

TYPE OR PRINT
IN BLACK INK
(For instructions, see
booklet: "How to File an
Application to Appropriate
Water in California")



California Environmental Protection Agency

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
www.waterrights.ca.gov

2007 AUG 17 AM 11:06
 DIV OF WATER RIGHTS
 SACRAMENTO
 STATE WATER RESOURCES
 CONTROL BOARD

APPLICATION NO. _____
(leave blank)

APPLICATION TO APPROPRIATE WATER

SECTION A: NOTICE INFORMATION

1. APPLICANT/AGENT

	APPLICANT	ASSIGNED AGENT (if any)
Name	CA Dept. of Transportation Steve Blair	CA Dept. of Transportation David Melendrez
Mailing Address	1656 Union Street	1656 Union Street
City, State & Zip	Eureka, CA 95501	Eureka, CA 95501
Telephone	(707) 445-6381	(707) 445-5201
Fax	(707) 441-5733	(707) 441-4677
E-mail	steven_blaire@dot.ca.gov	david_melendrez@dot.ca.gov

2. OWNERSHIP INFORMATION (Please check type of ownership.)

- Sole Owner Limited Liability Company (LLC) General Partnership*
 Limited Partnership* Business Trust Husband/Wife Co-Ownership
 Corporation Joint Venture Other _____
*Please provide a copy of your partnership agreement.

3. PROJECT DESCRIPTION (Provide a detailed description of your project, including, but not limited to, type of construction activity, area to be graded or excavated, and how the water will be used.)

Project proposes to construct two bridges and a through cut to realign Highway 101 around active slide area at Confusion Hill (PM 98.9/R 100.8). Concrete batch plant. Water will be used for concrete production, concrete curing & dust control. Water will be drafted from SFER by water truck following guidelines
 For continuation, see Attachment No. _____ from NOAA Fisheries.

4. PURPOSE OF USE, DIVERSION/STORAGE AMOUNT AND SEASON

a. PURPOSE OF USE (irrigation, domestic, etc.)	DIRECT DIVERSION				STORAGE		
	AMOUNT		SEASON OF DIVERSION		AMOUNT	SEASON OF COLLECTION	
	Rate (cfs or gpd)*	Acre-feet per year	Beginning date (month & day)	Ending date (month & day)	Acre-feet per year	Beginning date (month & day)	Ending date (month & day)
Industrial	14,000	7.73	8/31/07	2/28/08	—	—	—

See Attachment No. _____ * If rate is less than 0.025 cubic feet per second (cfs), use gallons per day (gpd).

b. Total combined amount taken by direct diversion and storage during any one year will be 7.73 acre-feet.

c. Reservoir storage is: onstream offstream underground (If underground storage, attach Form APP-UGSTOR.)

d. County in which diversion is located: Mendocino County in which water will be used: Mendocino

e. Assessor's Parcel Number(s): AP 53-250-09, 08, 07, 10 AP 53-270-05, 06, 10, 08, 11
AP 53-240-13

5. SOURCES AND POINTS OF DIVERSION/REDIVERSION

a. Sources and Points of Diversion (POD)/Points of Rediversion (PORD):

- POD / PORD # 1: South Fork Eel River tributary to Eel River
 thence Pacific Ocean
 POD / PORD # _____: _____ tributary to _____
 thence _____
 POD / PORD # _____: _____ tributary to _____
 thence _____
 POD / PORD # _____: _____ tributary to _____
 thence _____

See Attachment No. _____

5-17-07
 \$ 1000.00
 \$ 850.00
 JP

b. State Planar and Public Land Survey Coordinate Description:

POD/ PORD #	CALIFORNIA COORDINATES (NAD 27)	ZONE	POINT IS WITHIN (40-acre subdivision)	SECTION	TOWN -SHIP	RANGE	BASE AND MERIDIAN
1	N 39° 55.315' W 123° 45.937'	2	SW ¼ of SE ¼	17	24N	17W	MD
2	N 39° 55.317' W 123° 45.912'	2	SW ¼ of SE ¼	17	24N	17W	MD
			¼ of ¼				
			¼ of ¼				

See Attachment No. _____

c. Name of the post office most often used by those living near the proposed point(s) of diversion:

Garberville, CA 95542

6. WATER AVAILABILITY

a. Have you attached a water availability analysis for this project? YES NO

If NO, provide sufficient information to demonstrate that there is reasonable likelihood that unappropriated water is available for the proposed appropriation:

Consultation with NOAA.

See Attachment No. _____

b. Is your project located on a stream system declared to be fully appropriated by the State Water Resources Control Board during your proposed season of diversion? YES NO

c. In an average year, does the stream dry up at any point downstream of your project? YES NO If YES, during which months? Jan Feb Mar Apr May Jun Jul Aug Sep Oct Nov Dec

d. What alternate sources of water are available if a portion of your requested diversion season must be excluded because water is not available for appropriation? (e.g., percolating groundwater, purchased water, etc.)

Randall Sand and Gravel, P.O. Box 339, Garberville, CA 95560 Contact Kathy Studebaker (707) 923-2820

See Attachment No. _____

7. PLACE OF USE

USE IS WITHIN (40-acre subdivision)	SECTION*	TOWNSHIP	RANGE	BASE & MERIDIAN	IF IRRIGATED	
					Acres	Presently cultivated?
¼ of ¼	<u>SEE ATTACHED MAP</u>					<input type="checkbox"/> YES <input type="checkbox"/> NO
¼ of ¼						<input type="checkbox"/> YES <input type="checkbox"/> NO
¼ of ¼						<input type="checkbox"/> YES <input type="checkbox"/> NO
¼ of ¼						<input type="checkbox"/> YES <input type="checkbox"/> NO
¼ of ¼						<input type="checkbox"/> YES <input type="checkbox"/> NO
¼ of ¼						<input type="checkbox"/> YES <input type="checkbox"/> NO
¼ of ¼						<input type="checkbox"/> YES <input type="checkbox"/> NO
¼ of ¼						<input type="checkbox"/> YES <input type="checkbox"/> NO
Total:						

*Please indicate if section is projected with a "(P)" following the section number.

See Attachment No. _____

8. PROJECT SCHEDULE

a. Project is:

proposed. Year construction will begin: _____

partially complete. Extent of completion: _____

complete. Year completed: _____

b. Year of first use: _____ Year water will be used to the full extent intended: _____

SECTION B: MISCELLANEOUS DIVERSION INFORMATION

1. JUSTIFICATION OF AMOUNTS REQUESTED

a. IRRIGATION: Maximum area to be irrigated in any one year: _____ acres.

CROP	ACRES	METHOD OF IRRIGATION (sprinklers, flooding, etc.)	WATER USE (Acre-feet/Yr.)	SEASON OF WATER USE	
				Beginning date (month & day)	Ending date (month & day)

See Attachment No. _____

b. DOMESTIC: Number of residences to be served: _____ Separately owned? YES NO
 Number of people to be served: _____ Estimated daily use per person is: _____ gallons per day
 Area of domestic lawns and gardens: _____ square feet
 Incidental domestic uses: _____
(dust control area, number and kind of domestic animals, etc.)

c. STOCKWATERING: Kind of stock: _____ Maximum number: _____
 Describe type of operation: _____
(feedlot, dairy, range, etc.)

d. RECREATIONAL: Type of recreation: Fishing Swimming Boating Other _____

e. MUNICIPAL:

POPULATION		MAXIMUM MONTH		ANNUAL USE		
List for 5-year periods until use is completed		Average daily use (gallons per capita)	Rate of diversion (cfs)	Average daily use (gallons per capita)	Acre-foot (per capita)	Total (acre-feet)
Period	Population					
Present						

See Attachment No. _____

Month of maximum use during year: _____ Month of minimum use during year: _____

f. HEAT CONTROL: Area to be heat controlled: _____ net acres
 Type of crops protected: _____
 Rate at which water is applied to use: _____ gpm per acre
 Heat protection season will begin _____ and end _____
(month & day) (month & day)

g. FROST PROTECTION: Area to be frost protected: _____ net acres
 Type of crops protected: _____
 Rate at which water is applied to use: _____ gpm per acre
 The frost protection season will begin _____ and end _____
(month & day) (month & day)

h. INDUSTRIAL: Type of industry: HIGHWAY CONSTRUCTION
 Basis for determination of amount of water needed: Construction Scenario Estimates

i. MINING: Name of the claim: _____ Patented Unpatented
 Nature of the mine: _____ Mineral(s) to be mined: _____
 Type of milling or processing: _____
 After use, the water will be discharged into _____ (watercourse)
 in _____ ¼ of _____ ¼ of Section _____, T _____, R _____, B. & M. _____

j. POWER: Total head to be utilized: _____ feet
 Maximum flow through the penstock: _____ cfs
 Maximum theoretical horsepower capable of being generated by the works (cfs x fall ÷ 8.8): _____
 Electrical capacity (hp x 0.746 x efficiency): _____ kilowatts at: _____ % efficiency
 After use, the water will be discharged into _____ (watercourse)
 in _____ ¼ of _____ ¼ of Section _____, T _____, R _____, B. & M. FERC No.: _____

k. FISH AND WILDLIFE PRESERVATION AND/OR ENHANCEMENT: List specific species and habitat type that will be preserved or enhanced in Item 7a of Section C.

l. OTHER: Describe use: _____
 Basis for determination of amount of water needed: _____

2. DIVERSION AND DISTRIBUTION METHOD

- a. Diversion will be by gravity by means of: _____
(dam, pipe in unobstructed channel, pipe through dam, siphon, weir, gate, etc.)
- b. Diversion will be by pumping from: SFER to Temporary Holding Tank(s)
(sump, offset well, channel, reservoir, etc.)
- Pump discharge rate: < 14,000 cfs or gpd Horsepower: TBD Pump Efficiency: TBD

c. Conduit from diversion point to first lateral or to offstream storage reservoir:

CONDUIT (pipe or channel)	MATERIAL (type of pipe or channel lining; indicate if pipe is buried or not)	CROSS-SECTION (pipe diameter, or ditch depth and top and bottom width) (inches or feet)	LENGTH (feet)	TOTAL LIFT OR FALL		CAPACITY (cfs, gpd or gpm)
				feet	+ or -	
	<u>See enclosed description</u>					

See Attachment No. _____

d. Storage reservoirs: (For underground storage, complete and attach form APP-UGSTOR)

RESERVOIR NAME OR NUMBER	DAM				RESERVOIR		
	Vertical height from downstream toe of slope to spillway level (feet)	Construction material	Length (feet)	Freeboard: dam height above spillway crest (feet)	Surface area when full (acres)	Capacity (acre-feet)	Maximum water depth (feet)
					<u>See enclosed text specifications</u>		

See Attachment No. _____

e. Outlet pipe: Complete for storage reservoirs having a capacity of 10 acre-feet or more.

RESERVOIR NAME OR NUMBER	OUTLET PIPE				
	Diameter (inches)	Length (feet)	Fall: vertical distance between entrance and exit of outlet pipe (feet)	Head: vertical distance from spillway to entrance of outlet pipe (feet)	Dead Storage: storage below entrance of outlet pipe (acre-feet)

See Attachment No. _____

- f. If water will be stored and the reservoir is not at the point of diversion, the maximum rate of diversion to offstream storage will be _____ cfs. Diversion to offstream storage will be made by: Pumping Gravity

3. CONSERVATION AND MONITORING

a. What methods will you use to conserve water? Explain. Use only as needed.

b. How will you monitor your diversion to be sure you are within the limits of your water right and you are not wasting water? Weir Meter Periodic sampling Other (describe) Keep log on number of times the temporary holding tank(s) are filled per day. Document date(s), time, and total volume diverted per day.

4. RIGHT OF ACCESS

- a. Does the applicant own all the land where the water will be diverted, transported and used? YES NO
 If NO, I do do not have a recorded easement or written authorization allowing me access.
- b. List the names and mailing addresses of all affected landowners and state what steps are being taken to obtain access: _____

See Attachment No. _____

5. EXISTING WATER RIGHTS AND RELATED FILINGS

- a. Do you claim an existing right for the use of all or part of the water sought by this application? YES NO
 If YES, please specify: Riparian Pre-1914 Registration Permit License
 Percolating groundwater Adjudicated Other (specify) _____
- b. For each existing right claimed, state the source, year of first use, purpose, season and location of the point of diversion (to within quarter-quarter section). Include number of registration, permit, license, or statement of

water diversion and use, if applicable. _____

- c. List any related applications, registrations, permits, or licenses located in the proposed place of use or that utilize the same point(s) of diversion? N/A
 See Attachment No. _____

6. OTHER SOURCES OF WATER

Are you presently using, or do you intend to use, purchased water or water supplied by contract in connection with this project? Yes No If yes, please explain: In addition to water drafted from SFER.

7. MAP REQUIREMENTS

The Division cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section and quarter/quarter section of (1) the proposed points of diversion and (2) the place of use. A copy of a U.S.G.S. quadrangle/topographic map of your project area is preferred, and can be obtained from sporting goods stores or through the Internet at <http://topomaps.usgs.gov>. A certified engineering map is required when (1) appropriating more than three cfs by direct diversion, (2) constructing a dam which will be under the jurisdiction of the Division of Safety of Dams, (3) creating a reservoir with a surface area in excess of ten acres or (4) appropriating more than 1000 acre-feet per annum by underground storage. See the instruction booklet for more information.
 See Attachment No. _____

SECTION C: ENVIRONMENTAL INFORMATION

Note: Before a water right permit may be issued for your project, the State Water Resources Control Board (SWRCB) 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 for your project, a determination must be made of who is responsible for its preparation. If the SWRCB is determined to be responsible for preparing the CEQA document, the applicant will be required to pay all costs associated with the environmental evaluation and preparation of the required documents. Please answer the following questions to the best of your ability and submit with this application any studies that have been conducted regarding the environmental evaluation of your project.

1. 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: _____
 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. _____

2. 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 U.S. Bureau of Land Management
 U.S. Corps of Engineers U.S. Natural Res. Conservation Service Calif. Dept. of Fish and Game
 State Lands Commission Calif. Dept. of Water Resources (Div. of Safety of Dams)
 Calif. Coastal Commission State Reclamation Board Other (specify) NOAA Sec. 7: USFWS Sec. 7

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

AGENCY	PERMIT TYPE	PERSON(S) CONTACTED	CONTACT DATE	TELEPHONE NO.
USACE	404	HAL DURIO	11/1/05	(415) 977-8472
CD F&G	1602	Craig Martz	11/1/05	(530) 225-2281
NCRWOCS	401	Dean Pratt	11/1/05	(707) 576-2801

See Attachment No. _____

Should be on file @ SWRCB

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

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: Craig Martz (970) 225-2281

3. ENVIRONMENTAL DOCUMENTS

a. Has any California public agency prepared an environmental document for your project? YES NO
c. 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: CA. Dept. of Transportation
d. If NO, check the appropriate box and explain below, if necessary:
 The applicant 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 application 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 applicant and at the applicant's expense under the direction of the SWRCB, Division of Water Rights.

4. 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.):
401 Certification obtained Feb. 2006

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? _____

5. 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: _____

See Attachment No. → Should be on file

6. ENVIRONMENTAL SETTING

Attach three complete sets of color photographs, clearly dated and labeled, showing the vegetation that exists at the following three locations:
 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.
 See Attachment No. ____

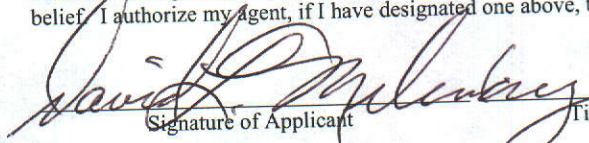
SECTION D: SUBMITTAL FEES

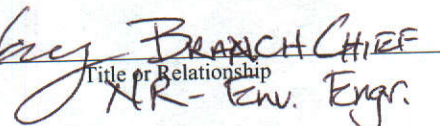
Calculate your application filing fee using the "Water Right Fee Schedule Summary" that was enclosed in the application packet. The "Water Right Fee Schedule Summary" can also be viewed at the Division of Water Rights' website (www.waterrights.ca.gov).

A check for the application filing fee, payable to the "Division of Water Rights" and an \$850 check for the environmental review fee, payable to the "California Department of Fish and Game," must accompany this application. All applicable fees are required at the time of filing. Your application will be returned to you if it is not accompanied by all required fees.

SECTION E: DECLARATION AND SIGNATURE

I declare under penalty of perjury that all information provided is true and correct to the best of my knowledge and belief. I authorize my agent, if I have designated one above, to act on my behalf regarding this water right application.


Signature of Applicant


Title or Relationship

8/1/07
Date

NR - Env. Engr.

Signature of Co-Applicant (if any)

Title or Relationship

Date



"APPLICATION TO APPROPRIATE WATER" CHECKLIST

Before you submit your application, be sure to:

- Answer each question completely in Sections A, B, and C.
- Number and include all necessary attachments.
- Include a legible map that meets the requirements discussed in the instruction booklet (Item B6).
- Include the Water Availability Analysis or sufficient information to demonstrate that there is reasonable likelihood that unappropriated water is available for the proposed appropriation (Item A6).
- Include three complete sets of color photographs of the project site (Item C6).
- Enclose a check for the required fee, payable to the Division of Water Rights, as specified in Section D.
- Enclose a \$850 check for the environmental review fee, payable to the Department of Fish and Game, as specified in Section D.
- Sign and date the application in Section E.

Send the original and one copy of the entire application to:

State Water Resources Control Board
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812-2000

Water Drafting Description

Additional Water Drafting Information:

Equipment

- The typical capacity of a water storage tank will hold approximately 1000 to 1500 gallons. Water will be stored in the tank(s) for an average of 12 to 24 hours. Maximum water storage time within the tank will be limited to 72 hours.



Figure 1: Typical Water Storage Tank w/PVC Line

- The water would continue to be drawn from the river using 1.5" to 2" diameter soft and hard (PVC) water line(s). The portion of the soft water line submerged in the channel would continue to utilize a filter box at the end, as required by the permits. Once the storage tank is filled, the filter box and water line would be manually pulled from the channel and secured near the pump. The water truck would then drive up to the storage tank and fill up. See the attached "Water Drafting Storage System Detail" for a general schematic of the water drafting/storage operation.
- The water pump used to pull water from the river channel, into the storage tank, will likely be a centrifugal type trash pump. The required pump will likely be a gasoline-powered pump capable of producing 5 to 10 horsepower. The water pump will be positioned within a secondary container to provide full containment of any leaks or spills that may occur during operation of the water pump unit.



Figure 2: Typical Pump with Engine

Water Drafting Description

Access Roads:

- Southern Water Drafting Point of Diversion (POD): Access to water drafting from the south bridge will be done via the existing paved access road near Pier 2, as shown on the attached map. If permitted, the water tank will be placed near the end of the paved access road to provide the water truck direct access to the water storage tank. Since the water truck would be able to drive up to the temporary storage tank, via the paved road, little to no grading would be required on the river bar for vehicle access to the Point of Diversion. Proposed water storage tank locations have been shown on the map.
- Northern Water Drafting Point of Diversion (POD) Peninsula Access Road: Access to water drafting, to supply the north side of the project, is proposed via the existing Peninsula Access Road (gravel) near the Pier 3 (south bridge) area, as shown on the attached map. Minor grading on the river bar would be required to allow the water truck direct access to the Point of Diversion. If a water storage tank is permitted at this location, a system similar to that shown on the "Typical Water Drafting Storage System" Detail would be employed here as well. A proposed water storage tank location has been shown on the map.

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.waterrights.ca.gov>

**ENVIRONMENTAL INFORMATION
FOR PETITIONS**

Petition for Change

Petition for Extension of Time

Before the State Water Resources Control Board (SWRCB) can approve a petition to change your water right permit or a petition for extension of time to complete use, the SWRCB 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.

Project proposes to construct two permanent bridges and a through cut to realign highway 101 around an active slide at Confusion Hill (PM 98.9 / R 100.8). Water will be used for concrete production, concrete curing and dust control. Water will be drafted from the South Fork Eel River to a water truck following guidelines from NOAA Fisheries.

See Attachment No. _____

ENVIRONMENTAL INFORMATION FOR PETITIONS

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: _____

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.
CD F&C	1602	Craig Martz	11/1/05	(920) 225-2281
NC RWQCB	401	Dean Pratt	11/1/05	(707) 576-2801
USACE	404	Hal Durio	11/1/05	(415) 977-8472

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: Craig Martz (930) 229-2281

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 CA. Dept of Transportation

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.):

401 Certification 2/06

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

Should be on file

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: 8/1/07

Signature: *David L. Mulvey*