



State Water Resources Control Board



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Agency Secretary

Division of Water Rights
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Arnold Schwarzenegger
Governor

PETITION FOR A TIME EXTENSION

PERMIT 16762 (APPLICATION 23416)
STREAM SYSTEM: COSUMNES RIVER

PETITION FILED: November 29, 2000
COUNTY: SACRAMENTO

Notice is hereby given that Rancho Murieta Community Service District (District) has filed a petition for an extension of time in which to develop full beneficial use for Permit 16762. The State Water Resources Control Board (State Water Boards) will determine whether an order approving the time extension should be issued for permitted Application 23416 and, if so, whether conditions are needed in the permit to protect the environment, the public interest, and downstream water users. This notice provides a description of the project and also describes the procedure and time frame for submittal of protests against the petitions. This notice may be viewed at the Division of Water Rights' (Division) website at www.waterboards.ca.gov. Any correspondence directed to the petitioners should be mailed to:

Rancho Murieta Community Service District
P.O. Box 1050
Rancho Murieta, CA 94783

Description of Project

The District's entitlement under the permit is to directly divert and/or collect surface water from nine sources, using points of diversion and points of redirection summarized by the information provided below. The District requested an extension time for maximizing the water use that is subject to full build out and connecting the new homes to the petitioner's distribution system. If the extension is approved by the SWRCB, the dead line for full of water use under Permit 16762 would be December 31, 2010.

Summary of Permit 16762 (Application 23416):

County: Sacramento.

Source: 1) - Cosumnes River tributary to the Mokelumne River.
2 – 8) - Unnamed streams tributary to Cosumnes River.
9) - Unnamed stream tributary to the Cosumnes River.

Point of Diversion:

1) - located within the SW ¼ of SE ¼ of section 35, T8N, R8E, MDB&M.

Points of Diversion and Point of Rediversion:

2) – Chesbro Reservoir located within the NW ¼ of NW ¼ of section 35, T8N, R8E, MDB&M.

3) – Guadalupe Reservoir located within the SE ¼ of NW ¼ of section 34 T8N, R8E, MDB&M.

Points of Rediversion:

California Environmental Protection Agency



- 4) – Luguna Joaquin Reservoir located within the SE ¼ of SE ¼ of section 33, T8N, R8E, MDB&M.
- 5) - Peralta Reservoir located within the SE ¼ of NE ¼ of section 35, T8N, R8E, MDB&M.
- 6) – Clementia Reservoir located within the NE ¼ of SW ¼ of section 35, T8N, R8E, MDB&M.
- 7) – Bass Reservoir located within the NW ¼ of SW ¼ of section 35, T8N, R8E, MDB&M.
- 8) – Black Bass Reservoir located within the SW ¼ of NE ¼ of section 35, T8N, R8E, MDB&M.
- 9) – Calero Reservoir located within the NW ¼ of NE ¼ of section 27, T8N, R8E, MDB&M.

Amount: Six (6) cubic feet per second by direct diversion from the Cosumnes River and 4,050 acre-feet per annum (afa) by storage as follows:

A. 3,900 afa from the Cosumnes River to be stored as follows:

- (1) 1,250 afa in Chesbro Reservoir
- (2) 2,610 afa in Calero Reservoir
- (3) 850 afa in Clementia Reservoir
- (4) 40 afa in Fairway No. 10 Lower Reservoir

The combined amount under (2), (3) and (4) shall not exceed 2,650 af.

B. 50 afa from the unnamed stream to be stored in Chesbro Reservoir.

C. 100 afa from an unnamed stream to be stored in Calero Reservoir.

The maximum rate of diversion from the Cosumnes River to offstream storage shall not exceed 46 cfs. The total amount taken to be taken from the source shall not exceed 6,368 af per water year.

Season: January 1 to December 31 by direct diversion.
November 1 to May 31 by storage.

Purpose: Irrigation, municipal, industrial, and recreational.

Place of Use: Rancho Murieta Community Service District boundary as shown in maps on file with the SWRCB.

Petition Summary

The petition states that 1,769 afa is put to beneficial use, including irrigation of 30 acres of parks, 60 acres of landscaping and 330 acres of golf course. The District has over 2,000 water connections serving a population of 5,000 people. At full build out, the District will serve 4,100 connections. The District has built all of the reservoirs listed above and authorized by this permit. Guadalupe Reservoir and Peralta Reservoir are listed points of diversion for this permit, although there is no authorized storage in these reservoirs. These two facilities have not yet been built.

Environmental Information

According to the California Environmental Quality Act (CEQA) and its guidelines, Rancho Murieta Community Service District is the lead agency and will be responsible for preparation of appropriate environmental documents for the project and for determining whether or

not the project will cause a significant effect on the environment. If you are not filing a protest, but

wish to submit information that indicates the project may cause a significant effect on the environment, please send this information to the lead agency immediately with a copy to Steven Herrera; State Water Boards, Division of Water Rights; P.O. Box 2000; Sacramento, CA 95812-2000. This information will be reviewed in accordance with CEQA.

PROTEST SUBMITTAL INFORMATION

Protest Requirements

A person may file a protest based on any of the following factors:

- Interference with prior water rights.
- Adverse environmental impact.
- Not in the public interest.
- Contrary to law.
- Not within the jurisdiction of the State Water Boards.

All protests must clearly describe the objections to approval of the petition, and the factual basis for those objections. For example, if the objection is based on injury to existing water rights, the protest must describe the specific injury to the existing water right that would result from approval of the changes proposed by the petition. In addition, the party claiming injury to prior water rights must provide specific information that describes the basis of the existing right, the date the use began, the quantity of water use, the purpose of use, and the place of use. Protests based on environmental impacts, public interest, legality, or jurisdictional issues must be accompanied by a statement of facts supporting the basis of the protest. If sufficient information is not submitted, the State Water Boards may reject the protest or request that the protestant submit additional information. Protests of a general nature (not project specific) or protests that are inconsistent with constitutional or legislated state policy will not be accepted. A request for information or a request that studies be conducted does not constitute a protest. **The Division will not accept protests that are directed against the underlying water right, rather than the change proposed by the petition.**

Procedure for Submitting Protests

Protests should be submitted on standard protest forms available from the Division's website at www.waterboards.ca.gov/forms/ or upon request from the Division. A pamphlet that provides additional information relating to water rights and the procedure for filing protests is also available on the website or by mail. Any requests or the submittal of the completed protest form should be directed to the engineer listed as the contact person at the end of this notice. **A copy of the completed protest form must also be mailed to the petitioner and should include a description of any measures that could be taken to resolve the protest.**

Protest Submittal Deadline

Protests submitted in response to this notice must be received by the Division by 3:00 p.m. on the **30th** day after the date of this notice (the close of the protest period). Protests may be submitted by any of the following methods:

1. Mailed to Division of Water Rights; P. O. Box 2000; Sacramento, CA 95812-2000
 2. Faxed to the Division at (916) 341-5400
 3. E-mailed to the engineer listed below under the heading "Contact Person"
 4. Hand-delivered to the Division office located at 1001 "I" Street, 14th Floor, Sacramento, CA
- If you choose to fax or e-mail the protest due to the constraints of the noticing period, the fax or e-mail must be followed by timely delivery of an original signed copy, either personally or by mail, to the Division in order for the protest to be accepted. The State Water Boards will respond to all protests within 60 days of the final day to file a protest. **Protests not submitted by the close of the protest period will be subject to rejection.**

For good cause, the SWRCB may grant an extension of time to file a protest. It is the protestant's responsibility to contact the engineer listed below as "Contact Person" to request the extension prior to the end of the protest period.

Resolution of Protests

The petitioners will have 30 days to respond to a protest once it is accepted by the Division. The protestant and the applicant are expected to make a good faith effort to resolve the protest within 180 days from the close of the protest period.

CONTACT PERSON

To obtain additional information regarding this project, or to obtain copies of protest forms, or general information pamphlets, please contact Whalen Toy by phone at (916) 341-5408 or by electronic mail at wtoy@waterboards.ca.gov. Information and protest forms are also available at the Division's website: www.waterboards.ca.gov/forms/.

Date of Notice: **3-11-05**