

KDM

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December 28, 2011

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STATE WATER RESOURCES  
CONTROL BOARD  
2011 DEC 28 PM 1:18  
DIV OF WATER RIGHTS  
SACRAMENTO

Ms. Barbara Evoy, Deputy Director  
State Water Resources Control Board  
Division of Water Rights  
P.O. Box 2000  
Sacramento, CA 95812-2000

**Re: Permit 17579 (Application 5647B) of Amador Water Agency – Petition for Extension of Time for Full Beneficial Use of Water**

Dear Ms. Evoy:

On behalf of Amador Water Agency, a municipal water provider in Amador County, I am enclosing for your consideration a Petition for Extension of Time for the subject Permit. The purpose of the Petition is to allow additional time to make full beneficial use of water under the Permit. Also enclosed is an Environmental Information form to accompany the Petition; a check for \$1,000 payable to the State Water Resources Control Board; and a check for \$850 payable to the Department of Fish & Game.

Please contact me if you have any questions.

Very truly yours,

WAGNER & BONSIGNORE  
CONSULTING CIVIL ENGINEERS



Nicholas F. Bonsignore, P.E.

Encls.

cc: Gene Mancebo, Amador Water Agency (w/ encl)  
Steve Kronick, Bartkiewicz, Kronick & Shanahan (w/encl)

Via: personal delivery

J:\AMADOR WATER AGENCY\WR - #1560 - Water Rights Application\A005647B.19061-0358-Transmit extension petition to SWRCB.doc

State of California  
 State Water Resources Control Board  
**DIVISION OF WATER RIGHTS**  
 P.O. Box 2000, Sacramento, CA 95812-2000  
 (916) 341-5300 ♦ FAX (916) 341-5400 ♦ www.waterboards.ca.gov/waterrights

## PETITION FOR EXTENSION OF TIME

Application	Permit	Name of Right Holder
5647B	17579	Amador Water Agency

**Complete this form if the time previously allowed in your permit within which to complete construction work and/or use of water has either expired or will expire shortly and you require additional time to complete the project. Incomplete forms will not be accepted.**

Water Code section 1396 requires an applicant to exercise due diligence in developing a water supply for beneficial use. The State Water Resources Control Board (State Water Board) will review the facts presented to determine whether: (a) due diligence has been exercised, (b) failure to comply with previous time requirements has been occasioned by obstacles which could not reasonably be avoided, and (c) that satisfactory progress will be made if an extension of time is granted. If an extension of time is not granted, the State Water Board may initiate formal action to either: (a) issue a license for the amount of water heretofore placed to beneficial use under the terms of the permit, or (b) revoke the permit.

1. A 25 - year extension of time is requested to complete ~~construction work and/or~~ beneficial use of water. SEE ATTACHMENT

If this is your first extension of time, answer the questions below for the permitted construction and water use development period. If previous extensions have been approved, answer these questions for the most recently approved extension period (in other words, if a ten-year extension was previously granted, list the activities completed during the ten-year period).

2. Construction of Project: (a) estimate date construction work will begin, (b) list the actions taken toward commencing or completing construction, and (c) list the reasons why construction of the project was not completed.

See Attachment.

3. Complete Use of Water: List reasons why use of water was not completed within time previously allowed.

Beneficial use of water is not complete due to the economic downturn that began in 2008, which resulted in little or no growth, vacant homes due to foreclosures, and reductions in water usage by customers. Another potential factor contributing to a decline in water use was above normal precipitation in some years. This Permit allows maximum annual use of 1,150 af. Maximum use achieved during the permit period (2001- 2011) was 1,138 af in 2004, and 1132 af in 2006. Usage has dropped since then and it is unknown how long it will be before annual use surpasses this amount and maximizes at 1,150 af. See Attachment for annual use 2001-10.
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12-28-11  
 Rec.  
 \$950.00  
 \$1.00  
 sum



4. Quantities Diverted: For direct diversion projects, list the cubic feet per second (cfs) or gallons per day (gpd) used during the maximum month of use, and the acre-feet per annum (afa) and identify the year this occurred. For storage projects, identify the maximum collected to storage in af and identify the year this occurred.

	Year	List cfs or gpd	List afa
Direct Diversion	2006	2.32 cfs (30-day avg)	1,131.8 af
Storage	All years, 2001-2011	N/A	1,600

5. Information on Beneficial Uses:

Number of Acres Irrigated	0
Number of houses or people served	8,100 pop.
Per capita residential water use during the maximum 30-day period (in gpd)	185 gpcd
Extent of past use of water for any other purpose (identify if gpd, cfs, or afa)	0

6. Approximate amount spent on project. \$ about \$9.2 million during last permit period

If the permit has a condition requiring implementation of water conservation measures, answer the following questions.

7. List the water conservation measures that are in effect within the place of use.


The Permit does not require implementation of water conservation measures, but the Permittee has a water conservation program consisting of the following measures: leak surveys, metering, public and school education programs, retail conservation pricing; conservation coordinator, and waste prohibition.
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8. List the water conservation measures that are feasible within the place of use and the date the measures will be implemented. Identify the quantities estimated to be conserved when the measures are implemented.

The feasibility of implementing water conservation measures is discussed in the Permittee's Water Conservation Plan dated November 2010, and viewable on line at: <a href="http://amadorwater.org/PDFdocs/AWAConservationPlanNov_10.pdf">http://amadorwater.org/PDFdocs/AWAConservationPlanNov_10.pdf</a> .
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**I (we) declare under penalty of perjury that the above is true and correct to the best of my (our) knowledge and belief.**

Dated: December 22, 2011, at Sacramento, California

 (209) 237-5245  
Signature(s) Telephone No.

Gene Mancebo, General Manager, 12800 Ridge Road, Sutter Creek, CA 95685-9630  
PLEASE PRINT YOUR NAME AND ADDRESS

**NOTE:** All petitions must be accompanied by the filing fee (see fee schedule at [www.waterrights.ca.gov](http://www.waterrights.ca.gov)) made payable to the State Water Board. An \$850 fee made payable to the Department of Fish and Game must accompany all but the first petition for an extension of time. Separate petitions are required for each water right. Separate State Water Board fees are required if both a change and time extension petition are being filed. If you are submitting this form electronically, it will be deemed incomplete and not accepted without further notification if the petition fees are not timely received.

**ITEM 2  
ATTACHMENT**

**Petition for Extension of Time to Complete Beneficial Use of Water  
Permit 17579 (Application 5647B)  
of Amador Water Agency**

Construction of the diversion and conveyance facilities allowed by the original Permit 17579 is complete. Such facilities are capable of diverting at the rates and in the amounts authorized by the Permit. Permitted Point of Diversion 3 (POD 3) on Antelope Creek will not be constructed, and the Permittee expects that the SWRCB will delete POD 3 in any Order granting a time extension. The Permittee is evaluating the financial feasibility of an alternative conveyance system ("GSL"), which would be more reliable and economical than the current system of pumping water from PG&E's Tiger Creek Afterbay to the Permittee's Buckhorn Water Treatment Plant, which is an elevation lift of about 1,300 feet. The construction of the GSL has already been environmentally reviewed and is an authorized point of rediversion in Amended Permit 17579.

**ITEM 3  
ATTACHMENT**

**Petition for Extension of Time  
Permit 17579 (Application 5647B)  
of Amador Water Agency**

<b>Year</b>	<b>Water Use (acre-feet)</b>
2001	1,067.27
2002	1,066.42
2003	1,076.34
2004	1,138.15
2005	1,070.66
2006	1,131.76
2007	1,108.79
2008	1,060.55
2009	1,028.38
2010	949.76



**California Environmental Protection Agency**

State Water Resources Control Board

**DIVISION OF WATER RIGHTS**

**P.O. Box 2000, Sacramento, CA 95812-2000**

Info: (916) 341-5300, FAX: (916) 341-5400, Web: <http://www.waterboards.ca.gov/waterrights>

**ENVIRONMENTAL INFORMATION  
FOR PETITIONS\***

\* Required for all petitions, including change petitions, time extension petitions, wastewater change petitions and instream flow dedication petitions.

Before the State Water Resources Control Board (State Water Board) can approve a petition, the State Water Board must consider the information contained in an environmental document prepared in compliance with the California Environmental Quality Act (CEQA). This form is not a CEQA document. If a CEQA document has not yet been prepared, a determination must be made of who is responsible for its preparation. As the petitioner, you are responsible for all costs associated with the environmental evaluation and preparation of the required CEQA documents. Please answer the following questions to the best of your ability and submit any studies that have been conducted regarding the environmental evaluation of your project. If you need more space to completely answer the questions, please number and attach additional sheets.

**1. DESCRIPTION OF PROPOSED CHANGES OR WORK REMAINING TO BE COMPLETED**

For a petition to change, provide a description of the proposed changes to your project including, but not limited to, type of construction activity, structures existing or to be built, area to be graded or excavated, increase in water diversion and use (up to the amount authorized by the permit), changes in land use, and project operational changes, including changes in how the water will be used. For a petition for extension of time, provide a description of what work has been completed and what remains to be done. Include in your description any of the above elements that will occur during the requested extension period.

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Construction work is complete. Additional time is needed to maximize beneficial use.

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

**2. COUNTY PERMITS**

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

Person contacted: \_\_\_\_\_ Date of contact: \_\_\_\_\_

Department: \_\_\_\_\_ Telephone: (\_\_\_\_) \_\_\_\_\_

County Zoning Designation:

Not applicable, Permittee is a municipal water provider.

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:

This petition does not propose any construction, and no changes to existing conditions will be required.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



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

- d. Have you contacted the California Department of Fish and Game concerning your project?  YES  
 NO

If YES, name and telephone number of contact:

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#### 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:

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- 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 State Water Board will be preparing the environmental document.\*\*  
 I expect that a California public agency other than the State Water Board will be preparing the environmental document.\* Public agency:

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

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

\*\* Note: CEQA requires that the State Water Board, 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 State Water Board, 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.):  
Possibly.

See Attachment No. 1

- 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?

On-site septic and engineered disposal systems, approved by Amador County Environmental Health Department, and individual users' sites.

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 If YES, explain:

Petitioner is aware of various archaeological and historic sites in the general project area as a result of environmental review of other projects it has undertaken. Since this petition does not involve any construction, none of these sites will be affected.

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

**7. ENVIRONMENTAL SETTING**

Attach **two 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.

**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: 12/23/2011

Signature: \_\_\_\_\_

  
Gene Mancebo, General Manager  
Amador Water Agency

**ATTACHMENT 1**  
**to Environmental Information Form to Accompany Petition for Extension of Time**  
**Permit 17579 (Application 5467B)**  
**of Amador Water Agency**

Re: Item 5a: Approval of this petition will not directly result in the generation of wastewater. The increase in water usage under this petition may result in an indirect increase in wastewater over historical conditions.

**PHOTOGRAPHS**  
**to Accompany Petition for Extension of Time Environmental Information Form**  
**Permit 17579 (Application 5467B)**  
**of Amador Water Agency**

Re: Item 7: Photographs of typical place of use (per from GoogleEarth street view):

