

# State of California, State Water Resources Control Board

Division of Water Rights  
P.O. Box 2000, Sacramento, CA 95812-2000  
Info: (916) 341-5300, Web: <http://www.waterboards.ca.gov/waterrights>

S001471  
2007, 2008, 2009

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Owner(s) of Record:  
RON TOBIN; CATHY TOBIN

Complete and Return This Form by JULY 1, 2010

Primary Contact:  
RON TOBIN  
PO BOX 2336  
FLOURNOY, CA 96029

Agent:  
Address:

Phone No. 530-833-9961  
Fax No.  
E-mail Address:

Phone No.  
Fax No.  
E-mail Address:

Source Name: THOMES CREEK

Tributary To:

County: Tehama

Diversion within: 1/4 of NE 1/4 Section 35, T 24 N, R 6 W, MDB&M

Year of First Use: 1894

Name of Diversion works:

Assessor Parcel Number  
of the Diversion site:

A. **Water is Used Under:** Riparian claim ☒ Pre-1914 claim ☒ Court Decree No.: \_\_\_\_\_ Other (explain): \_\_\_\_\_

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (eWRIMS)) 1894

C. **Rate of Diversion (required by Water Code section 5104):** The rate of diversion of water for each month used and entered in the table below is shown in units of:

Gallons per minute (GPM) NA Gallons per day (GPD) NA Cubic feet per second (CFS) NA

*depends on flow*

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2007			3-03-01								11-01-07		
2008				4-14-08				9-02-08					
2009				4-30-09				8-22-09					

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:

Gallons \_\_\_\_\_ Million Gallons (MG) \_\_\_\_\_ Acre-feet (AF) varies with flow and soil. We have gravelly sandy loam soil mixes that won't hold moisture for a long time

*drought drought*

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2007			56	80	104	136	144	120	96	64			800 AF
2008				80	120	136	100	10					480 AF
2009				80	120	120	80	10					410.00

E. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 70 to 80 acres; Stockwatering 70 head; Domestic 0

Other (specify) use approx 800 AF per year

Parcel Number(s) of Place of Use: 059-240-48-1

F. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.

(New pump, enlarged diversion dam, location of diversion, etc.)

Permanent headgates - to improve irrigation efficiency.

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO ☐  
Describe any water conservation efforts you have initiated: New turnouts, permanent headgates for better water control.

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved: Depends on flow of seasonal creek

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES ☐ NO ☐

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO X.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

N/A

Amount of reduced diversion:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO X.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year NA (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_\_ NO \_\_\_\_\_

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATE: 6-5, 2010 at Flournoy, California

SIGNATURE: C. Ronald C. Tobin Bethy C. Tobin

PRINTED NAME: Ronald C Tobin  
(first name) (middle initial) (last name)

COMPANY NAME: \_\_\_\_\_

ITEM

If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.  
CONTINUATION

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

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water diverters as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. Informational documents regarding (1) Statements of Water Diversion and Use, and (2) Information Pertaining to Water Rights in California are available at [http://www.waterboards.ca.gov/waterrights/publications\\_forms/forms/index.shtml](http://www.waterboards.ca.gov/waterrights/publications_forms/forms/index.shtml).

5001471

On normal rainfall and snowpack years we use approximately 800 Af per year. This will also vary as to how hot our growing season is.

We have a 20-25 acre fenced off Buffer zone next to the Creek that we also keep watered for the wildlife and it cleans the water before it goes back into the Creek.

This Riparian Area would die off without the use of the extra water.

Our soils are gravelly loam in most areas and therefore very porous. The extra water recharges the ground waters. During 2008 and 2009 the lack of irrigation water during the months of Aug. Sept. and October were drastically noticed.

Cathy L. Flynn



**Dan Skopec**  
Acting Secretary

# State Water Resources Control Board

## Executive Office

**Tam M. Doduc, Board Chair**  
1001 I Street • Sacramento, California • 95814 • 916.341.5615  
P.O. Box 100 • Sacramento, California • 95812-0100  
Fax 916.341.5621 • www.waterboards.ca.gov

SURNAME



**Arnold Schwarzenegger**  
Governor

In Reply Refer  
to:341:SWM 1001471

September 14, 2006

Ron Tobin and Cathy Tobin  
P.O. 2336  
Flournoy, CA 96029

Dear Mr. and Mrs. Tobin:

### STATEMENT 1471 – THOMAS CREEK IN TEHAMA COUNTY

This letter is in response to the telephone conversation I had with Cathy Tobin on September 14, 2006. Per Ms. Tobin's request, we will update our records to show ownership of Statement 14712 in the names of Ron Tobin and Cathy Tobin. If you have any questions, please do not hesitate to write, or telephone me at (916) 341-5352.

Sincerely,

Scott McFarland, P.E.  
License Unit

cc: Dan & Sydney Kurtz  
P.O. Box 2368  
Flournoy, CA 96029

10014369  
100141001

10014370

*WR was notified via e-mail 9-14-06*

URNAME

*S. McFarland*

California Environmental Protection Agency



Dan Skopec  
Acting Secretary

# State Water Resources Control Board

## Executive Office

Tam M. Doduc, Board Chair  
1001 I Street • Sacramento, California • 95814 • 916.341.5615  
P.O. Box 100 • Sacramento, California • 95812-0100  
Fax: 916.341.5621 • www.waterboards.ca.gov



Arnold Schwarzenegger  
Governor

In Reply Refer  
to: 341:SWM:S001471

File  
Jme

September 14, 2006

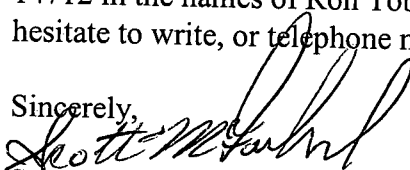
Ron Tobin and Cathy Tobin  
P.O. 2336  
Flournoy, CA 96029

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### STATEMENT 1471 – THOMAS CREEK IN TEHAMA COUNTY

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Sincerely,

  
Scott McFarland, P.E.  
License Unit

cc: Dan & Sydney Kurtz  
P.O. Box 2368  
Flournoy, CA 96029

DIV. OF WATER RIGHTS  
SACRAMENTO

2006 SEP 22 PM 12:29

STATE WATER RESOURCES  
CONTROL BOARD

**From:** Scott McFarland  
**To:** Ledesma, Delia  
**Date:** 9/14/06 9:11:50 AM  
**Subject:** Ownership assignment

Delia:  
Please change ownership of the following:

Statement: S001471

Remove: Dan and Sydney Kurtz

Assign to:

Ron Tobin 10036199  
Cathy Tobin 10036200  
P.O. Box 2336  
Flournoy, CA 96029

I sent out assignment letters and sent copy to files.

Thanks,

Scott Mc.

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://waterrights.ca.gov>

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.

Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return this Form by **JULY 1, 2007**

Primary Owner: **RON TOBIN**

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING

RON TOBIN

PO BOX 2336

FLOURNOY, CA 96029

STATEMENT NO.:

**S001471**

CONTACT PHONE NO.:

Source Name: **THOMES CREEK**

Tributary To: **SACRAMENTO RIVER**

County: **Tehama**

Year of First Use: **1894**

Diversion Within: **¼ of NE¼ Section 35 T24N, R06W, MB&M**

Parcel Number:

A. **Water is Used Under:** Riparian claim ☒ Pre-1914 right ☒ Other (explain): \_\_\_\_\_

B. **Year of First Use:** (Please provide if missing above) **1894**

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons \_\_\_\_\_ Million Gallons (MG) \_\_\_\_\_ Acre-feet (AF) \_\_\_\_\_ Other \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2004					304						NOV 1		1500-2000
2005					5-1-05						NOV 10		1500-2000
2006					NOV 10-11						NOV 5		1500-2000

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation **70-100** acres; Stockwatering **40 pairs**; Domestic **0**

Other (specify) **40-70 pairs depending on year -**

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)

**SAME LOCATION NEW HEADGATE 36" round pipe cement headgate**  
**Water coming in varies**  
**during year with flow**  
**of creek -**

F. Please answer only these questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_\_\_ NO \_\_\_\_\_

Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

*Reviewed  
051 7/9/07*

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO X.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_ NO \_\_\_\_.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_ NO X.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_ NO \_\_\_\_.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: 4-16, 2007 at Flournoy CA, California

SIGNATURE: Cathy C. Tobin for Ronald C. Tobin

PRINTED NAME: Cathy C. Tobin / Ronald C. Tobin  
(first name) (middle initial) (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
_____	_____
_____	_____
_____	_____
_____	_____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.





S001471%SZ2005

2003, 2004, 2005

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

If the information below is inaccurate, please line it out in red and provide current information.  
Notify this office if ownership or address changes occur during the coming year.

**Please Complete and Return This Form by JULY 1, 2005.**

**\*If the mail recipient's name, address or phone No. is wrong or missing, please correct.**

**Owner of Record:** SYDNEY KURTZ; DAN KURTZ;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

**DAN KURTZ**  
**PO BOX 2368**  
**FLOURNOY, CA 96029**

STATEMENT NO.: S001471  
CONTACT PHONE NO.: (916)833-5550

**Source Name:** THOMES CREEK

**Tributary To:** SACRAMENTO RIVER

**County:** Tehama

**Diversion Within:** 1/4 of NE1/4 Section 35, T24N, R06W, MB&M

**Year of First Use:** 1894

**Parcel Number:**

A. **Water is Used Under:** Riparian claim \_\_\_\_\_ Pre-1914 right \_\_\_\_\_ Other (explain): \_\_\_\_\_

B. **Year of First Use:** (Please provide if missing above) \_\_\_\_\_

C. **Amount of Use:** Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons				Million Gallons (MG)				Acre-feet (AF)			Other		Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2003													
2004													
2005													

D. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_;

Other (specify) \_\_\_\_\_

E. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.)

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_\_\_ NO \_\_\_\_\_

Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

9/27/06  
New Diversions  
in surveys

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES \_\_\_\_ NO \_\_\_\_:
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_ NO \_\_\_\_.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_ NO \_\_\_\_.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG) Year \_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_ NO \_\_\_\_.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_, California

SIGNATURE: \_\_\_\_\_

PRINTED NAME: \_\_\_\_\_  
(first name) (middle initial) (last name)

COMPANY NAME: \_\_\_\_\_

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
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_____	_____
_____	_____

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An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

**\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\***

**STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS**

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

STATEMENT NO: S001471  
OWNER OF RECORD: SYDNEY KURTZ

SYDNEY KURTZ  
P O BOX 2368  
FLOURNOY, CA 96029

P.O. RETURNED

SOURCE: THOMES CREEK  
TRIBUTARY TO: SACRAMENTO RIVER  
COUNTY: TEHAMA  
DIVERSION

WITHIN: ¼ OF NE¼ SECTION 35, T24N, R6W, MDB&M.

TELEPHONE NUMBER:  
(916) 833-5550  
YEAR OF FIRST USE: 1894  
PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

**COMPLETE AND RETURN THIS FORM BY JULY 1, 1995.**

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right \_\_\_\_\_; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992													
1993													
1994													

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_

Other (specify) \_\_\_\_\_

**\*\*\* CONTINUE ON BACK PAGE \*\*\***

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

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- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

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I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_, California

SIGNATURE: \_\_\_\_\_

PRINTED NAME: \_\_\_\_\_  
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: \_\_\_\_\_

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 001471

DAN & SYDNEY KURTZ  
P O BOX 2368  
FLOURNOY, CA 96029

TELEPHONE NUMBER:  
(916) 833-5550

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: THOMES CREEK

TRIBUTARY TO: SACRAMENTO RIVER

COUNTY: TEHAMA

YEAR OF FIRST USE: 1894

DIVERSION

WITHIN: 1/4 OF NE1/4 SECTION 35, T24N, R06W, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right \_\_\_\_\_; Other (explain) \_\_\_\_\_

B. Year of first use (Please provide if missing above) \_\_\_\_\_.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991													
1992													
1993													

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_  
Other (specify) \_\_\_\_\_

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_, California

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

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