

PERMIT TERM D1

Title: Tributaries to Clear Lake – Agreement

When Used: Storage projects when permittee has entered into the standard contract for purchase of water from Yolo County Flood Control and Water Conservation District.

Term:

Permittee shall comply with the following provisions which are derived from the contract between _____ and Yolo County Flood Control and Water Conservation District executed on _____ and filed with the State Water Resources Control Board:

- (1) If during the period from September 1 of any year through April 30 of the succeeding year, either (a) the elevation of Clear Lake has reached 7.56 feet as measured on the Rumsey Gage or (b) water has been discharged from Clear Lake to hold the water level down in compliance with the Gopcevic Decree, water collected to storage during permittee's corresponding diversion season shall be water appropriated under this permit. If during such period from September 1 through April 30, either (a) or (b) above does not occur, water collected in permittee's reservoir(s) shall be purchased from the Yolo County Flood Control and Water Conservation District.
- (2) Permittee shall install and maintain in the reservoir(s) an accurate direct reading staff gage, calibrated to storage in acre-feet, which is referenced to a permanent benchmark. Permittee shall supply the staff gage reading on or about October 1 of each year to the Yolo County Flood Control and Water Conservation District and to the State Water Resources Control Board with permittee's report of annual water use.
- (3) Permittee shall allow a designated representative of the Yolo County. Flood Control and Water Conservation District reasonable access to the reservoir(s) for the purpose of determining water levels.

Inclusion in this permit of certain provisions of the referenced contract shall not be construed as disapproval of other provisions of the contract or as affecting the enforceability, as between the parties, of such other provisions insofar as they are inconsistent with the terms of this permit.

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Note: If standard permit term 47 is to be included in the permit for other purposes, modify term 47 as in (2) and (3) above and delete those paragraphs from this term.