

Working Copy  
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State of California  
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.waterrights.ca.gov

2009 JAN 23 PM 4:12

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

Point of Diversion,  Point of Rediversion,  Place of Use,  Purpose of Use  
Application 13384 Permit 8192 License 5559 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 CCR, tit. 23, section 715, and the 40-acre subdivision in which the present and proposed points of diversion lie.)

Present See Attachment  
Proposed See Attachment

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

Present See Attachment  
Proposed See Attachment; Segment of Porter Creek see email 5/13/2015 B.Stedman

**Purpose of Use**

Present Irrigation  
Proposed Irrigation, frost protection, heat control and fish/wildlife enhancement *see letter 10/24/14 B.Stedman*

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

• GIVE REASON FOR PROPOSED CHANGE: To describe the project as it is being operated.

- WILL THE OLD POINT OF DIVERSION OR PLACE OF USE BE ABANDONED? Yes (See Attachment #1 of \_\_\_\_\_) Environmental Info. form) (yes/no)
- WATER WILL BE USED FOR Irrigation, frost protection, heat control PURPOSES.

I (we) have access to the proposed point of diversion or control the proposed place of use by virtue of? 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.

\_\_\_\_\_

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.

See files of SWRCB

**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 1/23, 2009 at Sacramento, California

*Paula J. Whealen*  
Signature(s)

(916) 441-6850

Telephone No.

Paula J. Whealen, Wagner & Bonsignore, Consulting Civil Engineers, A Corp.

NOTE: All petitions must be accompanied by the fee (see fee schedule at www.waterrights.ca.gov), made payable to the State Water Resources Control Board (State Water Board) and an \$850 fee made payable to the Department of Fish and Game must accompany the petition. 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.

Rec'd  
\$1996.60  
1/23/09  
MS

Attachment to Accompany  
Petition for Change  
Gallo Glass Company – Twin Valley Ranch  
License 5559 (Application 13384)

Point of Diversion

Licensed:

*see email 6/19/15  
B. Stedman  
confirmed w/  
License*

*255 feet*

Description

Located South ~~225'~~ and west 24' from the N $\frac{1}{4}$  corner of Projected Section 29, T8N, R9W, MDB&M, being within the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 29. Also described as California Coordinate System, Zone 2, NAD 27, N 311,000' and E 1,748,050'.

Proposed:

Map

Point

Description

#1

Point of Direct Diversion: Located N. 1,951,607' and E. 6,309,448', Coordinate System, Zone 2, NAD 83. Being within the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 29, T8N, R9W, MDB&M.

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Place of Use

Licensed:

<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>B. &amp; M.</u>	<u>Acres</u>
19	T8N	R9W	M.D.	121.7
20	T8N	R9W	M.D.	104.1
21	T8N	R9W	M.D.	38.2
29P	T8N	R9W	M.D.	6.0
30	T8N	R9W	M.D.	14.0
24	T8N	R10W	M.D.	3.0
<b>Total</b>				<b>287.0</b>

Proposed:

<u>Use Within</u>	<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>B. &amp; M.</u>	<u>Acres</u>	<u>Previously Cultivated</u>
NE¼ of NE¼	24	T8N	R10W	M.D.	2	Yes
SE¼ of NE¼	24	T8N	R10W	M.D.	1	Yes
SW¼ of SW¼	17	T8N	R9W	M.D.	18	Yes
SE¼ of SW¼	17	T8N	R9W	M.D.	4	Yes
NW¼ of NW¼	19	T8N	R9W	M.D.	8	Yes
NE¼ of NW¼	19	T8N	R9W	M.D.	4	Yes
NE¼ of NE¼	19	T8N	R9W	M.D.	9	Yes
SW¼ of NW¼	19	T8N	R9W	M.D.	8	Yes
SE¼ of NW¼	19	T8N	R9W	M.D.	30	Yes
SW¼ of NE¼	19	T8N	R9W	M.D.	9	Yes
SE¼ of NE¼	19	T8N	R9W	M.D.	8	Yes
NW¼ of SE¼	19	T8N	R9W	M.D.	19	Yes
NE¼ of SE¼	19	T8N	R9W	M.D.	28	Yes
SW¼ of SE¼	19	T8N	R9W	M.D.	19	Yes
SE¼ of SE¼	19	T8N	R9W	M.D.	28	Yes
NW¼ of NW¼	20	T8N	R9W	M.D.	36	Yes
NE¼ of NW¼	20	T8N	R9W	M.D.	28	Yes
NW¼ of NE¼	20	T8N	R9W	M.D.	22	Yes
NE¼ of NE¼	20	T8N	R9W	M.D.	2	Yes
SW¼ of NW¼	20	T8N	R9W	M.D.	18	Yes
SE¼ of NW¼	20	T8N	R9W	M.D.	32	Yes
SW¼ of NE¼	20	T8N	R9W	M.D.	33	Yes
SE¼ of NE¼	20	T8N	R9W	M.D.	30	Yes
NE¼ of SW¼	20	T8N	R9W	M.D.	4	Yes
NW¼ of SE¼	20	T8N	R9W	M.D.	1	Yes
NE¼ of SE¼	20	T8N	R9W	M.D.	2	Yes
SW¼ of SW¼	20	T8N	R9W	M.D.	15	Yes
NW¼ of NE¼	30	T8N	R9W	M.D.	2	Yes
NE¼ of NE¼	30	T8N	R9W	M.D.	8	Yes
<b>Total</b>					<b>428</b>	





**ENVIRONMENTAL INFORMATION FOR PETITIONS**

**2. COUNTY PERMITS**

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

Person contacted: www.sonoma-county.org/prm Date of contact: 11-17-08

Department: Sonoma County Planning Telephone: (707 ) 565-1900

County Zoning Designation: See Attachment #2

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: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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.

**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: 12/01/2008

Signature: James C. Collins

Attachments to Accompany  
Environmental Information Form  
Petition for Change  
Gallo Glass Company – Twin Valley Ranch

License 3697 (Application 10795)  
License 4216 (Application 14178)  
License 4729A (Application 13684A)  
License 5559 (Application 13384)

Attachment #1

3. Project Description

Petitioner proposes to increase the authorized place of use under all rights to the same 428 acres of existing vineyards on the Gallo Glass Company, Twin Valley Ranch which were developed from 1995 to 2004, as shown on the map to accompany the Petition. Petitioner also seeks to change the licensed points of diversion to the single existing offset well that was drilled in 1998 and seeks to add frost protection and heat control as purposes of use.

The amount of water to be used on the requested 428 acre place of use will not exceed the diversion amounts authorized by these Licenses. The increase in place of use will not result in an increase in the amount of water diverted annually as the per acre water demand for the existing vineyard is less than the demand for irrigated pasture, as originally Licensed. Water diverted under each License will be co-mingled on the place of use. As stated above the Point of Diversion and Place of Use will be the same under all four Licenses.

The entire project, including the entire requested place of use, diversion facility, and water distribution system is existing and fully developed (see attached aerial photograph). No further development is requested pursuant to these Petitions. The proposed project involves no changes relative to historical conditions. Accordingly, these Petitions qualify for a Categorical Exemption under Title 14, California Code of Regulations, Section 15301, Existing Facilities, which states the following:

*“Class 1 consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination.”*

Based on the foregoing, we are requesting that the State Water Board grant a Categorical Exemption to these Petitions and proceed with further processing as necessary for issuance of revised Licenses.



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License 4216 (Application 14178)  
License 4729A (Application 13684A)  
License 5559 (Application 13384)

Attachment #2

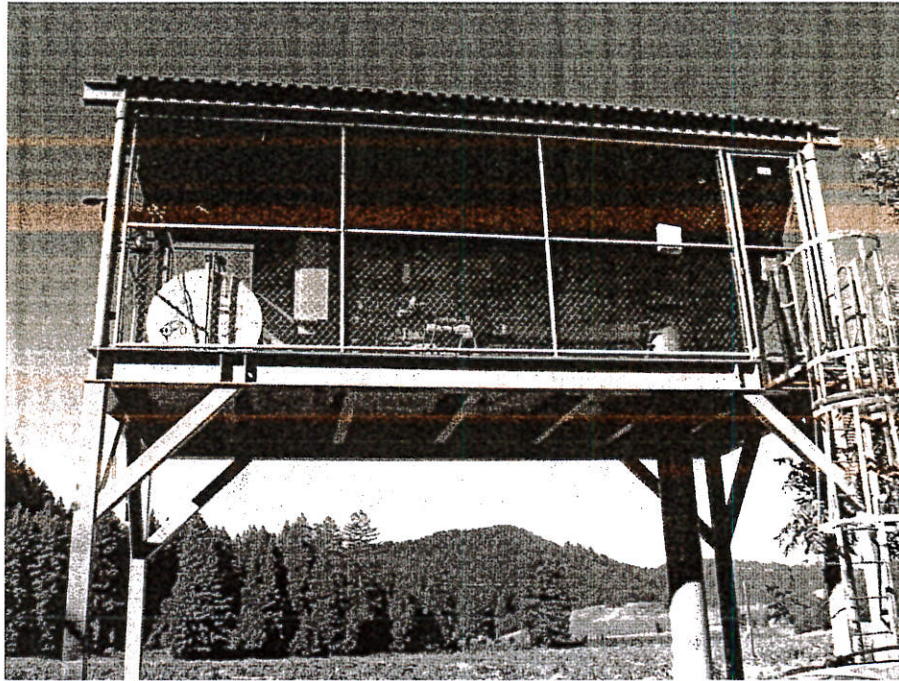
County Zoning Designations:

Sonoma County  
Assessors Parcels

Zoning Designation

110-200-002	LEA - B6 - 100 - Z - F2 - VOH
110-200-004	LEA - B6 - 100 - Z - F2 - SR - VOH
110-200-007	RRDWA - B6 - 60 - BR - F1 - F2 - SR - VOH
110-200-008	LEA - B6 - 100 - SR
110-230-001	LEA - B6 - 100 - Z - VOH
110-230-003	LEA - B6 - 100 - Z - SR - VOH
110-230-008	LIA - B6 - 60 - F2 - SR - VOH

**Photographs to Accompany Petitions for Change by Gallo Glass Company  
Twin Valley Ranch  
Licenses 3697, 4216, 4729A, 5559  
(Applications 17095, 14178, 1368A, 13384 respectively)  
October 21, 2008**



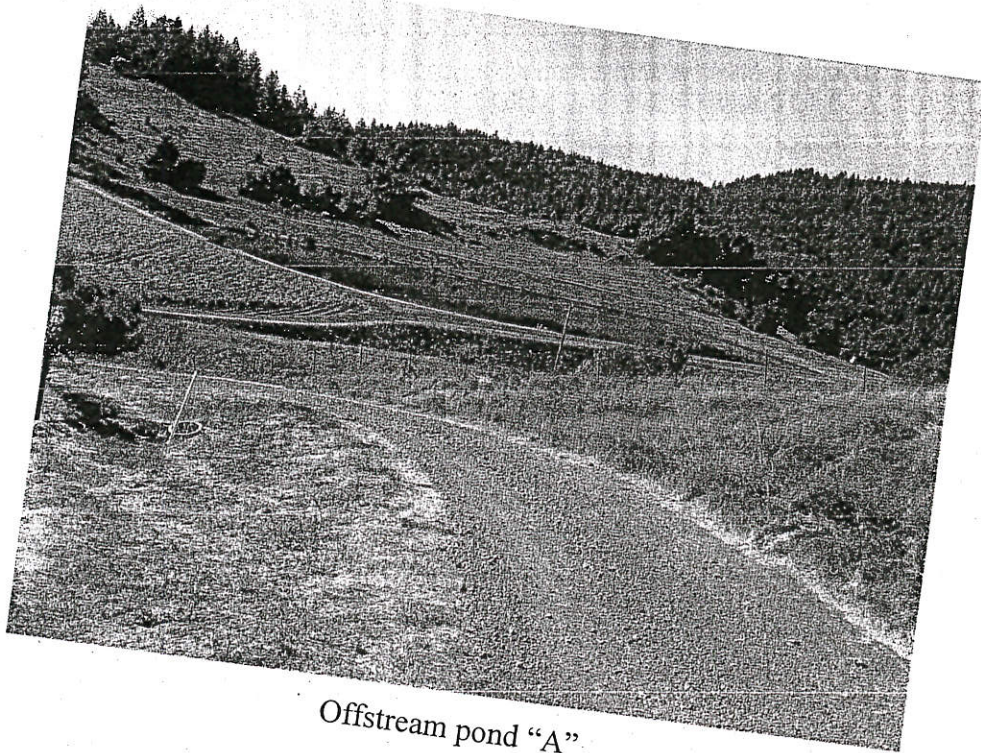
Point of Diversion #1 - Russian River Pump



Point of Diversion #1 – Russian River Pump



Photographs to Accompany Petitions for Change by Gallo Glass Company  
Twin Valley Ranch  
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October 21, 2008



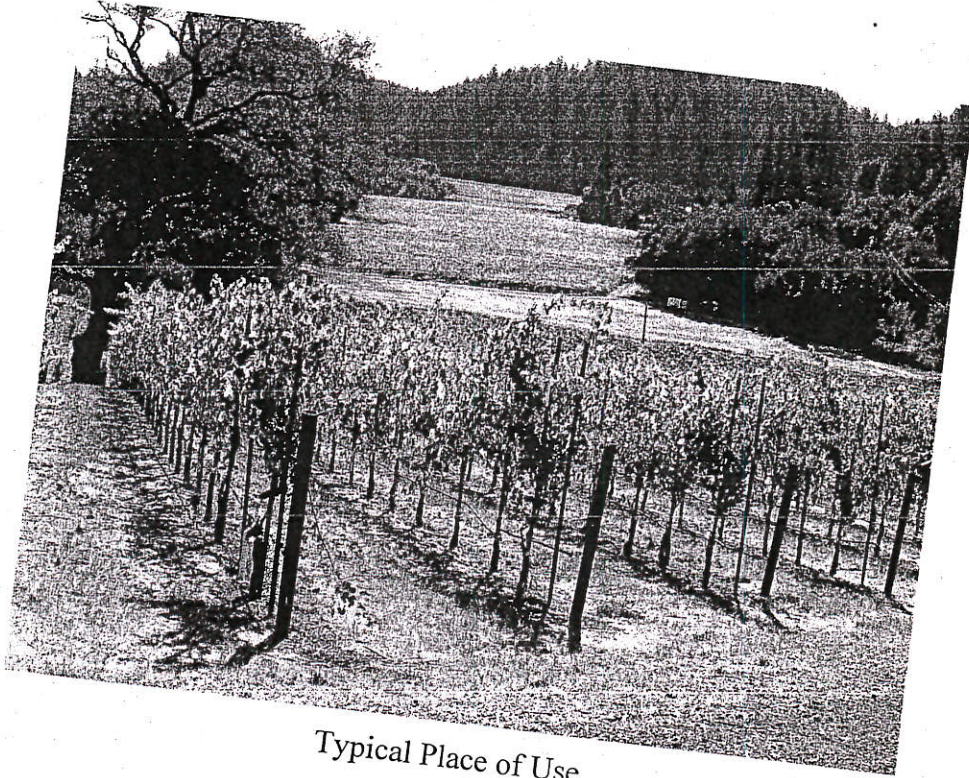
Offstream pond "A"



Typical Place of Use



**Photographs to Accompany Petitions for Change by Gallo Glass Company  
Twin Valley Ranch  
Licenses 3697, 4216, 4729A, 5559  
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October 21, 2008**



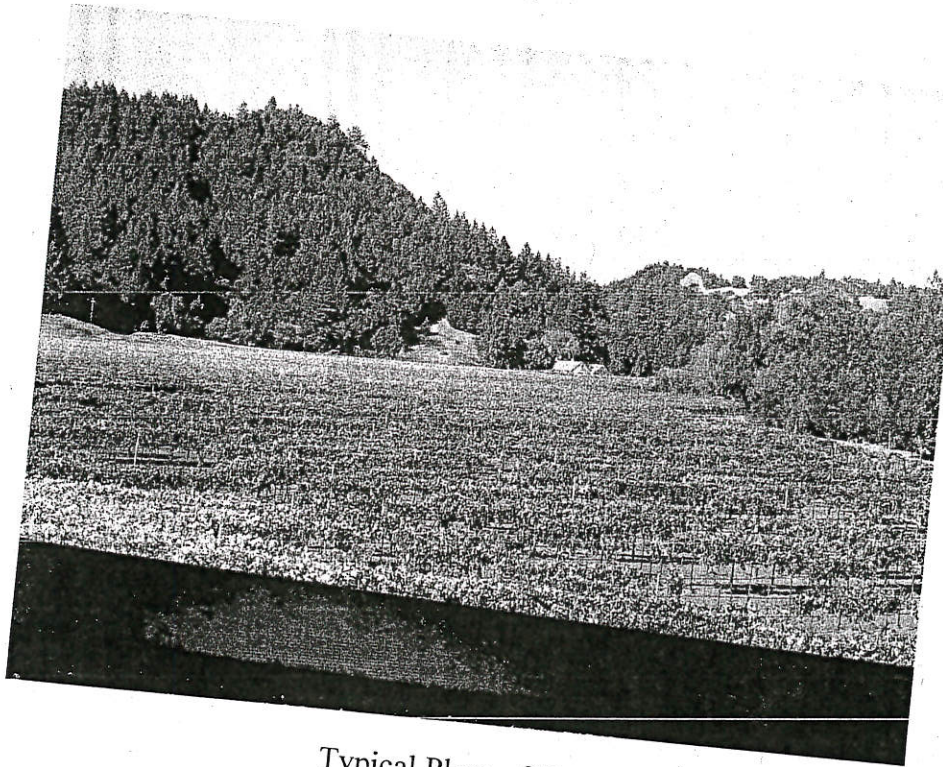
Typical Place of Use



Typical Place of Use

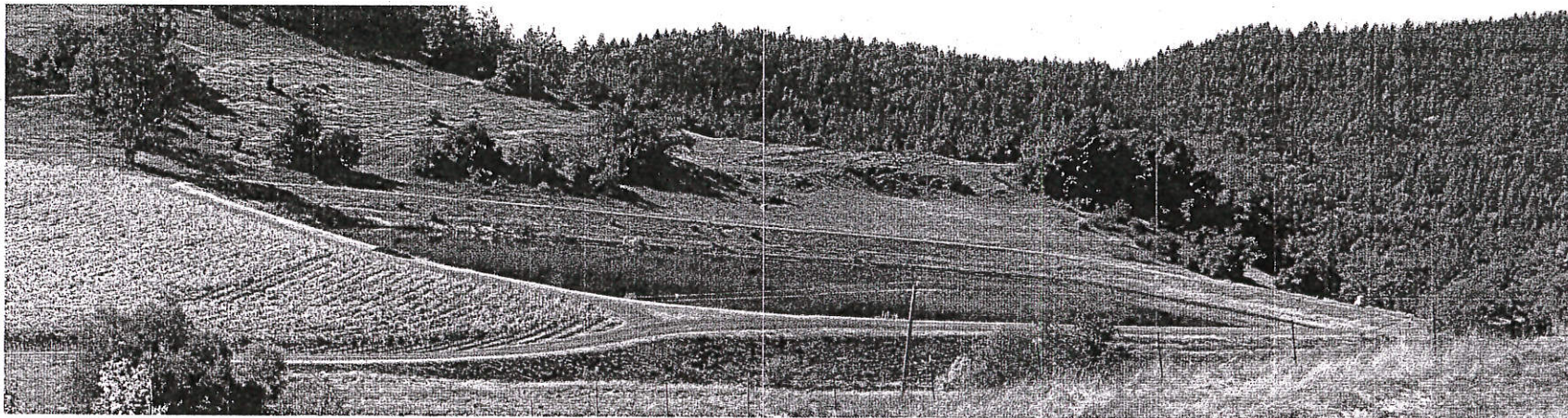


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Offstream pond "A"