

Please indicate County where your project is located here:

Napa

MAIL FORM AND ATTACHMENTS TO:
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Tel: (916) 341-5300 Fax: (916) 341-5400
http://www.waterboards.ca.gov/waterrights

SWRCB - DWR
'17 JUL 5 AM 10:31

PETITION FOR CHANGE

Separate petitions are required for each water right. Mark all areas that apply to your proposed change(s). Incomplete forms may not be accepted. Location and area information must be provided on maps in accordance with established requirements. (Cal. Code Regs., tit. 23, § 715 et seq.) Provide attachments if necessary.

- Point of Diversion [X] Wat. Code, § 1701
Point of Rediversion [X] Cal. Code Regs., tit. 23, § 791(e)
Place of Use [] Wat. Code, § 1701
Purpose of Use [] Wat. Code, § 1701
Distribution of Storage [X] Cal. Code Regs., tit. 23, § 791(e)
Temporary Urgency [] Wat. Code, § 1435
Instream Flow Dedication [] Wat. Code, § 1707
Waste Water [] Wat. Code, § 1211
Split [] Cal. Code Regs., tit. 23, § 836
Terms or Conditions [] Cal. Code Regs., tit. 23, § 791(e)
Other []
Application [8801A] Permit [] License [5063A] Statement []

I (we) hereby petition for change(s) noted above and described as follows:

Point of Diversion or Rediversion - Provide source name and identify points using both Public Land Survey System descriptions to 1/4-1/4 level and California Coordinate System (NAD 83).

Present: See attachment.
Proposed: See attachment.

Place of Use - Identify area using Public Land Survey System descriptions to 1/4-1/4 level; for irrigation, list number of acres irrigated.

Present:
Proposed:

Purpose of Use

Present:
Proposed:

Split

Provide the names, addresses, and phone numbers for all proposed water right holders.

[Empty box for split holder information]

In addition, provide a separate sheet with a table describing how the water right will be split between the water right holders: for each party list amount by direct diversion and/or storage, season of diversion, maximum annual amount, maximum diversion to offstream storage, point(s) of diversion, place(s) of use, and purpose(s) of use. Maps showing the point(s) of diversion and place of use for each party should be provided.

Distribution of Storage

Present: See attachment.
Proposed: See attachment.

Handwritten notes: Rec'd Chk# 21513, \$2,044.70, 7/6/17 MS, Chk# 21507, \$850.00

Temporary Urgency

This temporary urgency change will be effective from [] to []

Include an attachment that describes the urgent need that is the basis of the temporary urgency change and whether the change will result in injury to any lawful user of water or have unreasonable effects on fish, wildlife or instream uses.

Instream Flow Dedication – Provide source name and identify points using both Public Land Survey System descriptions to ¼-¼ level and California Coordinate System (NAD 83).

Upstream Location:

[]

Downstream Location:

[]

List the quantities dedicated to instream flow in either: cubic feet per second or gallons per day:

| Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec |
|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|
| [] | [] | [] | [] | [] | [] | [] | [] | [] | [] | [] | [] |

Will the dedicated flow be diverted for consumptive use at a downstream location? Yes No

If yes, provide the source name, location coordinates, and the quantities of flow that will be diverted from the stream.

[]

Waste Water

If applicable, provide the reduction in amount of treated waste water discharged in cubic feet per second.

Will this change involve water provided by a water service contract which prohibits your exclusive right to this treated waste water? Yes No

Will any legal user of the treated waste water discharged be affected? Yes No

General Information – For all Petitions, provide the following information, if applicable to your proposed change(s).

Will any current Point of Diversion, Point of Storage, or Place of Use be abandoned? Yes No

I (we) have access to the proposed point of diversion or control the proposed place of use by virtue of:
 ownership lease verbal agreement written agreement

If by lease or agreement, state name and address of person(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 redirection and the proposed point of diversion or redirection, as well as any other person(s) known to you who may be affected by the proposed change.

[]

All Right Holders Must Sign This Form: I (we) declare under penalty of perjury that this change does not involve an increase in the amount of the appropriation or the season of diversion, and that the above is true and correct to the best of my (our) knowledge and belief. Dated 7/6/2017 at Sacramento, CA



Right Holder or Authorized Agent Signature

Nicholas F. Bonsignore

Right Holder or Authorized Agent Signature

Wagner & Bonsignore Consulting Civil Engineers (Agent)

NOTE: All petitions must be accompanied by:

- (1) the form Environmental Information for Petitions, including required attachments, available at: http://www.waterboards.ca.gov/waterrights/publications_forms/forms/docs/pet_info.pdf
- (2) Division of Water Rights fee, per the Water Rights Fee Schedule, available at: http://www.waterboards.ca.gov/waterrights/water_issues/programs/fees/
- (3) Department of Fish and Wildlife fee of \$850 (Pub. Resources Code, § 10005)

Attachment 1 to Petition for Change and Environmental Information for Petitions
License 5063A (A008801A)
of
Howell Mountain Mutual Water Company

Description of Proposed Changes or Work Remaining to Be Completed

The Petitioner is filing a Petition for Change to add existing Point 8 (Cooksley Lake) as a Point of Diversion, to add existing Point 1 (Deer Lake) as a Point of Rediversion, and to change the distribution of storage authorized by License 5063A to add Cooksley Lake as an authorized place of storage.

The Petition requests that no changes be made to the authorized rate or amount of diversion. The maximum rate of direct diversion would equal the 1.783 cfs rate currently authorized for direct diversion, and the maximum storage amount would continue to be 124 acre-feet per year, as now authorized by the License. The Petitioner seeks to maintain the places of use currently authorized for municipal and irrigation uses under License 5063A. No new construction is proposed, no physical change to any existing facilities would occur, and there would be no increase in the amount of water diverted under the License.

Because the change requested in the Petition would not result in any change to the amount of water diverted, or the rate or season of diversion, fish and wildlife would not be affected by the requested change. Similarly, because there is no change to the flows in the stream below the points of diversion, the Petition would not injure any other legal user of water. As the changes requested in this Petition do not have the potential to impair instream beneficial uses due to a decrease in flow, it is our understanding that this Petition is also not subject to the requirements for diversion season, minimum bypass flow, and maximum cumulative diversion set forth in the *Policy for Maintaining Instream Flows in Northern California Coastal Streams*.

The requested changes do not involve modification of any existing reservoirs, diversion facilities or the requested place of use. This Petition will not increase the existing diversion or use of water relative to historical conditions for this project. Accordingly, this Petition qualifies 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.”

Proposed Distribution of Storage

The Petitioner requests no change in the total authorized storage amount of 124 acre-feet per year. The Petitioner is requesting that the amount authorized for storage under License 5063A not only be authorized for storage in Lake Newton, Deer Lake, Lake Whitehead, and Lake Henne, but also for storage in Cooksley Lake. The combined total amount authorized for storage under License 5063A would not change.

Attachment 1 to Petition for Change and Environmental Information for Petitions
License 5063A (A008801A)
of
Howell Mountain Mutual Water Company

Points of Diversion and Rediversion

| Point | Name | Coordinates* | | ¼-¼ | Section | Township | Range | B&M |
|-------|--------------------|--------------|-----------|----------|---------|----------|-------|------|
| | | Northing | Easting | | | | | |
| 1 | Deer Lake Dam | 1,979,000 | 6,426,281 | SW of SE | 25 | 9N | 6W | M.D. |
| 2 | Lake Henne Dam | 1,975,728 | 6,429,907 | NE of SW | 31 | 9N | 5W | M.D. |
| 3 | Lake Orville Dam | 1,976,537 | 6,428,831 | NW of SW | 31 | 9N | 5W | M.D. |
| 4 | Granite Lake Dam | 1,978,415 | 6,427,267 | SE of SE | 25 | 9N | 6W | M.D. |
| 5 | Lake Newton Dam | 1,977,784 | 6,427,273 | NE of NE | 36 | 9N | 6W | M.D. |
| 6 | Lake Whitehead Dam | 1,977,457 | 6,428,351 | SW of NW | 31 | 9N | 5W | M.D. |
| 8 | Cooksley Lake Dam | 1,980,483 | 6,426,094 | NW of SE | 25 | 9N | 6W | M.D. |

*California Coordinate System, NAD83, Zone 2.

| Existing Points of Diversion and Rediversion | |
|--|-----------------------|
| Points | |
| Points of Diversion | Points of Rediversion |
| 1 | 2,3,4,5 |
| 2 | - |
| 5 | 2,3 |
| 6 | 2,3 |

| Proposed Points of Diversion and Rediversion | |
|--|-----------------------|
| Points | |
| Points of Diversion | Points of Rediversion |
| 1 | 2,3,4,5 |
| 2 | - |
| 5 | 2,3 |
| 6 | 2,3 |
| 8 | 1,2,3,4,5 |