FRANK & JANICE	USBR1111
O'BRIEN, JANICE	A006670
OVERSTREET, J B	A022796
OVERSTREET, J B	A022797
OVERSTREET, J B	A022798
PALMER, MARLENE M	A025736
PALMER, MARLENE M	A028252
PARRISH, JOHN F	A004700
PAYNE, SANDRA	A023996
PAYNE, SANDRA	A023997
PEDERSON, DAVID B	A027876
PIFFERO, ERNEST R	A023792
PIFFERO, ERNEST R	A024996
PIFFERO, ERNEST R	A025740
PITTMAN, LLOYD J	A010254
PORTER, DEAN	A017352
POTRERO PEAK CORPORATION	A016900B
POTRERO PEAK CORPORATION	A016901B
PRONSOLINO, ANGELO	A015691
PUNTA ARENA LTD	A016593
PUNTA ARENA LTD	A017161
QUICK, GARY E	A016794
QUICK, GARY E	A017700A
QUICK, GARY E	A021887
QUICK, GARY E	A025225
RAMAGE, ALLAN	A016632
RAUB, GORDON A	A010973
RAUB, GORDON A	A010974
RAUCH, LOU ELLEN - TRUST	A017472
RAUCH, LOU ELLEN - TRUST	A021172A

* Pending application

** Petition

**In the Matter of the Petition for Reconsideration of the
California Farm Bureau Federation et al.
Attachment 1: Petitioners for Reconsideration**

NAME	STATE WATER BOARD ID
RAUCH, LOU ELLEN - TRUST	A021175A
REED, JAMES W	A013182A01
REED, JAMES W	A013281A02
REED, JAMES W	A015728B
RICETTI, THOMAS	A026111
RICETTI, THOMAS	A029338
RICHLOE LIMITED PARTNERSHIP	A021052
ROBERTSON, CHARLES J	A011788
ROBISON, WILLIAM MICHAEL	A025369
ROBISON, WILLIAM MICHAEL	A025370
ROBISON, WILLIAM MICHAEL	A025371
ROBISON, WILLIAM MICHAEL	A025386
ROGERS, PAUL D	A025648
RUCKER, RONALD C	A029479
RUCKER, RONALD C	A029480
SAINI, EUGENE	A023539
SAMMANN FAMILY TRUST	A022031
SAN JOAQUIN RIVER WATER USERS COMPANY	A013715
SAN JOAQUIN RIVER WATER USERS COMPANY	A017948
SCHLUTER RANCH LLC	A000596
SCHLUTER RANCH LLC	A003050
SCHOCKER JR, WALTER J	A011890
SCOTT VALLEY RANCH, A PARTNERSHIP	A011463
SHAY, JOHNEVAN M	A013900
SHAY, JOHNEVAN M	A014503
SHUFELBERGER, ALAN	A022570
SIKORA, JOHN M	A024884
SIMONI, R	A020439
SINSKEY, ROBERT M	A014349
SINSKEY, ROBERT M	A029273
SINSKEY, ROBERT M	A029334
SINSKEY, ROBERT M	A029554
SINSKEY, ROBERT M	A030193
SINSKEY, ROBERT M	A030610
SLOUGHOUSE PROPERTIES	A017957
SMITH, SCOTT K	A017859
SPILMAN, JACK	A026055A
SPILMAN, JACK	A026055B
SPURLOCK, JAMES M	A019437
SPURLOCK, JAMES M	A019911
SPURLOCK, JERRY	A019912
SPURLOCK, JERRY DREW	A019910
STURTZ RANCH LLC	A017889
STURTZ, ESTATE OF VELMA MAE	A016376
STUTHARD, ALVIN	A018205
STUTHARD, ALVIN	A024886
SUCHY, RALPH H	A021270

* Pending application

** Petition

**In the Matter of the Petition for Reconsideration of the
California Farm Bureau Federation et al.**

Attachment 1: Petitioners for Reconsideration

NAME	STATE WATER BOARD ID
SWAUGER RANCH, INC.	A015104
SWISS OKIE CATTLE COMPANY	A026171
SWISS OKIE CATTLE COMPANY	A028248
TAORMINO, ANTHONY	A017486
THOMAS III, ALEX R	A004832
THOMAS III, ALEX R	A012958
THOMAS III, ALEX R **	04832P020528
THOMAS, ANNE I	A018093B
THOMAS, ANNE I	A023926B
THOMAS, JOHN HALL	A014916A
THOMAS, JOHN HALL	A021126
THOMAS, MARY L	A015157
THOMAS, MARY L	A021127
THOMAS, STEPHEN N	A016670
THOMAS, STEPHEN N	A017145
THOMAS, STEVE *	A030163
THOMPSON, ROBERT I	A025545
THOMPSON, ROBERT I	A028209
TODD, KENNETH	A020872
TODD, KENNETH	A023615
TRES CORDEROS, LLC	A029581
TUOHY, DENNIS M	A011315
VANDERFORD, BIRDIE C - TRUST B	A010134
VARIAN, JOHN O	A029807
VENA, SAMUEL A	A025032
VENTURI, GUIDO	A021966
VENTURI, GUIDO	A023488
VENTURI, GUIDO	A024502
WADDINGTON, ALMA L	A021106
WALTERS, THOMAS E	A020627B
WALTERS, THOMAS E	A020627D
WARD, GAIL S	A021504
WARE, WARREN R	A022222
WARREN, CLYDE T	A029456
WASSON, PHILLIP W	A013176
WASSON, PHILLIP W	A015696
WASSON, PHILLIP W *	A031097
WATTIS JR, PAUL L	A016765
WATTIS JR, PAUL L	A017073B
WEDEKIND, LORRAINE A	A009881
WESTLAND NURSERY INC	A025991
WESTLAND NURSERY INC	A029058
WHITE, BRIAN	A025850
WHITE, BRIAN	A027581
WHITE, BRIAN	A027582
WHITE, BRIAN	A027583
WHITE, BRIAN	A027584

* Pending application

** Petition

**In the Matter of the Petition for Reconsideration of the
California Farm Bureau Federation et al.
Attachment 1: Petitioners for Reconsideration**

NAME	STATE WATER BOARD ID
WHITE, BRIAN	A028886
WHITE, BRIAN *	A030290
WHITNEY, ROYCE	A019388
WHITNEY, ROYCE	A020328
WILLMORE, LARRY R	A000245
ZELLER, FRANK J	A026079
ZICHERMAN, JOSEPH B	A015425B
ZICHICHI, STEVEN	A022661
ZIMMERMAN, WILLIAM D	A022258
ZIMMERMAN, WILLIAM D	A022259
ZIMMERMAN, WILLIAM D	A025241

* Pending application

** Petition