

**PETITION FOR CHANGE**  
(WATER CODE 1700)

Application Point of Diversion, 21429B Point of Rediversion, 14381 License, 9947B Place of Use, X Purpose of Use, X Statement or Other

I (we) hereby petition for change(s) noted above and shown on the accompanying map and described as follows:

**Point of Diversion or Rediversion** (Give coordinate distances from section corner or other ties as allowed by Cal CR 715, and the 40-acre subdivision in which the present & proposed points lie.)

Present \_\_\_\_\_  
Proposed \_\_\_\_\_

**Place of Use** (If irrigation then state number of acres to be irrigated within each 40-acre tract.)

Present See Attachment  
Proposed See Attachment

**Purpose of Use**

Present See Attachment  
Proposed See Attachment

Does the proposed use serve to preserve or enhance wetlands habitat, fish and wildlife resources, or recreation in or on the water (See WC 1707)? No  
(yes/no)

- GIVE REASON FOR PROPOSED CHANGE: To allow water from existing reservoir to be used on Petitioner's and a neighboring property.
- WILL THE OLD POINT OF DIVERSION OR PLACE OF USE BE ABANDONED? Yes  
Irrigation, Frost Protection, Heat Control, (yes/no)
- WATER WILL BE USED FOR Domestic, Stockwatering, Recreational & Fire Protection PURPOSES.

I (we) have access to the proposed point of diversion or control the proposed place of use by virtue of? Ownership/ Written Agreement  
(ownership, lease verbal or written agreement)

Are there any persons taking water from the stream between the old point of return flow and the new point of return flow? No  
(yes/no)

If by lease or agreement, state the name and address of party(s) from whom access has been obtained.

Jack Cox, Ron McGehee and Claude Steiner share access to the Point of diversion pursuant to a written agreement.

Give name and address of any person(s) taking water from the stream between the present point of diversion or rediversion and the proposed point of diversion or rediversion, as well as any other person(s) known to you who may be affected by the proposed change.

N/A

**THIS CHANGE DOES NOT INVOLVE AN INCREASE IN THE AMOUNT OF THE APPROPRIATION OR SEASON OF USE.**

I (we) declare under penalty of perjury that the above is true and correct to the best of my (our) knowledge and belief.

Dated 5/14, 2006 at Sacramento, California

Gaury Wheeler (916) 441-6850  
Wagner & Bonsignore, Consulting Civil Engineers

NOTE: A \$1,000 fee, for each Application listed, made payable to the State Water Resources Control Board and an \$850 fee made payable to the Department of Fish and Game must accompany a petition for change.

5/15/06  
\$1,850.00  
\$850.00  
K

**ATTACHMENT "A"**  
**AMENDMENT TO PETITION FOR CHANGE**  
**LICENSE 9947B (APPLICATION 21429B)**

**PLACE OF USE**

**Present:**

Use is Within	Section	Township	Range	B. & M.	Acres
SW¼ of NW¼	29	T16N	R12W	M.D.	1.7
NW¼ of SW¼	29	T16N	R12W	M.D.	3.9
NE¼ of NE¼	30	T16N	R12W	M.D.	3.7
NW¼ of NE¼	30	T16N	R12W	M.D.	8.8
SE¼ of NE¼	30	T16N	R12W	M.D.	14.6
NE¼ of SE¼	30	T16N	R12W	M.D.	<u>3.1</u>
				<b>TOTAL</b>	<b>35.8</b>

**Proposed:**

Use is Within	Section	Township	Range	B. & M.	Acres	Owner
NW¼ of SW¼	29	T16N	R12W	M.D.	2.0	Steiner
SW¼ of SW¼	29	T16N	R12W	M.D.	1.0	Steiner
SE¼ of SW¼	30	T16N	R12W	M.D.	6.0	McGehee
NE¼ of SE¼	30	T16N	R12W	MD.	3.0	Steiner
SW¼ of SE¼	30	T16N	R12W	M.D.	7.0	McGehee
NW¼ of NE¼	31	T16N	R12W	M.D.	8.0	McGehee
NE¼ of NE¼	31	T16N	R12W	M.D.	2.0	McGehee
SE¼ of NE¼	31	T16N	R12W	M.D.	6.0	McGehee
NW¼ of NW¼	32	T16N	R12W	M.D.	7.0	McGehee
NE¼ of NW¼	32	T16N	R12W	M.D.	<u>1.0</u>	McGehee
				<b>TOTAL</b>	<b>43</b>	

**PURPOSE OF USE**

**Present:**

Irrigation, Domestic, Stockwatering, Recreational and Fire Protection

**Proposed:**

Irrigation, Frost Protection, Heat Control, Domestic, Stockwatering, Recreational and Fire Protection

*copy of info submitted  
Jan 27, 09*

**Attachment 1**  
**Amended Petition for Change for**  
**License 9947B (Application 21429B)**

This Amended Petition is for a change in the place of use and purpose of use under License 9947B. The existing 35.8 acre place of use named in License 9947B will be abandoned, as it is located on a neighboring property held by Jack Cox, and will be served by Mr. Cox under License 9947A.

This Amended Petition seeks to change the place of use to a total of 43 acres of which 37 acres are located on Petitioner's property and 6 acres on a neighboring property owned by Claude Steiner, all as shown on the Amended Map to Accompany the Petition. Water will be served to Mr. Steiner's lands by private agreement. The requested place of use has been agriculturally developed for many years in dry farmed hay fields and/or row crops. Additionally, the Petitioner is requesting to add frost protection and heat control as purposes of use.

The Petitioner no longer intends to excavate Round Mountain Reservoir to its original capacity of 290 acre-feet. The Petitioner understands that License 9947B will be amended to reflect Round Mountain Reservoir's present capacity of 170 acre-feet as documented in the engineering survey submitted to the State Water Board on August 29, 2006.

MCGEW036.DOC

*copy submitted  
Jan 27, 2009*



ENVIRONMENTAL INFORMATION FOR PETITIONS

**2. COUNTY PERMITS**

a. Contact your county planning or public works department and provide the following information:

Person contacted: Mendocino County Date of contact: 1/2000

Department: Planning Department Telephone: (707)463-4281

County Zoning Designation: 1) Agricultural Watershed: 2) RL-160

Are any county permits required for your project?  YES  NO If YES, check appropriate box below:

Grading permit  Use permit  Watercourse  Obstruction permit  Change of zoning

General plan change  Other (explain):

\_\_\_\_\_

\_\_\_\_\_

b. Have you obtained any of the required permits described above?  YES  NO

If YES, provide a complete copy of each permit obtained.

See Attachment No. \_\_\_\_\_

**3. STATE/FEDERAL PERMITS AND REQUIREMENTS**

a. Check any additional state or federal permits required for your project:

Federal Energy Regulatory Commission  U.S. Forest Service  Bureau of Land Management

Soil Conservation Service  Dept. of Water Resources (Div. of Safety of Dams)  Reclamation Board

Coastal Commission  State Lands Commission  Other (specify) \_\_\_\_\_

b. For each agency from which a permit is required, provide the following information:

AGENCY	PERMIT TYPE	PERSON(S) CONTACTED	CONTACT DATE	TELEPHONE NO.

See Attachment No. \_\_\_\_\_

c. Does your proposed project involve any construction or grading-related activity that has significantly altered or would significantly alter the bed or bank of any stream or lake?  YES  NO

If YES, explain: Restoration of Round Mountain Reservoir will require

excavation of material below the high-water line of the  
reservoir to restore it to its licensed capacity.

Petitioner no longer intends to excavate  
Round Mtn. Reservoir. License 9947B will be  
amended to reflect Round Mtn Reservoir's present  
capacity of 170 af. documented in engineering survey  
submitted 8/29/2006

As per changes submitted  
Jan. 27, 09

See Attachment No. \_\_\_\_\_

ENVIRONMENTAL INFORMATION FOR PETITIONS

- d. Have you contacted the California Department of Fish and Game concerning your project?  YES  NO  
If YES, name and telephone number of contact: \_\_\_\_\_

**4. ENVIRONMENTAL DOCUMENTS**

- a. Has any California public agency prepared an environmental document for your project?  YES  NO  
If YES, submit a copy of the latest environmental document(s) prepared, including a copy of the notice of determination adopted by the California public agency. Public agency: \_\_\_\_\_
- b. If NO, check the appropriate box and explain below, if necessary:
- The petitioner is a California public agency and will be preparing the environmental document.\*
  - I expect that the SWRCB will be preparing the environmental document.\*\*
  - I expect that a California public agency other than the State Water Resources Control Board will be preparing the environmental document.\* Public agency: \_\_\_\_\_

See Attachment No. \_\_\_\_

\* Note: When completed, submit a copy of the final environmental document (including notice of determination) or notice of exemption to the SWRCB, Division of Water Rights. Processing of your petition cannot proceed until these documents are submitted.

\*\* Note: CEQA requires that the SWRCB, as Lead Agency, prepare the environmental document. The information contained in the environmental document must be developed by the petitioner and at the petitioner's expense under the direction of the SWRCB, Division of Water Rights.

**5. WASTE/WASTEWATER**

- a. Will your project, during construction or operation, (1) generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or (2) cause erosion, turbidity or sedimentation?  YES  NO  
If YES, or you are unsure of your answer, explain below and contact your local Regional Water Quality Control Board for the following information (See instruction booklet for address and telephone no.):  
\_\_\_\_\_

See Attachment No. \_\_\_\_

- b. Will a waste discharge permit be required for your project?  YES  NO  
Person contacted: \_\_\_\_\_ Date of contact: \_\_\_\_\_
- c. What method of treatment and disposal will be used? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

See Attachment No. \_\_\_\_

**6. ARCHEOLOGY**

- a. Have any archeological reports been prepared on this project?  YES  NO
- b. Will you be preparing an archeological report to satisfy another public agency?  YES  NO
- c. Do you know of any archeological or historic sites located within the general project area?  YES  NO

ENVIRONMENTAL INFORMATION FOR PETITIONS

If YES, explain: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

See Attachment No. \_\_\_\_

**7. ENVIRONMENTAL SETTING**

Attach **three complete sets of color photographs**, clearly dated and labeled, showing the vegetation that exists at the below-listed three locations. For time extension petitions, the photographs should document only those areas of the project that will be impacted during the requested extension period.

- Along the stream channel immediately downstream from the proposed point(s) of diversion.
- Along the stream channel immediately upstream from the proposed point(s) of diversion.
- At the place(s) where the water is to be used.

Photos are contained in SWRCB files for License 9947, that were taken during the field inspection.

**8. CERTIFICATION**

I hereby certify that the statements I have furnished above and in the attachments are complete to the best of my ability and that the facts, statements, and information presented are true and correct to the best of my knowledge.

Date: 5/14/06

Signature: Paula J. Whelan